

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, September 28, 2009 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston. Also present were Mr. Joe Jarret, Knox County Chief Deputy Law Director, Mr. Richard Walls, Knox County Internal Auditor, Mr. John Troyer, Senior Director for Knox County Finance, Mr. Mike Ragsdale, Knox County Mayor, and members of the news media.

Commissioner Strickland, Chairman, presided.

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

* * * * *

IN RE: ROLL CALL:

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

* * * * *

IN RE: DEVOTIONAL:

Commissioner Brown gave the devotional.

* * * * *

Commissioner Strickland expressed condolences from the Commission to Commissioner Shouse for the passing of his father.

* * * * *

IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Briggs led the Pledge of Allegiance to the Flag.

* * * * *

IN RE: AMENDMENTS TO THE AGENDA:

1. Without objection, Commissioner Strickland amended the agenda to add the following item to be heard on the consent calendar: Resolution R-09-9-115 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an agreement and option with CASA of East Tennessee, Inc. for the donation of a sculpture for installation on the grounds of the Knox County Juvenile Courthouse.

* * * * *

2. Commissioner Strickland amended the agenda to hear the following items earlier on the day's agenda: Resolution R-09-9-905 -

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the Charter of the Knox County Audit Committee; Resolution R-09-9-906 - Consideration of a resolution of the Commission of Knox County, Tennessee, expressing the will of the Commission as it relates to the role of the Audit Committee; and Resolution R-09-9-911 - Consideration of a resolution of the Commission of Knox County, Tennessee, (1) terminating the contract with Alexander Thompson and Arnold for professional auditing services to conduct a peer review of the Knox County Offices of Internal Audit (RFP 963); (2) calling for a public hearing in accordance with Section 2.02.H of the Knox County Charter to investigate the bid and selection process used for RFP 963; and (3) requesting the Knox County Purchasing Division to issue a new request for proposal for professional auditing services to conduct a peer review of the Knox County Office of Internal Audit.

* * * * *

3. Commissioner Strickland amended the agenda to hear the following item earlier on the day's agenda: Resolution R-09-9-902 - Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing the presence of pet dogs in outdoor dining areas of restaurants. He also amended the agenda to remove the following item from the consent calendar: Resolution R-09-9-101 - Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing Marcie Singleton for a lifetime of service to the Knox County Community.

* * * * *

4. Commissioner Strickland amended the agenda to add the following item: Resolution R-09-9-914 - Consideration of a resolution of the Commission of Knox County, Tennessee, amending Resolution R-09-7-910 creating an Employee Insurance Benefits Committee to expand the charge of said committee to include making recommendations to the Knox County Commission relating to any medical insurance-related concerns.

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

* * * * *

5. At this time, Commissioner Mark Harmon indicated the attachment for Resolution R-09-9-913 - Consideration of a resolution of the Commission of Knox County, Tennessee, requesting Metropolitan Planning Commission (MPC) to reconsider zoning amendments to the Knox County Zoning Ordinance as recommended by the "Contractor Review Committee" related to contractors (including landscape contractors) in the Agricultural Zone District and other districts, should be amended as follows: On Page

461, Section 4.102, which begins with the word “contractors”, insert the word “landscaping” before the word “contractors”.

* * * * *

6. Commissioner Strickland amended the agenda to remove the following item from the consent calendar: Resolution R-09-9-102 - Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing Park “Parkey” Strader for his years of dedicated service to the people of Knox County.

* * * * *

7. Commissioner Strickland amended the agenda to add the following items: Resolution R-09-9-103 - Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing Park “Parkey” Strader for his years of dedicated service to the people of Knox County; Resolution R-09-9-104 - Consideration of a Resolution of the Commission of Knox County, Tennessee, memorializing Manuel Hermosillo for a lifetime of service to the Knox County Community; Resolution R-09-9-202 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract of employment between Dr. James McIntyre and the Knox County Board of Education for Superintendent of Knox County Schools; Resolution R-09-9-505 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$259,411.00 with the United States Office of Justice Programs relative to the 2009 Edward Byrne Memorial Justice Assistance Grant (JAG) Program; Resolution R-09-9-506 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Memorandum of Understanding in the amount of \$50,000.00 with Community Mediation Center to provide mediation services; Resolution R-09-9-912 - Consideration of a resolution of the Commission of Knox County, Tennessee, to prohibit handguns in county parks, natural stress, historic parks, nature trails, campgrounds, forests, greenways, waterways, or other similar public places; and Discussion regarding the Library System Budget.

* * * * *

8. Commissioner Strickland amended the agenda to hear the following items earlier on the day’s agenda: Resolution R-09-9-801 - Consideration of a resolution of the Commission of Knox County, Tennessee, adopting a Certified Tax Rate for the Forks of the River Industrial Park Fire Protection District for fiscal year 2009-2010; and Resolution R-09-9-802 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Rural Metro in the

amount of \$807,206.00 to provide Fire Protection Services for the Forks of the River Industrial Park for a three (3) year term beginning August 1, 2009 and ending July 31, 2012.

* * * * *

9. Commissioner Broyles moved to suspend the rules to limit each commissioner three (3) minutes to speak, with a three (3) minute rebuttal time. Commissioner Mark Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Smith, Carringer, Armstrong and Pinkston voted aye. Commissioners Lambert, Wright and Brown voted no. The motion carried 16-3-0-0.

Commissioner Broyles moved that each commissioner limit their first speech on a subject to three (3) minutes. Commissioner Mark Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Smith, Carringer, Armstrong and Pinkston voted aye. Commissioners Anders, Lambert, Wright and Brown voted no. The motion carried 15-4-0-0.

* * * * *

10. Commissioner Lambert moved to amend the agenda to defer the following item to the October 2008 Board of Commissioners meeting: Resolution R-09-9-104 - Consideration of a Resolution of the Commission of Knox County, Tennessee, memorializing Manuel Hermsillo for a lifetime of service to the Knox County Community. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: **CONSENT ITEMS:**

1. Tax Refunds:
No request received.

* * * * *

2. Notary Public Applications:
245 Notary Public Applications received.

Commissioner Craig Leuthold moved to approve all Consent Items. Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman,

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

* * * * *

IN RE: EDUCATION CONSENT CALENDAR:

The Education Consent Calendar was combined with the Consent Calendar.

* * * * *

IN RE: CONSENT CALENDAR:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING MARCIE SINGLETON FOR A LIFETIME OF SERVICE TO THE KNOX COUNTY COMMUNITY – R-09-9-101:

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

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING PARK “PARKEY” STRADER FOR HIS YEARS OF DEDICATED SERVICE TO THE PEOPLE OF KNOX COUNTY – R-09-9-102:

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

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING LUCILLE GRIFFO UPON THE OCCASION OF HER RETIREMENT AS CEO OF THE GIRL SCOUTS OF TANASI COUNCIL – R-09-9-103:

Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing Park “Parkey” Strader for his years of dedicated service to the people of Knox County was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-103 - Resolution of the Commission of Knox County, Tennessee, honoring Lucille Griffo upon the occasion of her retirement as CEO of the Girl Scouts of Tanasi Council. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING MANUEL HERMOSILLO FOR A LIFETIME OF SERVICE TO THE KNOX COUNTY COMMUNITY – R-09-9-104:

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

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE AWARDING OF INVITATION FOR BID #1047 TO TED RUSSELL FORD FOR UP TO TEN (10) CARGO VANS IN THE APPROXIMATE AMOUNT OF \$172,999.00 – R-09-9-201:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the awarding of Invitation for Bid #1047 to Ted Russell Ford for up to ten (10) cargo vans in the approximate amount of \$172,999.00 was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-201 - Resolution of the Commission of Knox County, Tennessee, approving the awarding of Invitation for Bid #1047 to Ted Russell Ford for up to ten (10) cargo vans in the approximate amount of \$172,999.00. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT OF EMPLOYMENT BETWEEN DR. JAMES MCINTYRE AND THE KNOX COUNTY BOARD OF EDUCATION FOR SUPERINTENDENT OF KNOX COUNTY SCHOOLS – R-09-9-202:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract of employment between Dr. James McIntyre and the Knox County Board of Education for Superintendent of Knox County Schools was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-202 - Resolution of the Commission of Knox County, Tennessee, approving a contract of employment between Dr. James McIntyre and the Knox County Board of Education for Superintendent of Knox County

