

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, January 25, 1993 at 9:00 a.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston. Also present were Mr. Dwight Kessel, Knox County Executive, Mr. Mike Padgett, Knox County Clerk, Mr. Richard Beeler, Knox County Law Director, Ms. Kathy Hamilton, Knox County Finance Director, Mr. Mike Moyers, Knox County Chief Deputy Law Director, and members of the news media.

Commissioner Cooper, Chairman, presided.

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

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IN RE: ROLL CALL:

Mr. Mike Padgett, Knox County Clerk, called the roll.

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IN RE: DEVOTIONAL:

Mr. Mike Padgett, Knox County Clerk, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Walker led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

1. Commissioner Cooper amended the agenda by adding the following items: Ordinance O-93-1-102 - Ordinance of the Commission of Knox County, amending Ordinance #O-90-9-116 and #O-90-10-102 regarding the Knox County Investment Committee and amending Ordinance #O-90-9-125 regarding procedures for Investment and management of county funds, taxes and revenues; Resolution R-93-1-129 - Resolution of the Commission of Knox

County, Tennessee amending the General Fund Budget and the Solid Waste Fund and appropriating \$185,000.00 for engineering and consulting services for development of a Municipal Solid Waste Disposal Plan; and Resolution R-93-1-130 - Resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$22,500.00 to the Public Defender's Office for defense of DUI cases. He also amended the agenda by withdrawing Resolution R-93-1-112 - Resolution of the Commission of Knox County, Tennessee approving a Line Item Transfer for the Health Department.

2. Commissioner Leuthold moved to amend the agenda to defer the following item until the February 1993 Board of Commissioners meeting: Consideration of the appeal of Marian F. Geohegan & Lovell Hills Homeowners Association, on MPC approval of Lovell Hills, Unit 8 Concept Plan. Commissioner Norman seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

3. Commissioner Flenniken indicated the Intergovernmental Committee recommended the agenda be amended by adding Resolution R-93-1-127 - Resolution of the Commission of Knox County, Tennessee in support of Legislation to allow appeals of MPC Subdivision Plat to be taken directly to court, and Resolution R-93-1-128 - Resolution of the Commission of Knox County, Tennessee urging the Legislature to amend Chapter 847 of the Public Acts of 1982 so as to allow funds collected from the Hotel Motel Tax to be placed in the Knox County General Fund and used for general government purposes; by withdrawing Resolution R-93-1-115 - Resolution of the Commission of Knox County, Tennessee approving the relocation of an easement off of Gilbert Drive, and Resolution R-93-1-103 - Resolution of the Commission of Knox County, Tennessee wishing George Korda "Good Luck" in his new endeavors; and by deferring the following items until the

February 1993 Board of Commissioners meeting: 0-92-10-102 - Ordinance of the Commission of Knox County to amend Articles 3 and 5 of the Knox County Zoning Ordinance (0-90-9-130) for the purpose of amending the SP Scientific Production Zone, and Resolution R-93-1-116 - Resolution of the Commission of Knox County, Tennessee establishing a committee for the evaluation, review, and report on the unification and consolidation of the governments of the City of Knoxville, Tennessee and Knox County, Tennessee, and establishing a schedule for the appointment of a Unified Government Charter Commission.

Commissioner Cooper divided the question to vote on the amendments to the agenda to withdraw Resolution R-93-1-103 - Resolution of the Commission of Knox County, Tennessee wishing George Korda "Good Luck" in his new endeavors and Resolution R-93-1-116 - Resolution of the Commission of Knox County, Tennessee establishing a committee for the evaluation, review, and report of the unification and consolidation of the Governments of the City of Knoxville, Tennessee and Knox County, Tennessee, and establishing a schedule for the appointment of a Unified Government Charter Commission.

Commissioner Horner moved that the following item remain on the agenda: Resolution R-93-1-103 - Resolution of the Commission of Knox County, Tennessee wishing George Korda "Good Luck" in his new endeavors. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

Commissioner Cooper divided the question to vote on each amendment seperately and to vote on the amendment to add Resolution R-93-1-128 - Resolution of the Commission of Knox County - Resolution of the Commission of Knox County, Tennessee urging the Legislature to amend Chapter 847 of the Public Acts of 1982 so as to allow funds collected from the Hotel Motel Tax to be placed in the Knox County General Fund and used for general government purposes first.

Commissioner Flenniken moved to amend the agenda to add Resolution R-93-1-128 - Resolution of the Commission of Knox County, Tennessee urging the Legislature to amend Chapter 847 of the Public Acts of 1982 so as to allow funds collected from the Hotel Motel Tax to be placed in the Knox County General Fund and used for general Government purposes. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

Commissioner Tindell moved to accept the recommendation of the Intergovernmental Committee for amendments to the agenda by adding Resolution R-93-1-127 - Resolution of the Commission of Knox County, Tennessee in support of Legislation to allow appeals of MPC Subdivision Plat to be taken directly to court; by withdrawing Resolution R-93-1-115 - Resolution of the Commission of Knox County, Tennessee approving the relocation of an easement off of Gilbert Drive; and by deferring until the February 1993 Board of Commissioners meeting Ordinance O-92-10-102 - Ordinance of the Commission of Knox County to amend Articles 3 and 5 of the Knox County Zoning Ordinance (O-90-9-130) for the purpose of amending the SP Scientific Production Zone with the exception of voting on the amendment to add Resolution R-93-1-116 - Resolution of the Commission of Knox County, Tennessee establishing a committee for the evaluation, review, and report of the unification and consolidation of the Governments of the City of Knoxville, Tennessee and Knox County, Tennessee, and establishing a schedule for the appointment of a Unified Government Charter Commission seperately. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

Commissioner Ragsdale moved that the following item

remain on the agenda: Resolution R-93-1-116 Resolution of the Commission of Knox County, Tennessee establishing a Committee for the evaluation, review, and report of the unification and consolidation of the Governments of the City of Knoxville, Tennessee and Knox County, Tennessee, and establishing a schedule for the appointment of a Unified Government Charter Commission. Commissioner Norman seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: DELEGATIONS TO BE HEARD:

1. Ms. Carolyn Jones, representing Knoxville Alliance for the Mentally Ill, spoke concerning adoption of a plan for serving mental health services.
2. Ms. Ann Todd Staples, Director of the Two Centuries Celebration of Knox County, gave a token of appreciation to the Commission for their support of the Two Centuries Celebration events.
3. Mr. Bob Zivee, concerned citizen, spoke concerning operation of the ADA Office for Knox County.

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IN RE: APPROVAL OF MINUTES:

Consideration of approval of minutes of the previous meeting on December 14, 1992 (Special Session) and December 21, 1992 (Regular Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on December 14, 1992 (Special Session) and December 21, 1992 (Regular Session). Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: REPORTS OF COMMITTEES:

A. The report of the Finance Committee was before the Board of Commissioners.

No report was given.

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B. The report of the Economic Development Committee was before the Board of Commissioners.

No report was given.

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C. The report of the Education Committee was before the Board of Commissioners.

No report was given.

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D. The report of the Intergovernmental Committee was before the Board of Commissioners.

No report was given.

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E. The report of the Community Services and Personnel Committee was before the Board of Commissioners.

No report was given.

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F. The report of the Tennessee County Services Association was before the Board of Commissioners.

Commissioner Flenniken indicated he would attend a Board meeting on Wednesday, January 27, 1993 in Nashville, Tennessee to review the Legislation which has been proposed and would report to the full Commission.

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G. The report of National Association of Counties was before the Board of Commissioners.

Commissioner Horner indicated she and Commissioner Horner would attend the Legislative Conference of the National Association of Counties at the end of February 1993 in Washington, D.C. She advised the Commission members to give any specific issues they would like to be addressed.

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H. The report of the Cable TV Committee was before the Board of Commissioners.

No report was given.

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IN RE: ELECTIONS AND APPOINTMENTS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPOINTING THREE MEMBERS TO THE AGRICULTURAL EXTENSION COMMITTEE FOR TWO YEAR TERMS - R-93-1-101:

Consideration of a resolution of the Commission of Knox County, Tennessee appointing three members to the Agricultural Extension Committee for two year terms was before the Board of Commissioners.

Commissioner Flenniken nominated Mr. Dennis Fox, Ms. Bertha Jarnigan, and Commissioner Frank Leuthold.

Commissioner Dirl moved that the nominations cease and to approve Resolution R-93-1-101 - Resolution of the Commission of Knox County, Tennessee appointing three members to the Agricultural Extension Committee for two year terms and that Mr. Dennis Fox, Ms. Bertha Jarnigan, and Commissioner Frank Leuthold be appointed. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPOINTING THREE MEMBERS TO THE KNOX COUNTY JAIL INSPECTION COMMITTEE FOR A ONE YEAR TERM - R-93-1-102:

Consideration of a resolution of the Commission of Knox County, Tennessee appointing three members to the Knox County Jail Inspection Committee for a one year term was before the Board of Commissioners.

Commissioner Flenniken moved to approve Resolution R-93-1-102 - Resolution of the Commission of Knox County, Tennessee appointing three members to the Knox County Jail Inspection Committee for a one year term and that Mr. Owen Seay, Ms. Lillie Mae Smith, and Ms. Patsy McClure be re-appointed. Commissioner Bowden seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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

4. At this time, Mr. Dwight Kessel, Knox County Executive, introduced Ms. Betty Anderson, member of the firm Smith, Johnson, Anderson, and Carr. He indicated the firm has been chosen as the lobbyist to represent Knox County in Nashville.

Ms. Anderson stated the firm, Smith, Johnson, Anderson and Carr, is honored to represent Knox County and the Knox County Schools with the General Assembly.

Commissioner Cooper also acknowledged the presence of Senator Bud Gilbert, Representative H.E. Bittle, and Representative Jim Boyer.

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IN RE: REPORTS OF OFFICIALS:

Consideration of the following Reports of Officials was before the Board of Commissioners:

- A. County Executive
- B. County Law Director
- C. Superintendent of Schools
- D. Trustee
- E. Medical Examiner
- F. Sheriff
- G. Public Library
- H. Old Records

Commissioner Flenniken moved to receive and file the reports of Officials and refer them to the appropriate Committees to be considered for approval at the February 1993 Board of Commissioners regular session. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: REPORTS OF COUNTY AGENCIES:

Consideration of the following Reports of County Agencies was before the Board of Commissioners:

- A. Department of Human Services
- B. Department of Child and Family Services
- C. Department of Air Pollution Control
- D. Metropolitan Planning Commission
- E. Sheriff's Merit System
- F. Pre-Trial Release
- G. Jail Inspection Committee
- H. Alternative Sentencing Program
- I. Ambulance Review Commission
- J. Metropolitan Knox Solid Waste Authority

Commissioner Flenniken moved to receive and file the reports of the County Agencies and refer them to the appropriate Committees to be considered for approval at the February 1993 Board of Commissioners meeting. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: DRIVES AND ROADS:

- A. To be accepted as completed:
 - 1. Elaine Lane, Jennifer Place Subdivision, Unit 1
1,100 feet in length with a 50 foot right of way was before the

Board of Commissioners to be accepted as completed. Lee Development, property owner.

Mr. Bruce Wuethrich, Knox County Assistant Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Pinkston moved to accept as completed Elaine Lane, Jennifer Place Subdivision, Unit 1 1,100 feet in length with a 50 foot right of way. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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2. View Harbour Road, View Harbour Subdivision, Unit 1, 2,075 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Wallace A. Conard, property owner.

Mr. Bruce Wuethrich, Knox County Assistant Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Pinkston moved to accept as completed View Harbour Road, View Harbour Subdivision, Unit 1, 2,075 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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3. Twin Harbour Drive, View Harbour Subdivision, Unit 2, 1,900 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Wallace A. Conard, property owner.

Mr. Bruce Wuethrich, Knox County Assistant Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Pinkston moved to accept as completed Twin Harbour Drive, View Harbour Subdivision, Unit 2, 1,900 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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4. Cross Meadow Road, View Harbour Subdivision, Unit 3, 600 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed.

Wallace A. Conard, property owner.

Mr. Bruce Wuethrich, Knox County Assistant Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Pinkston moved to accept as completed Cross Meadow Road, View Harbour Subdivision, Unit 3, 600 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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5. Harbor Shore Drive, View Harbour Subdivision, Unit 4, 2,200 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed.

Wallace A. Conard, property owner.

Mr. Bruce Wuethrich, Knox County Assistant Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Pinkston moved to accept as completed Harbor Shore Drive, View Harbour Subdivision, Unit 4, 2,200 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale,

Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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6. Center Cross Drive, View Harbour Subdivision, Unit 5, 700 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed.

Wallace A. Conard, property owner.

Mr. Bruce Wuethrich, Knox County Assistant Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Pinkston moved to accept as completed Center Cross Drive, View Harbour Subdivision, Unit 5, 700 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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7. Harbour Park Lane, View Harbour Subdivision, Unit 6, 600 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed.

Wallace A. Conard, property owner.

Mr. Bruce Wuethrich, Knox County Assistant Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Pinkston moved to accept as completed Harbour Park Lane, View Harbour Subdivision, Unit 6, 600 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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8. Pipkin Lane, 2,400 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Knox County, property owner.

Mr. Bruce Wuethrich, Knox County Assistant Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Pinkston moved to accept as completed Pipkin Lane, 2,400 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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9. Martha Knight Circle, Autumn Wood Subdivision, Unit 2, 390 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Walt Dixon, property owner.

Mr. Bruce Wuethrich, Knox County Assistant Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Horner moved to accept as completed Martha Knight Circle, Autumn Wood Subdivision, Unit 2, 390 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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B. To be closed:

1. Consideration of request to close an unmaintained portion of Couch Mill Road was before the Board of Commissioners on second reading.

Commissioner Flenniken moved to defer for 30 days consideration of request to close an unmaintained portion of

Couch Mill Road on second reading. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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2. Consideration of a request to close a portion of Old Maynardville Pike from Loyston Road to Draper Cemetery Road was before the Board of Commissioners on first reading.

Commissioner Flenniken moved to approve the request to close a portion of Old Maynardville Pike from Loyston Road to Draper Cemetery Road on first reading. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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3. Consideration of request to close a portion of dedicated right-of-way on Bainbridge Way in Northfield Estates Subdivision was before the Board of Commissioners on second reading.

Commissioner Flenniken moved to approve the request to close a portion of dedicated right-of-way on Bainbridge Way in Northfield Estates Subdivision on second reading. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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

5. Without objection, Commissioner Cooper amended the agenda to hear the following item at this time: Resolution

R-93-1-130 - Resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$22,500.00 to the Public Defender's Office for defense of DUI cases.

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IN RE: RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE GENERAL FUND BUDGET AND APPROPRIATING \$22,500.00 TO THE PUBLIC DEFENDER'S OFFICE FOR DEFENSE OF DUI CASES - R-93-1-130:

Consideration of a resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$22,500.00 to the Public Defender's Office for defense of DUI cases was before the Board of Commissioners.

Mr. Mark Stephens, Knox County Public Defender, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-1-130 - Resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$22,500.00 to the Public Defender's Office for defense of DUI cases. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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

6. Commissioner Flenniken moved to suspend the rules to hear Resolution R-93-1-103 - Resolution of the Commission of Knox County, Tennessee wishing George Korda "Good Luck" in his new endeavors. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: RESOLUTIONS - (CONTINUED):

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE WISHING GEORGE KORDA "GOOD LUCK" IN HIS NEW ENDEAVORS - R-93-1-103:

Consideration of a resolution of the Commission of Knox County, Tennessee wishing George Korda "Good Luck" in his new endeavors was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-93-1-103 - Resolution of the Commission of Knox County, Tennessee wishing George Korda "Good Luck" in his new endeavors with the following amendment: Paragraph 4 on page 1 should be amended to read as follows: "Whereas, in 1981 George Korda moved to Tennessee to work in the administration of Governor Lamar Alexander, where as Director of Information for the Tennessee Department of Commerce and Insurance he was responsible for reporting on prison shootings and disturbances, natural disasters, bank failures and other state government events and issues; and." Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE EXPRESSING AN INTENT TO FUND APPROXIMATELY \$200,000.00 FOR THE PURCHASE OF LAND FOR EXPANSIONS AT SOUTH-DOYLE HIGH, CARTER HIGH, AND POWELL HIGH SCHOOLS - R-93-1-104:

Consideration of a resolution of the Commission of Knox County, Tennessee expressing an intent to fund approximately \$200,000.00 for the purchase of land for expansions at South-Doyle High, Carter High, and Powell High Schools was before the Board of Commissioners.

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Mr. Allen Morgan, Superintendent of Knox County Schools, Ms. Kathy Hamilton, Knox County Finance Director, Mr. Mike Moyers, Knox County Chief Deputy Law Director, and Mr. George Whedbee, Administrative Assistant to the Superintendent of Knox County Schools, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-1-104 - Resolution of the Commission of Knox County, Tennessee expressing an intent to fund approximately \$200,000.00 for the purchase of land for expansions at South-Doyle High, Carter High, and Powell High Schools with the following amendment: The caption should be amended to read as follows: A resolution of the Commission of Knox County, Tennessee expressing a desire to explore, appraise and negotiate to fund approximately \$200,000.00 for the purchase of land for expansions at South-Doyle, Carter High, and Powell High Schools. Commissioner Bratton seconded the motion.

Commissioner Rogero moved as a substitute motion to defer until completion of the lawsuit consideration of a resolution of the Commission of Knox County, Tennessee expressing an intent to fund approximately \$200,000.00 for the purchase of land for expansions at South-Doyle High, Carter High and Powell High Schools. Commissioner Bowden seconded the motion.

Commissioner Flenniken moved to call for the question on the substitute motion. The motion was seconded and upon voice vote the motion carried 18-1-0-0. Commissioner DeSelm voted no.

Upon roll call vote of the substitute motion to defer until completion of the lawsuit consideration of a resolution of the Commission of Knox County, Tennessee expressing an intent to fund approximately \$200,000.00 for the purchase of land for expansions at South-Doyle High, Carter High and Powell High Schools, Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, May, Ragsdale and Cooper voted aye. Commissioners DeSelm, Leuthold, Cawood, Teague, Horner, McMillan, Walker, Flenniken, Bratton and Pinkston voted no. The substitute motion failed 9-10-0-0.

