

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, June 22, 2009 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston. Also present were Mr. Mike Ragsdale, Knox County Mayor, Mr. Joe Jarret, Knox County Chief Deputy Law Director, Mr. Bruce Wuethrich, Director, Engineering and Public Works, Mr. Richard Walls, Knox County Internal Auditor, Mr. Grant Rosenberg, Director, Office of Neighborhoods, Mr. John Troyer, Director, Knox County Finance and news media.

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

* * * * *

IN RE: ROLL CALL:

Mrs. Kim Ellis, Minutes Clerk to the Knox County Clerk called the roll.

* * * * *

IN RE: DEVOTIONAL:

Commissioner Paul Pinkston gave the devotional.

* * * * *

IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Tony Norman led the Pledge of Allegiance to the flag.

* * * * *

IN RE: AMENDMENTS TO THE AGENDA:

Without objection, Commissioner Strickland amended the agenda as follows:

Add to the regular agenda R-09-6-923 – Resolution of the Commission of Knox County, Tennessee requesting that the law firm of Kennerly, Montgomery & Finley appear before the Knox County Commission to advise the Commission as to why there does not exist a Conflict of Interest Representation of the Knox County Retirement and Pension Board.

* * * * *

Add to the regular agenda R-09-6-920 – Resolution of the Commission of Knox County, Tennessee approving a letter from Commission to be hand delivered to William Soaper Lockett, Jr., Knox County Law Director, requesting he provide the Knox County Commission

with a letter that serves to identify any and all persons to who William S. Lockett, Jr. is monetarily indebted and who is employed and/or does business with Knox County, and appears or may appear before the Knox County Commission and/or its appointed committees.

* * * * *

Add to the regular agenda R-09-6-921 – Resolution of the Commission of Knox County, Tennessee approving a letter from Commission to be hand delivered to William Soaper Lockett, Jr., Knox County Law Director, requesting the henceforth cease and desist from representing the Knox County Commission and all of its appointed boards and committees in any and all litigation and transactional matters.

* * * * *

Add to the regular agenda R-09-6-104 – Resolution of the Commission of Knox County, Tennessee honoring Moriah Goss, Valedictorian of Fulton High School.

* * * * *

Defer to the July Board of Commissioners meeting R-09-6-105 – Resolution of the Commission of Knox County, Tennessee honoring Sarah Priestley, Salutatorian of Fulton High School.

* * * * *

Defer to the July Board of Commissioners meeting R-09-6-106 – Resolution of the Commission of Knox County, Tennessee honoring the recipients of the 2009 Girl Scouts of Tanasi Council Gold Award.

* * * * *

Remove from the consent agenda and add to the regular agenda R-09-6-919 – Resolution of the Commission of Knox County, Tennessee seeking Requests for Qualifications from qualified law firms to serve as Legal Counsel to the Knox County Retirement and Pension Board.

* * * * *

Remove from the consent agenda and add to the regular agenda R-09-6-107 – Resolution of the Commission of Knox County, Tennessee honoring Chuck Bolus for his years of service as an Educator and Administrator at Gresham Middle School.

* * * * *

Remove from the consent agenda and add to the regular agenda R-09-6-101 – Resolution of the Commission of Knox County, Tennessee recognizing and honoring Principal Julie Thompson, her staff, and the students at Knox County’s Carter Elementary School for earning this year’s “Value-Added Achievement Award” and related efforts in advancing elementary academics and hear before zonings.

* * * * *

Commissioner Wright asked that anyone who would like to co-sign on R-09-6-914 – Resolution of the Commission of Knox County, Tennessee making certain finding of facts regarding the conduct of Knox County Law Director William S. Lockett, expressing the Commission’s conclusions regarding the consequences thereof with respect to the eligibility of William S. Lockett to hold the office of Knox County Law Director and the operation of the Law Director’s office, and undertaking the responsibility to transmit said findings and conclusions to appropriate authorities for the initiation of all appropriate and necessary legal proceedings please notify the Director of Knox County Commission.

* * * * *

Move Public Forum up after Elections and Appointments.

* * * * *

Remove from the consent agenda and add to the regular agenda R-09-6-915 – Resolution of the Commission of Knox County, Tennessee asking the Knox County Legislative Delegation to hold a public meeting/forum in Knoxville on any bill in the General Assembly that seeks to change, clarify, or modify the Knox County Charter.

* * * * *

Add to the regular agenda R-09-6-916 - Consideration of a Resolution of the Commission of Knox County, Tennessee to create a Task Force to address the overcrowding problem in Knox County Jails and suggest improvements to (1) Address those mentally ill citizens who, due to a lack of alternative placement, exacerbate jail overcrowding, (2) The Court and Criminal Justice Systems, and (3) Any other issues the Task Force deems necessary and appropriate.

* * * * *

Move the following discussion to be heard before zonings: Discussion involving Laura Cole and runoff problems concerning her property in Knox County.

* * * * *

Withdraw from the agenda: R-09-6-908 – Resolution of the Commission of Knox County, Tennessee to appropriate funds not to exceed \$15,000.00 for the financial aid for Fort Sumpter Community Cemetery Corporation and for the purpose of rehabilitating or maintaining the cemetery located at 4828 Salem Church Road, in Knox County, Tennessee, formerly known as Halls Memory Garden.

* * * * *

Withdraw from the agenda: R-09-6-909 – Resolution of the Commission of Knox County, Tennessee requesting that the Board of Professional Responsibility of the Tennessee Supreme Court expedite its investigation of allegations of professional misconduct pending against Knox County Law Director, William S. Lockett, Jr.

* * * * *

Add to the Education Consent Calendar: R-09-6-206 – Resolution of the Commission of Knox County, Tennessee approving a contract in the amount of not to exceed \$250,000.00 with McCarty Holsaple McCarty, Inc. for architectural design services for renovations to Carter Elementary School and Carter Middle School.

* * * * *

Add to the Education Consent Calendar: R-09-6-207 – Resolution of the Commission of Knox County, Tennessee approving a contract in the amount not to exceed \$87,000.00 with Eason Sparkman Associated Architects for architectural design services for renovations to Belle Morris Elementary School.

* * * * *

Add to the Consent Calendar: R-09-6-918 – Resolution of the Commission of Knox County, Tennessee approving a five year grant agreement in the amount of \$45,000.00 (\$9,000.00 per year) with the Tennessee Commission on Children and Youth for the State Supplement Juvenile Court Improvement Program.

* * * * *

Add discussion regarding request for report from the Law Director’s office on all pending cases.

* * * * *

Add discussion regarding a request for the Rules Committee to evaluate the Commission Rules for possible updates and/or changes.

* * * * *

Add discussion regarding the Epilepsy Foundation’s Volleyball Fundraiser.

* * * * *

The following Resolution was TABLED: R-09-6-913 – Resolution of the Commission of Knox County, Tennessee asking the State Attorney General to investigate Knox County Law Director Bill Lockett.