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

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH SECURITY WALLS, LLC FOR UNARMED SECURITY GUARD SERVICES AT THE LAWSON MCGHEE LIBRARY AND THE EAST TENNESSEE HISTORY CENTER AT THE HOURLY RATE OF \$13.85 PER GUARD – R-09-9-203:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Security Walls, LLC for unarmed security guard services at the Lawson McGhee Library and the East Tennessee History Center at the hourly rate of \$13.85 per guard was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-203 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Security Walls, LLC for unarmed security guard services at the Lawson McGhee Library and the East Tennessee History Center at the hourly rate of \$13.85 per guard. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT IN THE AMOUNT OF \$500.00 FROM THE EAST TENNESSEE FOUNDATION FOR THE COMMUNITY ALTERNATIVES TO PRISON PROGRAM (CAPP) ANNUAL CHRISTMAS PROJECT – R-09-9-301:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant in the amount of \$500.00 from the East Tennessee Foundation for the Community Alternatives to Prison Program (CAPP) annual Christmas project was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution

R-09-9-301 - Resolution of the Commission of Knox County, Tennessee, approving a grant in the amount of \$500.00 from the East Tennessee Foundation for the Community Alternatives to Prison Program (CAPP) annual Christmas project. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT IN THE AMOUNT OF \$225,000.00 PER CONTRACT YEAR BETWEEN THE KNOX COUNTY SHERIFF'S OFFICE AND THE HELEN ROSS MCNABB CENTER TO PROVIDE MENTAL HEALTH SERVICES – R-09-9-302:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$225,000.00 per contract year between the Knox County Sheriff's Office and the Helen Ross McNabb Center to provide mental health services was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-302 - Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$225,000.00 per contract year between the Knox County Sheriff's Office and the Helen Ross McNabb Center to provide mental health services. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Smith recused himself from the vote. The motion carried 18-0-1-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE FISCAL YEAR 2009-2010 LITTER GRANT PROGRAM IN THE AMOUNT OF \$127,431.00 FROM THE TENNESSEE DEPARTMENT OF TRANSPORTATION – R-09-9-401:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the fiscal year 2009-2010 Litter Grant Program in the amount of \$127,431.00 from the Tennessee Department of Transportation was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-401 - Resolution of the Commission of Knox County, Tennessee, approving the fiscal year 2009-2010 Litter Grant Program in the amount of \$127,431.00 from the Tennessee Department of Transportation. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, GRANTING AN EASEMENT LOCATED AT 9830 DUTCHTOWN ROAD TO PROSCAPES LANDSCAPE DESIGN GROUP, INC. FOR THE PLACEMENT OF A SIGN FOR SAID BUSINESS – R-09-9-402:

Consideration of a resolution of the Commission of Knox County, Tennessee, granting an easement located at 9830 Dutchtown Road to Proscapes Landscape Design Group, Inc. for the placement of a sign for said business was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-402 - Resolution of the Commission of Knox County, Tennessee, granting an easement located at 9830 Dutchtown Road to Proscapes Landscape Design Group, Inc. for the placement of a sign for said business. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, TO APPROVE COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES AND BEST MANAGEMENT PRACTICES WITH BLUEGRASS MEADOWS, LLC FOR PROPERTY LOCATED AT 9808 BLUEGRASS ROAD – R-09-9-403:

Consideration of a resolution of the Commission of Knox County, Tennessee, to approve covenants for permanent maintenance of stormwater facilities and best management practices with Bluegrass Meadows, LLC for property located at 9808 Bluegrass Road was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-403 - Resolution of the Commission of Knox County, Tennessee, to approve covenants for permanent maintenance of stormwater facilities and best management practices with Bluegrass Meadows, LLC for property located at 9808 Bluegrass Road. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

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 OZORA ROAD PROPERTIES, LLC FOR PROPERTY LOCATED AT 732 EAST EMORY ROAD – R-09-9-404:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities and best management practices with Ozora Road Properties, LLC for property located at 732 East Emory Road was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-404 - Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities and best management practices with Ozora Road Properties, LLC for property located at 732 East Emory Road. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

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 TJ CARWASH, GP FOR PROPERTY LOCATED AT 9754 MIDDLEBROOK PIKE – R-09-9-405:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities and best management practices with TJ Carwash, GP

for property located at 9754 Middlebrook Pike was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-405 - Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities and best management practices with TJ Carwash, GP for property located at 9754 Middlebrook Pike. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT IN THE AMOUNT OF \$126,640.00 FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) AND THE U.S. DEPARTMENT OF HOMELAND SECURITY FOR THE ASSISTANCE TO FIREFIGHTERS GRANT PROGRAM – FIRE PREVENTION AND SAFETY GRANTS – R-09-9-406:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant in the amount of \$126,640.00 from the Federal Emergency Management Agency (FEMA) and the U.S. Department of Homeland Security for the Assistance to Firefighters Grant Program – Fire Prevention and Safety Grants was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-406 - Resolution of the Commission of Knox County, Tennessee, approving a grant in the amount of \$126,640.00 from the Federal Emergency Management Agency (FEMA) and the U.S. Department of Homeland Security for the Assistance to Firefighters Grant Program – Fire Prevention and Safety Grants. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ACCEPTING A DONATION IN THE AMOUNT OF \$1,500.00 FROM WAL-MART TO SUPPORT THE KNOX COUNTY FIRE PREVENTION BUREAU'S

SMOKE ALARM PROGRAM FOR THE DEAF AND HARD OF HEARING – R-09-9-407:

Consideration of a resolution of the Commission of Knox County, Tennessee, accepting a donation in the amount of \$1,500.00 from Wal-Mart to support the Knox County Fire Prevention Bureau's Smoke Alarm Program for the deaf and hard of hearing was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-407 - Resolution of the Commission of Knox County, Tennessee, accepting a donation in the amount of \$1,500.00 from Wal-Mart to support the Knox County Fire Prevention Bureau's Smoke Alarm Program for the deaf and hard of hearing. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AGREEMENT WITH KNOX HOUSING PARTNERSHIP TO PROVIDE \$118,000.00 IN HOME CHDO FUNDS FOR THE CONSTRUCTION OF A 20-UNIT SENIOR RENTAL DEVELOPMENT LOCATED AT 135 WEST BEAVER CREEK – R-09-9-501:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with Knox Housing Partnership to provide \$118,000.00 in HOME CHDO funds for the construction of a 20-unit senior rental development located at 135 West Beaver Creek was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-501 -Resolution of the Commission of Knox County, Tennessee, approving an agreement with Knox Housing Partnership to provide \$118,000.00 in HOME CHDO funds for the construction of a 20-unit senior rental development located at 135 West Beaver Creek. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A MEMORANDUM OF UNDERSTANDING AND AGREEMENT WITH KNOXVILLE-KNOX COUNTY COMMUNITY ACTION COMMITTEE (CAC) TO PROVIDE \$288,755.00 IN 2009 HOME INVESTMENT PARTNERSHIPS PROGRAM FUNDS FOR HOUSING RECONSTRUCTION SERVICES IN KNOX COUNTY – R-09-9-502:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Memorandum of Understanding and Agreement with Knoxville-Knox County Community Action Committee (CAC) to provide \$288,755.00 in 2009 HOME Investment Partnerships Program Funds for housing reconstruction services in Knox County was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-502 - Resolution of the Commission of Knox County, Tennessee, approving a Memorandum of Understanding and Agreement with Knoxville-Knox County Community Action Committee (CAC) to provide \$288,755.00 in 2009 HOME Investment Partnerships Program Funds for housing reconstruction services in Knox County. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING MEMORANDUMS OF UNDERSTANDING WITH THE FOLLOWING AGENCIES AS APPROVED IN THE FY 2009-2010 KNOX COUNTY BUDGET UNDER CONTRACTUAL FUNDING: FREE MEDICAL CLINIC OF AMERICA; YMCA OF EAST TENNESSEE; KNOX ACADEMY OF MEDICINE FOUNDATION; HELEN ROSS MCNABB CENTER-MOTHER GOOSE PROGRAM; SECOND HARVEST FOOD BANK OF EAST TENNESSEE; CEREBRAL PALSY HOUSING CORPORATION; AND THE KNOXVILLE-KNOX COUNTY COMMUNITY ACTION COMMITTEE-SENIOR CITIZENS INFORMATION AND REFERRAL SERVICE – R-09-9-503:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Memorandums of Understanding with the following agencies as approved in the FY 2009-2010 Knox County Budget

under contractual funding: Free Medical Clinic of America; YMCA of East Tennessee; Knox Academy of Medicine Foundation; Helen Ross McNabb Center-Mother Goose Program; Second Harvest Food Bank of East Tennessee; Cerebral Palsy Housing Corporation; and the Knoxville-Knox County Community Action Committee-Senior Citizens Information and Referral Service was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-503 - Resolution of the Commission of Knox County, Tennessee, approving Memorandums of Understanding with the following agencies as approved in the FY 2009-2010 Knox County Budget under contractual funding: Free Medical Clinic of America; YMCA of East Tennessee; Knox Academy of Medicine Foundation; Helen Ross McNabb Center-Mother Goose Program; Second Harvest Food Bank of East Tennessee; Cerebral Palsy Housing Corporation; and the Knoxville-Knox County Community Action Committee-Senior Citizens Information and Referral Service. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Smith recused himself from the vote. The motion carried 18-0-1-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AGREEMENT WITH KNOX HOUSING PARTNERSHIP TO PROVIDE \$1,114,590.26 FROM 2005, 2006, 2007 AND 2008 HOME INVESTMENT PARTNERSHIPS REPROGRAMMED FUNDS FOR THE CONSTRUCTION OF A 20-UNIT SENIOR RENTAL DEVELOPMENT LOCATED AT 135 WEST BEAVER CREEK DRIVE – R-09-9-504:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with Knox Housing Partnership to provide \$1,114,590.26 from 2005, 2006, 2007 and 2008 HOME Investment Partnerships reprogrammed funds for the construction of a 20-unit senior rental development located at 135 West Beaver Creek Drive was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-504 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with Knox Housing Partnership to provide \$1,114,590.26 from 2005, 2006, 2007 and 2008 HOME Investment