Upon roll call vote of the original motion to approve Resolution R-93-1-104 - Resolution of the Commission of Knox County, Tennessee expressing an intent to fund approximately \$200,000.00 for the purchase of land for expansions at South-Doyle High, Carter High, and Powell High Schools with the following amendment: The caption should be amended to read as follows: Consideration of a resolution of the Commission of Knox County, Tennessee expressing a desire to explore, appraise and negotiate to fund approximately \$200,000.00 for the purchase of land for expansions at South-Doyle High, Carter High, and Powell High Schools, Commissioners DeSelm, Leuthold, Cawood, Teague, Horner, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Bowden, Dirl, Rogero, Tindell and Norman voted no. Commissioners Moody, May, Ragsdale and Cooper abstained from voting. The motion carried 10-5-4-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE SALE OF A PARCEL OF LAND LOCATED AT THE NORTHWEST CORNER OF NORTHWEST MIDDLE SCHOOL - R-93-1-105:

Consideration of a resolution of the Commission of Knox County, Tennessee approving the sale of a parcel of land located at the Northwest corner of Northwest Middle School was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve Resolution R-93-1-105A - Resolution of the Commission of Knox County, Tennessee authorizing the sale of a parcel of land located at the Northwest corner of Northwest Middle School. Commissioner Moody seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING THE EXECUTION OF A MINIMUM BILL AGREEMENT AND A MEMORANDUM OF MINIMUM BILL AGREEMENT WITH FIRST UTILITY DISTRICT FOR SEWER SERVICE AND A WASTEWATER LINE TO SERVE THE NEW A.L. LOTTS ELEMENTARY SCHOOL FORMERLY REFERRED TO AS THE NEW WESTLAND ELEMENTARY SCHOOL - R-93-1-106:

Consideration of a resolution of the Commission of Knox County, Tennessee authorizing the execution of a Minimum Bill Agreement and a Memorandum of Minimum Bill Agreement with First Utility District for sewer service and a wastewater line to serve the new A.L. Lotts Elementary School formerly referred to as the new Westland Elementary School was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-1-106 - Resolution of the Commission of Knox County, Tennessee authorizing the execution of a Minimum Bill Agreement and a Memorandum of Minimum Bill Agreement with First Utility District for sewer service and a wastewater line to serve the new A.L. Lotts Elementary School formerly referred to as the new Westland Elementary School. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AN EASEMENT WITH KNOXVILLE UTILITIES BOARD FOR INSTALLATION AND MAINTENANCE OF WATER AND WASTEWATER LINES IN AN OLD ROADBED NEAR SUNNYVIEW SCHOOL - R-93-1-107:

Consideration of a resolution of the Commission of Knox County, Tennessee approving an easement with Knoxville Utilities

Board for installation and maintenance of water and wastewater lines in an old roadbed near Sunnyview School was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-1-107 - Resolution of the Commission of Knox County, Tennessee approving an easement with Knoxville Utilities Board for installation and maintenance of water and wastewater lines in an old roadbed near Sunnyview School. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING AN AMENDMENT TO THE ARCHITECTURAL CONTRACT FOR THE PENAL FARM PROJECT IN THE AMOUNT OF \$185,000.00 FOR PROFESSIONAL SECURITY CONSULTANTS - R-93-1-108:

Consideration of a resolution of the Commission of Knox County, Tennessee authorizing an amendment to the architectural contract for the Penal Farm Project in the amount of \$185,000.00 for professional security consultants was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-1-108 - Resolution of the Commission of Knox County, Tennessee authorizing an amendment to the architectural contract for the Penal Farm Project in the amount of \$185,000.00 for professional security consultants. Commissioner Flenniken seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Ragsdale recused himself from the vote. The motion carried 18-0-1-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE GENERAL FUND BUDGET AND APPROPRIATING \$20,000.00 FOR MAINTENANCE SERVICES FOR THE HEATING AND COOLING SYSTEM AT JUVENILE COURT -

R-93-1-109:

Consideration of a resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$20,000.00 for maintenance services for the heating and cooling system at Juvenile Court was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-1-109 - Resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$20,000.00 for maintenance services for the heating and cooling system at Juvenile Court. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, MdMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE GENERAL FUND BUDGET AND APPROPRIATING \$10,750.28 FOR MAINTENANCE SERVICES FOR THE HEATING AND COOLING SYSTEM AT JOHN TARLETON HOME -

R-93-1-110:

Consideration of a resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$10,750.28 for maintenance services for the heating and cooling system at John Tarleton Home was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-1-110 - Resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$10,750.28 for maintenance services for the heating and cooling system at John Tarleton Home. Commissioner Pinkston seconded the

motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH AMMONS CONSTRUCTORS, INC. FOR PARKING LOT IMPROVEMENTS AT THE HEALTH DEPARTMENT - R-93-1-111:

Consideration of a resolution of the Commission of Knox County, Tennessee approving a contract with Ammons Constructors, Inc. for parking lot improvements at the Health Department was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-1-111 - Resolution of the Commission of Knox County, Tennessee approving a contract with Ammons Constructors, Inc. for parking lot improvements at the Health Department. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE GENERAL FUND BUDGET AND APPROPRIATING \$7,000.00 TO THE COUNTY COMMISSION OFFICE FOR TRAVEL EXPENDITURES - R-93-1-113:

Consideration of a resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$7,000.00 to the County Commission Office for travel expenditures was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-1-113 - Resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$7,000.00 to the County Commission Office for travel expenditures.

Commissioner Pinkston seconded the motion and upon roll call vote Commissioner Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$75,000.00 FROM THE GENERAL FUND BUDGET TO PAY LEGAL FEES INCURRED BY KNOX COUNTY COMMISSION IN THE LITIGATION BROUGHT BY THE KNOX COUNTY BOARD OF EDUCATION AGAINST THE KNOX COUNTY COMMISSION - R-93-1-114:

Consideration of a resolution of the Commission of Knox County, Tennessee appropriating \$75,000.00 from the General Fund Budget to pay legal fees incurred by Knox County Commission in the litigation brought by the Knox County Board of Education against the Knox County Commission was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-1-114 - Resolution of the Commission of Knox County, Tennessee appropriating \$75,000.00 from the General Fund Budget to pay legal fees incurred by Knox County Commission in the litigation brought by the Knox County Board of Education against the Knox County Commission. Commissioner Flenniken seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Leuthold, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Ragsdale and Cawood voted no. The motion carried 17-2-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE ESTABLISHING A COMMITTEE FOR THE EVALUATION, REVIEW, AND REPORT ON THE UNIFICATION AND CONSOLIDATION OF THE GOVERNMENTS OF THE CITY OF KNOXVILLE, TENNESSEE AND KNOX COUNTY, TENNESSEE, AND

ESTABLISHING A SCHEDULE FOR THE APPOINTMENT OF A
UNIFIED GOVERNMENT CHARTER COMMISSION - R-93-1-116:

Consideration of a resolution of the Commission of Knox County, Tennessee establishing a committee for the evaluation, review, and report on the unification and consolidation of the Governments of the City of Knoxville, Tennessee and Knox County, Tennessee and establishing a schedule for the appointment of a Unified Government Charter Commission was before the Board of Commissioners.

Mr. Dwight Kessel, Knox County Executive, and Mr. Richard Beeler, Knox County Law Director, were present and spoke on the matter.

Commissioner Ragsdale moved to approve Resolution R-93-1-116 - Resolution of the Commission of Knox County, Tennessee establishing a committee for the evaluation, review, and report on the unification and consolidation of the Governments of the City of Knoxville, Tennessee and Knox County, Tennessee and establishing a schedule for the appointment of a Unified Government Charter Commission with the following amendment: On page 4, paragraph 4 should be amended to read as follows: "That the Chamber Committee, previously established to evaluate and report on the several outstanding substantive issues related to the unification of the governments of the County and the City and consisting of two members appointed by the County Executive, two members appointed by the Mayor, and one member appointed by the Chamber, shall report to this Commission on or before June 1, 1993, and in preparing its report shall have available to it the personnel and resources of the County." Commissioner May seconded the motion.

Commissioner Flenniken moved as a substitute motion to approve the original motion to approve Resolution R-93-1-116 - Resolution of the Commission of Knox County, Tennessee establishing a committee for the evaluation, review, and report on the unification and consolidation of the Governments of the City of Knoxville, Tennessee and Knox County, Tennessee and

establishing a schedule for the appointment of a Unified Government Charter Commission with the following amendment: On page 2, paragraph 4 should be amended to read as follows: "That the Chamber Committee, previously established to evaluate and report on the several outstanding substantive issues related to the unification of the governments of the County and the City and consisting of two members appointed by the County Executive, two members appointed by the Mayor, and one member appointed by the Chamber, shall report to this Commission on or before June 1, 1993, and in preparing its report shall have available to it the personnel and resources of the County", with the additional amendment of deleting paragraph 7, on page 2. Commissioner Pinkston seconded the motion.

Commissioner May moved as an amendment to the substitute motion to amend paragraph 5, on page 2 to read as follows: "Be it further resolved, that the Chamber Committee shall report to the Charter Commission on or before June 1, 1993, and in preparing its report shall have available to it the personnel and resources of the County." Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, May, Ragsdale and Bratton voted aye. Commissioners DeSelm, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted no. Commissioner Moody was absent from the meeting. The amendment failed 8-10-0-1.

Upon roll call vote of the substitute motion to approve the original motion to approve Resolution R-93-1-116 - Resolution of the Commission of Knox County, Tennessee establishing a committee for the evaluation, review, and report on the unification and consolidation of the Governments of the City of Knoxville, Tennessee and Knox County, Tennessee, and establishing a schedule for the appointment of a Unified Government Charter Commission with the following amendment: On page 4, paragraph 4 should be amended to read as follows: "That the Chamber Committee, previously established to evaluate and report on the

several outstanding substantive issues related to the unification of the governments of the County and the City and consisting of two members appointed by the County Executive, two members appointed by the Mayor, and one member appointed by the Chamber, shall report to this Commission on or before June 1, 1993, and in preparing its report shall have available to it the personnel and resources of the County", with the additional amendment of deleting paragraph 7, on page 2, Commissioners DeSelm, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioners Bowden, Dirl, Rogero, Tindell, Norman, May, Ragsdale and Bratton voted no. Commissioner Moody was absent from the meeting. The substitute motion carried 10-8-0-1.

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

7. Without objection, Commissioner Cooper amended the agenda to recess for lunch at this time and reconvene at 1:30 p.m. to consider rezoning items followed by all remaining items on the agenda.

* * * * *

IN RE: ROLL CALL (1:30 P.M.)

Mr. Mike Padgett, Knox County Clerk, called the roll. Those Commissioners responding were Commissioners Rogero, Tindell, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston. Commissioners Bowden, Dirl and Norman arrived later in meeting. Commissioner Moody was absent from the meeting.

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IN RE: REZONING REQUESTS:

1. Consideration of a resolution of the Commission of Knox County approving the request of CBP Resources, Inc. for rezoning from A Agricultural Zone to Industrial Zone was before the Board of Commissioners. Property being approximately 1400' north of Johnson Road, approximately 1140' east of Holston River by a depth approximately 700', south side depth approximately

700', average width approximately 250', approximately 910' northwest of Lusk Road, part of parcel 58.03, CLT Map 53, 8th Commission District, East County Sector Plan.

Commissioner Walker moved to defer until the April 1993 Board of Commissioners meeting Resolution R-93-1-117 - Resolution of the Commission of Knox County approving the request of CBP Resources, Inc. for rezoning from A Agricultural Zone to Industrial Zone. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Rogero, Tindell, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Bowden, Dirl and Norman were absent from the vote. Commissioner Moody was absent from the meeting. The motion carried 15-0-0-4.

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2. Consideration of a resolution of the Commission of Knox County approving the request of Sam Furrow for rezoning from Industrial Zone & CB Commercial Zone to OB Office, Medical & Related Services Zone was before the Board of Commissioners. Property fronting approximately 335' & 600' northwest side E. Emory Road, southwest side depths approximately 225' & 1070', northwest side depth approximately 980', northeast side depths approximately 1500' & 225', southeast side depth approximately 150', approximately 1100' east of Conner Road, parcel 84.01, CLT Map 47, Northwest County Sector Plan, 6th Commission District.

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

Commissioner Teague moved to approve Resolution R-93-1-118 - Resolution of the Commission of Knox County approving the request of Sam Furrow for rezoning from Industrial Zone & CB Commercial Zone to OB Office, Medical & Related Services Zone with the following amendment: The District should be 7th District and not 6th District. Commissioner Horner seconded the motion and upon roll call vote Commissioners Rogero, Tindell, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner,

Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Bowden, Dirl and Norman were absent from the vote. Commissioner Moody was absent from the meeting. The motion carried 15-0-0-4. Property fronting approximately 335' & 600' northwest side E. Emory Road, southwest side depths approximately 225' & 1070', northwest side depth approximately 980', northeast side depths approximately 1500' & 225', southeast side depth approximately 150', approximately 1100' east of Conner Road, parcel 84.01, CLT Map 47, Northwest County Sector Plan, 7th Commission District.

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3. Consideration of a resolution of the Commission of Knox County approving the request of Joe & Lou L. Tate for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property fronting approximately 322' west side N. Cedar Bluff Road, fronting approximately 232' north side Bob Gray Road, west side depth approximately 311, north side depth approximately 246', parcel 2.01, CLT Map 105, Northwest County Sector Plan, 5th Commission District.

Mr. Joe Tate, petitioner, was present and spoke on behalf of the request.

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

Commissioner Leuthold moved to approve Resolution R-93-1-119 - Resolution of the Commission of Knox County approving the request of Joe & Lou L. Tate for rezoning from A Agricultural Zone to CA General Business Zone and to modify the Northwest Sector Plan and indicated the property owner had agreed with neighbors to certain deed restrictions. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the vote. Commissioner Moody was absent

from the meeting. The motion carried 17-0-0-2. Property fronting approximately 322' west side N. Cedar Bluff Road, fronting approximately 232' north side Bob Gray Road, west side depth approximately 311, north side depth approximately 246', parcel 2.01, CLT Map 105, Northwest County Sector Plan, 5th Commission District.

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4. Consideration of a resolution of the Commission of Knox County approving the request of Walker Enterprises for rezoning from CA General Business Zone to CB Business & Manufacturing Zone was before the Board of Commissioners. Property fronting approximately 350' southeast side Rutledge Pike, northeast side depth approximately 345', irregular southeast side depth approximately 780', southwest side depth approximately 185', northwest side depth approximately 540', located approximately 150' southwest of Ellistown Road, part of parcel 107, CLT Map 51, Northeast County Sector Plan, 8th Commission District.

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

Commissioner Walker moved to approve Resolution R-93-1-120 - Resolution of the Commission of Knox County approving the request of Walker Enterprises for rezoning from CA General Business Zone to CB Business & Manufacturing Zone as per MPC's recommendation. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the vote. Commissioner Moody was absent from the meeting. The motion carried 17-0-0-2. Property fronting approximately 350' southeast side Rutledge Pike, northeast side depth approximately 345', irregular southeast side depth approximately 780', southwest side depth approximately 185', northwest side depth approximately 540', located approximately 150' southwest of Ellistown Road, part of

parcel 107, CLT Map 51, Northeast County Sector Plan, 8th Commission District.

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5. Consideration of a resolution of the Commission of Knox County approving the request of Bill Copeland for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property fronting approximately 450' southeast side E. Emory Road by an average depth approximately 1020' to the Floodway Zone, southeast side width approximately 800' along Floodway Zone, approximately 460' northeast of Holly Crest Lane, part of parcel 103, CLT Map 47, North County Sector Plan, 7th Commission District.

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

Commissioner Horner moved to approve Resolution R-93-1-121 - Resolution of the Commission of Knox County approving the request of Bill Copeland for rezoning from A Agricultural Zone to PR Planned Residential Zone as per MPC's recommendation at 1 - 3 dwelling units per acre. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the vote. Commissioner Moody was absent from the meeting. The motion carried 17-0-0-2. Property fronting approximately 450' southeast side E. Emory Road by an average depth approximately 1020' to the Floodway Zone, southeast side width approximately 800' along Floodway Zone, approximately 460' northeast of Holly Crest Lane, part of parcel 103, CLT Map 47, North County Sector Plan, 7th Commission District.

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6. Consideration of a resolution of the Commission of Knox County approving the request of Asa L. Whitaker for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property fronting

approximately 200' northeast side Bakertown Road, fronting approximately 180' southeast side Sands Road & approximately 160' northeast side Sands Road, northeast side depth approximately 200', southeast side depth approximately 190', parcel 285, CLT Map 91, 3rd Commission District, Northwest County Sector Plan.

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

Commissioner Norman moved to approve Resolution R-93-1-122 - Resolution of the Commission of Knox County approving the request of Asa L. Whitaker for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per MPC's recommendation. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the vote. Commissioner Moody was absent from the meeting. The motion carried 17-0-0-2. Property fronting approximately 200' northeast side Bakertown Road, fronting approximately 180' southeast side Sands Road & approximately 160' northeast side Sands Road, northeast side depth approximately 200', southeast side depth approximately 190', parcel 285, CLT Map 91, 3rd Commission District, Northwest County Sector Plan.

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7. Consideration of a resolution of the Commission of Knox County approving the request of Riverdale Partners (Wayne A. Whitehead) for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property fronting approximately 558' southwest side Drinnen Road, fronting approximately 313' northwest side Thorngrove Pike, southwest side depths approximately 368' & 290', parcel 46, CLT Map 98, East County Sector Plan, 8th Commission District.

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

Commissioner Walker moved to approve Resolution

R-93-1-123 - Resolution of the Commission of Knox County approving the request of Riverdale Partners (Wayne A. Whitehead) for rezoning from A Agricultural Zone to PR Planned Residential Zone as per MPC's recommendation at 2 dwelling units per acre. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the vote. Commissioners Moody was absent from the meeting. The motion carried 17-0-0-2. Property fronting approximately 558' southwest side Drinnen Road, fronting approximately 313' northwest side Thorngrove Pike, southwest depths approximately 368' & 290', parcel 46, CLT Map 98, East County Sector Plan, 8th Commission District.

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8. Consideration of a resolution of the Commission of Knox County approving the request of Gary Cobble for rezoning from A Agricultural/TO Technology Overlay Zone to RA Low Density Residential/TO Technology Overlay Zones was before the Board of Commissioners. Property fronting approximately 100' southwest side Bob Kirby Road, southeast side depth approximately 250', 250' & 510', northeast side depth approximately 270', 60' & 170', southwest side depth approximately 730', northwest side depth approximately 840', north side depth approximately 250', approximately 50' southwest of Tallahassee Lane, parcel 116, CLT Map 118, Northwest County Sector Plan, 5th Commission District.

