

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, March 25, 2013 at 1:45 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse. Also present were Mr. Richard Armstrong, Knox County Law Director, Mr. David Buuck, Knox County Chief Deputy Law Director, Mr. Richard Walls, Knox County Internal Auditor, Mr. Chris Caldwell, Knox County Finance Director, Mr. Dean Rice, Chief of Staff for the Knox County Mayor's Office, Mr. Tim Burchett, Knox County Mayor, Mr. Mark Donaldson, Executive Director for Metropolitan Planning Commission, Mr. Daniel Sanders, Knox County Deputy Law Director, and members of the news media.

Commissioner Norman, Chairman, presided.

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

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

Commissioner Norman called the meeting to order.

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IN RE: PUBLIC FORUM:

1. Ms. Lauren Lowe and Mr. Alfred Mukunya, both representing Public Financial Management, were present and gave a presentation regarding Knox County's existing credit profile; outstanding debt profile; and swaps and valuations.

Mr. Chris Caldwell, Knox County Finance Director, was present and spoke on the matter.

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2. Mr. Myers Morton, concerned citizen, was present and spoke concerning backcountry camping fees.

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3. Ms. Wendi Lesmerises, concerned citizen, was present and spoke concerning backcountry camping fees.

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4. Mr. Eric Gerhardt, concerned citizen, was present and spoke concerning backcountry camping fees.

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5. Mr. David Skidmore, concerned citizen, was present and spoke concerning backcountry camping fees.

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6. Mr. Gordon Wright, Sr., Blount County Commissioner, was present and spoke concerning backcountry camping fees.

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7. Mr. John Quillen, concerned citizen, was present and spoke concerning backcountry camping fees.

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8. Mr. Adam Beal, concerned citizen, was present and spoke concerning backcountry camping fees.

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9. Mr. James Locke, concerned citizen, along with sons Sam and Thomas, was present and spoke concerning backcountry camping fees.

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10. Mr. Rob Cameron, concerned citizen, was present and spoke concerning backcountry camping fees.

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IN RE: HONORARY RESOLUTIONS:

No Honorary Resolutions received.

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IN RE: ROLL CALL – (3:40 P.M.):

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

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IN RE: DEVOTIONAL:

Commissioner Hammond gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Anders led the Pledge of Allegiance to the Flag.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes from the previous meeting held on February 25, 2013 (Regular Session) was before the Board of Commissioners.

Commissioner Smith moved to approve the minutes from the previous meeting held on February 25, 2013 (Regular Session). Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: AMENDMENTS TO THE AGENDA:

1. Without objection, Commissioner Norman amended the agenda to hear the following item after completion of Notary Public Applications:

Resolution R-13-3-905 - Consideration of a Resolution of the Commission of Knox County, Tennessee, expressing support of Resolution Number 13-02-008 of the Blount County Commission to oppose the backcountry camping fee for the Great Smoky Mountains National Park, to oppose the imposition of any fee for the use of the Great Smoky Mountains National Park that is not directly associated with the use of amenities or a commercial purpose and to demand immediate repeal of the backcountry camping fee.

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2. Commissioner Norman amended the agenda to add the following item: Discussion regarding a date for Budget Hearings.

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3. Commissioner Norman amended the agenda to remove the following item from the Consent Calendar: Resolution R-13-3-904 - Consideration of a Resolution of the Commission of Knox County, Tennessee, providing for proceeds of sale of the County's surplus properties to be applied as provided under state law.

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4. Commissioner Norman amended the agenda to add the following item: Discussion regarding Ordinances O-13-1-101; O-13-1-102 and O-13-1-103 regarding billboards.

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5. Commissioner Norman amended the agenda to add the following item: Discussion regarding the Neighborhood Conference held on Saturday, March 23, 2013.

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6. Commissioner McKenzie moved to amend the agenda to add the following items: Resolution R-13-3-112 - Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing a member to the Community Health Council; Resolution R-13-3-206 - Consideration of a Resolution of the Commission of Knox County, Tennessee, accepting the transfer of assets from the Tennessee Archive of Moving Image and Sound to the McClung Historical Collection of the Knox County Public Library; Resolution R-13-3-403 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a Quitclaim Deed and Drainage Easement for the transfer of property obtained by Knox County for drainage ways to the adjoining property owner, Craig Brownlee, in exchange for drainage easements that correspond to the location of drainage facilities on the same property located at 0 Ebenezer Road (CLT# 144-136); Resolution R-13-3-603 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving Amendment 1 to a grant contract with the Tennessee Department of Health for the provision of public health emergency