Partnerships reprogrammed funds for the construction of a 20-unit senior rental development located at 135 West Beaver Creek Drive. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT IN THE AMOUNT OF \$259,411.00 WITH THE UNITED STATES OFFICE OF JUSTICE PROGRAMS RELATIVE TO THE 2009 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM – R-09-9-505:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$259,411.00 with the United States Office of Justice Programs relative to the 2009 Edward Byrne Memorial Justice Assistance Grant (JAG) Program was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-505 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$259,411.00 with the United States Office of Justice Programs relative to the 2009 Edward Byrne Memorial Justice Assistance Grant (JAG) Program. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A MEMORANDUM OF UNDERSTANDING IN THE AMOUNT OF \$50,000.00 WITH COMMUNITY MEDIATION CENTER TO PROVIDE MEDIATION SERVICES – R-09-9-506:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Memorandum of Understanding in the amount of \$50,000.00 with Community Mediation Center to provide mediation services was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution

R-09-9-506 - Resolution of the Commission of Knox County, Tennessee, approving a Memorandum of Understanding in the amount of \$50,000.00 with Community Mediation Center to provide mediation services. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AMENDMENT ONE TO GRANT CONTRACT #GG-09-25882-00 WITH THE STATE OF TENNESSEE DEPARTMENT OF HEALTH RELATED IN PROJECT DIABETES – R-09-9-601:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Amendment One to grant contract #GG-09-25882-00 with the State of Tennessee Department of Health related in Project Diabetes was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-601 - Resolution of the Commission of Knox County, Tennessee, approving Amendment One to grant contract #GG-09-25882-00 with the State of Tennessee Department of Health related in Project Diabetes. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT IN THE AMOUNT OF \$564,300.00 WITH TENNESSEE DEPARTMENT OF HEALTH FOR PUBLIC HEALTH EMERGENCY PREPAREDNESS – R-09-9-602:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$564,300.00 with Tennessee Department of Health for Public Health Emergency Preparedness was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-602 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$564,300.00 with Tennessee

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

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE KNOX COUNTY HEALTH DEPARTMENT AND THE KNOX COUNTY SCHOOL SYSTEM FOR CONTINUING THE "IN SCHOOL HEALTH PROGRAM" FOR FY 2009-2010 – R-09-9-603:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Memorandum of Understanding between the Knox County Health Department and the Knox County School System for continuing the "In School Health Program" for FY 2009-2010 was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-603 - Resolution of the Commission of Knox County, Tennessee, approving a Memorandum of Understanding between the Knox County Health Department and the Knox County School System for continuing the "In School Health Program" for FY 2009-2010. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE FOURTH AMENDMENT TO THE LEASE AGREEMENT FOR THE US CELLULAR SOCCER COMPLEX AND AN OPERATING AGREEMENT WITH FC ALLIANCE FOR THE OPERATION OF SAID SOCCER COMPLEX – R-09-9-701:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the fourth amendment to the lease agreement for the US Cellular Soccer Complex and an operating agreement with FC Alliance for the operation of said soccer complex was before the Board of Commissioners.

Mr. Doug Bataille, Director for the Knox County Parks and Recreation Department, was present and spoke on the matter.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-701 - Resolution of the Commission of Knox County, Tennessee, approving the fourth amendment to the lease agreement for the US Cellular Soccer Complex and an operating agreement with FC Alliance for the operation of said soccer complex. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A WAGE REIMBURSEMENT INCENTIVE PROGRAM AGREEMENT WITH THE TENNESSEE DIVISION OF REHABILITATION SERVICES TO PROVIDE TRAINING AND EMPLOYMENT TO ONE EMPLOYEE TO PROVIDE JANITORIAL SERVICES AT THE KNOX CENTRAL BUILDING – R-09-9-803:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Wage Reimbursement Incentive Program Agreement with the Tennessee Division of Rehabilitation Services to provide training and employment to one employee to provide janitorial services at the Knox Central Building was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-803 - Resolution of the Commission of Knox County, Tennessee, approving a Wage Reimbursement Incentive Program Agreement with the Tennessee Division of Rehabilitation Services to provide training and employment to one employee to provide janitorial services at the Knox Central Building. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, EXTENDING THE BILLBOARD MORATORIUM FOR AN ADDITIONAL SIX (6) MONTHS, EXPIRING MARCH 31, 2010 – R-09-9-804:

Consideration of a resolution of the Commission of Knox County, Tennessee, extending the Billboard Moratorium for an additional six (6) months, expiring March 31, 2010 was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-804 - Resolution of the Commission of Knox County, Tennessee, extending the Billboard Moratorium for an additional six (6) months, expiring March 31, 2010. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT IN THE AMOUNT NOT TO EXCEED \$1,483,738.00 WITH TYLER TECHNOLOGIES FOR THE ACQUISITION AND IMPLEMENTATION OF A FINANCIAL MANAGEMENT SYSTEM – R-09-9-901:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract in the amount not to exceed \$1,483,738.00 with Tyler Technologies for the acquisition and implementation of a Financial Management System was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-901- Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount not to exceed \$1,483,738.00 with Tyler Technologies for the acquisition and implementation of a Financial Management System. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE QUIT CLAIM DEED CONVEYING PROPERTY LOCATED AT 2512 WEST BLOUNT AVENUE TO KNOXVILLE'S COMMUNITY DEVELOPMENT CORPORATION (KCDC) FOR \$4,500.00 – R-09-9-903:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the quit claim deed conveying property located at 2512 West Blount Avenue to Knoxville's Community Development Corporation (KCDC) for \$4,500.00 was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-903 - Resolution of the Commission of Knox County, Tennessee, approving the quit claim deed conveying property located at 2512 West Blount Avenue to Knoxville's Community Development Corporation (KCDC) for \$4,500.00. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A WARRANTY DEED CONVEYING PROPERTY LOCATED ON BIDDLE STREET TO THE STATE OF TENNESSEE FOR \$3,765.00 – R-09-9-904:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a warranty deed conveying property located on Biddle Street to the State of Tennessee for \$3,765.00 was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-904 - Resolution of the Commission of Knox County, Tennessee, approving a warranty deed conveying property located on Biddle Street to the State of Tennessee for \$3,765.00. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, CREATING AN ACCOUNT FOR THE KNOX COUNTY ETHICS COMMITTEE AND APPROPRIATING \$2,500.00 FOR THE PURPOSE OF FUNDING SAID ACCOUNT FOR THE PAYMENT OF EXPENSES INCURRED BY THE ETHICS COMMITTEE – R-09-9-908:

Consideration of a resolution of the Commission of Knox County, Tennessee, creating an account for the Knox County Ethics Committee and appropriating \$2,500.00 for the purpose of funding said account for the payment of expenses incurred by the Ethics Committee was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-908 - Resolution of the Commission of Knox County, Tennessee, creating an account for the Knox County Ethics Committee and appropriating \$2,500.00 for the purpose of funding said account for the payment of expenses incurred by the Ethics Committee. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Smith recused himself from the vote. The motion carried 18-0-1-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ACCEPTING A DONATION IN THE AMOUNT OF \$1,000.00 FROM PRIVATELY RAISED KNOX ACHIEVES FUNDS FOR THE PURPOSE OF FUNDING THE COUNTY GOVERNMENT WEEK ESSAY CONTEST SCHOLARSHIP AWARDED TO MARIAH RICHARDSON - R-09-9-909:

Consideration of a resolution of the Commission of Knox County, Tennessee, accepting a donation in the amount of \$1,000.00 from privately raised Knox Achieves Funds for the purpose of funding the County Government Week Essay Contest Scholarship awarded to Mariah Richardson was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-909 - Resolution of the Commission of Knox County, Tennessee, accepting a donation in the amount of \$1,000.00 from privately raised Knox Achieves Funds for the purpose of funding the County Government Week Essay Contest Scholarship awarded to Mariah Richardson. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING METROPOLITAN PLANNING COMMISSION (MPC) TO RECONSIDER ZONING AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE AS RECOMMENDED BY THE “CONTRACTOR REVIEW COMMITTEE” RELATED TO CONTRACTORS (INCLUDING LANDSCAPE CONTRACTORS) IN THE AGRICULTURAL ZONE DISTRICT AND OTHER DISTRICTS – R-09-9-913:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting Metropolitan Planning Commission (MPC) to reconsider zoning amendments to the Knox County Zoning Ordinance as recommended by the “Contractor Review Committee” related to contractors (including landscape contractors) in the Agricultural Zone District and other districts was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-913 - Resolution of the Commission of Knox County, Tennessee, requesting Metropolitan Planning Commission (MPC) to reconsider zoning amendments to the Knox County Zoning Ordinance as recommended by the “Contractor Review Committee” related to contractors (including landscape contractors) in the Agricultural Zone District and other districts with the following amendment to the attachment: On Page 461, Section 4.102, which begins with the word “contractors”, insert the word “landscaping” before the word “contractors”. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: ACCEPTANCE OF NEW COUNTY ROADS:

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

1. Mosaic Lane, Meadows at Millertown Subdivision, District 8.
2. Wallflower Lane, Meadows at Millertown Subdivision, District 8.
3. Countryside Center Lane, Countryside Center Subdivision, District 6.

Commissioner Craig Leuthold moved to approve the above acceptance of new county roads. Commissioner Anders seconded the

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

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AGREEMENT AND OPTION WITH CASA OF EAST TENNESSEE, INC. FOR THE DONATION OF A SCULPTURE FOR INSTALLATION ON THE GROUNDS OF THE KNOX COUNTY JUVENILE COURTHOUSE – R-09-9-915:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an agreement and option with CASA of East Tennessee, Inc. for the donation of a sculpture for installation on the grounds of the Knox County Juvenile Courthouse was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-9-915 - Resolution of the Commission of Knox County, Tennessee, approving an agreement and option with CASA of East Tennessee, Inc. for the donation of a sculpture for installation on the grounds of the Knox County Juvenile Courthouse. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

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

11. At this time, Commissioner Brown acknowledged the presence of Reverend Jerry Harris, Pastor of Harris Chapel Baptist Church.

Reverend Harris, expressed appreciation to the Commission for their support to his church which was destroyed by arson fire on July 15, 2009.

* * * * *

IN RE: PUBLIC FORUM:

1. Mr. George Hamilton, concerned citizen, was present and spoke concerning assistance for Mr. Roy Duncan to obtain his drivers license.

* * * * *

2. Mr. Richard Smith, concerned citizen, was present and spoke concerning handguns in parks.

* * * * *

3. Mr. Roy Duncan, concerned citizen, was present and spoke concerning assistance with legal matters.

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

* * * * *

4. Mr. Jim McEvers, concerned citizen, was present and spoke concerning handguns in parks. He also spoke concerning the Frank Strang Senior Center.

* * * * *

5. Mr. Douglas Dutton, concerned citizen, was present and spoke concerning handguns in parks.

* * * * *

6. Mr. Van Irion, concerned citizen, was present and spoke concerning handguns in parks.

* * * * *

7. Ms. Rebecca Green, concerned citizen, was present and spoke concerning handguns in parks.

* * * * *

8. Mr. Liston Matthews, concerned citizen, was present and spoke concerning handguns in parks.

* * * * *

IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

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

Commissioner Saunders moved to approve the minutes from the previous meeting held on August 24, 2009 (Regular Session). Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: ELECTIONS AND APPOINTMENTS

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE REAPPOINTMENT OF DOUG MINTER TO THE KNOX COUNTY SHERIFF'S OFFICE MERIT SYSTEM COUNCIL – R-09-9-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the reappointment of Doug Minter to the Knox County Sheriff's Office Merit System Council was before the Board of Commissioners.

Commissioner Norman moved to approve Resolution R-09-9-110 - Resolution of the Commission of Knox County, Tennessee, approving the reappointment of Doug Minter to the Knox County Sheriff's Office Merit System Council. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE APPOINTMENT FOR A 6TH DISTRICT REPRESENTATIVE ON THE KNOX COUNTY LIBRARY ADVISORY BOARD – R-09-9-111:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the appointment for a 6th District Representative on the Knox County Library Advisory Board was before the Board of Commissioners.

Commissioner Norman moved to approve Resolution R-09-9-111 - Resolution of the Commission of Knox County, Tennessee, approving the appointment of Anita Black as the 6th District Representative on the Knox County Library Advisory Board. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

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

IN RE: CONSIDERATION OF CLOSURE OF UNNAMED RIGHT OF WAY. PROPERTY LOCATED ON HEMP LANE, OFF OF WASHINGTON PIKE IN THE EIGHTH COMMISSION DISTRICT. UNION BAPTIST CHURCH, OWNER - (SECOND READING):

Consideration of closure of unnamed right of way was before the Board of Commissioners on second reading. Property located on Hemp

Lane, off of Washington Pike in the Eighth Commission District. Union Baptist Church, owner.

Commissioner Norman moved to approve the closure of unnamed right of way on second reading. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0. Property located on Hemp Lane, off of Washington Pike in the Eighth Commission District. Union Baptist Church, owner.

* * * * *

Commissioner Shouse left the meeting at this time.

* * * * *

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

12. Commissioner Strickland amended the agenda to hear the following items at this time: Resolution R-09-9-801 - Consideration of a resolution of the Commission of Knox County, Tennessee, adopting a Certified Tax Rate for the Forks of the River Industrial Park Fire Protection District for fiscal year 2009-2010; and Resolution R-09-9-802 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Rural Metro in the amount of \$807,206.00 to provide Fire Protection Services for the Forks of the River Industrial Park for a three (3) year term beginning August 1, 2009 and ending July 31, 2012.

* * * * *

IN RE: RESOLUTIONS

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ADOPTING A CERTIFIED TAX RATE FOR THE FORKS OF THE RIVER INDUSTRIAL PARK FIRE PROTECTION DISTRICT FOR FISCAL YEAR 2009-2010 – R-09-8-801:

Consideration of a resolution of the Commission of Knox County, Tennessee, adopting a Certified Tax Rate for the Forks of the River Industrial Park Fire Protection District for fiscal year 2009-2010 was before the Board of Commissioners.

Mr. John Valliant, Attorney, Mr. John Mills, Rural Metro, and Mr. Fred Sisk, Knox County Trustee, were present and spoke on the matter.

Commissioner Armstrong moved to defer to the October 2009 Board of Commissioners meeting Resolution R-09-9-801 - Resolution of the

Commission of Knox County, Tennessee, adopting a Certified Tax Rate for the Forks of the River Industrial Park Fire Protection District for fiscal year 2009-2010. Also included in the motion was for the Commission Chairman, on behalf of the commission, to send a letter to the businesses in the Forks of the River Industrial Park, making sure they're involved in the process. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Shouse was absent from the meeting. The motion carried 18-0-0-1.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH RURAL METRO IN THE AMOUNT OF \$807,206.00 TO PROVIDE FIRE PROTECTION SERVICES FOR THE FORKS OF THE RIVER INDUSTRIAL PARK FOR A THREE (3) YEAR TERM BEGINNING AUGUST 1, 2009 AND ENDING JULY 31, 2012 – R-09-9-802:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Rural Metro in the amount of \$807,206.00 to provide Fire Protection Services for the Forks of the River Industrial Park for a three (3) year term beginning August 1, 2009 and ending July 31, 2012 was before the Board of Commissioners.

Commissioner Norman moved to defer to the October 2009 Board of Commissioners meeting Resolution R-09-9-802 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Rural Metro in the amount of \$807,206.00 to provide Fire Protection Services for the Forks of the River Industrial Park for a three (3) year term beginning August 1, 2009 and ending July 31, 2012. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Shouse was absent from the meeting. The motion carried 18-0-0-1.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING MARCIE SINGLETON FOR A LIFETIME OF SERVICE TO THE KNOX COUNTY COMMUNITY – R-09-9-101:

Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing Marcie Singleton for a lifetime of service to the Knox County Community was before the Board of Commissioners.

Commissioner Norman moved to approve Resolution R-09-9-101 - Resolution of the Commission of Knox County, Tennessee, memorializing Marcie Singleton for a lifetime of service to the Knox County Community. Commissioner Mark Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Shouse was absent from the meeting. The motion carried 18-0-0-1.

