KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Special Session on Tuesday, September 4, 2012 at 9:30 a.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse. Also present were Mr. Foster Arnett, Knox County Clerk, Mr. Richard Armstrong, Knox County Law Director, Mr. David Buuck, Knox County Chief Deputy Law Director, Mr. Richard Walls, Knox County Internal Auditor, Mr. Phil Ballard, Knox County Property Assessor, and members of the news media.

Mr. Foster Arnett, Knox County Clerk, presided.

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

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IN RE: ROLL CALL:
Mrs. Kim Ellis, Minutes Clerk to the Knox County Clerk, called the roll.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE PROCEDURE FOR ARRIVING AT A MAJORITY VOTE FOR THE ELECTION OF CHAIR AND VICE-CHAIR OF THE KNOX COUNTY COMMISSION AT THE SPECIAL SESSION ON SEPTEMBER 4, 2012 – R-12-9-101-SS:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the procedure for arriving at a majority vote for the election of Chair and Vice-Chair of the Knox County Commission at the Special Session on September 4, 2012 was before the Board of Commissioners.

Mr. Richard Armstrong, Knox County Law Director, was present and spoke on the matter.

Commissioner Anders moved to approve Resolution R-12-9-101-SS - Resolution of the Commission of Knox County, Tennessee, approving the procedure for arriving at a majority vote for the election of Chair and Vice-Chair of the Knox County Commission at the Special Session on September 4, 2012. Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF THE RE-ORGANIZATION OF THE KNOX COUNTY COMMISSION:

Consideration of the re-organization of the Knox County Commission was before the Board of Commissioners.


Commissioner Smith moved to close nominations for Chairman of the Knox County Commission. Commissioner Ownby seconded the motion and upon voice vote the motion carried 11-0-0-0.

Upon roll call for Chairman of the Board of Commissioners, Commissioners Wright, Smith, Ownby, Norman, Broyles and McKenzie voted for Commissioner Norman. Commissioners Shouse, Hammond, Brown, Anders and Briggs voted for Commissioner Anders. Commissioner Norman received 6 votes. Commissioner Anders received 5 votes.

Commissioner Tony Norman was elected Chairman of the Board of Commissioners.

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Mr. Foster Arnett, Jr., Knox County Clerk, stepped down from the Chair at this time and Commissioner Norman, Chairman, presided.

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Commissioner R. Larry Smith was elected Vice-Chairman of the Board of Commissioners.

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Commissioner Norman appointed the following Commissioners to the Committee on Committees: Commissioners McKenzie, Broyles, Briggs, Wright and Brown.

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Commissioner Norman appointed the following Commissioners to the Rules Committee: McKenzie, Broyles, Smith, Brown and Hammond.

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A brief recess was taken at this time for the Committee on Committees to convene.

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Upon reconvening, the Committee on Committees indicated the following Commissioners would serve on the committees listed on Exhibit A. Commissioner Broyles moved to appoint the commissioners to the committees listed on Exhibit A. Commissioner Smith seconded the motion and upon voice vote the motion carried 10-1-0-0. Commissioner Brown voted no.
EXHIBIT A

COMMITTEE ON COMMITTEES (5)
(Appointed by Chair - 1 year term)
Sam McKenzie
Amy Broyles
Richard Briggs
Dave Wright
Mike Brown

AG EXTENSION (3)
(2 year term)
Amy Broyles
Richard Briggs
Dave Wright

CABLE TV (9)
(1 year term)
Sam McKenzie, Chair
Amy Broyles, Vice
Jeff Ownby
Richard Briggs
Brad Anders
R. Larry Smith
Dave Wright
Mike Brown
Ed Shouse

COMMUNITY TELEVISION BOARD (1)
(Chair of Cable TV Committee or Designee)
Sam McKenzie

COURT SUBCOMMITTEE (5)
(2 year term)
Amy Broyles
Tony Norman
Brad Anders, Vice
Larry Smith
Mike Brown, Chair

DEVELOPMENT CORP. BOARD (3)
(Term of Chair/Vice Chairmanship)
Commission Chair - Norman
Commission Vice - Smith
Richard Briggs