Mr. Norman Whitaker, Executive Director of Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Gary Cobble, petitioner, was present and spoke on behalf of the request.

Ms. Cheryl Luedtke, area resident, was present and spoke in opposition to the request.

Mr. Gary Norvell, Batson Himes & Norvell Engineers, and Mr. Terry Patton, Dutchtown Road resident, were present and spoke on the matter.

Commissioner Ragsdale moved to deny Resolution R-93-1-124 - Resolution of the Commission of Knox County approving the request of Gary Cobble for rezoning from A Agricultural/TO Technology Overlay Zone to RA Low Density Residential/TO Technology Overlay Zones. Commissioner Leuthold seconded the motion.

Commissioner Flenniken moved as a substitute motion to approve Resolution R-93-1-124 - Resolution of the Commission of Knox County approving the request of Gary Cobble for rezoning from A Agricultural/TO Technology Overlay Zone to RA Low Density Residential/TO Technology Overlay Zones as per MPC's recommendation. Commissioner Bowden seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Ragsdale and Leuthold voted no. Commissioner Moody was absent from the meeting. The substitute motion carried 16-2-0-1. Property fronting approximately 100' southwest side Bob Kirby Road, southeast side depth approximately 250', 250' & 510', northeast side depth approximately 270', 60' & 170', southwest side depth approximately 730', northwest side depth approximately 840', north side depth approximately 250', approximately 50' southwest of Tallahassee Lane, parcel 116, CLT Map 118, Northwest County Sector Plan, 5th Commission District.

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9. Consideration of a resolution of the Commission of Knox County approving the request of Gilbert Levison for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property fronting approximately 1020' south side E. Emory Road by an average depth approximately 1050', south side approximately 150', approximately 2950' east of Tazewell Pike, parcel 42, CLT Map 21, Northeast County Sector Plan, 8th Commission District.

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

Commissioner Walker moved to approve Resolution R-93-1-125 - Resolution of the Commission of Knox County approving the request of Gilbert Levison for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per MPC's recommendation. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Moody was absent from the meeting. The motion carried 18-0-0-1. Property fronting approximately 1020' south side E. Emory Road by an average depth approximately 1050', south side approximately 150', approximately 2950' east of Tazewell Pike, parcel 42, CLT Map 21, Northeast County Sector Plan, 8th Commission District.

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10. Consideration of a resolution of the Commission of Knox County approving the request of Rule Construction, Inc. for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property fronting approximately 1625' southwest side Tipton Station Road, fronting approximately 1800' southeast side Maryville Pike, fronting approximately 2325' northwest side Norfolk Southern Railroad, fronting approximately 1350' along southeast side Stock Creek Floodway Zone, southwest side approximately 1160', irregular shaped parcel, part of parcel 73, CLT Map 147, South County Sector Plan, 9th Commission District.

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

Commissioner Pinkston moved to approve Resolution R-93-1-126 - Resolution of the Commission of Knox County approving the request of Rule Construction, Inc. for rezoning from A Agricultural Zone to PR Planned Residential Zone as per MPC's recommendation at 1 - 3 dwelling units per acre. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May,

Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Moody was absent from the meeting. The motion carried 18-0-0-1. Property fronting approximately 1625' southwest side Tipton Station Road, fronting approximately 1800' southeast side Maryville Pike, fronting approximately 2325' northwest side Norfolk Southern Railroad, fronting approximately 1350' along southeast side Stock Creek Floodway Zone, southwest side approximately 1160', irregular shaped parcel, part of parcel 73, CLT Map 147, South County Sector Plan, 9th Commission District.

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IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING SECTION 6-60-01 OF THE KNOX COUNTY ZONING ORDINANCE SO AS TO BRING THE TERMS OF THE MEMBERS OF THE BOARD OF ZONING APPEALS IN LINE WITH THE MANDATES OF STATE LAW - O-93-1-101 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Section 6-60-01 of the Knox County Zoning Ordinance so as to bring the terms of the members of the Board of Zoning Appeals in line with the mandates of state law was before the Board of Commissioners on first reading.

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

Commissioner Flenniken moved to approve Ordinance O-93-1-101 - Ordinance of the Commission of Knox County, Tennessee amending Section 6-60-01 of the Knox County Zoning Ordinance so as to bring the terms of the members of the Board of Zoning Appeals in line with the mandates of state law on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Moody was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY TO AMEND ARTICLE 3 OF THE KNOX COUNTY ZONING ORDINANCE FOR THE PURPOSE OF REGULATING SIGNS, BILLBOARDS, AND OTHER ADVERTISING STRUCTURES - O-93-1-103 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County to amend Article 3 of the Knox County Zoning Ordinance for the purpose of regulating signs, billboards, and other advertising structures was before the Board of Commissioners on first reading.

Mr. Norman Whitaker, Executive Director of Metropolitan Planning Commission, and Mr. Mike Moyers, Knox County Chief Deputy Law Director, were present and spoke on the matter.

Commissioner Flenniken moved to approve Ordinance O-93-1-103 - Ordinance of the Commission of Knox County to amend Article 3 of the Knox County Zoning Ordinance for the purpose of regulating signs, billboards, and other advertising structures on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Moody was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY AMENDING THE TECHNOLOGY CORRIDOR DEVELOPMENT AUTHORITY ORDINANCE (O-90-9-101) - O-92-11-101 - (THIRD READING):

Consideration of an Ordinance of the Commission of Knox County amending the Technology Corridor Development Authority Ordinance (O-90-9-101) was before the Board of Commissioners on third reading.

Commissioner Flenniken moved to approve Ordinance O-92-11-101 - Ordinance of the Commission of Knox County amending the Technology Corridor Development Authority Ordinance

(O-90-9-101) on third reading. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Moody was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY TO AMEND ARTICLE 5 OF THE KNOX COUNTY ZONING ORDINANCE FOR THE PURPOSE OF DEFINING AND REGULATING YARD SALES, RUMMAGE SALES, AND FLEA MARKETS -

O-92-11-103 - (THIRD READING):

Consideration of an Ordinance of the Commission of Knox County to amend Article 5 of the Knox County Zoning Ordinance for the purpose of defining and regulating yard sales, rummage sales, and flea markets was before the Board of Commissioners on third reading.

Commissioner Flenniken moved to approve Ordinance O-92-11-103 - Ordinance of the Commission of Knox County to amend Article 5 of the Knox County Zoning Ordinance for the purpose of defining and regulating yard sales, rummage sales, and flea markets on third reading. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Moody was absent from the meeting. The motion carried 18-0-0-1.

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

8. Commissioner Cooper amended the agenda to hear the following item at this time: Ordinance O-93-1-102 - Ordinance of the Commission of Knox County amending Ordinance #O-90-9-116 and #O-90-10-102 regarding the Knox County Investment Committee and amending Ordinance #O-90-9-125 regarding procedures for investment and management of County funds, taxes, and revenues on first reading.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY AMENDING ORDINANCE #0-90-9-116 AND #0-90-10-102 REGARDING THE KNOX COUNTY INVESTMENT COMMITTEE AND AMENDING ORDINANCE #0-90-9-125 REGARDING PROCEDURES FOR INVESTMENT AND MANAGEMENT OF COUNTY FUNDS, TAXES, AND REVENUES - 0-93-1-102 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County amending Ordinance #0-90-9-116 and #0-90-10-102 regarding the Knox County Investment Committee and amending Ordinance #0-90-9-125 regarding procedures for investment and management of County funds, taxes, and revenues was before the Board of Commissioners on first reading.

Mr. Thomas Schumpert, Knox County Trustee, was present and spoke on the matter.

Commissioner Leuthold moved to approve Ordinance 0-93-1-102 - Ordinance of the Commission of Knox County amending Ordinance #0-90-9-116 and #0-90-10-102 regarding the Knox County Investment Committee and amending Ordinance #0-90-9-125 regarding procedures for investment and management of County funds, taxes, and revenues on first reading. Commissioner Flenniken seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Moody was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: RESOLUTIONS - (CONTINUED):

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE IN SUPPORT OF LEGISLATION TO ALLOW APPEALS OF MPC SUBDIVISION PLAT TO BE TAKEN DIRECTLY TO COURT - R-93-1-127:

Consideration of a resolution of the Commission of Knox County, Tennessee in support of legislation to allow appeals of

MPC subdivision plat to be taken directly to court was before the Board of Commissioners.

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

Commissioner Flenniken moved to approve Resolution R-93-1-127 - Resolution of the Commission of Knox County, Tennessee in support of legislation to allow appeals of MPC subdivision plat to be taken directly to court. Commissioner Pinkston seconded the motion.

Commissioner Rogero moved as a substitute motion to defer Resolution R-93-1-127- Resolution of the Commission of Knox County, Tennessee in support of legislation to allow appeals of MPC subdivision plat to be taken directly to court until adequate notice has been given to developers and neighborhood associations for input at the next Intergovernmental Committee meeting. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, May, Ragsdale and Leuthold voted aye. Commissioners Tindell, Norman, DeSelm, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted no. Commissioner Moody was absent from the meeting. The substitute motion failed 6-12-0-1.

Upon roll call vote of the original motion to approve Resolution R-93-1-127 - Resolution of the Commission of Knox County, Tennessee in support of legislation to allow appeals of MPC subdivision plat to be taken directly to court, Commissioners Dirl, Tindell, Norman, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Bowden, Rogero, DeSelm, May, Ragsdale and Leuthold voted no. Commissioner Moody was absent from the meeting. The motion carried 12-6-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE URGING THE LEGISLATURE TO AMEND CHAPTER 847 OF THE PUBLIC ACTS OF 1982 SO AS TO ALLOW FUNDS COLLECTED FROM THE HOTEL MOTEL TAX TO BE PLACED

IN THE KNOX COUNTY GENERAL FUND AND USED FOR GENERAL
GOVERNMENT PURPOSES - R-93-1-128:

Consideration of a resolution of the Commission of Knox County, Tennessee urging the Legislature to amend Chapter 847 of the Public Acts of 1982 so as to allow funds collected from the Hotel Motel Tax to be placed in the Knox County General Fund and used for General Government purposes was before the Board of Commissioners.

Mr. Mel Bettcher, General Manager of Hyatt Regency Knoxville, Ms. Jill Roggeman, representing Knoxville Hotel Motel Association and General Manager of Friendship Inn, Mr. Al Treadway, Knox County Tourist Commission, Mr. Dwight Kessel, Knox County Executive, and Ms. Kathy Hamilton, Knox County Finance Director, were present and spoke on the matter.

Commissioner Bratton moved to approve Resolution R-93-1-128 - Resolution of the Commission of Knox County, Tennessee urging the Legislature to amend Chapter 847 of the Public Acts of 1982 so as to allow funds collected from the Hotel Motel Tax to be placed in the Knox County General Fund and used for General Government purposes. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Cawood, Cooper, Bratton and Pinkston voted aye. Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Teague, Horner, McMillan, Walker and Flenniken voted no. Commissioner Moody was absent from the meeting. The motion failed 4-14-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE AMENDING THE GENERAL FUND BUDGET AND
THE SOLID WASTE FUND AND APPROPRIATING \$185,000.00 FOR
ENGINEERING AND CONSULTING SERVICES FOR DEVELOPMENT OF
A MUNICIPAL SOLID WASTE DISPOSAL PLAN - R-93-1-129:

Consideration of a resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and the Solid Waste Fund and appropriating \$185,000.00 for engineering and consulting services for development of a Municipal Solid Waste Disposal Plan was before the Board of Commissioners.

Mr. Dwight Kessel, Knox County Executive, and Mr. Richard Beeler, Knox County Law Director, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-1-129 - Resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and the Solid Waste Fund and appropriating \$185,000.00 for engineering and consulting services for development of a Municipal Solid Waste Disposal Plan. Commissioner Teague seconded the motion.

Commissioner Walker moved to call for the question. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Dirl, Rogero, Tindell, Teague, Horner, Cooper, McMillan, Walker, Bratton and Pinkston voted aye. Commissioners Bowden, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood and Flenniken voted no. Commissioner Moody was absent from the meeting. The motion failed 10-8-0-1. (2/3 majority vote required)

Commissioner Rogero moved as a substitute motion to approve \$35,000.00 for the plan at this time and to defer action on the \$150,000.00 consulting fee for development of the plan until February 1993. Commissioner May seconded the motion and upon roll call vote Commissioners Rogero and May voted aye. Commissioners Bowden, Dirl, Tindell, Norman, DeSelm, Ragsdale, Leuthold, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted no. Commissioner Cawood recused himself from the vote. Commissioner Moody was absent from the meeting. The substitute motion failed 2-15-1-1.

Upon roll call vote of the original motion to approve Resolution R-93-1-129 - Resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and the Solid Waste Fund and appropriating \$185,000.00 for engineering and consulting services for development of a Municipal Solid Waste Disposal Plan, Commissioners Bowden, Dirl, Norman, DeSelm, Leuthold, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Rogero, Tindell,

May and Ragsdale voted no. Commissioner Cawood recused himself from the vote. Commissioner Moody was absent from the meeting. The motion carried 13-4-1-1.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY AMENDING ORDINANCE O-91-7-103 (NUDITY ORDINANCE), ORDINANCE O-91-3-103 (SWIMMING POOL ORDINANCE), ORDINANCE O-90-9-112 (TRAFFIC ORDINANCE), ORDINANCE O-92-1-101 (UNIFORM ORDINANCE), ORDINANCE O-92-4-102 (LEASH ORDINANCE), ORDINANCE O-90-10-103 (NOISE ORDINANCE), AND ORDINANCE O-92-1-102 (EMERGENCY MEDICAL SERVICES ORDINANCE) TO INCREASE THE FINE OF \$50.00 TO \$500.00 - O-92-11-102 - (THIRD READING):

Consideration of an Ordinance of the Commission of Knox County amending Ordinance O-91-7-103 (Nudity Ordinance), Ordinance O-91-3-103 (Swimming Pool Ordinance), Ordinance O-90-9-112 (Traffic Ordinance), Ordinance O-92-1-101 (Uniform Ordinance), Ordinance O-92-4-102 (Leash Ordinance), Ordinance O-90-10-103 (Noise Ordinance), and Ordinance O-92-1-102 (Emergency Medical Services Ordinance) to increase the fine of \$50.00 to \$500.00 was before the Board of Commissioners on third reading.

Commissioner Flenniken moved to approve Ordinance O-92-11-102 - Ordinance of the Commission of Knox County amending Ordinance O-91-7-103 (Nudity Ordinance), Ordinance O-91-3-103 (Swimming Pool Ordinance), Ordinance O-90-9-112 (Traffic Ordinance), Ordinance O-92-1-101 (Uniform Ordinance), Ordinance O-92-4-102 (Leash Ordinance), Ordinance O-90-10-103 (Noise Ordinance), and Ordinance O-92-1-102 (Emergency Medical Services Ordinance) to increase the fine of \$50.00 to \$500.00 on third reading with the amendment of changing the fine for burglar alarms of Ordinance O-90-10-103 (Noise Ordinance) to \$25.00 as required by the state statute. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bōwden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood,

Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Moody was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: TAX REFUNDS:

A. County Clerk:

Mr. Mike Padgett, Knox County Clerk, reported no tax refunds from his office.

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B. Trustee:

Mr. Mike Padgett, Knox County Clerk reported the following tax refunds from the Trustee's Office: Beaty Chevrolet in the amount of \$18,038.13; and American Municipal Bond Holding Company in the amount of \$158,795.24.

Commissioner Leuthold moved to approve the following tax refunds from the Trustee's Office: Beaty Chevrolet in the amount of \$18,038.13; and American Municipal Bond Holding Company in the amount of \$158,795.24. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Moody was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: NOTARY PUBLIC APPLICATIONS:

Mr. Mike Padgett, Knox County Clerk, reported 164 applications for Notary Public.

Commissioner Horner moved to approve 164 applications for Notary Public. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Moody was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: ROLL CALL BY DISTRICTS:

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

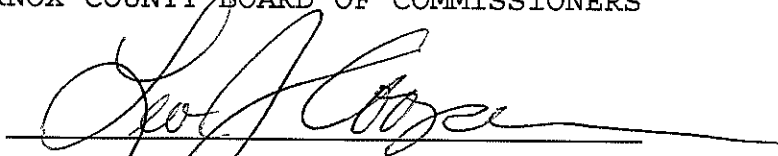
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IN RE: ADJOURNMENT:

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

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KNOX COUNTY BOARD OF COMMISSIONERS



LEO J. COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on February 22, 1993 at 9:00 a.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston. Commissioner Moody was absent from the meeting. Also present were Mr. Dwight Kessel, Knox County Executive, Mr. Richard Beeler, Knox County Law Director, Mr. Mike Padgett, Knox County Clerk and news media.

Commissioner Cooper, Chairman, presided.

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

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IN RE: ROLL CALL:

Mr. Mike Padgett, Knox County Clerk, called the roll.

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IN RE: DEVOTIONAL:

Reverend Larkin Enlow, Island Home Assembly of God gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Mark Cawood led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

At this time Mr. Bob Worthington, Attorney with Baker Worthington was present and spoke on the lawsuit regarding schools.

Without objection, Commissioner Cooper amended the agenda as follows:

1. Move R-93-2-116 - Resolution of the Commission of Knox County Tennessee approving a contract with Black and Veatch for engineering services for development of the Solid Waste Plan for the Knox County Region to the end of the agenda.