preparedness services, which amendment increases the maximum liability of the state under the grant by \$116,900.00 for a total grant amount of \$652,300.00 (increases Knox County's in-kind services match by \$11,700.00 for a total of \$65,200.00 in employee labor provided by the Health Department; Resolution R-13-3-903 - Consideration of a Resolution of the Commission of Knox County, Tennessee, expressing support for the former Lakeshore Mental Health Institute property to remain publicly owned; Resolution R-13-3-905 - Consideration of a Resolution of the Commission of Knox County, Tennessee, expressing support of Resolution Number 13-02-008 of the Blount County Commission to oppose the backcountry camping fee for the Great Smoky Mountains National Park, to oppose the imposition of any fee for the use of the Great Smoky Mountains National Park that is not directly associated with the use of amenities or a commercial purpose and to demand immediate repeal of the backcountry camping fee; Resolution R-13-3-906 - Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the Knox County Board of Education to appropriate from its surplus funds or reallocate previously appropriated funds in the General Purpose School Fund for fiscal year 2012-2013 to support the hiring, training and equipping of additional school security officers; Discussion regarding the Audit Committee; and Spread of Record the Knox County Mayor's appointment of Bobbie Christenberry to the Knox County Personnel Board. Ms. Christenberry is serving the unexpired term of Tierney Bates, which term expires December 20, 2013. Commissioner Ownby 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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7. Commissioner McKenzie moved to amend the agenda to defer the following item pending the outcome of the Education Committee: Resolution R-13-3-202 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the conveyance of fee simple title to the Knox County Board of Education for real properties at the new Southwest Elementary School, Brickey-McCloud Elementary School, Amherst Elementary School and Gibbs Elementary School. Also included in the motion was to defer the following item to the April 2013 Board of Commissioners meeting: R-13-3-801- Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the transfer of the property located at 119 and 121 East Emerald Avenue, also known as Parcel ID 081KJ032, to the Emerald Youth Foundation. Commissioner Ownby 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: DRIVES AND ROADS:

Consideration of the closure of Jennings Road and Parrott Road was before the Board of Commissioners on first reading. Roads are located off of Howell Road in Commission District 8. Barry and Joy Vaulton, and Michael and Linda Ellis, property owners.

Commissioner Wright moved to approve the closure of Jennings Road and Parrott Road on first reading. 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. Roads are located off of Howell Road in Commission District 8. Barry and Joy Vaulton, and Michael and Linda Ellis, property owners.

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IN RE: LINE ITEM TRANSFERS:

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

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

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IN RE: NOTARY PUBLIC APPLICATIONS:

212 Notary Public Applications received.

Commissioner Anders moved to approve the 212 Notary Public Applications. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: RESOLUTION

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, EXPRESSING SUPPORT OF RESOLUTION NUMBER 13-02-008 OF THE BLOUNT COUNTY COMMISSION TO OPPOSE THE BACKCOUNTRY CAMPING FEE FOR THE GREAT SMOKY MOUNTAINS NATIONAL PARK, TO OPPOSE THE IMPOSITION OF ANY FEE FOR THE USE OF THE GREAT SMOKY MOUNTAINS NATIONAL PARK THAT IS NOT DIRECTLY ASSOCIATED WITH THE USE OF AMENITIES OR A COMMERCIAL PURPOSE AND TO DEMAND IMMEDIATE REPEAL OF THE BACKCOUNTRY CAMPING FEE R-13-3-905:

Consideration of a Resolution of the Commission of Knox County, Tennessee, expressing support of Resolution Number 13-02-008 of the Blount County Commission to oppose the backcountry camping fee for the Great Smoky Mountains National Park, to oppose the imposition of any fee for the use of the Great Smoky Mountains National Park that is not directly associated with the use of amenities or a commercial purpose and to demand immediate repeal of the backcountry camping fee was before the Board of Commissioners.

Commissioner Smith moved to approve Resolution R-13-3-905 - Resolution of the Commission of Knox County, Tennessee, expressing support of Resolution Number 13-02-008 of the Blount County Commission to oppose the backcountry camping fee for the Great Smoky Mountains National Park, to oppose the imposition of any fee for the use of the Great Smoky Mountains National Park that is not directly associated with the use of amenities or a commercial purpose and to demand immediate repeal of the backcountry camping fee. Commissioner Briggs seconded the motion.

Commissioner McKenzie moved as a substitute motion to defer to the April 2013 Board of Commissioners meeting Resolution R-13-3-905 - Resolution of the Commission of Knox County, Tennessee, expressing support of Resolution Number 13-02-008 of the Blount County Commission to oppose the backcountry camping fee for the Great Smoky Mountains National Park, to oppose the imposition of any fee for the use of the Great Smoky Mountains National Park that is not directly associated with the use of amenities or a commercial purpose and to demand immediate repeal of the backcountry camping fee. Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie and Broyles voted aye. Commissioners Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted no. The substitute motion failed 2-9-0-0.

Upon roll call vote of the original motion to approve Resolution R-13-3-905 - Resolution of the Commission of Knox County, Tennessee, expressing support of Resolution Number 13-02-008 of the Blount County Commission to oppose the backcountry camping fee for the Great Smoky Mountains National Park, to oppose the imposition of any fee for the use of the Great Smoky Mountains National Park that is not directly associated with the use of amenities or a commercial purpose and to demand immediate repeal of the backcountry camping fee, Commissioners Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. Commissioner McKenzie voted no. The motion carried 10-1-0-0.