INSOLVENCY BOARD (4)
(2 year term)
Sam McKenzie, Vice
Tony Norman, Chair
R. Larry Smith
Dave Wright

INVESTMENT COMMITTEE (2)
(Chair/term of office)
Commission Chair – Norman
Ed Shouse

RULES COMMITTEE (5)
(Appointed by Chair – 1 year term)
Sam McKenzie
Amy Broyles
Mike Hammond
Mike Brown
Larry Smith

TN COUNTY SERVICES (4)
(2 year term)
Commission Chair – Norman
Sam McKenzie
Amy Broyles
Brad Anders

TPO (1)
(term of office)
Commission Chair – Norman

PENSION BOARD (4)
(4 year term expires 8/14)
Mike Hammond
Tony Norman
Richard Briggs
Ed Shouse
IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, RATIFYING THE COMMITTEE ON COMMITTEES’ APPOINTMENTS TO THE STANDING COMMITTEES OF THE KNOX COUNTY COMMISSION – R-12-9-102-SS:

Consideration of a resolution of the Commission of Knox County, Tennessee, ratifying the Committee on Committees’ appointments to the Standing Committees of the Knox County Commission was before the Board of Commissioners.

No action was taken. However, the Committee on Committees’ appointments were approved by the above motion which refers to Exhibit A.

IN RE: CONSIDERATION OF THE SPREAD OF RECORD FOR PROPERTY ASSESSOR PHIL BALLARD’S BOND, ACCORDING TO LAW:

Consideration of the spread of record for Property Assessor Phil Ballard’s bond, according to law was before the Board of Commissioners.

Commissioner McKenzie moved to approve the spread of record for Property Assessor Phil Ballard’s bond, according to law. Commissioner Brown seconded the motion and upon voice vote the motion carried 11-0-0-0.

* * * * *
SURETY'S BOND NO. 106330252

STATE OF TENNESSEE
COUNTY OF KNOX
OFFICIAL STATUTORY BOND
FOR
COUNTY PUBLIC OFFICIALS
OFFICE OF PROPERTY ASSessor

KNOW ALL MEN BY THESE PRESENTS:

That William Phillip Ballard of Knoxville, Tennessee (City or Town), County of Knox (City or Town), and Travelers Casualty and Surety Company of America as Surety, are held and firmly bound unto THE STATE OF TENNESSEE in the full amount of Five Thousand Dollars ($5,000) lawful money of the United States of America for the full and prompt payment whereof we bind ourselves, our representatives, successors and assigns, each jointly and severally, firmly and unequivocally by these presents.

WHEREAS, The said Principal was duly elected and appointed to the office of Property Assessor of Knox County for the 4 year term beginning on the 1st day of September, 2012 and ending on the 31st day of August, 2016.

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH:

That if the said William Phillip Ballard, Principal, shall:
1. Faithfully perform the duties of the office of Property Assessor of Knox County during his term of office or his continuance therein; and,
2. Pay over to the persons authorized by law to receive them, all monies, properties, or things of value that may come into his hands during his term of office or his continuance therein without fraud or delay, and shall faithfully and safely keep all records required of him in his official capacity, and at the expiration of his term, or in case of his resignation or removal from office, shall turn over to his successor all records and property which have come into his hands, then this obligation shall be null and void; otherwise to remain in full force and effect.

WITNESS our hands and seals this 1st day of September, 2012.

COUNTERSIGNED BY:

N/A

Tennessee Resident Agent

ACKNOWLEDGEMENT OF PRINCIPAL

Before me, a Notary Public, of the State and County aforesaid, personally appeared William Phillip Ballard, with whom I am personally acquainted and who, upon oath, acknowledged himself to be the individual who executed the foregoing bond, and he acknowledged to me that he executed the same.