2. Add R-93-2-130 - Resolution of the Commission of Knox County, Tennessee honoring Mayor Robert H. Leonard.
3. Defer Subdivision Appeals/One Lot Variance - Marian F. Geohegan and Lovell Hills Homeowners Association, on Metropolitan Planning Commission's approval of Lovell Hills, Unit 8 Concept Plan until after the lawsuit.
4. Withdraw R-~~93~~-2-105 - Resolution of the Commission of Knox County, Tennessee requesting the Metropolitan Planning Commission to study the needs for safety in school transportation.
5. Defer to the March regular session R-93-2-106 - Resolution of the Commission of Knox County, Tennessee requesting the Highway Department to implement road improvement plans for Canton Hollow Road, Woody Road and Loop Road in West Knox County.
6. Commissioner Norman moved to suspend the rules to consider previous action that was taken at the January 27, 1993 meeting regarding R-93-1-127 - Resolution of the Commission of Knox County, Tennessee in supporting of legislation to allow appeals of MPC Subdivision plat to be taken directly to court. Commissioner Bratton seconded the motion and upon voice vote the motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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

Commissioner Norman moved to rescind the action taken last month at the regular County Commission meeting on R-93-1-127 - Resolution of the Commission of Knox County, Tennessee in supporting of legislation to allow appeals of MPC Subdivision Plat to be taken directly to court. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Horner, Cooper, McMillan and Bratton voted aye. Commissioners Cawood, Teague, Walker, Flenniken and Pinkston voted no. Commissioner Moody was absent from the meeting. The motion carried 13-5-0-1.

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7. Withdraw from the agenda R-93-2-117 - Resolution of the Commission of Knox County, Tennessee amending R-92-11-127 concerning the Knox County Municipal Solid Waste Planning Region.

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8. Move R-93-2-111 - Resolution of the Commission of Knox County, Tennessee granting a joint permanent easement to Eagle Distributing Company to the top of the agenda.

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9. Add R-93-2-128 - Resolution of the Commission of Knox County, Tennessee approving a contract with Norfolk Southern Corporation for Construction of an underpass to carry Ebenezer Road under the railroad's track.

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10. Defer to the March meeting request to close an unmaintained portion of Couch Mill Road.

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11. Defer to the March meeting R-93-2-112 - Resolution of the Commission of Knox County, Tennessee adding two citizens to the membership of the Knox County Beer Board.

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12. Defer to the May meeting proposed plan amendment to the Northwest Knox County Sector Plan.

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13. Move R-93-2-103 - Resolution of the Commission of Knox County, Tennessee honoring Steve Webb, Knox County Sheriff's Department Officer of the Year be heard prior to Delegations to be Heard.

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14. Add R-93-2-129 - Resolution of the Commission of Knox County, Tennessee declaring February 14-20, 1993 as School Board Week.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING STEVE WEBB, KNOX COUNTY SHERIFF'S DEPARTMENT OFFICER OF THE YEAR: R-93-2-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Steve Webb, Knox County Sheriff's Department Officer of the Year was before the Board of Commissioners. Officer Steve Webb, was present and spoke on the matter.

Sheriff Tim Hutchison, was present and spoke on the matter.
Commissioner Flenniken moved to approve R-93-2-103 -
Resolution of the Commission of Knox County, Tennessee honoring Steve
Webb, Knox County Sheriff's Department Officer of the Year. All
Commissioners seconded the motion and upon roll call vote
Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May,
Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker,
Flenniken, Bratton and Pinkston voted aye. The motion carried
18-0-0-1. Commissioner Moody was absent from the meeting.

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IN RE: AMENDMENT TO THE AGENDA:

At this time Sheriff Tim Hutchison was present and
announced that Deputy James Carston was back at work.

Deputy James Carston, was present and thanked the
Commission and Sheriff Tim Hutchison.

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Mr. Dwight Kessel, Knox County Executive, was present and
spoke on the services that the County provided during the storms on
Sunday.

Sheriff Tim Hutchison, was present and spoke on the
services that the Sheriff's Department provided during the storms
on Sunday.

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IN RE: DELEGATIONS TO BE HEARD:

1. Mr. Gary Hiscock, concerned citizen spoke on subdivision
appeals being removed from County Commission and going to Court.
2. Mr. Claude Fortner, Knox County Resident, was present and
spoke on the Rural Metro Bid.
3. Mr. Sam Looney, representing concerned parents from Halls
Elementary School, was present and spoke on wrecks on Andersonville
Pike in front of the school.
4. Mr. John King, Attorney, was present and spoke on the
ruling by County Commission this morning on deferring Subdivision
appeals of Marian F. Geohegan.

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

Commissioner Cawood moved to reconsider the previous action on subdivision appeals of Marian F. Geohegan. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Tindell, Norman, Cawood, Teague, Horner, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Rogero, DeSelm, May, Ragsdale, Leuthold, Cooper and McMillan voted no. The motion to reconsider carried 11-7-0-1. Commissioner Moody was absent from the meeting.

Commissioner Cawood moved to add back on the agenda Subdivision Appeal of Marian F. Geohegan. Commissioner Bowden seconded the motion.

Commissioner Rogero moved as a substitute motion to defer for 30 days or until the next regular session of County Commission the subdivision appeals of Marian F. Geohegan. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Rogero, DeSelm, Ragsdale, Leuthold, Horner, Cooper and McMillan voted aye. Commissioners Bowden, Dirl, Tindell, Norman, Cawood, Teague, Walker, Flenniken, Bratton and Pinkston voted no. Commissioner May abstained from the vote. The substitute motion to defer failed 7-10-1-1.

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IN RE: APPROVAL OF MINUTES OF PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on January 25, 1993 (regular session) was before the Board of Commissioners.

Commissioner Rogero moved to approve the minutes of the previous meeting on January 25, 1993 (regular session). Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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IN RE: REPORTS OF COMMITTEE:

A. The Report of the Finance Committee was before the Board of Commissioners.

No report was given.

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B. The Report of the Economic Development Committee was before the Board of Commissioners.

No report was given.

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C. The Report of the Education Committee was before the Board of Commissioners.

No report was given.

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D. The Report of the Intergovernmental Committee was before the Board of Commissioners.

No report was given.

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E. The Report of the Community Services and Personnel Committee was before the Board of Commissioners.

No report was given.

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F. The Report of the Tennessee County Services Association was before the Board of Commissioners.

No report was given.

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G. The Report of the National Association of Counties was before the Board of Commissioners.

Commissioner DeSelm stated that her and Commissioner Horner were going to the National Association of Counties meeting.

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H. The Report of the Cable TV Committee was before the Board of Commissioners.

No report was given.

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IN RE: REPORTS OF OFFICIALS:

Consideration of the following Reports of Officials was before the Board of Commissioners.

- A. County Executive
- B. County Law Director
- C. Superintendent of Schools

- D. Trustee
- E. Medical Examiner
- F. Sheriff
- G. Public Library
- H. Old Records

Commissioner Flenniken moved to receive and file the Reports of Officials. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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IN RE: REPORTS OF COUNTY AGENCIES:

Consideration of the following Reports of County Agencies was before the Board of Commissioners.

- A. Department of Human Services
- B. Department of Child and Family Services
- C. Department of Air Pollution Control
- D. Metropolitan Planning Commission
- E. Sheriff's Merit System
- F. Pre-Trial Release
- G. Jail Inspection Committee
- H. Alternative Sentencing Program
- I. Ambulance Review Commission
- J. Metropolitan Knox Solid Waste Authority

Commissioner Flenniken moved to receive and file the Reports of County Agencies. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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IN RE: DRIVES AND ROADS:

- A. To be accepted as completed.

1. Barbrow Lane, Creekview Subdivision, Unit 1, 180 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. D & B Development, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Pinkston moved to accept as completed Barbrow Lane, Creekview Subdivision, Unit 1, 180 feet in length with a 50 foot right of way. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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2. Treetop Ridge Lane, Wheaton Place Subdivision, Unit 4, 188 feet in length with a 40 foot right of way was before the Board of Commissioners. Gerald I. Anderson, property owner

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Pinkston moved to accept as completed Treetop Ridge Lane, Wheaton Place Subdivision, Unit 4, 188 feet in length with a 40 foot right of way. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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IN RE: ROADS TO BE CLOSED:

1. Consideration of request to close a portion of Old Maynardville Pike from Loyston Road to Draper Cemetery Road on second reading was before the Board of Commissioners.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Flenniken moved to close a portion of Old Maynardville Pike from Loyston Road to Draper Cemetery Road on second reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE GRANTING A JOINT PERMANENT EASEMENT TO EAGLE DISTRIBUTING COMPANY: R-93-2-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee granting a joint permanent easement to Eagle Distributing Company was before the Board of Commissioners.

Commissioner Flenniken moved to approve R-93-2-111 - Resolution of the Commission of Knox County, Tennessee granting a joint permanent easement to Eagle Distributing Company. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 17-0-0-2. Commissioner Moody was absent from the meeting. Commissioner Ragsdale was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING SYD WHALEY, THE BETA SIGMA PHI FIRST LADY OF KNOXVILLE: R-93-2-101:

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Syd Whaley, The Beta Sigma Phi First Lady of Knoxville was before the Board of Commissioners.

Commissioner Horner moved to approve R-93-2-111 - Resolution of the Commission of Knox County, Tennessee honoring Syd Whaley, The Beta Sigma Phi First Lady of Knoxville. Commissioner

Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING STEVE COTHAM, DIRECTOR OF MCCLUNG HISTORICAL COLLECTION, FOR HIS WORK ON TWO CENTURIES OF KNOX COUNTY, TENNESSEE: A CELEBRATION IN PHOTOGRAPHS: R-93-2-102:

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Steve Cotham, Director of McClung Historical Collection, for his work on Two Centuries of Knox County, Tennessee: A Celebration in Photographs was before the Board of Commissioners.

Ms. Ann Todd Staples, was present and spoke on the matter.

Mr. Steve Cotham, Director of McClung Historical Collection, was present and spoke on the matter.

Commissioner Flenniken moved to approve R-93-2-102 - Resolution of the Commission of Knox County, Tennessee honoring Steve Cotham, Director of McClung Historical Collection, for his work on Two Centuries of Knox County, Tennessee: A Celebration in Photographs. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING THE SALE OF A CENTRAL HIGH SCHOOL BUILDING TRADES HOUSE LOCATED AT 5111 ROCKCREST DRIVE: R-93-2-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing the sale of a Central High School

Building Trades House located at 5111 Rockcrest Drive was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-93-2-104 - Resolution of the Commission of Knox County, Tennessee authorizing the sale of a Central High School Building Trades House located at 5111 Rockcrest Drive. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING CHANGE ORDERS TO THE CONSTRUCTION MANAGER'S CONTRACT FOR THE PENAL FARM PROJECT IN THE AMOUNT OF \$228,139.72: R-93-2-107:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving change orders to the Construction Manager's contract for the Penal Farm Project in the amount of \$228,139.72 was before the Board of Commissioners.

Mr. Robert Carpenter, Knox County Architect, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-93-2-107 - Resolution of the Commission of Knox County, Tennessee approving change orders to the Construction Manager's contract for the Penal Farm Project in the amount of \$228,139.72. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, DeSelm, May, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 15-0-1-3. Commissioner Ragsdale recused himself from the vote. Commissioner Moody was absent from the meeting. Commissioners Dirl and Norman were absent from the vote. * * * * *

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING AND APPROVING THE EXPENDITURE OF NOT TO EXCEED \$45,000 OF PROCEEDS OF

PUBLIC BUILDING AUTHORITY PUBLIC FACILITIES BONDS, SERIES
1991, FOR CONSULTATION CONTRACT SERVICES IN THE DEVELOPMENT
OF AN OPERATIONS PROGRAM, ARCHITECTURAL PROGRAM, BUDGET AND
THE PREPARATION OF SCHEMATIC DESIGN DOCUMENTS FOR
RENOVATIONS TO THE CITY-COUNTY BUILDING IN CONNECTION
WITH THE INTAKE CENTER, AND PROVIDING FOR REIMBURSEMENT
OF SUCH FUND IF NECESSARY: R-93-2-108:

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing and approving the expenditure of not to exceed \$45,000 of proceeds of Public Building Authority Public Facilities Bonds, series 1991, for consultation contract services in the Development of an operations program, architectural program, budget and the preparation of schematic design documents for renovations to the City-County Building in connection with the Intake Center, and providing for reimbursement of such fund if necessary was before the Board of Commissioners.

Mr. Robert Carpenter, Knox County Architect, was present and spoke on the matter.

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-93-2-108 - Resolution of the Commission of Knox County, Tennessee authorizing and approving the expenditure of not to exceed \$45,000 of proceeds of Public Building Authority Public Facilities Bonds, series 1991, for consultation contract services in the Development of an operations program, architectural program, budget and the preparation of schematic design documents for renovations to the City-County Building in connection with the Intake Center and providing for reimbursement of such fund if necessary. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, DeSelm, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioners May, Ragsdale and Bratton voted no. The motion carried 14-3-0-2. Commissioner Moody was absent from the meeting. Commissioner Norman was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE BUDGET OF THE PUBLIC BUILDING AUTHORITY OF THE COUNTY OF KNOX AND THE CITY OF KNOXVILLE, TENNESSEE FOR FISCAL YEAR 1993-1994:

R-93-2-109:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the budget of the Public Building Authority of the County of Knox and the City of Knoxville, Tennessee for fiscal year 1993-1994 was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-93-2-109 - Resolution of the Commission of Knox County, Tennessee approving the budget of the Public Building Authority of the County of Knox and the City of Knoxville, Tennessee for fiscal year 1993-1994. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 17-0-0-2. Commissioner Moody was absent from the meeting. Commissioner Norman was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE SELECTING RURAL METRO CORPORATION FOR NEGOTIATIONS FOR AMBULANCE TRANSPORTATION FOR INDIGENTS:

R-93-2-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee selecting Rural Metro Corporation for negotiations for Ambulance Transportation for indigents was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-93-2-110 - Resolution of the Commission of Knox County, Tennessee selecting Rural Metro Corporation for negotiations for ambulance transportation for indigents. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried

17-0-0-2. Commissioner Moody was absent from the meeting.
Commissioner Norman was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A LEASE WITH REALTY MANAGEMENT COMPANY FOR A SOUTH KNOX COUNTY SUBSTATION OF THE COUNTY CLERK'S OFFICE AND APPROPRIATING THE AMOUNT OF \$22,500.00 FOR SAID SUBSTATION: R-93-2-113:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a lease with Realty Management Company for a South Knox County substation of the County Clerk's Office and appropriating the amount of \$22,500.00 for said substation was before the Board of Commissioners.

Mr. Mike Padgett, Knox County Clerk, was present and spoke on the matter.

Commissioner Pinkston moved to approve R-93-2-113 - Resolution of the Commission of Knox County, Tennessee approving a lease with Realty Management Company for a South Knox County substation of the County Clerk's Office and appropriating the amount of \$22,500.00 of said substation. Commissioners Flenniken and Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE REQUESTING THE PROPERTY ASSESSOR AND THE COUNTY EXECUTIVE TO DEVELOP A PLAN FOR DISPOSITION OF COUNTY SURPLUS PROPERTY: R-93-2-114:

Consideration of a Resolution of the Commission of Knox County, Tennessee requesting the Property Assessor and the County Executive to develop a plan for disposition of county surplus property was before the Board of Commissioners.

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

Mr. Joe Hamby, Director, Knox County Personnel, was present and spoke on the matter.

Commissioner Norman moved to approve R-93-2-114 - Resolution of the Commission of Knox County, Tennessee requesting the Property Assessor and the County Executive to develop a plan for disposition of county surplus property with the following amendment: Delete-Whereas, the Intergovernmental Committee recommends that the Property Assessor and the County Executive work together to develop a plan for the disposition of county surplus property. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Horner, McMillan, Walker, Bratton and Pinkston voted aye. Commissioner Rogero voted no. Commissioners Tindell, Teague, Cooper and Flenniken abstained from the vote. The motion carried 13-1-4-1. Commissioner Moody was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING THE WAIVER OF IN LIEU OF TAX PAYMENTS FROM THE KNOX COUNTY HOUSING AUTHORITY:
R-93-2-115:

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing the waiver of in Lieu of Tax Payments from the Knox County Housing Authority was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve R-93-2-115 - Resolution of the Commission of Knox County, Tennessee authorizing the waiver of in Lieu of Tax Payments from the Knox County Housing Authority with the following amendment: Be It Further Resolved that the County Executive is hereby authorized to issue letters or memoranda on an annual basis pursuant to this Resolution until such time as the County Executive deems it necessary and appropriate to return this matter to the County Commission of consideration. Commissioner Horner seconded the motion and upon roll call vote

Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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IN RE: AMENDMENT TO THE AGENDA:

At this time Mr. Alan Morgan, Superintendent of Schools, stated that the schools lawsuit had been dropped.

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

Mr. Courtney Perry, Attorney, was present and spoke on the matter.

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Commissioner Bratton moved to recess for lunch and reconvene at 1:30 p.m. Commissioner Flenniken seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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IN RE: ROLL CALL: (1:30 P.M.)

Ms. Kim Bowen, Minutes Clerk, to Mike Padgett, Knox County Clerk, called the roll. Those members present were Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston. Commissioner Moody was absent from the meeting.

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IN RE: REZONING REQUEST:

1. Consideration of request of William McCracken, Jr. for rezoning from RA/F Single-Family/Floodway Zones to PR/F Planned Residential/Floodway Zones R-93-2-119 was before the Board of Commissioners. Property fronting approximately 50 feet southeast side Walker Springs Road, northwest side depth approximately 600 feet, northeast side depth approximately 750 feet, southwest side approximately 620 feet, southwest side depth approximately 770 feet,

approximately 1700 feet southeast of Mars Hill Road, parcels 20 and 21, CLT Map 119, Northwest County Sector Plan, 5th Commission District.

Mr. Norman Whitaker, Director, Metropolitan Planning Commission, was present and spoke on the matter.

Mr. William McCracken, Jr., applicant, was present and spoke on behalf of the request.

Commissioner Cooper asked if there was any opposition to the request.

Ms. Marion Ambrose, concerned citizen, was present and spoke in opposition to the request.

Mr. Richard LeMay, Engineer, was present and spoke on the matter.

Mr. Arthur Seymour, Attorney, representing Mr. William McCracken, Jr., was present and spoke on the matter.

Mr. Wilbur Sisler, was present and spoke on the matter.

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

Mr. Mike Padgett, Knox County Clerk, was present and spoke on the matter.

Commissioner Leuthold moved to deny R-93-2-119 - Request of T. William McCracken, Jr. rezoning from RA/F Single Family/Floodway Zones to PR/F Planned Residential/Floodway Zones. Commissioner Ragsdale seconded the motion.

Commissioner Dirl moved to call for the question and it was seconded. Upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, May, Cawood, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioners DeSelm, Ragsdale, Leuthold, Teague and Bratton voted no. The motion carried 13-5-0-1. Commissioner Moody was absent from the meeting.