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IN RE: CONSENT CALENDAR:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE KNOX COUNTY MAYOR'S RECOMMENDATION OF APPOINTING HOWARD RUSSELL AND REAPPOINTING COMMISSIONER DAVE WRIGHT, BILLY TINDELL, CHUCK SEVERANCE, SAM BOUNDS, DAVID KITTS, MICHELLE CARRINGER AND DAVE WATSON TO THE THREE RIDGES GOLF BOARD – R-13-3-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the Knox County Mayor's recommendation of appointing Howard Russell and reappointing Commissioner Dave Wright, Billy Tindell, Chuck Severance, Sam Bounds, David Kitts, Michelle Carringer and Dave Watson to the Three Ridges Golf Board was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-13-3-110 - Resolution of the Commission of Knox County, Tennessee, approving the Knox County Mayor's recommendation of appointing Howard Russell and reappointing Commissioner Dave Wright, Billy Tindell, Chuck Severance, Sam Bounds, David Kitts, Michelle Carringer and Dave Watson to the Three Ridges Golf Board. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AND AUTHORIZING THE EXECUTION OF A MASTER LEASE AGREEMENT WITH SUNTRUST EQUIPMENT FINANCE AND LEASING CORPORATION AND ANY ANCILLARY DOCUMENTS RELATING THERETO, FOR FINANCING THE PACT AGREEMENT WITH TRANE U.S. INC. FOR PHASE III-B OF THE ENERGY AND CONSERVATION AND INFRASTRUCTURE IMPROVEMENT PROGRAM FOR KNOX COUNTY SCHOOLS – R-13-3-201:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving and authorizing the execution of a Master Lease Agreement with Suntrust Equipment Finance and Leasing Corporation and any ancillary documents relating thereto, for financing the PACT agreement with Trane U.S. Inc. for Phase III-B of the Energy and Conservation and Infrastructure Improvement Program for Knox County Schools was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-13-3-201 - Resolution of the Commission of Knox County, Tennessee, approving and

authorizing the execution of a Master Lease Agreement with Suntrust Equipment Finance and Leasing Corporation and any ancillary documents relating thereto, for financing the PACT agreement with Trane U.S. Inc. for Phase III-B of the Energy and Conservation and Infrastructure Improvement Program for Knox County Schools. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT IN THE AMOUNT OF \$615,418.00 WITH HENLEY ROOFING COMPANY, INC. FOR A ROOF REPLACEMENT AT GRESHAM MIDDLE SCHOOL – R-13-3-203:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$615,418.00 with Henley Roofing Company, Inc. for a roof replacement at Gresham Middle School was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-13-3-203 - Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$615,418.00 with Henley Roofing Company, Inc. for a roof replacement at Gresham Middle School. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE ACCEPTANCE OF A DONATION IN THE AMOUNT OF \$9,900.00 FROM THE KNOX COUNTY PUBLIC LIBRARY FOUNDATION IN SUPPORT OF THE SATURDAY STORIES AND SONGS PROGRAM – R-13-3-204:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the acceptance of a donation in the amount of \$9,900.00 from the Knox County Public Library Foundation in support of the *Saturday Stories and Songs Program* was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-13-3-204 - Resolution of the Commission of Knox County, Tennessee, authorizing the acceptance of a donation in the amount of \$9,900.00 from the Knox County Public Library Foundation in support of the *Saturday Stories and Songs Program*. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE ANNUAL LIBRARY SERVICES AND TECHNOLOGY ACT GRANT IN THE AMOUNT OF \$3,000.00 (REQUIRES A LOCAL MATCH OF \$3,000.00) WITH THE TENNESSEE STATE LIBRARY AND ARCHIVES TO IMPROVE WIRELESS ACCESS POINTS AT BRANCH LIBRARIES – R-13-3-205:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the annual Library Services and Technology Act Grant in the amount of \$3,000.00 (requires a local match of \$3,000.00) with the Tennessee State Library and Archives to improve wireless access points at branch libraries was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-13-3-205 - Resolution of the Commission of Knox County, Tennessee, approving the annual Library Services and Technology Act Grant in the amount of \$3,000.00 (requires a local match of \$3,000.00) with the Tennessee State Library and Archives to improve wireless access points at branch libraries. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ACCEPTING THE TRANSFER OF ASSETS FROM THE TENNESSEE ARCHIVE OF MOVING IMAGE AND SOUND TO THE MCCLUNG HISTORICAL COLLECTION OF THE KNOX COUNTY PUBLIC LIBRARY – R-13-3-206:

Consideration of a Resolution of the Commission of Knox County, Tennessee, accepting the transfer of assets from the Tennessee Archive of Moving Image and Sound to the McClung Historical Collection of the Knox County Public Library was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-13-3-206 - Resolution of the Commission of Knox County, Tennessee, accepting the transfer of assets from the Tennessee Archive of Moving Image and Sound to the McClung Historical Collection of the Knox County Public Library. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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