* * * * *

IN RE: EDUCATION CONSENT CALENDAR:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE TO APPROVE A CONTRACT WITH AT&T FOR LOCAL TELECOMMUNICATION SERVICES: R-09-6-201:

Consideration of a Resolution of the Commission of Knox County, Tennessee to approve a contract with AT&T for local telecommunication services was before the Board of Commissioners.

Commissioner Pinkston moved to approve R-09-6-201 - Consideration of a Resolution of the Commission of Knox County, Tennessee to approve a contract with AT&T for local telecommunication services. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH AT&T FOR LONG DISTANCE TELECOMMUNICATIONS SERVICES: R-09-6-202:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with AT&T for long distance telecommunications services was before the Board of Commissioners.

Commissioner Pinkston moved to approve R-09-6-202 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with AT&T for long distance telecommunications services. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH PAETEC FOR LOCAL TELECOMMUNICATION SERVICES: R-09-6-203:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with PAETEC for local telecommunication services was before the Board of Commissioners.

Commissioner Pinkston moved to approve R-09-6-203 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with PAETEC for local telecommunication services. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH PAETEC FOR LONG DISTANCE TELECOMMUNICATION SERVICES: R-09-6-204:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with PAETEC for long distance telecommunication services was before the Board of Commissioners.

Commissioner Pinkston moved to approve R-09-6-204 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with PAETEC for long distance telecommunication services. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT IN THE AMOUNT OF \$210,443.00 WITH TRANE U.S. INC. FOR INVESTMENT GRADE ENERGY AUDITS FOR THIRTEEN (13) KNOX COUNTY SCHOOLS: R-09-6-205:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract in the amount of \$210,443.00 with Trane U.S. Inc. for investment grade energy audits for thirteen (13) Knox County Schools was before the Board of Commissioners.

Commissioner Pinkston moved to approve R-09-6-205 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract in the amount of \$210,443.00 with Trane U.S. Inc. for investment grade energy audits for thirteen (13) Knox County Schools. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles,

Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT IN THE AMOUNT NOT TO EXCEED \$250,000.00 WITH MCCARTY HOLSAPLE MCCARTY, INC. FOR ARCHITECTURAL DESIGN SERVICES FOR RENOVATIONS TO CARTER ELEMENTARY SCHOOL AND CARTER MIDDLE SCHOOL: R-09-6-206:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract in the amount not to exceed \$250,000.00 with McCarty Holsaple McCarty, Inc. for architectural design services for renovations to Carter Elementary School and Carter Middle School was before the Board of Commissioners.

Commissioner Pinkston moved to approve R-09-6-206 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract in the amount not to exceed \$250,000.00 with McCarty Holsaple McCarty, Inc. for architectural design services for renovations to Carter Elementary School and Carter Middle School. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT IN THE AMOUNT NOT TO EXCEED \$87,000.00 WITH EASON SPARKMAN ASSOCIATED ARCHITECTS FOR ARCHITECTURAL DESIGN SERVICES FOR RENOVATIONS TO BELLE MORRIS ELEMENTARY SCHOOL: R-09-6-207:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract in the amount not to exceed \$87,000.00 with Eason Sparkman Associated Architects for architectural design services for renovations to Belle Morris Elementary School was before the Board of Commissioners.

Commissioner Pinkston moved to approve R-09-6-207 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a

contract in the amount not to exceed \$87,000.00 with Eason Sparkman Associated Architects for architectural design services for renovations to Belle Morris Elementary School. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSENT CALENDAR:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING THE CHRISTIAN ACADEMY OF KNOXVILLE (CAK) BOYS SOCCER TEAM FOR WINNING THE STATE CHAMPIONSHIP TITLE: R-09-6-102:

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring the Christian Academy of Knoxville (CAK) Boys Soccer Team for winning the State Championship title was before the Board of Commissioners.

Commissioner Smith moved to approve R-09-6-102 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring the Christian Academy of Knoxville (CAK) Boys Soccer Team for winning the State Championship title. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING THE FARRAGUT HIGH SCHOOL'S BASEBALL TEAM AND BOYS SOCCER TEAM FOR WINNING THEIR RESPECTIVE STATE CHAMPIONSHIP TITLES: R-09-6-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring the Farragut High School's Baseball team and Boys Soccer team for winning their respective State Championship titles was before the Board of Commissioners.

Commissioner Smith moved to approve R-09-6-103 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring the Farragut High School's Baseball team and Boys Soccer team for winning

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

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AN AGREEMENT WITH THE ORGANIZED CRIME DRUG ENFORCEMENT TASK FORCES (OCDETF) FOR THE USE OF THE OCDETF STATE AND LOCAL OVERTIME AND AUTHORIZED EXPENSE PROGRAM FOR THE REIMBURSEMENT OF OVERTIME COSTS: R-09-6-301:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an agreement with the Organized Crime Drug Enforcement Task Forces (OCDETF) for the use of the OCDETF State and Local Overtime and Authorized Expense Program for the reimbursement of overtime costs was before the Board of Commissioners.

Commissioner Smith moved to approve R-09-6-301 -

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an agreement with the Organized Crime Drug Enforcement Task Forces (OCDETF) for the use of the OCDETF State and Local Overtime and Authorized Expense Program for the reimbursement of overtime costs. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A MEMORANDUM OF UNDERSTANDING FORMALIZING THE PARTNERSHIP BETWEEN THE KNOX COUNTY SHERIFF'S OFFICE AND THE KNOXVILLE FBI JOINT TERRORISM TASK FORCE WHICH INCLUDES THE REIMBURSEMENT OF \$15,600.00 ANNUALLY IN OVERTIME COSTS: R-09-6-302:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Memorandum of Understanding formalizing the partnership between the Knox County Sheriff's Office and the Knoxville

FBI Joint Terrorism Task Force which includes the reimbursement of \$15,600.00 annually in overtime costs was before the Board of Commissioners.

Commissioner Smith moved to approve R-09-6-302 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Memorandum of Understanding formalizing the partnership between the Knox County Sheriff's Office and the Knoxville FBI Joint Terrorism Task Force, which includes the reimbursement of \$15,600.00 annually in overtime costs. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH DURACAP ASPHALT PAVING CO., INC. FOR HOT MIX HAULING AND PLACEMENT FOR VARIOUS PROJECTS: R-09-6-401:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Duracap Asphalt Paving Co., Inc. for hot mix hauling and placement for various projects was before the Board of Commissioners.

Commissioner Smith moved to approve R-09-6-401 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Duracap Asphalt Paving Co., Inc. for hot mix hauling and placement for various projects. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AN AGREEMENT IN THE AMOUNT OF \$550.00 FOR THE CONVEYANCE OF A PERMANENT UTILITY EASEMENT AND TEMPORARY CONSTRUCTION EASEMENT ON DRY GAP PIKE (CLT MAP 057, PARCEL 12539) TO THE HALLSDALE POWELL UTILITY DISTRICT FOR A NEW WATER LINE: R-09-6-402:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an agreement in the amount of \$550.00 for the conveyance of a permanent utility easement and temporary construction easement on Dry Gap Pike (CLT Map 057, Parcel 12539) to the Hallsdale Powell Utility District for a new water line was before the Board of Commissioners.