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

Mr. Mark Jones, Director for the Knox County Health Department, and Ms. Lorna "Lori" Emond, WIC Coordinator at the Knox County Health Department, were present and spoke on the matter.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING PARK "PARKEY" STRADER FOR HIS YEARS OF DEDICATED SERVICE TO THE PEOPLE OF KNOX COUNTY - R-09-9-102:

Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing Park "Parkey" Strader for his years of dedicated service to the people of Knox County was before the Board of Commissioners.

Commissioner Norman moved to approve Resolution R-09-9-102 - Resolution of the Commission of Knox County, Tennessee, memorializing Park "Parkey" Strader for his years of dedicated service to the people of Knox County. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Shouse was absent from the meeting. The motion carried 18-0-0-1.

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

Mrs. Glenda Strader, spouse, and family members, were present to accept the resolution expressed appreciation to the Commission.

Mrs. Strader also received a proclamation from the Knox County Mayor's Office declaring September 28, 2009 "Park "Parkey" Strader Day" and expressed appreciation for the proclamation.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ADOPTING A CERTIFIED TAX RATE FOR THE FORKS OF THE RIVER INDUSTRIAL PARK FIRE PROTECTION DISTRICT FOR FISCAL YEAR 2009-2010 – R-09-9-801:

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, APPROVING A CONTRACT WITH RURAL METRO IN THE AMOUNT OF \$807,206.00 TO PROVIDE FIRE PROTECTION SERVICES FOR THE FORKS OF THE RIVER INDUSTRIAL PARK FOR A THREE (3) YEAR TERM BEGINNING AUGUST 1, 2009 AND ENDING JULY 31, 2012 – R-09-9-802:

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

* * * * *

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

13. Commissioner Strickland amended the agenda to hear the following item at this time: Resolution R-09-9-902 - Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing the presence of pet dogs in outdoor dining areas of restaurants.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE PRESENCE OF PET DOGS IN OUTDOOR DINING AREAS OF RESTAURANTS – R-09-9-902:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing the presence of pet dogs in outdoor dining areas of restaurants was before the Board of Commissioners.

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

Commissioner Hammond moved to approve Resolution R-09-9-902 - Resolution of the Commission of Knox County, Tennessee, authorizing the presence of pet dogs in outdoor dining areas of restaurants

with the following amendment: On Page 3, paragraph 3, insert the following language at the end of the paragraph: “up to \$5.00”. Commissioner Briggs seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Broyles, Norman, Saunders, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Armstrong and Wright voted aye. Commissioners McKenzie, Ivan Harmon, Smith, Carringer, Brown and Pinkston voted no. Commissioner Shouse was absent from the meeting. The motion carried 12-6-0-1.

* * * * *

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

14. Commissioner Strickland amended the agenda to hear the following item at this time: Resolution R-09-9-912 - Consideration of a resolution of the Commission of Knox County, Tennessee, to prohibit handguns in county parks, natural stress, historic parks, nature trails, campgrounds, forests, greenways, waterways, or other similar public places.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, TO PROHIBIT HANDGUNS IN COUNTY PARKS, NATURAL STRESS, HISTORIC PARKS, NATURE TRAILS, CAMPGROUNDS, FORESTS, GREENWAYS, WATERWAYS, OR OTHER SIMILAR PUBLIC PLACES – R-09-9-912:

Consideration of a resolution of the Commission of Knox County, Tennessee, to prohibit handguns in county parks, natural stress, historic parks, nature trails, campgrounds, forests, greenways, waterways, or other similar public places was before the Board of Commissioners.

Mr. Joe Jarret, Knox County Chief Deputy Law Director, and Mr. Doug Bataille, Director for the Knox County Parks and Recreation Department, were present and spoke on the matter.

Commissioner Norman moved to defer to the October 2009 Board of Commissioners meeting and schedule a public hearing prior to the October 2009 Board of Commissioners meeting, Resolution R-09-9-912 - Consideration of a resolution of the Commission of Knox County, Tennessee, to prohibit handguns in county parks, natural stress, historic parks, nature trails, campgrounds, forests, greenways, waterways, or other similar public places. Commissioner Broyles seconded the motion.

Commissioner Hammond moved as a substitute motion to affirm the state law and allow handguns in county parks, natural stress, historic parks, nature trails, campgrounds, forests, greenways, waterways, or other similar public places. Commissioner Pinkston seconded the motion.

Commissioner Ivan Harmon called for the question to end debate at this time. Commissioner Carringer seconded the motion and upon roll call vote Commissioners Ivan Harmon, Lambert, Carringer, Armstrong, Wright and Pinkston voted aye. Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Saunders, Hammond, Craig Leuthold, Briggs, Anders, Smith and Brown voted no. Commissioner Shouse was absent from the meeting. The vote failed 6-12-0-1.

Upon roll call vote of the substitute motion to affirm the state law and allow handguns in county parks, natural stress, historic parks, nature trails, campgrounds, forests, greenways, waterways, or other similar public places, Commissioners Norman, Ivan Harmon, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioners McKenzie, Strickland, Mark Harmon, Broyles and Saunders voted no. Commissioner Shouse was absent from the meeting. The substitute motion carried 13-5-0-1.

* * * * *

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

15. At this time, Mr. Mike Arms, Chief of Staff for the Knox County Mayor, was present and spoke concerning a Legislative Luncheon to be held on Monday, December 7, 2009 at 12:00 p.m. at Calhoun's. He encouraged Commissioners to submit issues for legislation to consider which will be submitted to the delegation at the luncheon.

He also indicated a Senior Citizen Picnic/Luncheon would be held on Wednesday, October 1, 2009 at 11:30 a.m. at the Tommy Schumpert Park.

* * * * *

16. At this time, Ms. Jamie Dobbs, President for the League of Women's Voters, was present and spoke concerning land use and stormwater issues.

* * * * *

17. Commissioner Strickland amended the agenda to hear the following items at this time: Resolution R-09-9-905 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving the Charter of the Knox County Audit Committee; Resolution R-09-9-906 - Consideration of a resolution of the Commission of Knox County, Tennessee, expressing the will of the Commission as it relates to the role of the Audit Committee; and Resolution R-09-9-911 - Consideration of a resolution of the Commission of Knox County, Tennessee, (1) terminating the contract with Alexander Thompson and Arnold for professional auditing services to conduct a peer review of the Knox County Offices of Internal

Audit (RFP 963); (2) calling for a public hearing in accordance with Section 2.02.H of the Knox County Charter to investigate the bid and selection process used for RFP 963; and (3) requesting the Knox County Purchasing Division to issue a new request for proposal for professional auditing services to conduct a peer review of the Knox County Office of Internal Audit.

* * * * *

Commissioner Brown left the meeting at this time.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE CHARTER OF THE KNOX COUNTY AUDIT COMMITTEE – R-09-9-905:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the Charter of the Knox County Audit Committee was before the Board of Commissioners.

The following individuals were present and spoke on the matter: Mr. John King, Attorney; Mr. Joe Jarret, Knox County Chief Deputy Law Director, Mr. Mike Ruble, Chief Counsel for the Knox County Sheriff’s Office; Mr. Joe Carcello, Chairman for the Knox County Audit Committee; Mr. Richard Walls, Knox County Internal Auditor; and Mr. J.J. Jones, Knox County Sheriff.

Commissioner Norman moved to approve Resolution R-09-9-905 - Resolution of the Commission of Knox County, Tennessee, approving the Charter of the Knox County Audit Committee. Commissioner Saunders seconded the motion.

Commissioner Craig Leuthold moved as a substitute motion to approve Resolution R-09-9-905 - Resolution of the Commission of Knox County, Tennessee, approving the Charter of the Knox County Audit Committee with the following amendment: On Page 5 of the Knox County, Tennessee Audit Committee draft, under the Section titled “Compliance”, delete the second paragraph which reads as follows: Establish procedures for: (1) The receipt, retention, and treatment of complaints received regarding accounting, internal accounting controls, or auditing matters; and (2), The submission by employees of concerns regarding questionable accounting or auditing matters.” Commissioner Carringer seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright

and Pinkston voted aye. Commissioners Shouse and Brown were absent from the meeting. The substitute motion carried 17-0-0-2.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, EXPRESSING THE WILL OF THE COMMISSION AS IT RELATES TO THE ROLE OF THE AUDIT COMMITTEE – R-09-9-906:

Consideration of a resolution of the Commission of Knox County, Tennessee, expressing the will of the Commission as it relates to the role of the Audit Committee was before the Board of Commissioners.