SURVEYING AND ENGINEERING SERVICES PROPOSAL FROM CANNON & CANNON, INC. IN THE AMOUNT NOT TO EXCEED \$222,000.00 FOR THE DEVELOPMENT OF PHASE 2 OF THE KARNS CONNECTOR ROADWAY PROJECT – R-13-3-401:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a professional surveying and engineering services proposal from Cannon & Cannon, Inc. in the amount not to exceed \$222,000.00 for the development of Phase 2 of the Karns Connector Roadway Project was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-13-3-401 - Resolution of the Commission of Knox County, Tennessee, approving a professional surveying and engineering services proposal from Cannon & Cannon, Inc. in the amount not to exceed \$222,000.00 for the development of Phase 2 of the Karns Connector Roadway Project. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING KNOX COUNTY'S PARTICIPATION IN THE TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION'S PILOT TENNESSEE QUALIFYING LOCAL PROGRAM FOR CONSTRUCTION STORMWATER MANAGEMENT – R-13-3-402:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving Knox County's participation in the Tennessee Department of Environment and Conservation's pilot Tennessee Qualifying Local Program for construction stormwater management was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-13-3-402 - Resolution of the Commission of Knox County, Tennessee, approving Knox County's participation in the Tennessee Department of Environment and Conservation's pilot Tennessee Qualifying Local Program for construction stormwater management. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AGREEMENT WITH THE SERTOMA CENTER TO PROVIDE \$35,280.00 FROM CLOSED

**PROJECTS AND UNPROGRAMMED COMMUNITY DEVELOPMENT
BLOCK GRANT (CDBG) FUNDS FOR THE RENOVATION OF TWO (2)
RESIDENCES FOR DEVELOPMENTALLY-DELAYED ADULTS –
R-13-3-501:**

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an agreement with the Sertoma Center to provide \$35,280.00 from closed projects and unprogrammed Community Development Block Grant (CDBG) funds for the renovation of two (2) residences for developmentally-delayed adults was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-13-3-501 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with the Sertoma Center to provide \$35,280.00 from closed projects and unprogrammed Community Development Block Grant (CDBG) funds for the renovation of two (2) residences for developmentally-delayed adults. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT CONTRACT IN
THE AMOUNT OF \$441,570.00 (NO LOCAL MATCH REQUIRED) WITH
THE TENNESSEE DEPARTMENT OF HEALTH FOR THE HIV/AIDS
CENTER OF EXCELLENCE PROGRAM – R-13-3-601:**

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant contract in the amount of \$441,570.00 (no local match required) with the Tennessee Department of Health for the HIV/AIDS Center of Excellence Program was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-13-3-601 - Resolution of the Commission of Knox County, Tennessee, approving a grant contract in the amount of \$441,570.00 (no local match required) with the Tennessee Department of Health for the HIV/AIDS Center of Excellence Program. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE, APPROVING AMENDMENT 1 TO A
GRANT CONTRACT WITH THE TENNESSEE DEPARTMENT OF HEALTH
TO PROVIDE HEALTH CARE SAFETY NET EMERGENCY DENTAL
SERVICES FOR UNINSURED ADULTS AGED 19-64, WHICH**

AMENDMENT 1) INCREASES THE MAXIMUM LIABILITY OF THE STATE UNDER THE GRANT BY \$37,500.00 (NO LOCAL MATCH REQUIRED) FOR A TOTAL GRANT AMOUNT OF \$247,500.00; AND 2) EXPANDS THE SCOPE OF SERVICES TO INCLUDE PREVENTATIVE HYGIENIC DENTAL SERVICES – R-13-3-602:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving Amendment 1 to a grant contract with the Tennessee Department of Health to provide health care safety net emergency dental services for uninsured adults aged 19-64, which amendment 1) increases the maximum liability of the State under the grant by \$37,500.00 (no local match required) for a total grant amount of \$247,500.00; and 2) expands the scope of services to include preventative hygienic dental services was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-13-3-602 - Resolution of the Commission of Knox County, Tennessee, approving Amendment 1 to a grant contract with the Tennessee Department of Health to provide health care safety net emergency dental services for uninsured adults aged 19-64, which amendment 1) increases the maximum liability of the State under the grant by \$37,500.00 (no local match required) for a total grant amount of \$247,500.00; and 2) expands the scope of services to include preventative hygienic dental services. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AMENDMENT 1 TO A GRANT CONTRACT WITH THE TENNESSEE DEPARTMENT OF HEALTH FOR THE PROVISION OF PUBLIC HEALTH EMERGENCY PREPAREDNESS SERVICES, WHICH AMENDMENT INCREASES THE MAXIMUM LIABILITY OF THE STATE UNDER THE GRANT BY \$116,900.00 FOR A TOTAL GRANT AMOUNT OF \$652,300.00 (INCREASES KNOX COUNTY'S IN-KIND SERVICES MATCH BY \$11,700.00 FOR A TOTAL OF \$65,200.00 IN EMPLOYEE LABOR PROVIDED BY THE HEALTH DEPARTMENT – R-13-3-603:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving Amendment 1 to a grant contract with the Tennessee Department of Health for the provision of public health emergency preparedness services, which amendment increases the maximum liability of the state under the grant by \$116,900.00 for a total grant amount of \$652,300.00 (increases Knox County's in-kind services match by \$11,700.00 for a total of \$65,200.00 in