Commissioner Smith moved to approve R-09-6-402 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving an agreement in the amount of \$550.00 for the conveyance of a permanent utility easement and temporary construction easement on Dry Gap Pike (CLT Map 057, Parcel 12539) to the Hallsdale Powell Utility District for a new water line. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES AND BEST MANAGEMENT PRACTICES WITH RANDY GUIGNARD AND SIDNEY GUIGNARD FOR PROPERTY LOCATED AT 4608 ANDERSON ROAD: R-09-6-403:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants For Permanent maintenance of Stormwater Facilities and Best Management Practices with Randy Guignard and Sidney Guignard for property located at 4608 Anderson Road was before the Board of Commissioners.

Commissioner Smith moved to approve R-09-6-403 – Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants For Permanent maintenance of Stormwater Facilities and Best Management Practices with Randy Guignard and Sidney Guignard for property located at 4608 Anderson Road. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES AND BEST MANAGEMENT PRACTICES WITH J M P DEVELOPMENT COMPANY, LLC FOR PROPERTY LOCATED AT 7700 OAK RIDGE HIGHWAY: R-09-6-404:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants For Permanent Maintenance of Stormwater Facilities and Best Management Practices with J M P Development Company, LLC for property located at 7700 Oak Ridge Highway was before the Board of Commissioners.

Commissioner Smith moved to approve R-09-6-404 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants For Permanent Maintenance of Stormwater Facilities and Best Management Practices with J M P Development Company, LLC for property located at 7700 Oak Ridge Highway. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES AND BEST MANAGEMENT PRACTICES WITH HARDIN VALLEY INVESTMENT PARTNERSHIP FOR PROPERTY LOCATED AT 1501 HARDIN VALLEY ROAD: R-09-6-405:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants For Permanent Maintenance of Stormwater Facilities and Best Management Practices with Hardin Valley Investment Partnership for property located at 1501 Hardin Valley Road was before the Board of Commissioners.

Commissioner Smith moved to approve R-09-6-405 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants For Permanent Maintenance of Stormwater Facilities and Best

Management Practices with Hardin Valley Investment Partnership for property located at 1501 Hardin Valley Road. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AN AGREEMENT OF SALE WITH DOUGLAS AND TAMMY KEENER IN THE AMOUNT OF \$6,400.00 FOR THE ACQUISITION OF A RIGHT OF WAY FOR THE PURPOSE OF SIDEWALK CONSTRUCTION ON STEELE ROAD: R-09-6-406:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an agreement of sale with Douglas and Tammy Keener in the amount of \$6,400.00 for the acquisition of a right of way for the purpose of sidewalk construction on Steele Road was before the Board of Commissioners.

Commissioner Smith moved to approve R-09-6-406 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving an agreement of sale with Douglas and Tammy Keener in the amount of \$6,400.00 for the acquisition of a right of way for the purpose of sidewalk construction on Steele Road. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT AGREEMENT IN THE AMOUNT OF \$326,000.00 WITH THE TENNESSEE DEPARTMENT OF HEALTH AND FOR TUBERCULOSIS CONTROL, PREVENTION, AND OUTREACH SERVICES: R-09-6-601:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$326,000.00 with the Tennessee Department of Health and for tuberculosis control, prevention, and outreach services was before the Board of Commissioners.

Commissioner Smith moved to approve R-09-6-601 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$326,000.00 with the Tennessee Department of Health and for tuberculosis control, prevention, and outreach services. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT AGREEMENT IN THE AMOUNT OF \$50,000.00 WITH THE TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION FOR THE CONSTRUCTION OF THE SARAH MOORE GREENE GREENWAY: R-09-6-701:

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 Environment and Conservation for the construction of the Sarah Moore Greene Greenway was before the Board of Commissioners.

Commissioner Smith moved to approve R-09-6-701 - 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 Environment and Conservation for the construction of the Sarah Moore Greene Greenway. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT IN THE AMOUNT OF \$99,635.00 WITH THE OFFICIAL SOURCE, INC. FOR PROVIDING OFFICIALS TO THE KNOX COUNTY PARKS AND RECREATION DEPARTMENT'S FY 2009-2010 SOFTBALL AND BASEBALL LEAGUES: R-09-6-702:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract in the amount of \$99,635.00 with the Official Source, Inc. for providing officials to the Knox County Parks and

Recreation Department's FY 2009-2010 Softball and Baseball Leagues was before the Board of Commissioners.

Commissioner Smith moved to approve R-09-6-702 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract in the amount of \$99,635.00 with the Official Source, Inc. for providing officials to the Knox County Parks and Recreation Department's FY 2009-2010 Softball and Baseball Leagues. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE ACCEPTING A REIMBURSEMENT CHECK IN THE AMOUNT OF \$8,982.40 FROM THE EAST TENNESSEE FOUNDATION FOR THE "READ WITH ME" PROGRAM: R-09-6-801:

Consideration of a Resolution of the Commission of Knox County, Tennessee accepting a reimbursement check in the amount of \$8,982.40 from the East Tennessee Foundation for the "Read With Me" Program was before the Board of Commissioners.

Commissioner Smith moved to approve R-09-6-801 - Consideration of a Resolution of the Commission of Knox County, Tennessee accepting a reimbursement check in the amount of \$8,982.40 from the East Tennessee Foundation for the "Read With Me" Program. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A LEASE AGREEMENT WITH THE TENNESSEE DEPARTMENT OF CHILDREN'S SERVICES FOR SPACE IN THE FAMILY INVESTMENT CENTER LOCATED AT 400 HARRIETT TUBMAN STREET: R-09-6-802:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a lease agreement with the Tennessee Department of

Children's Services for space in the Family Investment Center located at 400 Harriett Tubman Street was before the Board of Commissioners.

Commissioner Smith moved to approve R-09-6-802 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a lease agreement with the Tennessee Department of Children's Services for space in the Family Investment Center located at 400 Harriett Tubman Street. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT IN THE AMOUNT OF \$4,000.00 FROM THE KNOXVILLE BAR FOUNDATION FOR STIPEND FOR THE SOCIAL WORK GRADUATE STUDENT INTERNS AT THE KNOX COUNTY JUVENILE COURT: R-09-6-901:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant in the amount of \$4,000.00 from the Knoxville Bar Foundation for stipend for the social work graduate student interns at the Knox County Juvenile Court was before the Board of Commissioners.

Commissioner Smith moved to approve R-09-6-901 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant in the amount of \$4,000.00 from the Knoxville Bar Foundation for stipend for the social work graduate student interns at the Knox County Juvenile Court. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AMENDMENT ONE TO GRANT CONTRACT #GG-09-26917-00 WITH THE TENNESSEE DEPARTMENT OF HEALTH FOR URINE-BASED SCREENING SERVICES FOR JUVENILES BOOKED AT THE RICHARD L. BEAN JUVENILE SERVICE CENTER: R-09-6-902:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Amendment One to Grant Contract

#GG-09-26917-00 with the Tennessee Department of Health for urine-based screening services for juveniles booked at the Richard L. Bean Juvenile Service Center was before the Board of Commissioners.