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

Commissioner Craig Leuthold moved to withdraw from the agenda Resolution R-09-9-906 - Resolution of the Commission of Knox County, Tennessee, expressing the will of the Commission as it relates to the role of the Audit Committee. Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright and Pinkston voted aye. Commissioners Shouse and Brown were absent from the meeting. The motion carried 17-0-0-2.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, (1) TERMINATING THE CONTRACT WITH ALEXANDER THOMPSON AND ARNOLD FOR PROFESSIONAL AUDITING SERVICES TO CONDUCT A PEER REVIEW OF THE KNOX COUNTY OFFICES OF INTERNAL AUDIT (RFP 963); (2) CALLING FOR A PUBLIC HEARING IN ACCORDANCE WITH SECTION 2.02.H OF THE KNOX COUNTY CHARTER TO INVESTIGATE THE BID AND SELECTION PROCESS USED FOR RFP 963; AND (3) REQUESTING THE KNOX COUNTY PURCHASING DIVISION TO ISSUE A NEW REQUEST FOR PROPOSAL FOR PROFESSIONAL AUDITING SERVICES TO CONDUCT A PEER REVIEW OF THE KNOX COUNTY OFFICE OF INTERNAL AUDIT – R-09-9-911:

Consideration of a resolution of the Commission of Knox County, Tennessee, (1) terminating the contract with Alexander Thompson and Arnold for professional auditing services to conduct a peer review of the Knox County Offices of Internal Audit (RFP 963); (2) calling for a public hearing in accordance with Section 2.02.H of the Knox County Charter to

investigate the bid and selection process used for RFP 963; and (3) requesting the Knox County Purchasing Division to issue a new request for proposal for professional auditing services to conduct a peer review of the Knox County Office of Internal Audit was before the Board of Commissioners.

The following individuals were present and spoke on the matter: Mr. Joe Carcello, Chairman for the Knox County Audit Committee; Mr. Joe Jarret, Knox County Chief Deputy Law Director; Mr. Richard Walls, Knox County Internal Auditor; Mr. Mike Hewitt, representing Alexander Thompson and Arnold; and Mr. Dwight VanDeVate, Senior Director of Community Relations and Governmental Affairs for Knox County.

Commissioner McKenzie moved to deny Resolution R-09-9-911 - Resolution of the Commission of Knox County, Tennessee, (1) terminating the contract with Alexander Thompson and Arnold for professional auditing services to conduct a peer review of the Knox County Offices of Internal Audit (RFP 963); (2) calling for a public hearing in accordance with Section 2.02.H of the Knox County Charter to investigate the bid and selection process used for RFP 963; and (3) requesting the Knox County Purchasing Division to issue a new request for proposal for professional auditing services to conduct a peer review of the Knox County Office of Internal Audit. Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Hammond, Craig Leuthold, Briggs, Anders, Smith, Carringer, Armstrong and Wright voted aye. Commissioners Lambert and Pinkston voted no. Commissioners Shouse and Brown were absent from the meeting. The motion carried 15-2-0-2.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN OPTION CONTRACT WITH MARBLE ALLEY DEVELOPMENT, LLC FOR THE SALE AND PURCHASE OF 13 PARCELS COLLECTIVELY KNOWN AS THE STATE STREET PROPERTY – R-09-9-805:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an option contract with Marble Alley Development, LLC for the sale and purchase of 13 parcels collectively known as the State Street property was before the Board of Commissioners.

Mr. Buzz Goss, concerned citizen, was present and spoke on the matter.

Commissioner Norman moved to approve Resolution

R-09-9-805 - Resolution of the Commission of Knox County, Tennessee, approving an option contract with Marble Alley Development, LLC for the sale and purchase of 13 parcels collectively known as the State Street property with the following amendment: add language that Tax Increment Financing (TIF) may be granted for the parcels on a case by case basis; and that the purchase price for the property shall remain the same for the first two (2) years and shall be increased by 2% annually. Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright and Pinkston voted aye. Commissioners Shouse and Brown were absent from the meeting. The motion carried 17-0-0-2.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE PRESENCE OF PET DOGS IN OUTDOOR DINING AREAS OF RESTAURANTS – R-09-9-902:

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, APPROVING THE CHARTER OF THE KNOX COUNTY AUDIT COMMITTEE – R-09-9-905:

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, EXPRESSING THE WILL OF THE COMMISSION AS IT RELATES TO THE ROLE OF THE AUDIT COMMITTEE – R-09-9-906:

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, APPROVING A REVIEW BY A KNOXVILLE BAR ASSOCIATION PANEL OF THE “HEARING RULES OF PROCEDURE” ADOPTED BY THE KNOX COUNTY ETHICS COMMITTEE FOR THEIR ETHICS COMPLAINT INVESTIGATIONS – R-09-9-907:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a review by a Knoxville Bar Association Panel of the "Hearing Rules of Procedure" adopted by the Knox County Ethics Committee for their Ethics Complaint Investigations was before the Board of Commissioners.

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

Commissioner Norman moved to approve Resolution R-09-9-907 - Resolution of the Commission of Knox County, Tennessee, approving a review by a Knoxville Bar Association Panel of the "Hearing Rules of Procedure" adopted by the Knox County Ethics Committee for their Ethics Complaint Investigations. Commissioner Hammond seconded the motion.

Commissioner Hammond moved as a substitute motion to request the Knoxville Bar Association to provide a suggested procedure for the 2.02.H investigation/hearing. Commissioner Lambert seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Carringer, Armstrong, Wright and Pinkston voted aye. Commissioner Smith recused himself from the vote. Commissioners Shouse and Brown were absent from the meeting. The substitute motion carried 16-0-1-2.

* * * * *

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

18. Commissioner Strickland amended the agenda to hear the following item at this time: Ordinance O-09-8-104 - Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code, Chapter 18, Article I, in General, Section 18-1, Litigation Taxes, to increase the \$1.00 Privilege Tax levied on all cases before the Knox County General Sessions Court and Juvenile Court Litigation to be used exclusively to support a local Victim-Offender Mediation Center or Centers in accordance with Public Chapter Number 495 of the Public Acts of 2009 (amending Ordinance O-92-3-103, §§ 1-6, adopted June 1, 1992; Ordinance O-95-8-101, adopted September 25, 1995; Ordinance O-00-6-102, §§ 1-2, adopted July 24, 2000; and Ordinance O-08-10-101, § 1, adopted November 17, 2008)

* * * * *

IN RE: ORDINANCE ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING KNOX COUNTY CODE, CHAPTER 18, ARTICLE I, IN GENERAL, SECTION 18-1, LITIGATION TAXES, TO INCREASE THE \$1.00 PRIVILEGE TAX LEVIED ON ALL CASES BEFORE THE KNOX COUNTY GENERAL SESSIONS COURT AND JUVENILE COURT LITIGATION TO BE USED EXCLUSIVELY TO SUPPORT A LOCAL VICTIM-OFFENDER MEDIATION CENTER OR CENTERS IN ACCORDANCE WITH PUBLIC CHAPTER NUMBER 495 OF THE PUBLIC ACTS OF 2009 (AMENDING ORDINANCE O-92-3-103, §§ 1-6, ADOPTED JUNE 1, 1992; ORDINANCE O-95-8-101, ADOPTED SEPTEMBER 25, 1995; ORDINANCE O-00-6-102, §§ 1-2, ADOPTED JULY 24, 2000; AND ORDINANCE O-08-10-101, § 1, ADOPTED NOVEMBER 17, 2008) – O-09-8-104 – (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code, Chapter 18, Article I, in General, Section 18-1, Litigation Taxes, to increase the \$1.00 Privilege Tax levied on all cases before the Knox County General Sessions Court and Juvenile Court Litigation to be used exclusively to support a local Victim-Offender Mediation Center or Centers in accordance with Public Chapter Number 495 of the Public Acts of 2009 (amending Ordinance O-92-3-103, §§ 1-6, adopted June 1, 1992; Ordinance O-95-8-101, adopted September 25, 1995; Ordinance O-00-6-102, §§ 1-2, adopted July 24, 2000; and Ordinance O-08-10-101, § 1, adopted November 17, 2008) was before the Board of Commissioners on second reading.

Ms. Jackie Kittrell, Executive Director for the Community Mediation Center, and Mr. Grant Rosenberg, Director for Knox County Office of Neighborhoods and Code Enforcement, were present and spoke on the matter.

Commissioner Norman moved to approve Ordinance O-09-8-104 - Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code, Chapter 18, Article I, in General, Section 18-1, Litigation Taxes, to increase the \$1.00 Privilege Tax levied on all cases before the Knox County General Sessions Court and Juvenile Court Litigation to be used exclusively to support a local Victim-Offender Mediation Center or Centers in accordance with Public Chapter Number 495 of the Public Acts of 2009 (amending Ordinance O-92-3-103, §§ 1-6, adopted June 1, 1992; Ordinance O-95-8-101, adopted September 25, 1995; Ordinance O-00-6-102, §§ 1-2, adopted July 24, 2000; and Ordinance O-08-10-101, § 1, adopted November 17, 2008) on second reading.

Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright and Pinkston voted aye. Commissioners Shouse and Brown were absent from the meeting. The motion carried 17-0-0-2.

* * * * *

IN RE: RESOLUTIONS – (CONTINUED):

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, DETERMINING THE METHOD OF DISPOSAL OF PROPERTY KNOWN AS THE FRANK STRANG SENIOR CENTER AND THE SHARED SATELLITE OFFICES OF THE KNOX COUNTY CLERK, KNOX COUNTY TRUSTEE AND THE KNOX COUNTY HEALTH DEPARTMENT LOCATED AT 1028 OLD CEDAR BLUFF ROAD – R-09-9-910:

Consideration of a resolution of the Commission of Knox County, Tennessee, determining the method of disposal of property known as the Frank Strang Senior Center and the shared satellite offices of the Knox County Clerk, Knox County Trustee and the Knox County Health Department located at 1028 Old Cedar Bluff Road was before the Board of Commissioners.

Mr. Dwight VanDeVate, Senior Director of Community Relations and Governmental Affairs for Knox County, was present and spoke on the matter.

Commissioner Mark Harmon moved to defer to the October 2009 Board of Commissioners meeting Resolution R-09-9-910 - Resolution of the Commission of Knox County, Tennessee, determining the method of disposal of property known as the Frank Strang Senior Center and the shared satellite offices of the Knox County Clerk, Knox County Trustee and the Knox County Health Department located at 1028 Old Cedar Bluff Road. Commissioner Pinkston seconded the motion.

Commissioner Lambert moved as a substitute motion to divide the question and vote on each item individually for Resolution R-09-9-910 - Resolution of the Commission of Knox County, Tennessee, determining the method of disposal of property known as the Frank Strang Senior Center and the shared satellite offices of the Knox County Clerk, Knox County Trustee and the Knox County Health Department located at 1028 Old Cedar Bluff Road. Commissioner Anders seconded the motion and upon voice vote the substitute motion failed.

Upon roll call vote of the original motion to defer to the October 2009 Board of Commissioners meeting Resolution R-09-9-910 - Resolution of the Commission of Knox County, Tennessee, determining the method of disposal of property known as the Frank Strang Senior Center and the shared satellite offices of the Knox County Clerk, Knox County Trustee and the Knox County Health Department located at 1028 Old Cedar Bluff Road, Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Hammond, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright and Pinkston voted aye. Commissioner Craig Leuthold recused himself from the vote. Commissioners Shouse and Brown were absent from the meeting. The motion carried 16-0-1-2.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, (1) TERMINATING THE CONTRACT WITH ALEXANDER THOMPSON AND ARNOLD FOR PROFESSIONAL AUDITING SERVICES TO CONDUCT A PEER REVIEW OF THE KNOX COUNTY OFFICES OF INTERNAL AUDIT (RFP 963); (2) CALLING FOR A PUBLIC HEARING IN ACCORDANCE WITH SECTION 2.02.H OF THE KNOX COUNTY CHARTER TO INVESTIGATE THE BID AND SELECTION PROCESS USED FOR RFP 963; AND (3) REQUESTING THE KNOX COUNTY PURCHASING DIVISION TO ISSUE A NEW REQUEST FOR PROPOSAL FOR PROFESSIONAL AUDITING SERVICES TO CONDUCT A PEER REVIEW OF THE KNOX COUNTY OFFICE OF INTERNAL AUDIT – R-09-9-911:

_____ 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, TO PROHIBIT HANDGUNS IN COUNTY PARKS, NATURAL STRESS, HISTORIC PARKS, NATURE TRAILS, CAMPGROUNDS, FORESTS, GREENWAYS, WATERWAYS, OR OTHER SIMILAR PUBLIC PLACES – R-09-9-912:

_____ 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, AMENDING

RESOLUTION R-09-7-910 CREATING AN EMPLOYEE INSURANCE BENEFITS COMMITTEE TO EXPAND THE CHARGE OF SAID COMMITTEE TO INCLUDE MAKING RECOMMENDATIONS TO THE KNOX COUNTY COMMISSION RELATING TO ANY MEDICAL INSURANCE-RELATED CONCERNS – R-09-9-914:

Consideration of a resolution of the Commission of Knox County, Tennessee, amending Resolution R-09-7-910 creating an Employee Insurance Benefits Committee to expand the charge of said committee to include making recommendations to the Knox County Commission relating to any medical insurance-related concerns was before the Board of Commissioners.

Commissioner Carringer moved to approve Resolution R-09-9-914 - Resolution of the Commission of Knox County, Tennessee, amending Resolution R-09-7-910 creating an Employee Insurance Benefits Committee to expand the charge of said committee to include making recommendations to the Knox County Commission relating to any medical insurance-related concerns. Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright and Pinkston voted aye. Commissioners Shouse and Brown were absent from the meeting. The motion carried 17-0-0-2.

* * * * *

IN RE: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING ADDITIONAL AMENDMENTS TO THE 2006 INTERNATIONAL CODES BY AMENDING KNOX COUNTY CODE, CHAPTER 10, ARTICLES II, III, IV, V, VI, VII, X, XI; AND CHAPTER 30, ARTICLES II AND III (AMENDING ORDINANCE O-06-11-101, ADOPTED DECEMBER 18, 2006; AND ORDINANCE O-07-3-101, ADOPTED APRIL 16, 2007) – O-09-9-101 – (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, approving additional amendments to the 2006 International Codes by amending Knox County Code, Chapter 10, Articles II, III, IV, V, VI, VII, X, XI; and Chapter 30, Articles II and III (amending Ordinance O-06-11-101, adopted December 18, 2006; and Ordinance O-07-3-101, adopted April 16, 2007) was before the Board of Commissioners on first reading.

Commissioner Norman moved to approve Ordinance O-09-9-101 - Ordinance of the Commission of Knox County, Tennessee, approving additional amendments to the 2006 International Codes by amending Knox County Code, Chapter 10, Articles II, III, IV, V, VI, VII, X, XI; and Chapter 30, Articles II and III (amending Ordinance O-06-11-101, adopted December 18, 2006; and Ordinance O-07-3-101, adopted April 16, 2007) on first reading. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright and Pinkston voted aye. Commissioners Shouse and Brown were absent from the meeting. The motion carried 17-0-0-2.

* * * * *

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING CHAPTER 6, ARTICLE II, SECTION 6-31, DEFINITIONS, BY MODIFYING THE DEFINITION OF "DIRECT CONTROL" OF ANIMALS TO PROVIDE OWNERS THE OPTION OF CONTROLLING ANIMALS WITH AN ELECTRONIC COLLAR/LEASH (AMENDING ORDINANCE O-96-5-101, ADOPTED JUNE 24, 1996; AND ORDINANCE O-07-12-102, ADOPTED JANUARY 28, 2008) – O-09-9-102 – (FIRST READING)

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Chapter 6, Article II, Section 6-31, Definitions, by modifying the definition of "Direct Control" of animals to provide owners the option of controlling animals with an electronic collar/leash (amending Ordinance O-96-5-101, adopted June 24, 1996; and Ordinance O-07-12-102, adopted January 28, 2008) was before the Board of Commissioners on first reading.

Commissioner Norman moved to approve Ordinance O-09-9-102 - Ordinance of the Commission of Knox County, Tennessee, amending Chapter 6, Article II, Section 6-31, Definitions, by modifying the definition of "Direct Control" of animals to provide owners the option of controlling animals with an electronic collar/leash (amending Ordinance O-96-5-101, adopted June 24, 1996; and Ordinance O-07-12-102, adopted January 28, 2008) on first reading. Commissioner Armstrong seconded the motion.

Commissioner Wright moved as a substitute motion to withdraw from the agenda Ordinance O-09-9-102 - Ordinance of the Commission of Knox County, Tennessee, amending Chapter 6, Article II,

Section 6-31, Definitions, by modifying the definition of “Direct Control” of animals to provide owners the option of controlling animals with an electronic collar/leash (amending Ordinance O-96-5-101, adopted June 24, 1996; and Ordinance O-07-12-102, adopted January 28, 2008) on first reading. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Hammond, Craig Leuthold, Briggs, Anders, Smith, Carringer, Armstrong, Wright and Pinkston voted aye. Commissioner Lambert was absent from the vote. Commissioners Shouse and Brown were absent from the meeting. The substitute motion carried 16-0-3.