employee labor provided by the Health Department was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-13-3-603 - Resolution of the Commission of Knox County, Tennessee, approving Amendment 1 to a grant contract with the Tennessee Department of Health for the provision of public health emergency preparedness services, which amendment increases the maximum liability of the state under the grant by \$116,900.00 for a total grant amount of \$652,300.00 (increases Knox County's in-kind services match by \$11,700.00 for a total of \$65,200.00 in employee labor provided by the Health Department. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN EXTENSION OF LEASE (CURRENT ANNUAL RENT PAID TO KNOX COUNTY IS \$130,668.36, WHICH AMOUNT IS ADJUSTED ANNUALLY BASED ON THE CONSUMER PRICE INDEX) BETWEEN KNOX COUNTY AND THE STATE OF TENNESSEE FOR OFFICE SPACE LOCATED AT 1101 LIBERTY STREET FOR THE KNOX COUNTY PUBLIC DEFENDER'S OFFICE, WHICH AGREEMENT EXTENDS THE TERM OF THE LEASE THROUGH AUGUST 31, 2014 – R-13-3-901:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an extension of lease (current annual rent paid to Knox County is \$130,668.36, which amount is adjusted annually based on the Consumer Price Index) between Knox County and the State of Tennessee for office space located at 1101 Liberty Street for the Knox County Public Defender's Office, which agreement extends the term of the lease through August 31, 2014 was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-13-3-901 - Resolution of the Commission of Knox County, Tennessee, approving an extension of lease (current annual rent paid to Knox County is \$130,668.36, which amount is adjusted annually based on the Consumer Price Index) between Knox County and the State of Tennessee for office space located at 1101 Liberty Street for the Knox County Public Defender's Office, which agreement extends the term of the lease through August 31, 2014. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, EXPRESSING SUPPORT FOR THE FORMER LAKESHORE MENTAL HEALTH INSTITUTE PROPERTY TO REMAIN PUBLICLY OWNED – R-13-3-903:

Consideration of a Resolution of the Commission of Knox County, Tennessee, expressing support for the former Lakeshore Mental Health Institute property to remain publicly owned was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-13-3-903 - Resolution of the Commission of Knox County, Tennessee, expressing support for the former Lakeshore Mental Health Institute property to remain publicly owned. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: RESOLUTIONS

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING A MEMBER TO THE KNOX COUNTY PERSONNEL BOARD – R-13-3-111:

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

Commissioner Anders moved to approve Resolution R-13-3-111 - Resolution of the Commission of Knox County, Tennessee, appointing Logan Brummitt to the Knox County Personnel Board. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING A MEMBER TO THE COMMUNITY HEALTH COUNCIL – R-13-3-112:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing a member to the Community Health Council was before the Board of Commissioners.

Dr. Martha Buchanan, Health Officer and Director for the Knox County Health Department, was present and spoke on the matter.

Commissioner Anders nominated Mr. Mark Field. No other nominations were given.

Commissioner Anders moved to approve Resolution R-13-3-112 – Resolution of the Commission of Knox County, Tennessee, appointing Mark Field to the Community Health Council. Commissioner Shouse seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE CONVEYANCE OF FEE SIMPLE TITLE TO THE KNOX COUNTY BOARD OF EDUCATION FOR REAL PROPERTIES AT THE NEW SOUTHWEST ELEMENTARY SCHOOL, BRICKEY-MCCLLOUD ELEMENTARY SCHOOL, AMHERST ELEMENTARY SCHOOL AND GIBBS ELEMENTARY SCHOOL – R-13-3-202:

This item was deferred pending the outcome of the Education Committee. See Amendments to the Agenda, Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A QUITCLAIM DEED AND DRAINAGE EASEMENT FOR THE TRANSFER OF PROPERTY OBTAINED BY KNOX COUNTY FOR DRAINAGE WAYS TO THE ADJOINING PROPERTY OWNER, CRAIG BROWNLEE, IN EXCHANGE FOR DRAINAGE EASEMENTS THAT CORRESPOND TO THE LOCATION OF DRAINAGE FACILITIES ON THE SAME PROPERTY LOCATED AT 0 EBENEZER ROAD (CLT# 144-136) – R-13-3-403:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a Quitclaim Deed and Drainage Easement for the transfer of property obtained by Knox County for drainage ways to the adjoining property owner, Craig Brownlee, in exchange for drainage easements that correspond to the location of drainage facilities on the same property located at 0 Ebenezer Road (CLT# 144-136) was before the Board of Commissioners.

Mr. Jim Snowden, Knox County Engineering and Public Works, was present and spoke on the matter.

Commissioner Brown moved to approve Resolution R-13-3-403 - Resolution of the Commission of Knox County, Tennessee, approving a Quitclaim Deed and Drainage Easement for the transfer of property obtained by Knox County for drainage ways to the adjoining property owner, Craig Brownlee, in exchange for drainage easements that correspond to the location of drainage facilities on the same property located at 0 Ebenezer Road (CLT# 144-136). The motion was seconded and upon roll call vote Commissioners McKenzie, Broyles, Norman,

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE TRANSFER OF THE PROPERTY LOCATED AT 119 AND 121 EAST EMERALD AVENUE, ALSO KNOWN AS PARCEL ID 081KJ032, TO THE EMERALD YOUTH FOUNDATION – R-13-3-801:

This item was deferred to the April 2013 Board of Commissioners meeting. (See Amendments to the Agenda, Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE PROCEDURES FOR SELECTING JUDICIAL MAGISTRATES FOR KNOX COUNTY, TENNESSEE – R-13-3-902:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the procedures for selecting Judicial Magistrates for Knox County, Tennessee was before the Board of Commissioners.