Commissioner Smith moved to approve R-09-6-902 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Amendment One to Grant Contract #GG-09-26917-00 with the Tennessee Department of Health for urine-based screening services for juveniles booked at the Richard L. Bean Juvenile Service Center. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT NOT TO EXCEED \$65,000.00 WITH IJAMS NATURE CENTER FOR AIR QUALITY EDUCATION SERVICES:

R-09-6-903:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract not to exceed \$65,000.00 with Ijams Nature Center for Air Quality Education Services was before the Board of Commissioners.

Commissioner Smith moved to approve R-09-6-903 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract not to exceed \$65,000.00 with Ijams Nature Center for Air Quality Education Services. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT NOT TO EXCEED \$24,840.00 WITH ALEXANDER, THOMPSON AND ARNOLD FOR PROFESSIONAL AUDITING SERVICES TO CONDUCT A QUALITY REVIEW OF THE KNOX COUNTY OFFICE OF INTERNAL AUDIT: R-09-6-911:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract not to exceed \$24,840.00 with Alexander,

Thompson and Arnold for Professional Auditing Services to conduct a quality review of the Knox County Office of Internal Audit was before the Board of Commissioners.

Commissioner Smith moved to approve R-09-6-911 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract not to exceed \$24,840.00 with Alexander, Thompson and Arnold for Professional Auditing Services to conduct a quality review of the Knox County Office of Internal Audit. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING KNOX COUNTY'S FOUR YEAR REAPPRAISAL PLAN: R-09-6-912:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Knox County's Four Year Reappraisal Plan was before the Board of Commissioners.

Commissioner Smith moved to approve R-09-6-912 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Knox County's Four Year Reappraisal Plan. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A FIVE YEAR GRANT AGREEMENT IN THE AMOUNT OF \$45,000.00 (\$9,000.00 PER YEAR) WITH THE TENNESSEE COMMISSION ON CHILDREN AND YOUTH FOR THE STATE SUPPLEMENT JUVENILE COURT IMPROVEMENT PROGRAM: R-09-6-918:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a five-year grant agreement in the amount of \$45,000.00 (\$9,000.00 per year) with the Tennessee Commission on Children and Youth for the State Supplement Juvenile Court Improvement Program was before the Board of Commissioners.

Commissioner Smith moved to approve R-09-6-918 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a five-year grant agreement in the amount of \$45,000.00 (\$9,000.00 per year) with the Tennessee Commission on Children and Youth for the State Supplement Juvenile Court Improvement Program. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF ACCEPTANCE OF NEW COUNTY ROADS:

Consideration of Acceptance of new County Roads was before the Board of Commissioners.

- A. Collier Ridge Lane in Collier Ridge Subdivision Unit 1, District 7.
- B. Cooper Meadow Lane in Cooper Meadow Subdivision Unit 1, District 7.
- C. Highbank Lane in Cooper Meadow Subdivision Unit 1, District 7.
- D. Blue Jay Lane in Cooper Meadow Subdivision Unit 1, District 7.

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

* * * * *

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

Consideration of approval of minutes of the previous meeting on May 26, 2009 was before the Board of Commissioners.

Commissioner Ivan Harmon moved to approve the minutes of the previous meeting held on May 26, 2009. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: ELECTIONS AND APPOINTMENTS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE REAPPOINTING PAUL FORTUNATO, BRUCE WUETHRICH, BRENT JOHNSON, AND MICHAEL M. MILLER, MD TO THE KNOX COUNTY AIR POLLUTION CONTROL BOARD: R-09-6-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee reappointing Paul Fortunato, Bruce Wuethrich, Brent Johnson, and Michael M. Miller, MD to the Knox County Air Pollution Control Board was before the Board of Commissioners.

Ms. Lynne Liddington, Director, Air Quality Management, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-09-6-110 - Consideration of a Resolution of the Commission of Knox County, Tennessee reappointing Paul Fortunato, Bruce Wuethrich, Brent Johnson, and Michael M. Miller, MD to the Knox County Air Pollution Control Board. Commissioner Saunders seconded the motion.

Commissioner Mark Harmon moved as a substitute motion to extend the current terms for 30 days and defer to the July Board of Commissioners meeting on R-09-6-110 - Consideration of a Resolution of the Commission of Knox County, Tennessee reappointing Paul Fortunato, Bruce Wuethrich, Brent Johnson, and Michael M. Miller, MD to the Knox County Air Pollution Control Board. Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles and Shouse voted aye. Commissioners Strickland, Norman, Ivan Harmon, Saunders, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The substitute motion failed 4-15-0-0.

Upon roll call of the original motion to approve R-09-6-110 – Consideration of a Resolution of the Commission of Knox County, Tennessee reappointing Paul Fortunato, Bruce Wuethrich, Brent Johnson, and Michael M. Miller, MD to the Knox County Air Pollution Control Board, Commissioners Strickland, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioners McKenzie, Mark Harmon and Broyles voted no. The motion carried 16-3-0-0.

* * * * *

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

**APPOINTMENT OF _____ AND _____ AS JUDICIAL
COMMISSIONERS FOR KNOX COUNTY: R-09-6-111:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appointment of _____ and _____ as Judicial Commissioners for Knox County was before the Board of Commissioners.

Without objection, Commissioner Strickland stated Ms. Linda Shown asked to have her named removed.

The following names were submitted: Mr. Robert Cole, Mr. Matthew Hollingshead-Cook, Mr. Jason Lee Hunnicutt, Mr. Richard A. Major, Mr. Christopher Oldham and Mr. Christopher E. Rowe.

Upon roll call for the nomination and appointment of the Judicial Commissioner, Commissioner McKenzie nominated Mr. Richard Major, Commissioner Strickland passed, Commissioner Mark Harmon passed, Commissioner Broyles passed, Commissioner Tony Norman passed, Commissioner Ivan Harmon nominated Mr. Christopher E. Rowe, Commissioner Saunders nominated Mr. Robert Cole, Commissioner Shouse passed, Commissioner Hammond passed, Commissioner Leuthold passed, Commissioner Briggs passed, Commissioner Anders passed, Commissioner Lambert passed, Commissioner Smith passed, Commissioner Carringer passed, Commissioner Armstrong passed, Commissioner Wright passed, Commissioner Brown passed and Commissioner Pinkston passed.

Upon roll call for Judicial Commissioner, Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted for Mr. Richard A. Major.

Mr. Richard A. Major received 19 votes.

Mr. Christopher E. Rowe received 0 votes.

Mr. Robert Cole received 0 votes.

Mr. Richard A. Major was appointed Judicial Commissioner. He also thanked the Commission.