* * * * *

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING ARTICLE III, SECTION 3.07 OF THE KNOX COUNTY CHARTER TO REQUIRE THAT KNOX COUNTY SCHOOLS RECEIVE AN ANNUAL BUDGET IN AN AMOUNT SUFFICIENT TO ASSURE THAT PER PUPIL EXPENDITURES IN KNOX COUNTY EXCEED THE STATE OF TENNESSEE AVERAGE FOR PER PUPIL EXPENDITURES (KNOX COUNTY CHARTER AS ADOPTED BY REFERENDUM OF NOVEMBER 8, 1988 AND AMENDED) – O-09-9-103 – (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Article III, Section 3.07 of the Knox County Charter to require that Knox County Schools receive an annual budget in an amount sufficient to assure that per pupil expenditures in Knox County exceed the State of Tennessee average for per pupil expenditures (Knox County Charter as adopted by Referendum of November 8, 1988 and amended) was before the Board of Commissioners on first reading.

Mr. Ron McPherson, Director of Finance for Knox County Schools, and Mr. Joe Jarret, Knox County Chief Deputy Law Director, were present and spoke on the matter.

Commissioner Mark Harmon moved to approve Ordinance O-09-9-103 - Ordinance of the Commission of Knox County, Tennessee, amending Article III, Section 3.07 of the Knox County Charter to require that Knox County Schools receive an annual budget in an amount sufficient to assure that per pupil expenditures in Knox County exceed the State of Tennessee average for per pupil expenditures (Knox County Charter as adopted by Referendum of November 8, 1988 and amended) on first reading with the following amendment: add the following language: “unless the

BEP drops below a certain amount”. Commissioner Broyles seconded the motion.

Commissioner Pinkston called for the question to end debate at this time. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Ivan Harmon, Saunders, Armstrong and Pinkston voted aye. Commissioners Strickland, Broyles, Norman, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer and Wright voted no. Commissioners Shouse and Brown were absent from the meeting. The vote failed 6-11-0-2.

Upon roll call vote of the motion to approve Ordinance O-09-9-103 - Ordinance of the Commission of Knox County, Tennessee, amending Article III, Section 3.07 of the Knox County Charter to require that Knox County Schools receive an annual budget in an amount sufficient to assure that per pupil expenditures in Knox County exceed the State of Tennessee average for per pupil expenditures (Knox County Charter as adopted by Referendum of November 8, 1988 and amended) on first reading with the following amendment: add the following language: “unless the BEP drops below a certain amount”, Commissioners McKenzie, Mark Harmon, Broyles, Norman, Saunders, Hammond and Briggs voted aye. Commissioners Strickland, Ivan Harmon, Craig Leuthold, Anders, Lambert, Smith, Carringer, Armstrong, Wright and Pinkston voted no. Commissioners Shouse and Brown were absent from the meeting. The motion failed 7-10-0-2.

* * * * *

IN RE: ORDINANCES ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING
ORDINANCE O-09-3-107, REGARDING THE ADOPTION OF BEER
LAWS FOR KNOX COUNTY TO PROVIDE FOR THE REVOCATION
OF BEER PERMITS FOR FAILURE TO PAY COUNTY BUSINESS
TAXES (AMENDING ORDINANCE O-09-3-107, ADOPTED APRIL 27,
2009) – O-09-8-101 – (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Ordinance O-09-3-107, regarding the adoption of Beer Laws for Knox County to provide for the revocation of beer permits for failure to pay county business taxes (amending Ordinance O-09-3-107, adopted April 27, 2009) was before the Board of Commissioners on second reading.

Commissioner Norman moved to approve Ordinance

O-09-8-101 - Ordinance of the Commission of Knox County, Tennessee, amending Ordinance O-09-3-107, regarding the adoption of Beer Laws for Knox County to provide for the revocation of beer permits for failure to pay county business taxes (amending Ordinance O-09-3-107, adopted April 27, 2009) on second reading. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright and Pinkston voted aye. Commissioners Shouse and Brown were absent from the meeting. The motion carried 17-0-0-2.

* * * * *

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING KNOX COUNTY CODE, CHAPTER 2, ARTICLE I, SECTION 2-5, NEPOTISM, BY ADDING A PROVISION TO EXPAND THE NEPOTISM POLICY TO APPLY TO COUNTY EMPLOYEES (AMENDING ORDINANCE O-08-5-102, § 1, ADOPTED JUNE 23, 2008) – O-09-8-102 – (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code, Chapter 2, Article I, Section 2-5, Nepotism, by adding a provision to expand the Nepotism Policy to apply to County Employees (amending Ordinance O-08-5-102, § 1, adopted June 23, 2008) was before the Board of Commissioners on second reading.

Commissioner Norman moved to approve Ordinance O-09-8-102 - Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code, Chapter 2, Article I, Section 2-5, Nepotism, by adding a provision to expand the Nepotism Policy to apply to County Employees (amending Ordinance O-08-5-102, § 1, adopted June 23, 2008) on second reading. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright and Pinkston voted aye. Commissioners Shouse and Brown were absent from the meeting. The motion carried 17-0-0-2.

* * * * *

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING KNOX COUNTY CODE, SECTION 2-31, DISTRICTS, TO ESTABLISH THE

**COUNTY COMMISSION DISTRICTS FOR THE COUNTY OF KNOX
(AMENDING ORDINANCE O-91-11-104, ADOPTED DECEMBER 16,
1991; AND ORDINANCE O-01-7-103, ADOPTED AUGUST 27, 2001) –
O-09-8-103 – (SECOND READING)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code, Section 2-31, Districts, to establish the County Commission Districts for the County of Knox (amending Ordinance O-91-11-104, adopted December 16, 1991; and Ordinance O-01-7-103, adopted August 27, 2001) was before the Board of Commissioners on second reading.

Mr. Joe Jarret, Knox County Chief Deputy Law Director, and Mr. Greg Mackay, Administrator of Elections, were present and spoke on the matter.

Commissioner Norman moved to approve Ordinance O-09-8-103 - Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code, Section 2-31, Districts, to establish the County Commission Districts for the County of Knox (amending Ordinance O-91-11-104, adopted December 16, 1991; and Ordinance O-01-7-103, adopted August 27, 2001) on second reading. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Norman, Ivan Harmon, Saunders, Hammond, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright and Pinkston voted aye. Commissioners Mark Harmon, Broyles and Craig Leuthold voted no. Commissioners Shouse and Brown were absent from the meeting. The motion carried 14-0-0-2.

* * * * *

**IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING KNOX
COUNTY CODE, CHAPTER 18, ARTICLE I, IN GENERAL, SECTION
18-1, LITIGATION TAXES, TO INCREASE THE \$1.00 PRIVILEGE
TAX LEVIED ON ALL CASES BEFORE THE KNOX COUNTY
GENERAL SESSIONS COURT AND JUVENILE COURT LITIGATION
TO BE USED EXCLUSIVELY TO SUPPORT A LOCAL VICTIM-
OFFENDER MEDIATION CENTER OR CENTERS IN ACCORDANCE
WITH PUBLIC CHAPTER NUMBER 495 OF THE PUBLIC ACTS OF
2009 (AMENDING ORDINANCE O-92-3-103, §§ 1-6, ADOPTED JUNE
1, 1992; ORDINANCE O-95-8-101, ADOPTED SEPTEMBER 25, 1995;
ORDINANCE O-00-6-102, §§ 1-2, ADOPTED JULY 24, 2000; AND
ORDINANCE O-08-10-101, § 1, ADOPTED NOVEMBER 17, 2008) –
O-09-8-104 – (SECOND READING):**

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

* * * * *

IN RE: PUBLIC FORUM:

9. Mr. Brad Mayes, concerned citizen, was present and spoke concerning the mediation settlement with Natural Resources Recovery.

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

* * * * *

IN RE: DISCUSSION OF STORMWATER ISSUES, INCLUDING THE LAURA COLE PROPERTY:

Discussion of stormwater issues, including the Laura Cole property was before the Board of Commissioners.

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

No action was taken.

* * * * *

IN RE: DISCUSSION REGARDING THE OPEN MEETINGS ACT.

Discussion regarding the Open Meetings Act was before the Board of Commissioners.

This item was deferred to a later date.

* * * * *

IN RE: DISCUSSION REGARDING THE STATUS OF GRAYSBURG SOLUTION WITH ENGINEERING AND PUBLIC WORKS:

Discussion regarding the status of Graysburg solution with Engineering and Public Works was before the Board of Commissioners.

No action was taken.

* * * * *

IN RE: DISCUSSION REGARDING THE LAW DIRECTOR:

Discussion regarding the Law Director was before the Board of Commissioners.

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

No action was taken.

* * * * *

IN RE: DISCUSSION REGARDING THE LIBRARY SYSTEM BUDGET.

Discussion regarding the Library System Budget was before the Board of Commissioners.

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

* * * * *

IN RE: **ZONING REQUESTS:**
No zoning requests received.

* * * * *

IN RE: **ZONING APPEALS:**
No zoning appeals received.

* * * * *

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

* * * * *

KNOX COUNTY BOARD OF COMMISSIONERS

THOMAS STRICKLAND, CHAIRMAN