Commissioner Ownby moved to approve Resolution R-13-3-902 - Resolution of the Commission of Knox County, Tennessee, amending the procedures for selecting Judicial Magistrates for Knox County, Tennessee. 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 A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, PROVIDING FOR PROCEEDS OF SALE OF THE COUNTY'S SURPLUS PROPERTIES TO BE APPLIED AS PROVIDED UNDER STATE LAW – R-13-3-904:

Consideration of a Resolution of the Commission of Knox County, Tennessee, providing for proceeds of sale of the County's surplus properties to be applied as provided under state law was before the Board of Commissioners.

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

Commissioner Smith moved to approve Resolution R-13-3-904 - Resolution of the Commission of Knox County, Tennessee, providing for proceeds of sale of the County's surplus properties to be applied as provided under state law. Commissioner Ownby seconded the motion.

Commissioner Broyles moved as a substitute motion to defer and refer to the Education Committee Resolution R-13-3-904 - Resolution of the

Commission of Knox County, Tennessee, providing for proceeds of sale of the County's surplus properties to be applied as provided under state law. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Anders and Hammond voted aye. Commissioners Norman, Ownby, Briggs, Smith, Wright, Brown and Shouse voted no. The substitute motion failed 4-7-0-0.

Upon roll call vote of the original motion to approve Resolution R-13-3-904 - Resolution of the Commission of Knox County, Tennessee, providing for proceeds of sale of the County's surplus properties to be applied as provided under state law, Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, EXPRESSING SUPPORT OF RESOLUTION NUMBER 13-02-008 OF THE BLOUNT COUNTY COMMISSION TO OPPOSE THE BACKCOUNTRY CAMPING FEE FOR THE GREAT SMOKY MOUNTAINS NATIONAL PARK, TO OPPOSE THE IMPOSITION OF ANY FEE FOR THE USE OF THE GREAT SMOKY MOUNTAINS NATIONAL PARK THAT IS NOT DIRECTLY ASSOCIATED WITH THE USE OF AMENITIES OR A COMMERCIAL PURPOSE AND TO DEMAND IMMEDIATE REPEAL OF THE BACKCOUNTRY CAMPING FEE R-13-3-905:

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE KNOX COUNTY BOARD OF EDUCATION TO APPROPRIATE FROM ITS SURPLUS FUNDS OR REALLOCATE PREVIOUSLY APPROPRIATED FUNDS IN THE GENERAL PURPOSE SCHOOL FUND FOR FISCAL YEAR 2012-2013 TO SUPPORT THE HIRING, TRAINING AND EQUIPPING OF ADDITIONAL SCHOOL SECURITY OFFICERS – R-13-3-906:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the Knox County Board of Education to appropriate from its surplus funds or reallocate previously appropriated funds in the General Purpose School Fund for fiscal year 2012-2013 to support the hiring, training and equipping of additional school security officers was before the Board of Commissioners.

Mr. Richard Armstrong, Knox County Law Director, Dr. Jim McIntyre, Superintendent for Knox County Schools, and Ms. Karen Carson,

Chairwoman for the Knox County Schools Board of Education, were present and spoke on the matter.

Commissioner Brown moved to approve Resolution R-13-3-906 - Resolution of the Commission of Knox County, Tennessee, authorizing the Knox County Board of Education to appropriate from its surplus funds or reallocate previously appropriated funds in the General Purpose School Fund for fiscal year 2012-2013 to support the hiring, training and equipping of additional school security officers. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown and Shouse voted aye. Commissioners Broyles and Hammond were absent from the meeting. The motion carried 9-0-0-2.

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IN RE: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING CHAPTER 2, ARTICLE X, DIVISION 2 OF THE KNOX COUNTY CODE BY ADDING A NEW SECTION 2-774, PREVIOUSLY RESERVED, TO ESTABLISH HIRING PREFERENCE FOR MILITARY VETERANS IN THE KNOX COUNTY PERSONNEL PLAN (AMENDING ORDINANCE O-02-7-101, ADOPTED AUGUST 26, 2002) – O-13-3-101 – (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Chapter 2, Article X, Division 2 of the Knox County Code by adding a new Section 2-774, previously reserved, to establish hiring preference for military veterans in the Knox County Personnel Plan (amending Ordinance O-02-7-101, adopted August 26, 2002) was before the Board of Commissioners on first reading.