Upon roll call for the nomination and appointment for the second position Judicial Commissioner, Commissioner McKenzie nominated Mr. Robert Cole, Commissioner Strickland passed, Commissioner Mark Harmon passed, Commissioner Broyles passed, Commissioner Norman passed, Commissioner Ivan Harmon nominated Mr. Christopher E. Rowe, Commissioner Saunders passed, Commissioner Shouse passed, Commissioner Hammond passed, Commissioner Leuthold passed, Commissioner Briggs passed, Commissioner Anders, Commissioner

Lambert passed, Commissioner Smith passed, Commissioner Carringer passed, Commissioner Armstrong passed, Commissioner Wright passed, Commissioner Brown passed and Commissioner Pinkston passed.

Upon roll call for Judicial Commissioner, Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Saunders, Shouse, Hammond, Leuthold, Briggs, Lambert, Armstrong, Wright, Brown and Pinkston voted for Mr. Robert Cole. Commissioners Ivan Harmon, Anders, Smith and Carringer voted for Mr. Christopher E. Rowe.

Mr. Robert Cole received 15 votes.

Mr. Christopher E. Rowe received 4 votes.

Mr. Robert Cole was appointed Judicial Commissioner. He also thanked the Commission.

* * * * *

IN RE: PUBLIC FORUM:

Ms. June Griffin was present and spoke on the ACLU Lawsuit.

* * * * *

Mr. Mike Arms, Chief of Staff, Knox County Mayor's Office, was present and spoke on reorganization of Community Development. Mr. Erik Hoglund, Community Development, will be leaving Knox County. Mr. Arms stated that they were going to streamline the Grants, Community Outreach and Office of Neighborhoods and combine into the Office of Neighborhoods and Community Grants. Mr. Grant Rosenberg will be supervisor over the entire structure. Commissioner Pinkston requested that Mr. Grant Rosenberg, Director, Office of Neighbors to check and have the organizations report to the County Commission regarding their monies.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING MORIAH GOSS, VALEDICTORIAN OF FULTON HIGH SCHOOL: R-09-6-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Moriah Goss, Valedictorian of Fulton High School was before the Board of Commissioners.

Ms. Kim Ellis, Minutes Clerk, read the resolution into the record.

Ms. Moriah Goss, was present and thanked the Commission for the resolution.

Commissioner Mark Harmon moved to approve R-09-6-104 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Moriah Goss, Valedictorian of Fulton High School. Commissioner Broyles seconded the motion and upon roll call vote

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

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING CHUCK BOLUS FOR HIS YEARS OF SERVICE AS AN EDUCATOR AND ADMINISTRATOR AT GRESHAM MIDDLE SCHOOL: R-09-6-107:

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Chuck Bolus for his years of service as an Educator and Administrator at Gresham Middle School was before the Board of Commissioner.

Ms. Kim Ellis, Minutes Clerk read the resolution into the record.

Mr. Chuck Bolus was present and thanked the Commission for the Resolution.

Commissioner Pinkston moved to approve R-09-6-107 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Chuck Bolus for his years of service as an Educator and Administrator at Gresham Middle School. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-1-0-0. Commissioner Mark Harmon voted no.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AN AMENDMENT TO THE HISTORIC MARKET SQUARE REDEVELOPMENT AND URBAN RENEWAL PLAN AND PROVIDING TAX INCREMENT FINANCING: R-09-6-904:

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

Mr. Don Peterson, KCDC, was present and spoke on the matter.

Commissioner Saunders moved to approve R-09-6-904 – Consideration of a Resolution of the Commission of Knox County, Tennessee approving an amendment to the Historic Market Square

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

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AN AMENDMENT TO THE CENTRAL BUSINESS DISTRICT WEST REDEVELOPMENT AND URBAN RENEWAL PLAN AND PROVIDING TAX INCREMENT FINANCING: R-09-6-905:

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

Commissioner Norman moved to approve R-09-6-905 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving an amendment to the Central Business District West Redevelopment and Urban Renewal Plan and providing Tax Increment Financing. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A POLICY TO CLARIFY THE USE OF TAKE HOME VEHICLES AND OTHER POLICIES NOW CURRENTLY IN PLACE IN KNOX COUNTY: R-09-6-906:

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

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

Commissioner Mark Harmon moved to approve the new resolution being handed out (Commissioner Mark Harmon's Resolution)

R-09-6-906 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a policy to clarify the use of take home vehicles and other policies now currently in place in Knox County. Commissioner McKenzie seconded the motion.

Commissioner Anders moved as a substitute motion to defer to the July Board of Commissioners meeting R-09-6-906 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a policy to clarify the use of take home vehicles and other policies now currently in place in Knox County with the following amendment: The Department Heads and Officials who have vehicles should have a copy of the resolution and ask them to appear at the July Board of Commissioners meeting. Also ask the Knox County Law Department to see if it is within the Charter and within state law; if it can apply to elected officials or if it just applies to Administrative and Commission controlled departments. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The substitute motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING STEPS TO BE TAKEN TO REDUCE VEHICLE COSTS AND TO IMPROVE VEHICLE EFFICIENCY: R-09-6-907:

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

Mr. J.J. Jones, Knox County Sheriff, was present and spoke on the matter.

Commissioner Mark Harmon moved to approve R-09-6-907 Consideration of a Resolution of the Commission of Knox County, Tennessee approving steps to be taken to reduce vehicle costs and to improve vehicle efficiency. Commissioner Hammond seconded the motion.

Commissioner McKenzie moved as a substitute motion to defer to the July Board of Commissioners meeting R-09-6-907 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving steps to be taken to reduce vehicle costs and to improve vehicle efficiency. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith,

Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The substitute motion carried 18-1-0-0. Commissioner Mark Harmon voted no.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE EXPRESSING THE KNOX COUNTY COMMISSION'S SUPPORT OF U.S. SENATOR LAMAR ALEXANDER'S PROPOSAL TO BUILD 100 NUCLEAR POWER PLANTS: R-09-6-910:

Consideration of a Resolution of the Commission of Knox County, Tennessee expressing the Knox County Commission's support of U.S. Senator Lamar Alexander's proposal to build 100 Nuclear Power Plants was before the Board of Commissioners.

Commissioner Norman moved to approve R-09-6-910 - Consideration of a Resolution of the Commission of Knox County, Tennessee expressing the Knox County Commission's support of U.S. Senator Lamar Alexander's proposal to build 100 Nuclear Power Plants. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-1-0-0. Commissioner Mark Harmon voted no.

* * * * *

IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Strickland stated Commissioner Ivan Harmon asked to hear R-09-6-919 next on the agenda:

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE SEEKING REQUESTS FOR QUALIFICATIONS FROM QUALIFIED LAW FIRMS TO SERVE AS LEGAL COUNSEL TO THE KNOX COUNTY RETIREMENT AND PENSION BOARD: R-09-6-919:

Consideration of a Resolution of the Commission of Knox County, Tennessee seeking Requests for Qualifications from qualified Law Firms to serve as Legal Counsel to the Knox County Retirement and Pension Board was before the Board of Commissioners.