Commissioner Dirl moved as a substitute motion to approve R-93-2-119 - Request of T. William McCracken, Jr. as per Metropolitan Planning Commission's recommendation: Approve PR/F Planned Residential/Floodway Zones at 1-6 dwelling units per acre. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Norman, May, Cawood, Horner, Walker,

Flenniken and Pinkston voted aye. Commissioners Rogero, Tindell, DeSelm, Ragsdale, Leuthold, Teague, Cooper, McMillan and Bratton voted no. The substitute motion failed 9-9-0-1. Commissioner Moody was absent from the meeting.

Commissioner Bratton moved to reconsider action taken on R-93-2-119 Request of T. William McCracken, Jr. for rezoning from RA/F Single Family Floodway Zones to PR/F Planned Residential/Floodway Zones. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Tindell, Norman, May, Cawood, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Rogero, DeSelm, Ragsdale, Leuthold, and Teague voted no. The motion carried 13-5-0-1. Commissioner Moody was absent from the meeting.

Commissioner Bratton moved to approve R-93-2-119 Request of T. William McCracken, Jr. from RA/F Single Family Floodway Zones to PR/F Planned Residential/Floodway Zones as per Metropolitan Planning Commission's recommendation: Approve PR/F Planned Residential/Floodway Zone at 1-6 dwelling units per acre. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Tindell, Norman, Cawood, Horner, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Rogero, DeSelm, Ragsdale, Leuthold, Teague, Cooper and McMillan voted no. Commissioner May abstained from the vote. The motion carried 10-7-1-1. Commissioner Moody was absent from the meeting.

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2. Request of Knox County for rezoning from RA Low Density Residential Zone to RAE Single Family Exclusive Residential Zone R-93-2-120 was before the Board of Commissioners. All of parcels in Tierre Verda Subdivision - Units 1 and 2 and parcel 34.

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

Commissioner Leuthold moved to approve R-93-2-120 Request of Knox County for rezoning from RA Low Density Residential Zone to RAE Single Family Exclusive Residential Zone as per Metropolitan Planning Commission's recommendation: Approve Single Family Exclusive

Residential Zone. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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3. Request of Don W. Duncan for rezoning from A Agricultural Zone to PR Planned Residential Zone R-93-2-121 was before the Board of Commissioners. Property located at Northwest side McCloud Road, southwest of Hallsgale Road, parcel 226.

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

Commissioner Horner moved to approve R-93-2-121 - Request of Don W. Duncan for rezoning from A Agricultural Zone to PR Planned Residential as per Metropolitan Planning Commission's recommendation: Approve PR Planned Residential Zone at 1-5 dwelling units per acre. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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4. Request of Family Homes for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-93-2-122 was before the Board of Commissioners. Property located at Southeast side Emory Road, northeast of Stormer Road, Parcel 148.

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

Commissioner Horner moved to approve R-93-2-122 - Request of Family Homes for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per Metropolitan Planning Commission's Recommendation: Approve RA Low Density Residential Zone.

Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker,

Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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5. Request of B. I. Panta for rezoning from A Agricultural Zone to PR Planned Residential Zone R-93-2-123 was before the Board of Commissioners. Property northeast side Wooddale Road, northwest side Rosie Lane, northwest of Asheville Highway, Parcel 33.

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

Commissioner Walker moved to approve R-93-2-123 - Request of B. I. Panta for rezoning from A Agricultural Zone to PR Planned Residential Zone at not more than 7 dwelling units per acre.

Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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6. Request of Quint Bourgeois for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-93-2-124 was before the Board of Commissioners. Property located West side Copper Ridge Road, north of W. Emory Road, parcel 111.

Commissioner Cooper asked if there was any opposition to the request.

Mr. Ed Loy, was present and spoke on the matter.

Commissioner Cawood moved to defer to the March regular Board of Commissioners meeting request of Quint Bourgeois for rezoning from A Agricultural Zone to RA Low Density Residential Zone.

Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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7. Request of William J. Farnham for rezoning from PC Planned Commercial Zone to A Agricultural Zone R-93-2-125 was before the Board

of Commissioners. Property located at north side Oak Ridge Highway, north side Joe Daniel Drive, southeast side CSX RR, East of Pellissippi Parkway, parcels 193 and 9. (6th Commission District)

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

Commissioner Teague moved to approve R-93-2-125 - Request of William J. Farnham for rezoning from PC Planned Commercial Zone to A Agricultural Zone. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

Commissioner Teague moved to reconsider the previous action taken on R-93-2-125 - Request of William J. Farnham for rezoning from PC Planned Commercial Zone to A Agricultural Zone. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

Commissioner Teague moved to defer for 90 days or until the June Board of Commissioners regular session the request of William J. Farnham for rezoning from PC Planned Commercial Zone to A Agricultural Zone. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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8. Request of Lowell B. Flynn for rezoning from A Agricultural to RA Low Density Residential Zone R-93-2-126 was before the Board of Commissioners. Property located south side W. Emory Road, west of Tamron Way, parcels 132.01 and 132, 6th Commission District.

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

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Commissioner Cawood moved to approve R-93-2-126 - Request of Lowell B. Flynn for rezoning from A Agricultural to RA Low Density Residential Zone as per Metropolitan Planning Commission's recommendation: Approve RA Low Density Residential Zone.

Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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IN RE: REZONING APPEALS:

Request of Colt Trailer Manufacturing for rezoning from A Agricultural Zone to CB Business and Manufacturing Commercial CB Business and Manufacturing Commercial Zone was before the Board of Commissioners. Property located south side Thorngrove Pike, east of S. East End Road, parcel 40.

Mr. Jimmy Kyle Davis, Attorney, was present and spoke on the matter.

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

Commissioner McMillan moved to uphold the appeal of Colt Trailer Manufacturing for rezoning from A Agricultural Zone to CB Business and Manufacturing Commercial CB Business and Manufacturing Commercial Zone. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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IN RE: AMENDMENT TO THE KNOX COUNTY ZONING ORDINANCE:

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Zoning Ordinance 0-90-9-130 regarding the Scientific Production Zone on third reading 0-92-10-102 was before the Board of Commissioners.

Commissioner Flenniken moved to approve 0-92-10-102 - Ordinance of the Commission of Knox County, Tennessee amending the Knox County Zoning Ordinance 0-90-9-130 regarding the Scientific Production Zone on third reading (this also allows churches) Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING SECTION 6.60.01 OF THE KNOX COUNTY ZONING ORDINANCE (ORDINANCE 0-90-9-130) SO AS TO BRING THE TERMS OF THE MEMBES OF THE BOARD OF ZONING APPEALS IN LINE WITH THE MANDATES OF STATE LAW:

0-93-1-101:

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Section 6.60.01 of the Knox County Zoning Ordinance (0-90-9-130) so as to bring the terms of the members of the Board of Zoning Appeals in line with the mandates of state law was before the Board of Commissioners on second reading.

Commissioner Flenniken moved to approve 0-93-1-101 on second reading Ordinance of the Commission of Knox County, Tennessee amending Section 6.60.01 of the Knox County Zoning Ordinance 0-90-9-130 so as to bring the terms of the members of the Board of Zoning Appeals in line with the mandates of state law. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING ARTICLE 3 OF THE KNOX COUNTY ZONING ORDINANCE FOR THE PURPOSE OF REGULATING SIGNS, BILLBOARDS, AND OTHER ADVERTISING STRUCTURES:

0-93-1-103: SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending article 3 of the Knox County Zoning Ordinance for the purpose of regulating signs, billboards, and other advertising structures was before the Board of Commissioners on second reading.

Commissioner Flenniken moved to approve 0-93-1-103 - Ordinance of the Commission of Knox County, Tennessee amending article 3 of the Knox County Zoning Ordinance for the purpose of regulating signs, billboards, and other advertising structures on second reading. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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IN RE: SUBDIVISION APPEALS/ONE LOT VARIANCES:

Appeal of Marian F. Geohegan and Lovell Hills Homeowners Association, on Metropolitan Planning Commission's approval of Lovell Hills, Unit 8 Concept Plan was before the Board of Commissioners.

Mr. Richard Beeler, Knox County Law Director, was present and swore in those who were to testify in the matter.

Mr. Norman Whitaker, Metropolitan Planning Commission, was present and spoke on the matter.

Mr. John Buckingham, Attorney, representing Lovell Hills Homeowners, was present and spoke on the matter.

Mr. John King, Attorney, representing M&M Partners, was present and spoke on the matter.

Mr. Arun Chatterjee, was present and spoke on the matter.

Ms. Marian F. Geohegan, President, Lovell Hills Homeowners, was present and spoke on the matter.

Mr. Mark Lazareth, was present and spoke on the matter.

Mr. Gary Norvell, Engineer, with Batson, Himes and Norvell Engineers, was present and spoke on the matter.

Mr. John Heid, Engineer, was present and spoke on the matter.

Ms. Francis Jenkins, was present and spoke on the matter.

Reverend E. Davis, was present and spoke on the matter.

Mr. Ed Patty, was present and spoke on the matter.

Mr. Wallace McClure, was present and spoke on the matter.

Commissioner Ragsdale moved to uphold the appeal of Marian Geohegan that pursuant to Section 36-35 of the minimum subdivision regulations that the subdivision concept plan for Lovell Hills Unit 8 be returned to the Metropolitan Planning Commission allowing the applicant to redesign the subdivision and as stated earlier to eliminate the connection of Lovell Hills through lot 67. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Rogero, DeSelm, May, Ragsdale, Leuthold, Cooper and McMillan voted aye. Commissioners Bowden, Dirl, Tindell, Norman, Cawood, Teague, Horner, Walker, Flenniken, Bratton and Pinkston voted no. The motion failed 7-11-0-1. Commissioner Moody was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH BLACK AND VEATCH FOR ENGINEERING SERVICES FOR DEVELOPMENT OF THE SOLID WASTE PLAN FOR THE KNOX COUNTY REGION:

R-93-2-116:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Black and Veatch for engineering services for development of the Solid Waste Plan for the Knox County region was before the Board of Commissioners.

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-93-2-116 - Resolution of the Commission of Knox County, Tennessee approving a contract with Black and Veatch for engineering services for development of the Solid Waste Plan for the Knox County region. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Norman, DeSelm, Leuthold, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Rogero, Tindell, May, Ragsdale and Cawood voted no. The

motion carried 13-5-0-1. Commissioner Moody was absent from the meeting.

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IN RE: AMENDMENT TO THE AGENDA:

Commissioner Flenniken moved to recess the Board of Commissioners meeting until Monday, March 1, 1993 at 8:00 a.m. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Tindell, Norman, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Rogero and DeSelm voted no. The motion carried 16-2-0-1. Commissioner Moody was absent from the meeting.

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IN RE: AMENDMENT TO THE AGENDA:

Commissioner Horner moved to reconsider tax refunds and notaries. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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IN RE: NOTARY PUBLIC APPLICATIONS:

Consideration of the Notary Public Applications was before the Board of Commissioners.

Ms. Kim Bowen, Minutes Clerk to the Knox County Clerk, Mike Padgett reported 131 notary public applications.

Commissioner Bratton moved to approve 131 notary public applications. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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IN RE: TAX REFUNDS:

A. Ms. Kim Bowen, Minutes Clerk to Knox County Clerk Mike Padgett reported no tax refunds for the County Clerk.

B. Commissioner Leuthold reported the following tax refunds for the Trustee:

Alpine Villa Apartments in the amount of \$366.47.

Adair Manor % Data Prompt, Inc. in the amount of \$1,050.80.

Sidney and or Evelyn Giddens, trustees of the Giddens Living Trust off Yarnell Road, in the amount of \$86.55.

Dewey Davis, Jr. in the amount of \$115.43.

Commissioner Leuthold moved to approve the following tax refunds: Alpine Villa Apartments in the amount of \$366.47.

Adair Manor % Data Prompt, Inc. in the amount of \$1,050.80.

Sidney and or Evelyn Giddens, trustees of the Giddens Living Trust off Yarnell Road, in the amount of \$86.55.

Dewey Davis, Jr. in the amount of \$115.43.

Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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The Board of Commissioners were in recess until Monday, March 1, 1993 at 8:00 a.m.

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in recess session on Monday, March 1, 1993 at 8:00 a.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston. Commissioner Horner was absent from the meeting. Also present were Mr. Dwight Kessel, Knox County Executive, Mr. Mike Padgett, Knox County Clerk, Mr. Mike Moyers, Knox County Deputy Law Director, Ms. Kathy Hamilton, Director, Knox County Finance and news media.

Commissioner Cooper, Chairman, presided.

The following proceedings were had and entered of record to wit.

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IN RE: ROLL CALL:

Mrs. Martha Smiddy, Administrative Assistant to Mr. Mike Padgett, Knox County Clerk called the roll.

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IN RE: AMENDMENT TO THE AGENDA:

At this time Attorney Bob Worthington, Baker and Worthington, was present and spoke on the schools lawsuit. Mr. Worthington stated that the lawsuit was dropped.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING THE KNOX COUNTY LAW DIRECTOR'S OFFICE TO CHALLENGE THE CONSTITUTIONALITY OF CHAPTER 1096 OF THE PUBLIC ACTS OF 1990: R-93-2-118:

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing the Knox County Law Director's Office to challenge the constitutionality of Chapter 1096 of the public acts of 1990 was before the Board of Commissioners.

Mr. Mike Moyers, Knox County Deputy Law Director, was present and spoke on the matter.

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

Commissioner DeSelm moved to withdraw from the agenda R-93-2-118 - Resolution of the Commission of Knox County, Tennessee authorizing the Knox County Law Director's Office to challenge the constitutionality of Chapter 1096 of the Public Acts of 1990. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Rogero, Tindell, Moody, DeSelm, May, Ragsdale and Leuthold voted aye. Commissioners Norman, Cawood, Teague, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted no. Commissioner Bowden and Dirl were absent from the vote. Commissioner Horner was absent from the meeting. The motion to withdraw fails 7-9-0-3.

Commissioner Bratton moved to approve R-93-2-118 - Resolutoin of the Commission of Knox County, Tennessee authorizing the Knox County Law Director's Office to challenge the constitutionality of Chapter 1096 of the Public Acts of 1990. Commissioners Cawood seconded the motion and upon roll call vote Commissioners Cawood, Teague, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale and Leuthold voted no. The motion to approve failed 8-8-0-3 lack of majority vote. Commissioners Bowden and Dirl were absent from the vote. Commissioner Horner was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH NORFOLK SOUTHERN CORPORATION FOR CONSTRUCTION OF AN UNDERPASS TO CARRY EBENEZER ROAD UNDER THE RAILROAD'S TRACK:

R-93-2-128:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Norfolk Southern Corporation for construction of an underpass to carry Ebenezer Road under the Railroad's track was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-93-2-128 - Resolution of the Commission of Knox County, Tennessee approving a

contract with Norfolk Southern Corporation for construction of an underpass to carry Ebenezer Road under the railroad's track. Commissioner Flenniken seconded the motion and upon roll call vote Commissioners Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Bowden and Dirl were absent from the vote. Commissioner Horner was absent from the meeting. The motion carried 16-0-0-3.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE DECLARING FEBRUARY 14-20, 1993 AS SCHOOL BOARD WEEK: R-93-2-129:

Consideration of a Resolution of the Commission of Knox County, Tennessee declaring February 14-20, 1993 as School Board Week was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-93-2-129 - Resolution of the Commission of Knox County, Tennessee declaring February 14-20, 1993 as School Board Week. All Commissioners seconded the motion and upon roll call vote Commissioners Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Bowden and Dirl were absent from the vote. Commissioner Horner was absent from the meeting. The motion carried 16-0-0-3.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING MAYOR ROBERT H. LEONARD: R-93-2-130:

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Mayor Robert H. Leonard was before the Board of Commissioners.

Commissioners Leuthold and Ragsdale moved to approve R-93-2-130 - Resolution of the Commission of Knox County, Tennessee honoring Mayor Leonard Rogers with the following amendment: Add Whereas, Mayor Robert H. Leonard has ably served as the attorney for the First Utility District since this district was formed. All Commissioners seconded the motion and upon roll call vote

Commissioners Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Bowden, Dirl were absent from the vote. Commissioner Horner was absent from the meeting. The motion carried 16-0-0-3.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING ORDINANCE 0-90-6-116 AND 0-90-10-102 REGARDING THE KNOX COUNTY INVESTMENT COMMITTEE AND AMENDING ORDINANCE 0-90-9-125 REGARDING PROCEDURES FOR INVESTMENT AND MANAGEMENT OF COUNTY FUNDS, TAXES AND REVENUES: 0-93-1-102: SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Ordinance 0-90-6-116 and 0-90-10-102 regarding the Knox County Investment Committee and amending Ordinance 0-90-9-125 regarding procedures for investment and management of county funds, taxes and revenues was before the Board of Commissioners.

Commissioner Leuthold moved to approve 0-93-1-102 - Ordinance of the Commission of Knox County, Tennessee amending Ordinance 0-90-6-116 and 0-90-10-102 regarding the Knox County Investment Committee and amending Ordinance 0-90-9-125 regarding procedures for investment and management of county funds, taxes and revenues on second reading. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Bowden was absent from the vote. Commissioner Horner was absent from the meeting. The motion carried 17-0-0-2.