Commissioner Brown moved to approve Ordinance O-13-3-101 - Ordinance of the Commission of Knox County, Tennessee, amending Chapter 2, Article X, Division 2 of the Knox County Code by adding a new Section 2-774, previously reserved, to establish hiring preference for military veterans in the Knox County Personnel Plan (amending Ordinance O-02-7-101, adopted August 26, 2002) on first reading. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown and Shouse voted aye. Commissioners Broyles and Hammond were absent from the meeting. The motion carried 9-0-0-2.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, TO AMEND KNOX COUNTY CODE, CHAPTER 26, ARTICLE VI ENTITLED “STORMWATER

MANAGEMENT” IN ORDER TO AUTHORIZE THE DIRECTOR OF ENGINEERING AND PUBLIC WORKS TO ESTABLISH REASONABLE FEES IN SECTION 26-153 (AMENDING ORDINANCE O-07-12-101, ADOPTED JANUARY 28, 2008) – O-13-3-102 – (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, to amend Knox County Code, Chapter 26, Article VI entitled “Stormwater Management” in order to authorize the Director of Engineering and Public Works to establish reasonable fees in Section 26-153 (amending Ordinance O-07-12-101, adopted January 28, 2008) was before the Board of Commissioners on first reading.

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

Commissioner Brown moved to approve Ordinance O-13-3-102 – Ordinance of the Commission of Knox County, Tennessee, to amend Knox County Code, Chapter 26, Article VI entitled “Stormwater Management” in order to authorize the Director of Engineering and Public Works to establish reasonable fees in Section 26-153 (amending Ordinance O-07-12-101, adopted January 28, 2008) on first reading. Commissioner Ownby seconded the motion.

Commissioner Norman moved as a substitute motion to approve Ordinance O-13-3-102 - Ordinance of the Commission of Knox County, Tennessee, to amend Knox County Code, Chapter 26, Article VI entitled “Stormwater Management” in order to authorize the Director of Engineering and Public Works to establish reasonable fees in Section 26-153 (amending Ordinance O-07-12-101, adopted January 28, 2008) on first reading with the following amendment: add language to the Ordinance which authorizes the Director of Engineering and Public Works to establish one hundred percent (100%) of the state’s fee structure with the discretionary ability of the director to reduce fees to eighty percent (80 %) of that fee structure as he deems reasonable. Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown and Shouse voted aye. Commissioners Broyles and Hammond were absent from the meeting. The substitute motion carried 9-0-0-2.

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

8. Commissioner Norman amended the agenda to hear the rezoning agenda at this time followed by all remaining items on the day’s agenda.

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IN RE: ROLL CALL – (5:15P.M.):

Mrs. Angie Nesbitt, Minutes Clerk to the Knox County Clerk, called the roll. Those Commissioners responding were Commissioners McKenzie,

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

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IN RE: ZONING REQUESTS:

1. Consideration of the request of the Knox County Commission for Northeast County Sector Plan Amendment from AG Agricultural/RR Rural Residential and NC Neighborhood Commercial Zone to RC Rural Commercial Zone was before the Board of Commissioners. Property located on the northeast side of Tillett Lane, northeast of Corryton Road. (8th Commission District)

Commissioner Wright moved to defer to the April 2013 Board of Commissioners meeting the request of the Knox County Commission for Northeast County Sector Plan Amendment from AG Agricultural/RR Rural Residential and NC Neighborhood Commercial Zone to RC Rural Commercial Zone. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown and Shouse voted aye. Commissioners Broyles and Hammond were absent from the meeting. The motion carried 9-0-0-2. Property located on the northeast side of Tillett Lane, northeast of Corryton Road. (8th Commission District)

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2. Consideration of the request of Jack Walker for rezoning from RB General Residential Zone to CR Rural Commercial Zone was before the Board of Commissioners. Property located on the northeast side of Tillett Lane, northeast of Corryton Road. (8th Commission District)

Commissioner Wright moved to defer to the April 2013 Board of Commissioners meeting the request of Jack Walker for rezoning from RB General Residential Zone to CR Rural Commercial Zone. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown and Shouse voted aye. Commissioners Broyles and Hammond were absent from the meeting. The motion carried 9-0-0-2. Property located on the northeast side of Tillett Lane, northeast of Corryton Road. (8th Commission District)

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3. Consideration of the request of the Knox County Commission to amend the South County Sector Plan 2012 was before the Board of Commissioners.

Commissioner Brown moved to approve zoning request RZ-13-3-101 Request of the Knox County Commission to amend the South County Sector Plan 2012. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright,

Brown and Shouse voted aye. Commissioners Broyles and Hammond were absent from the meeting. The motion carried 9-0-0-2. MPC's file number: 2-A-13-SP.

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4. Consideration of the request of Cynthia R. Baird for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the northeast side of Bob Kirby Road, north side of Chesney Hills Lane. (6th Commission District)

Mr. Richard LeMay, representing Cynthia R. Baird, was present and spoke on behalf of the request.

Commissioner Anders moved to approve zoning request RZ-13-3-102 Request of Cynthia R. Baird for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density up to 2.5 dwelling units per acre subject to one condition as per MPC's recommendation. Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown and Shouse voted aye. Commissioners Broyles and Hammond were absent from the meeting. The motion carried 9-0-0-2. Property located on the northeast side of Bob Kirby Road, north side of Chesney Hills Lane. (6th Commission District) MPC's file number: 2-A-13-RZ.