Mr. Richard Beeler, Attorney, General Counsel for the Knox County Pension Board, was present and spoke on the matter.

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

Commissioner Norman moved to approve R-09-6-919 - Consideration of a Resolution of the Commission of Knox County, Tennessee seeking Requests for Qualifications from qualified Law Firms to serve as Legal Counsel to the Knox County Retirement and Pension Board. Commissioner Armstrong seconded the motion and upon roll call vote Commissioners Mark Harmon, Broyles, Norman, Smith, Carringer and Armstrong voted aye. Commissioners McKenzie, Saunders, Hammond, Leuthold, Briggs, Anders, Lambert, Wright and Brown voted no. The motion failed 6-9-4-0. Commissioners Strickland, Ivan Harmon, Shouse and Pinkston recused themselves from the vote due to serving on the Pension Board.

* * * * *

IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Strickland stated the County Commission won the softball trophy. Commissioner Carringer gave the presentation for the MVP player of County Commission, which was Commissioner Mike Brown.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE MAKING CERTAIN FINDING OF FACTS REGARDING THE CONDUCT OF KNOX COUNTY LAW DIRECTOR WILLIAM S. LOCKETT, EXPRESSING THE COMMISSION'S CONCLUSIONS REGARDING THE CONSEQUENCES THEREOF WITH RESPECT TO THE ELIGIBILITY OF WILLIAM S. LOCKETT TO HOLD THE OFFICE OF KNOX COUNTY LAW DIRECTOR AND THE OPERATION OF THE LAW DIRECTOR'S OFFICE, AND UNDERTAKING THE RESPONSIBILITY TO TRANSMIT SAID FINDINGS AND CONCLUSIONS TO APPROPRIATE AUTHORITIES FOR THE INITIATION OF ALL APPROPRIATE AND NECESSARY LEGAL PROCEEDINGS: R-09-6-914:

Consideration of a Resolution of the Commission of Knox County, Tennessee making certain finding of facts regarding the conduct of Knox County Law Director William S. Lockett, expressing the Commission's conclusions regarding the consequences thereof with respect to the eligibility of William S. Lockett to hold the office of Knox County Law Director and the operation of the Law Director's office, and undertaking the responsibility to transmit said findings and conclusions to appropriate authorities for the initiation of all appropriate and necessary legal proceedings was before the Board of Commissioners.

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

The following Commissioners were added to the Resolution: Commissioners McKenzie, Shouse, Briggs and Mark Harmon.

Commissioner Mark Harmon moved to approve R-09-6-914 - Consideration of a Resolution of the Commission of Knox County, Tennessee making certain finding of facts regarding the conduct of Knox County Law Director William S. Lockett, expressing the Commission's conclusions regarding the consequences thereof with respect to the eligibility of William S. Lockett to hold the office of Knox County Law Director and the operation of the Law Director's office, and undertaking the responsibility to transmit said findings and conclusions to appropriate authorities for the initiation of all appropriate and necessary legal proceedings with the following amendments: Under conclusions delete the word directed and insert the word authorized. To read as follows: The Chairman of the Commission is hereby authorized to employ an attorney duly licensed to practice in Knox County, Tennessee. The Knox County Commission, shall immediately forward a letter to the Honorable Robert E. Cooper, Jr., State of Tennessee, Attorney General requesting him to conduct an investigation as to whether the actions of William S. Lockett, Jr., Knox County Law Director, while in public office, give rise to an ouster lawsuit, and should an ouster lawsuit be warranted, that the Tennessee Attorney General file an ouster lawsuit against William S. Lockett, Jr., and file an expedited motion for a suspension hearing. Commissioner Briggs seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-1-0-0. Commissioner Lambert voted no.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE RECOGNIZING AND HONORING PRINCIPAL JULIE THOMPSON, HER STAFF, AND THE STUDENTS AT KNOX COUNTY'S CARTER ELEMENTARY SCHOOL FOR EARNING THIS YEAR'S VALUE-ADDED ACHIEVEMENT AWARD" AND RELATED EFFORTS IN ADVANCING ELEMENTARY ACADEMICS: R-09-6-101:

Consideration of a Resolution of the Commission of Knox County, Tennessee recognizing and honoring Principal Julie Thompson, her staff, and the students at Knox County's Carter Elementary School for earning this

year's Value-Added Achievement Award" and related efforts in advancing elementary academics was before the Board of Commissioners.

Ms. Kim Ellis, Minutes Clerk, read the resolution into the record.

Ms. Julie Thompson, was present and thanked the Commission for the resolution.

Mr. Mike Arms, Chief of Staff, Knox County Mayor's Office, presented Ms. Julie Thompson with a proclamation.

Commissioner Norman moved to approve R-09-6-101 - Consideration of a Resolution of the Commission of Knox County, Tennessee recognizing and honoring Principal Julie Thompson, her staff, and the students at Knox County's Carter Elementary School for earning this year's Value-Added Achievement Award" and related efforts in advancing elementary academics. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Strickland heard Discussion involving Laura Cole and runoff problems concerning her property in Knox County next on the agenda.

* * * * *

IN RE: DISCUSSION INVOLVING LAURA COLE AND RUNOFF PROBLEMS CONCERNING HER PROPERTY IN KNOX COUNTY:

Discussion involving Laura Cole and runoff problems concerning her property in Knox County was before the Board of Commissioners.

Ms. Laura Cole, concerned resident was present and spoke on her property.

Mr. Grant Rosenberg, Director, Office of Neighborhoods, was present and spoke on the matter.

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

Mr. Chris Granju, Knox County Stormwater Manager, was present and spoke on the matter.

Commissioner Brown moved to direct Stormwater Management to be present at the July Board of Commissioners meeting for discussion. Commissioner Carringer seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders,

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

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE ASKING THE KNOX COUNTY LEGISLATIVE DELEGATION TO HOLD A PUBLIC MEETING/FORUM IN KNOXVILLE ON ANY BILL IN THE GENERAL ASSEMBLY THAT SEEKS TO CHANGE, CLARIFY, OR MODIFY THE KNOX COUNTY CHARTER: R-09-6-915:

Consideration of a Resolution of the Commission of Knox County, Tennessee asking the Knox County Legislative Delegation to hold a public meeting/forum in Knoxville on any bill in the General Assembly that seeks to change, clarify, or modify the Knox County Charter was before the Board of Commissioners.

Commissioner Norman moved to approve R-09-6-915 - Consideration of a Resolution of the Commission of Knox County, Tennessee asking the Knox County Legislative Delegation to hold a public meeting/forum in Knoxville on any bill in the General Assembly that seeks to change, clarify, or modify the Knox County Charter with the following amendment: Knox County Government's lobbyists in Nashville are hereby directed to provide a brief report detailing any and all conversations they had with members of the State House of Representatives and State Senators relative to their respective stance on Hosue Bill No. 714, commonly referred to as the Faulkner Amendment. That a letter shall be sent to the Leadership of the Tennessee General Assembly, namely, the Speaker of the House and Lieutenant Governor. Commissioner Briggs seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: ROLL CALL: REZONINGS:

Those responding were Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston.