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IN RE: AMENDMENT TO THE AGENDA:

Commissioner Leuthold moved to add to the agenda R-93-2-131 - Resolution of the Commission of Knox County, Tennessee authorizing the issuance of not exceeding \$3,600,000.00 general obligation bonds of Knox County, Tennessee and

R-93-2-132 - Resolution of the Commission of Knox County, Tennessee authorizing the issuance, sale and payment of interest bearing Knox County Schools Bonds, series 1993 Bond Anticipation notes not to exceed \$3,600,000.00. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper and Bratton voted aye. Commissioners McMillan, Walker, Flenniken and Pinkston voted no. Commissioner Horner was absent from the meeting. The motion carried 14-4-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$978,200.00 TO THE SCHOOL CONSTRUCTION FUND FOR ADDITIONAL CLASSROOMS AND FURNITURE AND EQUIPMENT FOR THE MAGNET PROGRAM AT GREEN ELEMENTARY SCHOOL: R-92-12-108:

CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY TENNESSEE APPROPRIATING \$2,361,680.00 TO THE SCHOOL CONSTRUCTION FUND FOR ADDITIONAL CLASSROOMS AND FURNITURE AND EQUIPMENT FOR THE MAGNET PROGRAM AT SARAH MOORE GREENE SCHOOL: R-92-12-109:

CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY TENNESSEE APPROPRIATING \$195,000.00 TO THE SCHOOL CONSTRUCTION FUND FOR UTILITY AND ENGINEERING COSTS FOR THE MAGNET PROGRAM AT BEAUMONT ELEMENTARY SCHOOL: R-92-12-110:

CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY TENNESSEE APPROPRIATING \$33,266.55 TO THE SCHOOL CONSTRUCTION FUND FOR ADDITIONAL ARCHITECTURAL FEES FOR NORTHWEST MIDDLE SCHOOL: R-92-12-112

CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY TENNESSEE APPROPRIATING \$20,270.00 TO THE SCHOOL CONSTRUCTION FUND FOR ADDITIONAL ARCHITECTURAL FEES

FOR THE BEARDEN MIDDLE SCHOOL PROJECT: R-92-12-113:

CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE AUTHORIZING THE ISSUANCE OF
NOT EXCEEDING \$3,600,000.00 GENERAL OBLIGATION
BONDS OF KNOX COUNTY, TENNESSEE R-93-2-131:

CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE AUTHORIZING THE ISSUANCE, SALE
AND PAYMENT OF INTEREST BEARING KNOX COUNTY SCHOOL
BONDS, SERIES 1993 BOND ANTICIPATION NOTES, NOT TO
EXCEED \$3,600,000.00: R-93-2-132:

Consideration of the following Resolutions

R-92-12-108, R-92-12-109, R-92-12-110, R-92-12-112, R-92-12-113,
R-93-2-131 and R-93-2-132 was before the Board of Commissioners.

Mr. Dewey Roberts, President, NAACP, was present and spoke
on the matter.

Mr. Dwight Kessel, Knox County Executive, was present and
spoke on the matter.

Mr. Mike Moyers, Knox County Deputy Law Director, was
present and spoke on the matter.

Mr. Bob Thomas, Assistant Superintendent, Knox County
Schools, was present and spoke on the matter.

Mr. Alan Morgan, Superintendent, Knox County Schools, was
present and spoke on the matter.

Ms. Kathy Hamilton, Director, Knox County Finance, was
present and spoke on the matter.

Commissioner Leuthold moved approve the following
Resolutions - R-92-12-108 - Resolution of the Commission of Knox
County, Tennessee appropriating \$978,200.00 to the School Construction
Fund for additional classrooms and furniture and equipment for the
Magnet Program at Green Elementary School.

Resolution R-92-12-109 - Resolution of the Commission of
Knox County, Tennessee appropriating \$2,361,680.00 to the School

Construction Fund for additional classrooms and furniture and equipment for the Magnet School Program at Sarah Moore Greene School.

Resolution R-92-12-110 - Resolution of the Commission of Knox County, Tennessee appropriating \$195,000.00 to the School Construction Fund for utility and engineering costs for the Magnet Program at Beaumont Elementary School.

Resolution R-92-12-112 - Resolution of the Commission of Knox County, Tennessee appropriating \$33,266.55 to the School Construction Fund for additional architectural fees for Northwest Middle School.

Resolution R-92-12-113 - Resolution of the Commission of Knox County, Tennessee appropriating \$20,270.00 to the School Construction Fund for additional architectural fees for the Bearden Middle School Project.

With the following amendment on R-92-12-108, R-92-12-109, R-92-12-110, R-92-12-112 and R-92-12-113: The first paragraph of the main body of the Resolutions: appropriated by bond anticipation notes an amount not to exceed.

Resolution R-93-2-131 - Resolution of the Commission of Knox County, Tennessee authorizing the issuance of not exceeding \$3,600,000.00 general obligation bonds of Knox County, Tennessee.

Resolution R-93-2-132 - Resolution of the Commission of Knox County, Tennessee authorizing the issuance, sale and payment of interest bearing Knox County School bonds, series 1993 bond anticipation notes, not to exceed \$3,600,000.00.

Commissioner Bowden seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague and Bratton voted aye. Commissioners Cooper, McMillan, Walker, Flenniken and Pinkston voted no. Commissioner Horner was absent from the meeting. The motion carried 13-5-0-1.

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IN RE: AMENDMENT TO THE AGENDA:

Commissioner Leuthold presented an item on proposed Senate Bill 442 to amend the state code annotated title 13 and 14 exempting certain road work construction for local and regional zoning and planning regulations stated that Commissioners are opposed.

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IN RE: AMENDMENT TO THE AGENDA:

Commissioner May moved to reconsider R-93-2-111 - Resolution of the Commission of Knox County, Tennessee authorizing the execution of a quit claim deed to Eagle Distributing Company for technical corrections. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Horner was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING THE EXECUTION OF A QUIT CLAIM DEED TO EAGLE DISTRIBUTING COMPANY: R-93-2-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing the execution of a quit claim deed to Eagle Distributing Company was before the Board of Commissioners.

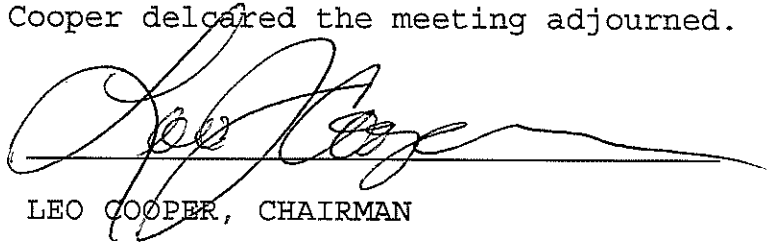
Mr. Mike Moyers, Knox County Deputy Law Director, was present and spoke on the matter.

Commissioner Bratton moved to approve R-93-2-111 - Resolution of the Commission of Knox County, Tennessee authorizing the execution of a quit claim deed to Eagle Distributing Company. Commissioner Dirl seconded the motion and upon roll vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Leuthold, Cawood, Teague, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 17-0-1-1. Commissioner Ragsdale recused himself from the vote. Commissioner Horner was absent from the meeting.

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IN RE: ADJOURNMENT:

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



LEO COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, March 22, 1993 at 9:00 a.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston. Commissioner Walker was absent from the meeting. Also present were Mr. Mike Moyers, Knox County Chief Deputy Law Director, Mr. Mike Padgett, Knox County Clerk, Mr. Dwight Kessel, Knox County Executive, Ms. Kathy Hamilton, Knox County Finance Director, Mr. Richard Beeler, Knox County Law Director, and members of the news media.

Commissioner Cooper, Chairman, presided.

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

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IN RE: ROLL CALL:

Mr. Mike Padgett, Knox County Clerk, called the roll.

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IN RE: DEVOTIONAL:

Mr. Mark Kitts, Pastor of Grace Baptist Church, was present and gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Moody led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

1. Without objection, Commissioner Cooper amended the agenda by deferring Resolution R-93-3-115 - Resolution of the Commission of Knox County, Tennessee appropriating funds in the amount of \$_____ and approving renovation of the intake/release center in the City-County Building; adding Resolution R-93-3-129 - Resolution authorizing the issuance and

providing the details of not to exceed \$79,240,000 General Obligation Refunding Bonds, Series 1993, of Knox County, Tennessee, authorizing and directing the sale thereof for Public purposes, levying and pledging taxes and making provision for the payment thereof, and authorizing and approving an Escrow Agreement for the purpose of refunding certain prior obligations of the county; and withdrawing Resolution R-93-3-119 - Resolution of the Commission of Knox County, Tennessee appropriating \$150,000.00 and approving a contract to pay half of the estimated cost of the Farragut Town Hall renovation in exchange for rent-free space for at least ten years. He also amended the agenda to hear Resolutions R-93-3-104, R-93-3-105, and R-93-3-106 before Delegations to be heard and that Resolutions R-93-3-120 and R-93-3-121 be heard following Delegations to be heard.

2. Without objection, Commissioner Cooper amended the agenda by deferring the following item until the May 1993 Board of Commissioners meeting: Drives and Roads - To be Closed: Consideration of request to close an unmaintained portion of Couch Mill Road (Second Reading); and by deferring the following item until the April 1993 Board of Commissioners meeting: Resolution R-93-3-117 - Resolution of the Commission of Knox County, Tennessee adding two citizens to the membership of the Knox County Beer Board.

3. Without objection, Commissioner Cooper amended the agenda by deferring the following item until the April 1993 Board of Commissioners meeting: Resolution R-93-3-107 - Resolution of the Commission of Knox County, Tennessee approving a contract for emergency ambulance services with Rural Metro Corporation.

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IN RE: RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING TANIKA SMITH, TENNESSEE'S CLASS AAA MISS BASKETBALL - R-93-3-104:

Consideration of a resolution of the Commission of Knox County, Tennessee honoring Tanika Smith, Tennessee's Class AAA Miss Basketball was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-93-3-104 - Resolution of the Commission of Knox County, Tennessee honoring Tanika Smith, Tennessee's Class AAA Miss Basketball. Commissioner Flenniken seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioner Walker was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE COMMENDING THE MEDICAL COMMUNITY FOR TEN YEARS OF PARTICIPATION IN THE INDIGENT CARE PROGRAM R-93-3-105:

Consideration of a resolution of the Commission of Knox County, Tennessee commending the medical community for ten years of participation in the Indigent Care Program was before the Board of Commissioners.

Mr. Dwight Kessel, Knox County Executive was present and read the resolution into the record. He also presented plaques to representatives of the following medical establishments: Fort Sanders Park West Hospital, East Tennessee Childrens Hospital, Fort Sanders Regional Medial Center, St. Mary's Medical Center, University of Tennessee Medical Center and Baptist Hospital of East Tennessee.

Mr. Charlie Maner, former Knox County Law Director, and Ms. Mary Duffy, former Director of Knox County Health Department, were present and spoke on the matter.

Commissioner Teague moved to approve Resolution R-93-3-105 - Resolution of the Commission of Knox County, Tennessee commending the medical community for ten years of participation in the Indigent Care Program. All Commissioners seconded the motion and upon roll call vote Commissioners Bowden,

Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioner Walker was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY EXPRESSING AN INTENT TO FUND \$6,132,060.00 TO THE INDIGENT CARE PROGRAM FOR THE FISCAL YEAR 1993-1994 AND AUTHORIZING THE COUNTY EXECUTIVE TO INSTITUTE CERTAIN AMENDMENTS TO THE INDIGENT CARE PROGRAM FOR THE 1993-1994 FISCAL YEAR AND TO EXECUTE A STATEMENT OF AGREEMENT (CONTRACT) ON INDIGENT CARE FOR 1993-1994 - R-93-3-106:

Consideration of a resolution of the Commission of Knox County expressing an intent to fund \$6,132,060.00 to the Indigent Care Program for the Fiscal Year 1993-1994 and authorizing the County Executive to institute certain amendments to the Indigent Care Program for the 1993-1994 Fiscal Year and to execute a statement of agreement (contract) on Indigent Care for 1993-1994 was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-3-106 - Resolution of the Commission of Knox County expressing and intent to fund \$6,132,060.00 to the Indigent Care Program for the Fiscal Year 1993-1994 and authorizing the County Executive to institute certain amendments to the Indigent Care Program for the 1993-1994 Fiscal Year and to execute a statement of agreement (contract) on Indigent Care for 1993-1994 and that the contract be reviewed at the Budget hearings in June 1993. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioner Walker was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: DELEGATIONS TO BE HEARD:

1. Mr. Delton Truitt, University of Tennessee Center for Government Training, was present and spoke concerning a training session designed for County Commissioners and other elected officials. He indicated the session would be held on Wednesday, April 6, 1993 from 9:00 a.m. until 12:00 p.m. in the Small Assembly Room of the City-County Building.

2. Ms. Kristie Kizer, concerned citizen, was present and spoke in support of Resolution R-93-3-121.

3. Ms. Glenda Strader, concerned citizen, was present and spoke in support of Resolution R-93-3-121.

Commissioner DeSelm requested a five minute recess at this time.

Commissioner Ragsdale moved to challenge the request for a five minute recess and to continue in session. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioner Walker was absent from the meeting. The motion carried 18-0-0-1.

4. Reverend Lynn Strauss, Senior Minister of Tennessee Valley Unitarian Church, was present and spoke in opposition to Resolution R-93-3-121.

5. Ms. Debbie Davis, Chairman of East Tennessee Eagle Forum, was present and spoke in support of Resolution R-93-3-121.

6. Mr. George Waller, Berean Bible Church in East Knoxville, was present and spoke in support of Resolution R-93-3-121.

7. Mr. Douglas Dutton, concerned citizen, was present and spoke in support of Resolution R-93-3-121.

8. Ms. Tammy Greene, concerned citizen, was present and spoke in support of Resolution R-93-3-121.

9. Dr. Matt Prince, Senior Pastor of Calvary Evangelical Church, was present and spoke in support of Resolutions R-93-3-120 and R-93-3-121.

10. Mr. Doug Sager, Pastor of First Baptist Church of Concord, was present and spoke in support of Resolutions R-93-3-120 and R-93-3-121.

At this time, Commissioner Rogero moved to allow Delegations to continue to sign up to address the Commission. Commissioner Flenniken seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioner Walker was absent from the meeting. The motion carried 18-0-0-1.

Commissioner Moody moved to take a vote at this time to determine if the Commission would recess at 12:00 p.m. for a luncheon provided by Friends of the Library. Commissioner Horner seconded the motion and upon voice vote the motion carried 18-0-0-1. Commissioner Walker was absent from the meeting.

Commissioner Bratton moved to continue in session with the business portion of the agenda until 1:30 p.m. and not recess at 12:00 p.m. for lunch. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Rogero, Tindell, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, Flenniken, Bratton and Pinkston voted aye. Commissioners Bowden, Dirl, Moody, DeSelm and Horner voted no. Commissioners Norman and McMillan were absent from the vote. Commissioner Walker was absent from the meeting. The motion carried 11-5-0-3.

11. Mr. John Hannah, concerned citizen, was present and spoke in support of Resolution R-93-3-121.

12. Dr. Fred Fowler, Pastor of West Hills Presbyterian Church, was present and spoke in support of Resolution R-93-3-121.

13. Mr. Walter Davis, Pastor of Parkway Baptist Church, was present and spoke in support of Resolution R-93-3-121.

14. Mr. Howard Simon, Rabbi at Temple Beth El, was present and spoke in opposition to Resolution R-93-3-121.

15. Ms. Ann Culver, East Knox County resident, was present and spoke in opposition to Resolution R-93-3-121.

16. Mr. David Massey, Luttrell Street resident, was present and spoke in opposition to the Commission taking any action on Resolutions R-93-3-120 and R-93-3-121.

17. Mr. David Abramson, Attorney, was present and spoke in opposition to Resolution R-93-3-121.

18. Dr. Jeff Becker, President of Knoxville Jewish Federation, was present and spoke in opposition to Resolution R-93-3-121.

19. Ms. Heather Gardner, Tennessee Unitarian Church, was present and spoke in opposition to Resolution R-93-3-121.

20. Reverend Jim Richards, Pastor of Metropolitan Community Church, spoke in opposition to Resolution R-93-3-121.

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

4. At this time, Mr. Richard Beeler, Knox County Law Director, indicated the State Supreme Court had issued its opinion on the small schools case and had ruled in favor of the Plaintiff and remanded the matter back to the trial court for consideration of cost and appropriate remedy.

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IN RE: DELEGATIONS TO BE HEARD - (CONTINUED):

21. Ms. Virginia Barter, employee of Metropolitan Community Church, was present and spoke in opposition to Resolution R-93-3-121.

22. Mr. David Jesse, South Fox Den Road in Farragut, was present and spoke in opposition to Resolution R-93-3-121.

A five minute recess was taken at this time.

23. Ms. Jane Howard, East Knoxville resident, was present and spoke in opposition to Resolution R-93-3-121.

24. Father John Ardis, Catholic Priest to the Associate Pastor of John's XXIII University Catholic Center, was present and spoke in opposition to Resolution R-93-3-121.

25. Mr. Bob Hensley, Lovell View Road resident, was present and spoke in opposition to Resolution R-93-3-121.

26. Ms. Peggy Douglas, East Knox County resident, was present and spoke in opposition to Resolution R-93-3-121.

27. Ms. Terri Corum, Deadrick Road resident, was present and spoke in opposition to Resolution R-93-3-121.

28. Mr. Ron White, concerned citizen, was present and spoke in opposition to Resolution R-93-3-121.

29. Reverend John Rice, United Methodist Minister, was present and spoke in opposition to Resolution R-93-3-121.

Commissioner Ragsdale moved to end debate at this time and vote on Resolutions R-93-3-121 and R-93-3-120. Commissioner Pinkston seconded the motion and upon voice vote the motion carried 16-2-0-1. Commissioners Bowden and Dirl voted no. Commissioner Walker was absent from the meeting.

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IN RE: RESOLUTIONS - (CONTINUED):

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE REQUESTING CONGRESSMAN DUNCAN AND SENATORS SASSER AND MATTHEWS TO VOTE AGAINST PROPOSED LEGISLATION AMENDING THE CIVIL RIGHTS ACT OF 1964 TO PROHIBIT DISCRIMINATION ON THE BASIS OF AFFECTIONAL OR SEXUAL ORIENTATION - R-93-3-121:

Consideration of a resolution of the Commission of Knox County, Tennessee requesting Congressman Duncan and Senators Sasser and Matthews to vote against proposed legislation amending the Civil Rights Act of 1964 to prohibit discrimination on the basis of affectional or sexual orientation was before the Board of Commissioners.

Commissioner Flenniken moved to approve Resolution R-93-3-121 - Resolution of the Commission of Knox County, Tennessee requesting Congressman Duncan and Senators Sasser and Matthews to vote against proposed legislation amending the Civil Rights Act of 1964 to prohibit discrimination on the basis of affectional or sexual orientation. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Tindell, Moody, Norman, May, Ragsdale, Leuthold, Cawood, Teague,

Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioners Bowden and DeSelm voted no. Commissioners Dirl and Rogero abstained from voting. Commissioner Walker was absent from the meeting. The motion carried 14-2-2-1.

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IN RE: ~~CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE IN SUPPORT OF PRAYER IN SCHOOLS, PUBLIC ASSEMBLIES AND SPORTING EVENTS - R-93-3-120:~~

Consideration of a resolution of the Commission of Knox County, Tennessee in support of prayer in schools, public assemblies and sporting events was before the Board of Commissioners.