My Commission Expires:

11/29/2017

Kitty G. Lane
Notary Public

Form Prescribed by the Comptroller of the Treasury, State of Tennessee
Form Approved by the Attorney General, State of Tennessee
ACKNOWLEDGEMENT OF SURETY

STATE OF Tennessee
COUNTY OF Williamson

Before me, a Notary Public, of the State and County aforesaid, personally appeared William R. Carpenter, with whom I am personally acquainted, and who, upon oath, acknowledged himself to be the individual who executed the foregoing bond on behalf of Investors Casualty and Surety Company of America, a corporation duly licensed to do business in the State of Tennessee, and that he as such individual being authorized so to do, executed the foregoing bond, by signing the name of the corporation by himself as such individual.
Witness my hand and seal this 1st day of September 2012.

My Commission Expires: 8-24-2014

[Signature]
Notary Public

APPROVAL AND CERTIFICATION

SECTION I. (Applicable to all County Officials except Clerks of Chancery and Circuit Courts)

Bond and Sureties approved by Tim Burton, Mayor
County Executive of Knox

[Signature]

CERTIFICATION:

I, Foster D. Arnett, Jr., County Clerk of Knox County, hereby certify that the foregoing bond was approved by the Legislative Body of said county, in open session on the ___ day of __________ 2013, and entered upon the minutes thereof.

[Signature]
County Clerk

SECTION II. (Applicable only to Clerks of Chancery and Circuit Courts)

CERTIFICATION:

This is to certify that I have examined the foregoing bond and found the same to be sufficient and in conformity with law, and the sureties on the same are good and worth the penalty thereof and that the same has been entered upon the minutes of said court.

[Signature]
Judge of the ___ Chancery Circuit Court of said County on this ____ day of __________ 2013

SECTION III. (Applicable to all County Officials' Bonds)
FOR USE BY REGISTER OF DEEDS

SECTION IV. (Applicable to all County Officials' Bonds)
INDORSEMENT:

Filed with the Comptroller of the Treasury, State of Tennessee, this ___ day of __________ 2013.

[Signature]
Comptroller of the Treasury
POWER OF ATTORNEY

Attorney-In-Fact No. 223598
Certificate No. 004869958

KNOW ALL MEN BY THESE PRESENTS: That St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, and St. Paul Mercury Insurance Company, each a corporation duly organized under the laws of the State of Minnesota, that Farmington Casualty Company, Travelers Casualty and Surety Company, and Travelers Casualty and Surety Company of America are corporations duly organized under the laws of the State of Connecticut, that United States Fidelity and Guaranty Company is a corporation duly organized under the laws of the State of Maryland, and that Fidelity and Guaranty Insurance Underwriters, Inc., is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint

William R. Carpenter, Donald R. Barnes, Yvonne Sears, Allen D. Elbank, Sandra J. Yates of Brentwood, Tennessee;
Galva D. Portier of Muscle Shoals, Alabama, Christie L. Reeves, Robert Harlan Snout, James L. Jones, Gwendolyn McCune, Frank S. Caruso, and April Rushlow

of the City of Brentwood, State of Tennessee, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 22nd day of May, 2012.

By:

[Seal]

State of Connecticut
City of Hartford ss.

On this the 22nd day of May, 2012, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the companies by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal.

My Commission expires the 30th day of June, 2016.

56440-6-11 Printed in U.S.A.
This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of: Furlington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointees such authority as he or she may prescribe to sign with the Company's name and seal upon the Company's real bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary, and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature or facsimile seal shall be valid and binding on the Company in the future with respect to any bond or undertaking to which it is attached.

I, Kevin E. Hughes, the undersigned, Assistant Secretary, of Furlington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 1st day of September 2012.

[Signature]
Kevin E. Hughes, Assistant Secretary

To verify the authenticity of this Power of Attorney, call 1-800-421-3830 or contact us at www.travelersbond.com. Please refer to the Attorney-In-Fact number, the above-named individuals and the details of the bond to which the power is attached.
IN RE:  ADJOURNMENT:
There being no further business to come before the Knox County Board of Commissioners, Commissioner Norman declared the meeting adjourned.

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KNOX COUNTY BOARD OF COMMISSIONERS

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TONY NORMAN, CHAIRMAN