* * * * *

IN RE: AMENDMENTS TO THE AGENDA:

Without objection, Commissioner Strickland heard from Mr. John King Attorney.

Without objection, Commissioner Strickland withdrew from the agenda under Zoning Appeals: 1-G-09-RZ – Appeal by Armand Marcus Sanderson of MPC denial of rezoning from A (Agricultural) and RA (Low Density Residential) to CA (General Business) and PR (Planned Residential) at a density up to 5 dwelling units per acre. Property located south side Ball Camp Pike, southwest of Fitzgerald Road. 6th Commission District.

* * * * *

IN RE: ZONING REQUESTS:

Request of Ralph Smith/Professional Land Survey for rezoning from A (Agricultural) to RA (Low Density Residential) 5-B-09-RZ was before the Board of Commissioners. Property located northeast of Brackett Road, northwest of E. Emory Road. 8th Commission District.

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

Commissioner Wright moved to approve 5-B-09-RZ - Request of Ralph Smith/Professional Land Survey for rezoning from A (Agricultural) to RA (Low Density Residential) as per Metropolitan Planning Commission' Recommendation: Recommend the Knox County Commission approve RA (Low Density Residential). Commissioner Armstrong seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

Request of Wells Creek, LLC for a South County Sector Plan Amendment from LDR (Low Density Residential) to MDR (Medium Density Residential) 5-B-09-SP was before the Board of Commissioners. Property located south side W. Governor John Sevier Highway, east of Winkle Lane, north of Tipton Station Road. 9th Commission District.

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

Mr. Bob Dykes, representing South Doyle Homeowners Association, was present and spoke in opposition to the request.

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

Mr. Edward Gass, resident, was present and spoke in favor of the Wells Creek Development.

Ms. Victoria DeFreese, area resident, was present and spoke in opposition to the request.

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

Ms. Beatrice Waters, area resident, was present and spoke in opposition to the request.

Mr. Joe Jarrett, Knox County Chief Deputy Law Director, was present and spoke on the matter.

Mr. Carson Dailey, area resident, was present and thanked the Commission on the issue.

Commissioner Brown moved to deny 5-B-09-SP Request of Wells Creek, LLC for a South County Sector Plan Amendment from LDR (Low Density Residential) to MDR (Medium Density Residential). Commissioner Ivan Harmon seconded the motion.

Commissioner Saunders called for the Question to end debate. Commissioner Shouse seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 16-2-0-1. Commissioners Strickland and Smith voted no. Commissioner Lambert was absent from the vote.

Commissioner Leuthold moved as a substitute motion to approve 5-B-09-SP - Request of Wells Creek, LLC for a South County Sector Plan Amendment from LDR (Low Density Residential) to MDR (Medium Density Residential). Commissioner Briggs seconded the motion and upon roll call vote Commissioners Norman, Saunders, Briggs, Anders, Lambert and Smith voted aye. Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Ivan Harmon, Shouse, Hammond, Leuthold, Carringer, Armstrong, Wright, Brown and Pinkston voted no. The motion failed 6-13-0-0. Property located south side W. Governor John Sevier Highway, east of Winkle Lane, north of Tipton Station Road. 9th Commission District.

* * * * *

Request of Wells Creek, LLC for rezoning from PR (Planned Residential) at a density up to 5 dwelling units per acre to PR (Planned Residential) at a density up to 9 dwellings unit per acre 5-E-09-RZ was before the Board of Commissioners. Property located south side W. Governor John Sevier Highway, east of Winkle Lane, north of Tipton Station Road. 9th Commission District.

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

Mr. Bob Dykes, representing South Doyle Homeowners Association, was present and spoke in opposition to the request.

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

Mr. Edward Gass, resident, was present and spoke in favor of the Wells Creek Development.

Ms. Victoria DeFreese, area resident, was present and spoke in opposition to the request.

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

Ms. Beatrice Waters, area resident, was present and spoke in opposition to the request.

Mr. Joe Jarrett, Knox County Chief Deputy Law Director, was present and spoke on the matter.

Mr. Carson Dailey, area resident, was present and thanked the Commission on the issue.

Commissioner Brown moved to deny 5-E-09-RZ - Request of Wells Creek, LLC for rezoning from PR (Planned Residential) at a density up to 5 dwelling units per acre to PR (Planned Residential) at a density up to 9 dwellings unit per acre. Commissioner Ivan Harmon seconded the motion.

Commissioner Saunders called for the Question to end debate. Commissioner Shouse seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 16-2-0-1. Commissioners Strickland and Smith voted no. Commissioner Lambert was absent from the vote.

Commissioner Leuthold moved to approve 5-E-09-RZ - Request of Wells Creek, LLC for rezoning from PR (Planned Residential) at a density up to 5 dwelling units per acre to PR (Planned Residential) at a density up to 9 dwellings unit per acre. Commissioner Briggs seconded the motion and upon roll call vote Commissioners Norman, Saunders, Briggs, Anders, Lambert and Smith voted aye. Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Ivan Harmon, Shouse, Hammond, Leuthold, Carringer, Armstrong, Wright, Brown and Pinkston voted no. The motion failed 6-13-0-0. Property located south side W. Governor John Sevier Highway, east of Winkle Lane, north of Tipton Station Road. 9th Commission District.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE TO CREATE A TASK FORCE TO ADDRESS THE OVERCROWDING PROBLEM IN KNOX COUNTY JAILS AND SUGGEST IMPROVEMENTS TO (1)

ADDRESS THOSE MENTALLY ILL CITIZENS WHO, DUE TO A LACK OF ALTERNATIVE PLACEMENT, EXACERBATE JAIL OVERCROWDING, (2) THE COURT AND CRIMINAL JUSTICE SYSTEMS, AND (3) ANY OTHER ISSUES THE TASK FORCE DEEMS NECESSARY AND APPROPRIATE: R-09-6-916:

Consideration of a Resolution of the Commission of Knox County, Tennessee to create a Task Force to address the overcrowding problem in Knox County Jails and suggest improvements to (1) Address those mentally ill citizens who, due to a lack of alternative placement, exacerbate jail overcrowding, (2) The Court and Criminal Justice Systems, and (3) Any other issues the Task Force deems necessary and appropriate was before the Board of Commissioners.