Reverend Lynn Strauss, Senior Minister of Tennessee Valley Unitarian Church, and Mr. Richard Beeler, Knox County Law Director, were present and spoke on the matter.

Commissioner Flenniken moved to approve Resolution R-93-3-120 - Resolution of the Commission of Knox County, Tennessee in support of prayer in schools, public assemblies and sporting events. Commissioners Bratton and Pinkston seconded the motion and upon roll call vote Commissioners Tindell, Moody, Norman, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioners Bowden and DeSelm voted no. Commissioners Dirl and Rogero abstained from voting. Commissioner Walker was absent from the meeting. The motion carried 14-2-2-1.

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

5. Without objection, Commissioner Cooper amended the agenda to recess the meeting at this time and reconvene at 1:30 p.m. to consider rezoning items followed by all remaining items on the agenda.

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IN RE: ROLL CALL - (1:30 P.M.)

Mr. Mike Padgett, Knox County Clerk, called the roll. Those Commissioners responding were Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold,

Cawood, Teague, Cooper, McMillan, Flenniken, Bratton and Pinkston. Commissioners May and Horner arrived later in the meeting. Commissioner Walker was absent from the meeting.

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

6. At this time, Commissioner Teague indicated an item needed clarification concerning a rezoning request for St. Mary's, Emory Road, which was withdrawn from one of the previous agendas.

Mr. Sam Furrow, Turtlepoint Lane, and Mr. Norman Whitaker, were present and spoke on the matter.

Commissioner Teague moved to recommend to MPC to place this item on their April agenda and that it be re-considered at the April Board of Commissioners meeting. Commissioner Dirl seconded the motion and upon voice vote the motion carried 16-0-0-3. Commissioners May and Horner were absent from the vote. Commissioner Walker was absent from the meeting.

7. At this time, Mr. Harold Beal, representing Byington Properties Limited, was present and requested that the rezoning request of Byington Partnership, Inc. for rezoning from PC Planned Commercial Zone to PR Planned Residential Zone be deferred until the April 1993 Board of Commissioners meeting.

Commissioner Cawood moved to defer until the April 1993 Board of Commissioners meeting the rezoning request of Byington Partnership, Inc. for rezoning from PC Planned Commercial Zone to PR Planned Residential Zone; property located south side Hardin Valley Road; southwest side Middlebrook Pike. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioners May and Horner were absent from the vote. Commissioner Walker was absent from the meeting. The motion carried 16-0-0-3.

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IN RE: REZONING REQUESTS:

1. Consideration of a resolution of the Commission of Knox County approving the request of Quint Bourgeois for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property fronting approximately 350' east side Copper Ridge Road by an average depth approximately 1700', west side approximately 830', approximately 1330' south of Anderson County line, approximately 260' south of Valleybrook Drive, parcel 111, CLT Map 77, Northwest County Sector Plan, 6th Commission District.

Mr. Norman Whitaker, Executive Director of Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Ed Loy, representing purchaser of property, was present and spoke on behalf of the request.

Mr. Jake Harrison, was present and spoke in opposition to the request.

Commissioner Cawood moved to deny Resolution R-93-3-122 Resolution of the Commission of Knox County approving the request of Quint Bourgeois for rezoning from A Agricultural Zone to RA Low Density Residential Zone. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Tindell, Norman, Leuthold, Cawood, Teague, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioners Rogero, Moody, DeSelm and Ragsdale voted no. Commissioners May and Horner were absent from the vote. Commissioner Walker was absent from the meeting. The motion carried 12-4-0-3. Property fronting approximately 350' east side Copper Ridge Road by an average depth approximately 1700', west side approximately 830', approximately 1330' south of Anderson County line, approximately 260' south of Valleybrook Drive, parcel 111, CLT Map 77, Northwest County Sector Plan, 6th Commission District.

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2. Consideration of a resolution of the Commission of Knox County approving the request of Grant & Rosa Dockery for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property fronting approximately 200' southeast side Gallaher View Road, northeast

side depth approximately 375', southeast side depth approximately 190', southwest side depth approximately 390', approximately 2900' northeast of Westland Drive, parcel 15, CLT Map 133, Southwest County Sector Plan, 4th Commission District.

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

Commissioner DeSelm moved to approve Resolution R-93-3-123 - Resolution of the Commission of Knox County approving the request of Grant & Rosa Dockery for rezoning from A Agricultural Zone to RA Low Density Residential Zone.

Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioners May and Horner were absent from the vote. Commissioner Walker was absent from the meeting. The motion carried 16-0-0-3. Property fronting approximately 200' southeast side Gallaher View Road, northeast side depth approximately 375', southeast side depth approximately 190', southwest side depth approximately 390', approximately 2900' northeast of Westland Drive, parcel 15, CLT Map 133, Southwest County Sector Plan, 4th Commission District.

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3. Consideration of a resolution of the Commission of Knox County approving the request of Sara Maloy for rezoning from RB General Residential Zone to CA General Business Zone & HZ Historical Zone was before the Board of Commissioners. Property fronting approximately 600' southeast side Asheville Highway, fronting approximately 980' west side Governor John Sevier Highway, fronting approximately 480' east side Holston River by a depth south side approximately 500', part of parcel 1, CLT Map 71, East County Sector Plan, 8th Commission District.

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

Commissioner McMillan moved to approve Resolution R-93-3-124 - Resolution of the Commission of Knox County approving the request of Sara Maloy for rezoning from RB General Residential Zone to CA General Business Zone & HZ Historical Zone. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioners May and Horner were absent from the vote. Commissioner Walker was absent from the meeting. The motion carried 16-0-0-3. Property fronting approximately 600' southeast side Asheville Highway, fronting approximately 980' west side Governor John Sevier Highway, fronting approximately 480' east side Holston River by a depth south side approximately 500', part of parcel 1, CLT Map 71, East County Sector Plan, 8th Commission District.

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4. Consideration of a resolution of the Commission of Knox County approving the request of Tim Neal for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property fronting approximately 560' east side Brakebill Road, fronting approximately 260' north side Brakebill Road by an average depth east side approximately 530', North side approximately 330', part of parcel 89, CLT Maps 61 & 72, East County Sector Plan, 8th Commission District.

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

Commissioner McMillan moved to approve Resolution R-93-3-125 - Resolution of the Commission of Knox County approving the request of Tim Neal for rezoning from A Agricultural Zone to PR Planned Residential Zone as per MPC's recommendation at 1 - 10 dwelling units per acre. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Cooper, McMillan,

Flenniken, Bratton and Pinkston voted aye. Commissioners May and Horner were absent from the vote. Commissioner Walker was absent from the meeting. The motion carried 16-0-0-3. Property fronting approximately 560' east side Brakebill Road, fronting approximately 260' north side Brakebill Road by an average depth east side approximately 530', North side approximately 330', part of parcel 89, CLT Maps 61 & 72, East County Sector Plan, 8th Commission District.

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5. Consideration of a resolution of the Commission of Knox County approving the request of Ronald Kilgore for rezoning from CB Business & Manufacturing & CA General Business Zones to PR Planned Residential Zone at 6-12 dwelling units per acre was before the Board of Commissioners. Property fronting approximately 870' west side Burnette Creek Road, fronting approximately 120' northwest side Kimberlin Heights Road, fronting approximately 150' southeast side East Governor John Sevier Highway, fronting approximately 250' south side Dewey Burns Road by a depth west side approximately 950', parcels 30, 31, 32 & 33, CLT Maps 124 & 125, South County Sector Plan, 9th Commission District.

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

Commissioner Bratton moved to approve Resolution R-93-3-126 - Resolution of the Commission of Knox County approving the request of Ronald Kilgore for rezoning from CB Business & Manufacturing & CA General Business Zones to PR Planned Residential Zone at 6-12 dwelling units per acre. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioners May and Horner were absent from the vote. Commissioner Walker was absent from the meeting. The motion carried 16-0-0-3. Property fronting approximately 870' west side Burnette Creek Road, fronting approximately 120' northwest side Kimberlin Heights

Road, fronting approximately 150' southeast side East Governor John Sevier Highway, fronting approximately 250' south side Dewey Burns Road by a depth west side approximately 950', parcels 30, 31, 32 & 33, CLT Maps 124 & 125, South County Sector Plan, 9th Commission District.

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IN RE: REZONING APPEAL:

1. Consideration of a resolution of the Commission of Knox County approving the appeal of Abbie Crippen & Jay Crippen on MPC denial of rezoning from A Agricultural Zone and CA General Commercial Business Zone to I Industrial Zone was before the Board of Commissioners. Property fronting approximately 900' southeast side Raccoon Valley Road, fronting approximately 510' & 210' west side Diggs Gap Road by an average depth approximately 2030', average width approximately 1520', parcel 70, CLT Map 26, North County Sector Plan, 6th Commission District.

Mr. Norman Whitaker, Executive Director of Metropolitan Planning Commission, and Mr. Mike Moyers, Knox County Chief Deputy Law Director, were present and spoke on the matter.

Commissioner Teague moved to approve Resolution R-93-3-128 - Resolution of the Commission of Knox County approving the appeal of Abbie Crippen & Jay Crippen on MPC denial of rezoning from A Agricultural Zone and CA General Commercial Business Zone to I Industrial Zone. Commissioner Bowden seconded the motion.

Commissioner DeSelm moved as a substitute motion to deny Resolution R-93-3-128 - Resolution of the Commission of Knox County approving the appeal of Abbie Crippen & Jay Crippen on MPC denial of rezoning from A Agricultural Zone and CA General Commercial Business Zone to I Industrial Zone. Commissioner Rogero seconded the motion and upon roll call vote Commissioners Rogero and DeSelm voted aye. Commissioners Bowden, Dirl, Tindell, Moody, Norman, Ragsdale, Leuthold, Cawood, Teague, Cooper, McMillan, Bratton and Pinkston voted no. Commissioner Flenniken recused himself from the vote. Commissioners May and

Horner were absent from the vote. Commissioner Walker was absent from the meeting. The substitute motion failed 2-13-1-3.

Upon roll call vote of the original motion to approve Resolution R-93-3-128 - Resolution of the Commission of Knox County approving the appeal of Abbie Crippen & Jay Crippen on MPC denial of rezoning from A Agricultural Zone and CA General Commercial Business Zone to I Industrial Zone, Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Bratton and Pinkston voted aye. Commissioner DeSelm voted no. Commissioner Flenniken recused himself from the vote. Commissioner May was absent from the vote. Commissioner Walker was absent from the meeting. The motion carried 15-1-1-2. Property fronting approximately 900' southeast side Raccoon Valley Road, fronting approximately 510' & 210' west side Diggs Gap Road by an average depth approximately 2030', average width approximately 1520', parcel 70, CLT Map 26, North County Sector Plan, 6th Commission District.

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IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING SECTION 6-60-01 OF THE KNOX COUNTY ZONING ORDINANCE SO AS TO BRING THE TERMS OF THE MEMBERS OF THE BOARD OF ZONING APPEALS IN LINE WITH THE MANDATES OF STATE LAW - O-93-1-101 - (THIRD READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Section 6-60-01 of the Knox County Zoning Ordinance so as to bring the terms of the members of the Board of Zoning Appeals in line with the mandates of state law was before the Board of Commissioners on third reading.

Commissioner Flenniken moved to approve Ordinance O-93-1-101 - Ordinance of the Commission of Knox County, Tennessee amending Section 6-60-01 of the Knox County Zoning Ordinance so as to bring the terms of the members of the Board of Zoning Appeals in line with the mandates of state law on third reading. Commissioner DeSelm seconded the motion and upon roll

call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioner Walker was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY TO AMEND ARTICLE 3 OF THE KNOX COUNTY ZONING ORDINANCE FOR THE PURPOSE OF REGULATING SIGNS, BILLBOARDS, AND OTHER ADVERTISING STRUCTURES - O-93-1-103 - (THIRD READING):

Consideration of an Ordinance of the Commission of Knox County to amend Article 3 of the Knox County Zoning Ordinance for the purpose of regulating signs, billboards, and other advertising structures was before the Board of Commissioners on third reading.

Commissioner Flenniken moved to approve Ordinance O-93-1-103 - Ordinance of the Commission of Knox County to amend Article 3 of the Knox County Zoning Ordinance for the purpose of regulating signs, billboards, and other advertising structures on third reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioner Walker was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: SUBDIVISION APPEALS/ONE LOT VARIANCES:

1. Consideration of the appeal of Amanns Property Diversified on MPC's denial of a 4 lot minor subdivision & variance for a 25' joint permanent easement to serve those lots was before the Board of Commissioners.

Mr. Mike Moyers, Knox County Chief Deputy Law Director, was present and swore in those who were to testify in the matter.

Mr. Norman Whitaker, Executive Director of Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Bill Petty, Attorney representing Amanns Property Diversified, was present and spoke on behalf of the request.

Mr. Howard Hogan, Attorney representing adjoining property owners, was present and spoke in opposition to the appeal of Amanns Property Diversified.

Mr. Dan Ammans, petitioner, was present and spoke on behalf of the request.

Mr. Bill Hicks, adjacent property owner, spoke in opposition to the appeal.

Commissioner DeSelm moved to approve the appeal of Amanns Property Diversified on MPC's denial of a 4 lot minor subdivision & variance for a 25' joint permanent easement to serve those lots. Commissioner Bowden seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Moody, DeSelm, May and Ragsdale voted aye. Commissioners Tindell, Leuthold, Cawood, Teague, Horner, Cooper, Flenniken and Bratton voted no. Commissioners McMillan and Pinkston abstained from voting. Commissioner Norman was absent from the vote. Commissioner Walker was absent from the meeting. The motion to approve the appeal failed 7-8-2-2.

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IN RE: PLAN AND PLAN AMENDMENTS:

Consideration of an amendment to the Knoxville/Knox County minimum Subdivision Regulations Section 44-22 regarding incomplete Plats was before the Board of Commissioners.

Commissioner Flenniken moved to approve the amendment to the Knoxville/Knox County minimum Subdivision Regulations Section 44-22 regarding incomplete Plats. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioner Norman was absent from the vote. Commissioner Walker was absent from the meeting. The motion carried 17-0-0-2.

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IN RE: DELEGATIONS TO BE HEARD - (CONTINUED):

30. Mr. Paul Deleon, representing Save Our Cumberland Mountains, was present and spoke concerning the purchase of the Oliver Springs landfill.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on February 22, 1993 (Regular Session) and March 1, 1993 (Recess Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on February 22, 1993 (Regular Session) and March 1, 1993 (Recess Session). Commissioner Rogero seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioners Dirl and Norman were absent from the vote. Commissioner Walker was absent from the meeting. The motion carried 16-0-0-3.

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IN RE: REPORTS OF COMMITTEES:

A. The report of the Finance Committee was before the Board of Commissioners.

No report was given.

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B. The report of the Economic Development Committee was before the Board of Commissioners.

No report was given.

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C. The report of the Education Committee was before the Board of Commissioners.

No report was given.

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D. The report of the Intergovernmental Committee was before the Board of Commissioners.

Commissioner Flenniken indicated the Intergovernmental Committee had requested the Highway Department to plan another trip to inspect county roads and would notify the Commission when the final arrangements have been made.

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E. The report of the Community Services and Personnel Committee was before the Board of Commissioners.

No report was given.

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F. The report of the Tennessee County Services Association Committee was before the Board of Commissioners.

No report was given.

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G. The report of the National Association of Counties Committee was before the Board of Commissioners.

No report was given.

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H. The report of the Cable TV Committee was before the Board of Commissioners.

Commissioner Ragsdale indicated Scripps Howard would give credit to those individuals who were without cable during the March Blizzard of '93. He advised individuals to contact Scripps Howard regarding this matter.

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IN RE: ELECTIONS AND APPOINTMENTS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY RE-APPOINTING MEMBERS TO THE BOARD OF ZONING APPEALS - R-93-1-101:

Consideration of a resolution of the Commission of Knox County re-appointing members to the Board of Zoning Appeals was before the Board of Commissioners.

Commissioner Flenniken moved to approve Resolution

R-93-1-101 - Resolution of the Commission of Knox County re-appointing members to the Board of Zoning Appeals and that each district appoint its representative. Commissioner seconded the motion.

Commissioner Bratton moved as a substitute motion to approve Resolution R-93-1-101 - Resolution of the Commission of Knox County re-appointing members to the Board of Zoning Appeals and that the following existing members be re-appointed: Commissioners Bowden, Tindell, Moody, May, Ragsdale, Cawood, Horner, Walker and Pinkston. The Fourth District Commissioners expressed a desire to appoint a citizen at a later date. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioners Dirl and Norman were absent from the vote. Commissioner Walker was absent from the meeting. The substitute motion carried 16-0-0-3.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPOINTING ONE MEMBER TO THE KNOX COUNTY HOUSING AUTHORITY FOR A FIVE YEAR TERM -

R-93-3-102:

Consideration of a resolution of the Commission of Knox County, Tennessee appointing one member to the Knox County Housing Authority for a five year term was before the Board of Commissioners.

Commissioner Flenniken moved to approve Resolution R-93-3-102 - Resolution of the Commission of Knox County, Tennessee appointing one member to the Knox County Housing Authority for a five year term and that Mr. Aubrey Jenkins be re-appointed for a five year term. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioner Norman was absent from the vote.

Commissioner Walker was absent from the meeting. The motion carried 17-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPOINTING TWO MEMBERS TO THE BOARD OF DIRECTORS OF THE DEVELOPMENT CORPORATION OF KNOX COUNTY - R-93-3-103:

Consideration of a resolution of the Commission of Knox County, Tennessee appointing two members to the Board of Directors of the Development Corporation of Knox County was before the Board of Commissioners.

Commissioner Pinkston moved to approve Resolution R-93-3-103 - Resolution of the Commission of Knox County, Tennessee appointing two members to the Board of Directors of the Development Corporation of Knox County and that Mr. Don Mirts and Mr. Pat Woods be re-appointed. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioner Norman was absent from the vote. Commissioner Walker was absent from the meeting. The motion carried 17-0-0-2.

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IN RE: DRIVES AND ROADS:

A. To be accepted as completed:

1. Dee Peppers Lane, Maple Hollow Subdivision, Unit 1, 1,170 feet in length with a 50 foot right of way was before the Board of Commissioners to be accpeted as completed. Walt Dixson, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Pinkston moved to accept as completed Dee Peppers Lane, Maple Hollow Subdivision, Unit 1, 1,170 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl,

Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioner Norman was absent from the vote. Commissioner Walker was absent from the meeting. The motion carried 17-0-0-2.