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5. Consideration of the request of Robert Carbaugh for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located on the southeast side of Gray Hendrix Road, northeast of Garrison Drive. (6th Commission District)

Mr. Peter Medlin, representing Robert Carbaugh, was present and spoke on behalf of the request.

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

Commissioner Anders moved to approve zoning request RZ-13-3-103 Request of Robert Carbaugh for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per MPC's recommendation. Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown and Shouse voted aye. Commissioners Broyles and Hammond were absent from the meeting. The motion carried 9-0-0-2. Property located on the southeast side of Gray Hendrix Road, northeast of Garrison Drive. (6th Commission District) MPC's file number: 2-F-13-RZ.

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IN RE: ZONING APPEAL:

1. Consideration of the appeal by Carpenters Chapel Church, applicant, of MPC's denial of rezoning from CA General Business Zone with

conditions to CA General Business Zone with no conditions was before the Board of Commissioners. Property located on the southwest side of Dogwood Road, southeast side of Solway Road. (6th Commission District).

Commissioner Smith made disclosure that his son is employed at Master Dry Foundation & Waterproofing Specialists prior to voting on the matter.

Mr. Arthur Seymour, Attorney representing Carpenters Chapel Church, was present and spoke on behalf of the appeal.

Mr. Mark Donaldson, Executive Director for Metropolitan Planning Commission, and Mr. Daniel Sanders, Knox County Deputy Law Director, were present and spoke on the matter.

Mr. Justin Cazana, Real Estate Broker for Master Dry Foundation & Waterproofing Specialists, was present and spoke on the matter.

Commissioner Norman asked if there was any opposition to the appeal. There was no response.

Commissioner Anders moved to approve zoning appeal RZ-13-3-104 Appeal by Carpenters Chapel Church, applicant, of MPC's denial of rezoning from CA General Business Zone with conditions to CA General Business Zone with no conditions. Commissioner Ownby seconded the motion and upon roll call vote Commissioners Norman, Ownby, Briggs, Anders, Smith, Wright, Brown and Shouse voted aye. Commissioner McKenzie voted no. Commissioners Broyles and Hammond were absent from the meeting. The motion carried 8-1-0-2. Property located on the southwest side of Dogwood Road, southeast side of Solway Road. (6th Commission District). MPC's file number: 2-C-13-RZ.

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

9. Commissioner Norman amended the agenda to hear the following item at this time: Discussion regarding Ordinances O-13-1-101; O-13-1-102 and O-13-1-103 regarding billboards.

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IN RE: DISCUSSION REGARDING ORDINANCES O-13-1-101; O-13-1-102 AND O-13-1-103 REGARDING BILLBOARDS:

Discussion regarding Ordinances O-13-1-101; O-13-1-102 and O-13-1-103 regarding billboards was before the Board of Commissioners.

Mr. Daniel Sanders, Knox County Deputy Law Director, was present and spoke on the matter.

No action was taken.

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IN RE: DISCUSSION REGARDING THE AUDIT COMMITTEE:

Discussion regarding the Audit Committee was before the Board of Commissioners.

Mr. Richard Walls, Knox County Internal Auditor, was present and spoke on the matter.

This item was deferred to the April 2013 Board of Commissioners meeting.

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

10. Commissioner Norman amended the agenda to hear the following item at this time: Discussion regarding a date for Budget Hearings.

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IN RE: DISCUSSION REGARDING A DATE FOR BUDGET HEARINGS:

Discussion regarding a date for Budget Hearings was before the Board of Commissioners.

The meeting was scheduled for Wednesday, May 29, 2013 at 9:00 a.m. in the Main Assembly Room of the City-County Building.

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IN RE: SPREAD OF RECORD THE KNOX COUNTY MAYOR'S APPOINTMENT OF BOBBIE CHRISTENBERRY TO THE KNOX COUNTY PERSONNEL BOARD. MS. CHRISTENBERRY IS SERVING THE UNEXPIRED TERM OF TIERNEY BATES, WHICH TERM EXPIRES DECEMBER 20, 2013:

Spread of Record the Knox County Mayor's appointment of Bobbie Christenberry to the Knox County Personnel Board was before the Board of Commissioners. Ms. Christenberry is serving the unexpired term of Tierney Bates, which term expires December 20, 2013.

**SPREAD OF RECORD
AT THE
KNOX COUNTY COMMISSION MEETING
ON MARCH 25, 2013
THE KNOX COUNTY MAYOR'S APPOINTMENT
TO THE KNOX COUNTY PERSONNEL BOARD**

The Knox County Mayor has appointed Bobbie Christenberry to the Knox County Personnel Board. Ms. Christenberry is serving the unexpired term of Tierney Bates, which term expires December 20, 2013.

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IN RE: DISCUSSION REGARDING THE NEIGHBORHOOD CONFERENCE WHICH WAS HELD ON SATURDAY, MARCH 23, 2013:

Discussion regarding the Neighborhood Conference which was held on Saturday, March 23, 2013 was before the Board of Commissioners.

No action was taken.

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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

TONY NORMAN, CHAIRMAN