Commissioner Norman moved to approve R-09-6-916 - Consideration of a Resolution of the Commission of Knox County, Tennessee to create a Task Force to address the overcrowding problem in Knox County Jails and suggest improvements to (1) Address those mentally ill citizens who, due to a lack of alternative placement, exacerbate jail overcrowding, (2) The Court and Criminal Justice Systems, and (3) Any other issues the Task Force deems necessary and appropriate with the following amendment: In the heading of the Resolution re-label 3 and 4 and add the following (3) The status and value of recommendations made in the Institute for Law and Policy Planning Report. Also ask Commissioners Briggs, Anders, Broyles and a representative from Cherokee Health Systems to serve on the Task Force. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE TO RESCHEDULE A WEEK EARLIER IN JULY 2009 THE KNOX COUNTY COMMISSION'S FINANCE COMMITTEE MEETING, INTERGOVERNMENTAL COMMITTEE MEETING, REGULAR COMMISSION MEETING, BEER MATTERS AND APPEALS MEETING AND ZONINGS: R-09-6-917:

Consideration of a Resolution of the Commission of Knox County, Tennessee to reschedule a week earlier in July 2009 the Knox County Commission's Finance Committee meeting, Intergovernmental Committee

meeting, Regular Commission meeting, Beer Matters and Appeals meeting and Zonings was before the Board of Commissioners.

Commissioner Mark Harmon moved to approve R-09-6-917 -

Consideration of a Resolution of the Commission of Knox County, Tennessee to reschedule a week earlier in July 2009 the Knox County Commission's Finance Committee meeting, Intergovernmental Committee meeting, Regular Commission meeting, Beer Matters and Appeals meeting and Zonings. Commissioner Norman seconded the motion and upon roll call vote Commissioners Mark Harmon, Broyles, Norman and Saunders voted aye. Commissioners McKenzie, Ivan Harmon, Shouse, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted no. Commissioner Strickland abstained from the vote. The motion failed 4-14-1-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A LETTER FROM COMMISSION TO BE HAND DELIVERED TO WILLIAM SOAPER LOCKETT, JR., KNOX COUNTY LAW DIRECTOR, REQUESTING HE PROVIDE THE KNOX COUNTY COMMISSION WITH A LETTER THAT SERVES TO IDENTIFY ANY AND ALL PERSONS TO WHO WILLIAM S. LOCKETT, JR. IS MONETARILY INDEBTED AND WHO IS EMPLOYED AND/OR DOES BUSINESS WITH KNOX COUNTY, AND APPEARS OR MAY APPEAR BEFORE THE KNOX COUNTY COMMISSION AND/OR ITS APPOINTED COMMITTEES: R-09-6-920:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a letter from Commission to be hand delivered to William Soaper Lockett, Jr., Knox County Law Director, requesting he provide the Knox county Commission with a letter that serves to identify any and all persons to who William S. Lockett, Jr. is monetarily indebted and who is employed and/or does business with Knox County, and appears or may appear before the Knox County Commission and/or its appointed committees was before the Board of Commissioners.

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

Commissioner Mark Harmon moved to approve R-09-6-920 -
Consideration of a Resolution of the Commission of Knox County, Tennessee approving a letter from Commission to be hand delivered to William Soaper Lockett, Jr., Knox County Law Director, requesting he provide the Knox county Commission with a letter that serves to identify

any and all persons to who William S. Lockett, Jr. is monetarily indebted and who is employed and/or does business s with Knox County, and appears or may appear before the Knox County Commission and/or its appointed committees with the following amendment: Include not only people that have loaned him money to include businesses or organizations and only pertain to those that should have been disclosed on the State Ethics Form. Commissioner Saunders seconded the motion and upon roll call vote Commissioners Mark Harmon, Broyles, Saunders, Shouse, Hammond and Briggs voted aye. Commissioners McKenzie, Strickland, Norman, Ivan Harmon, Leuthold, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted no. The motion failed 6-13-0-0.

* * * * *

IN RE: RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A LETTER FROM COMMISSION TO BE HAND DELIVERED TO WILLIAM SOAPER LOCKETT, JR., KNOX COUNTY LAW DIRECTOR, REQUESTING HE HENCEFORTH CEASE AND DESIST FROM REPRESENTING THE KNOX COUNTY COMMISSION AND ALL OF ITS APPOINTED BOARDS AND COMMITTEES IN ANY AND ALL LITIGATION AND TRANSACTIONAL MATTERS: R-09-6-921:

Resolution of the Commission of Knox County, Tennessee approving a letter from Commission to be hand delivered to William Soaper Lockett, Jr., Knox County Law Director, requesting he henceforth cease and desist from representing the Knox County Commission and all of its appointed boards and committees in any and all litigation and transactional matters was before the Board of Commissioners.

Without objection, Commissioner Strickland withdrew from the agenda R-09-6-921 - Resolution of the Commission of Knox County, Tennessee approving a letter from Commission to be hand delivered to William Soaper Lockett, Jr., Knox County Law Director, requesting he henceforth cease and desist from representing the Knox County Commission and all of its appointed boards and committees in any and all litigation and transactional matters.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE REQUESTING THAT THE LAW FIRM OF KENNERLY, MONTGOMERY & FINLEY APPEAR BEFORE THE KNOX COUNTY COMMISSION TO ADVISE THE COMMISSION AS TO WHY THERE DOES NOT EXIST A CONFLICT OF INTEREST RELATIVE TO THE FIRM'S

**CONTINUED LEGAL REPRESENTATION OF THE KNOX COUNTY
RETIREMENT AND PENSION BOARD: R-09-6-923:**

Consideration of a Resolution of the Commission of Knox County, Tennessee requesting that the Law Firm of Kennerly, Montgomery & Finley appear before the Knox County Commission to advise the Commission as to why there does not exist a conflict of interest relative to the firm's continued legal representation of the Knox County Retirement and Pension Board was before the Board of Commissioners.

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

Commissioner Carringer moved to approve R-09-6-923 - Consideration of a Resolution of the Commission of Knox County, Tennessee requesting that the Law Firm of Kennerly, Montgomery & Finley appear before the Knox County Commission to advise the Commission as to why there does not exist a conflict of interest relative to the firm's continued legal representation of the Knox County Retirement and Pension Board. Commissioner Lambert seconded the motion and upon roll call vote Commissioners Mark Harmon and Broyles voted aye. Commissioners McKenzie, Norman, Saunders, Hammond, Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright and Brown voted no. Commissioners Strickland, Ivan Harmon, Shouse and Pinkston recused themselves from the vote due to serving on the Pension Board. The motion failed 2-13-4-0.

* * * * *

IN RE: OTHER BUSINESS:

Discussion regarding request for report from the Law Director's office on all pending cases was before the Board of Commissioners.

Mr. Joe Jarret, Knox County Chief Deputy Law Director, was present and stated he would provide to the Commission matters that Mr. Bill Lockett is assigned to counsel.

* * * * *

Discussion regarding a request for the Rules Committee to evaluate the Commission Rules for possible updates and/or changes was before the Board of Commissioners.

Commissioner Ivan Harmon stated the Rules Committee would meet and refer back to the Board of Commissioners.

* * * * *

Discussion regarding the Epilepsy Foundation's Mud Valleyball Fundraiser.

Commissioner Broyles stated the Mud Volleyball fundraiser would be July 11, 2009.

* * * * *

IN RE: ADJOURNMENT:

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

THOMAS STRICKLAND, CHAIRMAN