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2. Ed Stallings Lane, Maple Hollow Subdivision, Unit 1, 680 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Walt Dixson, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Pinkston moved to accept as completed Ed Stallings Lane, Maple Hollow Subdivision, Unit 1, 680 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioner Norman was absent from the vote. Commissioner Walker was absent from the meeting. The motion carried 17-0-0-2.

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3. Daymark Lane, Wilder Place Subdivision, Unit 1, 300 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Pinkston Construction Company, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Ragsdale moved to accept as completed Daymark Lane, Wilder Place Subdivision, Unit 1, 300 feet in length with a 50 foot right of way. Commissioner Tindell seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and

Pinkston voted aye. Commissioner Norman was absent from the vote. Commissioner Walker was absent from the meeting. The motion carried 17-0-0-2.

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IN RE: RESOLUTIONS - (CONTINUED):

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH SOUTHERN CONSTRUCTORS, INC. FOR RENOVATIONS AND ADDITIONS TO BEARDEN MIDDLE SCHOOL AND APPROPRIATING \$308,324.00 FOR THIS PROJECT - R-93-3-108:

Consideration of a resolution of the Commission of Knox County, Tennessee approving a contract with Southern Constructors, Inc. for renovations and additions to Bearden Middle School and appropriating \$308,324.00 for this project was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-3-108 - Resolution of the Commission of Knox County, Tennessee approving a contract with Southern Constructors, Inc. for renovations and additions to Bearden Middle School and appropriating \$308,324.00 for this project. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioner Norman was absent from the vote. Commissioner Walker was absent from the meeting. The motion carried 17-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING AN AMOUNT NOT TO EXCEED \$260,000.00 FOR ROAD IMPROVEMENTS FOR A.L. LOTTS ELEMENTARY SCHOOL - R-93-3-109:

Consideration of a resolution of the Commission of Knox County, Tennessee appropriating and amount not to exceed \$260,000.00 for road improvements for A.L. Lotts Elementary School was before the Board of Commissioners.

Ms. Kathy Hamilton, Knox County Finance Director, Mr. George Whedbee, Administrative Assistant to the Superintendent of Knox County Schools, and Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-3-109 - Resolution of the Commission of Knox County, Tennessee appropriating an amount not to exceed \$260,000.00 for road improvements for A.L. Lotts Elementary School with the following amendment: On page 2, delete the language "the fund balance of" and "both the Public Improvement Fund" in paragraph 3; delete the entire "REVENUE and APPROPRIATION" in regards to the Public Improvement Fund; and delete the language "the Public Improvement Fund" in paragraph 4. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioner Norman was absent from the vote. Commissioner Walker was absent from the meeting. The motion carried 17-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE REQUESTING THE HIGHWAY DEPARTMENT TO IMPLEMENT ROAD IMPROVEMENT PLANS FOR CANTON HOLLOW ROAD, WOODY ROAD, AND LOOP ROAD IN WEST KNOX COUNTY - R-93-3-110:

Consideration of a resolution of the Commission of Knox County, Tennessee requesting the Highway Department to implement road improvement plans for Canton Hollow Road, Woody Road, and Loop Road in West Knox County was before the Board of Commissioners.

Mr. Hollis McPhetridge, Knox County Highway Director, and Mr. Dwight Kessel, Knox County Executive, were present and spoke on the matter.

Commissioner DeSelm moved to refer this item to a Road Study Committee. Commissioner Horner seconded the motion.

Commissioner Ragsdale moved as a substitute motion to approve Resolution R-93-3-110 - Resolution of the Commission of Knox County, Tennessee requesting the Highway Department to implement road improvement plans for Canton Hollow Road, Woody Road, and Loop Road in West Knox County with the following amendment: Delete the word "immediately" in the second paragraph on page 2. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Ragsdale and Leuthold voted aye. Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted no. Commissioners Norman and May were absent from the vote. Commissioner Walker was absent from the meeting. The substitute motion failed 2-14-0-3.

Upon roll call vote of the original motion to refer this item to a Road Study Committee, Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioners Norman and May were absent from the vote. Commissioner Walker was absent from the meeting. The motion carried 16-0-0-3.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING TECHNICAL CORRECTIONS TO RESOLUTIONS R-92-12-108, R-92-12-109, R-92-12-110, R-92-12-112, AND R-92-12-113 - R-93-3-111:

Consideration of a resolution of the Commission of Knox County, Tennessee approving technical corrections to Resolutions R-92-12-108, R-92-12-109, R-92-12-110, R-92-12-112, and R-92-12-113 was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-3-111 - Resolution of the Commission of Knox County, Tennessee approving technical corrections to Resolutions R-92-12-108, R-92-12-109, R-92-12-110, R-92-12-112, and R-92-12-113. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner,

Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioners Norman and May were absent from the vote. Commissioner Walker was absent from the meeting. The motion carried 16-0-0-3.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING TECHNICAL CORRECTIONS OF RESOLUTION R-93-2-131 - R-93-3-112:

Consideration of a resolution of the Commission of Knox County, Tennessee approving technical corrections of Resolution R-93-2-131 was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-3-112 - Resolution of the Commission of Knox County, Tennessee approving technical corrections of Resolution R-93-2-131. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioners Norman, May and Ragsdale were absent from the vote. Commissioner Walker was absent from the meeting. The motion carried 15-0-0-4.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING TECHNICAL CORRECTIONS OF RESOLUTION R-93-2-132 - R-93-3-113:

Consideration of a resolution of the Commission of Knox County, Tennessee approvng technical corrections of Resolution R-93-2-132 was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-3-113 - Resolution of the Commission of Knox County, Tennessee approvng technical corrections of Resolution R-93-2-132. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioners Norman and May were absent from the vote.

Commissioner Walker was absent from the meeting. The motion carried 16-0-0-3.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT FOR THE BURLINGTON BRANCH LIBRARY CONSTRUCTION - R-93-3-114:

Consideration of a resolution of the Commission of Knox County, Tennessee approving a contract for the Burlington Branch Library Construction was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-93-3-114 - Resolution of the Commission of Knox County, Tennessee approving a contract for the Burlington Branch Library Construction. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioners Norman and May were absent from the vote. Commissioner Walker was absent from the meeting. The motion carried 16-0-0-3.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE CONFIRMING THE KNOX COUNTY MUNICIPAL SOLID WASTE PLANNING REGION BOARD - R-93-3-116:

Consideration of a resolution of the Commission of Knox County, Tennessee confirming the Knox County Municipal Solid Waste Planning Region Board was before the Board of Commissioners.

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

Commissioner Flenniken moved to approve Resolution R-93-3-116 - Resolution of the Commission of Knox County, Tennessee confirming the Knox County Municipal Solid Waste Planning Region Board. Commissioner Horner seconded the motion.

Commissioner DeSelm moved as a substitute motion to refer this item to the Knox County Executive for to review and consider adding a representative from the 8th District and 9th

District. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioners Norman and May were absent from the vote. Commissioner Walker was absent from the meeting. The substitute motion carried 16-0-0-3.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE ACCEPTING LIABILITY FOR FUTURE CLAIMS MADE AGAINST ANY UNCLAIMED PROPERTY RETURNED FROM THE STATE OF TENNESSEE - R-93-3-118:

Consideration of a resolution of the Commission of Knox County, Tennessee accepting liability for future claims made against any unclaimed property returned from the State of Tennessee was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-3-118 - Resolution of the Commission of Knox County, Tennessee accepting liability for future claims made against any unclaimed property returned from the State of Tennessee. Commissioner Flenniken seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioners Norman and May were absent from the vote. Commissioner Walker was absent from the meeting. The motion carried 16-0-0-3.

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IN RE: CONSIDERATION OF A RESOLUTION AUTHORIZING THE ISSUANCE, AND PROVIDING THE DETAILS OF NOT TO EXCEED \$79,240,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 1993, OF KNOX COUNTY, TENNESSEE, AUTHORIZING AND DIRECTING THE SALE THEREOF FOR PUBLIC PURPOSES, LEVYING AND PLEDGING TAXES AND MAKING PROVISION FOR THE PAYMENT THEREOF, AND AUTHORIZING AND APPROVING AN ESCROW AGREEMENT FOR THE PURPOSE OF REFUNDING CERTAIN PRIOR OBLIGATIONS OF THE COUNTY - R-93-3-129:

Consideration of a resolution authorizing the issuance and providing the details of not to exceed \$79,240,000 General Obligation Refunding Bonds, Series 1993, of Knox County, Tennessee, authorizing and directing the sale thereof for public purposes, levying and pledging taxes and making provision for the payment thereof, and authorizing and approving an Escrow Agreement for the purpose of refunding certain prior obligations of the County was before the Board of Commissioners.

Ms. Kathy Hamilton, Knox County Finance Director, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-3-129 - Resolution authorizing the issuance and providing the details of not to exceed \$79,240,000 General Obligation Refunding Bonds, Series 1993, of Knox County, Tennessee, authorizing and directing the sale thereof for public purposes, levying and pledging taxes and making provision for the payment thereof, and authorizing and approving an Escrow Agreement for the purpose of refunding certain prior obligations of the County. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioners Norman and May were absent from the vote. Commissioner Walker was absent from the meeting. The motion carried 16-0-0-3.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING A TECHNICAL CORRECTION OF ORDINANCE O-92-3-102 WHICH AMENDED ORDINANCE O-90-10-104 (THE KNOX COUNTY PERSONNEL PLAN) - O-93-3-101 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee authorizing a technical correction of Ordinance O-92-3-102 which amended Ordinance O-90-10-104 (The Knox County Personnel Plan) was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to approve Ordinance O-93-3-101 - Ordinance of the Commission of Knox County, Tennessee authorizing a technical correction of Ordinance O-92-3-102 which amended Ordinance O-90-10-104 (The Knox County Personnel Plan) on first reading. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm, Ragsdale, Leuthold, Cawood, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioners Norman, May and Teague were absent from the vote. Commissioner Walker was absent from the meeting. The motion carried 15-0-0-4.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE PROHIBITING EXCESSIVE FALSE ALARMS - O-93-3-102 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee prohibiting excessive false alarms was before the Board of Commissioners on first reading.

Commissioner Flenniken moved to approve Ordinance O-93-3-102 - Ordinance of the Commission of Knox County, Tennessee prohibiting excessive false alarms on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm, Ragsdale, Leuthold, Cawood, Horner, Cooper, Flenniken, Bratton and Pinkston voted aye. Commissioners Norman, May, Teague and

McMillan were absent from the vote. Commissioner Walker was absent from the meeting. The motion carried 14-0-0-5.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING ORDINANCE O-90-9-113, AS AMENDED BY ORDINANCES O-91-4-102, O-92-2-102, AND O-92-5-104 INCREASING THE SEALED BID LIMIT REQUIREMENT FROM \$2,500.00 TO \$5,000.00 - O-93-3-103 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Ordinance O-90-9-113, as amended by Ordinances O-91-4-102, O-92-2-102, and O-92-5-104 increasing the sealed bid limit requirement from \$2,500.00 to \$5,000.00 on first reading.

Commissioner Leuthold moved to approve Ordinance O-93-3-103 - Ordinance of the Commission of Knox County, Tennessee amending Ordinance O-90-9-113, as amended by Ordinances O-91-4-102, O-92-2-102, and O-92-5-104 increasing the sealed bid limit requirement from \$2,500.00 to \$5,000.00 on first reading. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm, Ragsdale, Leuthold, Cawood, Horner, Cooper, Flenniken, Bratton and Pinkston voted aye. Commissioners Norman, May, Teague and McMillan were absent from the vote. Commissioner Walker was absent from the meeting. The motion carried 14-0-0-5.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, AMENDING ORDINANCE #O-90-9-116 AND #O-90-10-102 REGARDING THE KNOX COUNTY INVESTMENT COMMITTEE AND AMENDING ORDINANCE #O-90-9-125 REGARDING PROCEDURES FOR INVESTMENT AND MANAGEMENT OF COUNTY FUNDS, TAXES AND REVENUES - O-93-1-102 - (THIRD READING):

Consideration of an Ordinance of the Commission of Knox County, amending Ordinance #O-90-9-116 and #O-90-10-102 regarding the Knox County Investment Committee and amending Ordinance

#0-90-9-125 regarding procedures for investment and management of county funds, taxes and revenues was before the Board of Commissioners on third reading.

Commissioner Leuthold moved to approve Ordinance O-93-1-102 - Ordinance of the Commission of Knox County, amending Ordinance #0-90-9-116 and #0-90-10-102 regarding the Knox County Investment Committee and amending Ordinance #0-90-9-125 regarding procedures for investment and management of county funds, taxes and revenues on third reading. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioner Walker was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: TAX REFUNDS:

A. County Clerk:

Mr. Mike Padgett, Knox County Clerk, reported no tax refunds from his office.

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B. Trustee:

Mr. Mike Padgett, Knox County Clerk, reported no tax refunds from the Trustee's Office.

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IN RE: NOTARY PUBLIC APPLICATIONS:

Mr. Mike Padgett, Knox County Clerk, reported 143 applications for Notary Public.

Commissioner Pinkston moved to approve 143 Notary applications for Notary Public. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioners Norman and May were absent from the vote. Commissioner Walker was absent from the meeting. The motion carried 16-0-0-3.

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IN RE: DELEGATIONS TO BE HEARD - (CONTINUED):

31. Mr. Dwight Kessel, Knox County Executive, spoke concerning a Recycling Realities Town meeting to be held on Monday, April 5, 1993 from 2:00 p.m. until 4:00 p.m. at the UT Center on Henley Street and encouraged all Commissioners to attend. He also spoke concerning a Proclamation for Monday, March 22, 1993 as Unsung Heroes Day.

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IN RE: ROLL CALL BY DISTRICTS:

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

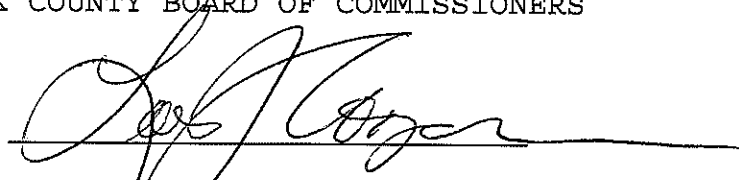
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IN RE: ADJOURNMENT:

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

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KNOX COUNTY BOARD OF COMMISSIONERS



LEO J. COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, April 26, 1993 at 9:00 a.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston. Also present were Mr. Dwight Kessel, Knox County Executive, Mr. Richard Beeler, Knox County Law Director, Mr. Mike Padgett, Knox County Clerk and news media.

Commissioner Cooper, Chairman, presided.

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

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IN RE: ROLL CALL:

Mr. Mike Padgett, Knox County Clerk, called the roll.

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IN RE: DEVOTIONAL:

Reverend Mark Williams, Hopwell Baptist Church gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Billy Tindell led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

Without objection, Commissioner Cooper amended the agenda as follows:

1. Withdraw R-93-4-101 - Resolution of the Commission of Knox County appointing one member to the Board of Zoning Appeals.
2. Withdraw R-93-4-111 - Resolution of the Commission of Knox County, Tennessee approving a four (4) year period reappraisal and equalization and a revised R-93-4-111 will be added regarding approving a four (4) year period reappraisal and equalization.

3. Defer to the May regular session of Board of Commissioners R-93-4-114 - Resolution of the Commission of Knox County, Tennessee prohibiting smoking in all county facilities.
4. Withdraw Plan and Plan Amendments: Consideration of an amendment to the Knoxville/Knox County minimum Subdivision Regulations Section 44-22 regarding incomplete plats.
5. Add R-93-4-122 - Resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$5,425.00 to the office of Central Receiving and Property Management for additional expenses anticipated for the remainder of the 92-93 fiscal year.
6. Withdraw R-93-4-123 - Resolution of the Commission of Knox County, Tennessee approving a contract with Laser Graphics Systems and services for micrographics equipment.
7. Add R-93-4-124 - Resolution of the Commission of Knox County appointing two members to the Board of Equalization.
8. Without objection, Commissioner Cooper left on the agenda R-93-4-114 - Resolution of the Commission of Knox County, Tennessee prohibiting smoking in all county facilities.
9. Commissioner Rogero moved R-93-4-124 - Resolution of the Commission of Knox County appointing two members to the Board of Equalization to the end of the agenda. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker voted aye. Commissioners Flenniken, Bratton and Pinkston voted no. Commissioner Tindell abstained from the vote. The motion carried 15-3-1-0.

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IN RE: DELEGATIONS TO THE HEARD:

1. Mr. George Whedbee, Knox County Schools was present and spoke in the flooding problems on the property of Mr. Bud Patterson.

Mr. Jerry Lewis, Architect, was present and spoke on the matter.

Mr. Harold Cannon, representing Barge, Waggoner, Sumner and Cannon, was present and spoke on the matter.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE MEMORIALIZING CLAUDE K.

ROBERTSON: R-93-4-102:

Consideration of a Resolution of the Commission of Knox County, Tennessee memorializing Claude K. Robertson was before the Board of Commissioners.

Mr. Ed Ingram, Attorney, was present and spoke on the matter.

Commissioner Flenniken moved to approve R-93-4-102 - Resolution of the Commission of Knox County, Tennessee memorializing Claude K. Robertson. All Commissioners seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on March 22, 1993 (regular session) was before the Board of Commissioners.

Commissioner Lethold moved to approve the minutes of the previous meeting on March 22, 1993 (regular session). Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: REPORTS OF COMMITTEE:

A. The Report of the Finance Committee was before the Board of Commissioners.

No report was given.

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B. The Report of the Economic Development Committee was before the Board of Commissioners.

No report was given.

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C. The Report of the Education Committee was before the Board of Commissioners.

No report was given.

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D. The Report of the Intergovernmental Committee was before the Board of Commissioners.

Have the Knox County Law Department to research the open containerlaw.

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E. The Report of the Community Services and Personnel Committee was before the Board of Commissioners.

No report was given.

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F. The Report of the Tennessee County Services Association was before the Board of Commissioners.

No report was given.

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G. The Report of the National Association of Counties was before the Board of Commissioners.

A bill to exempt election workers first \$1,000.00 in annual salary from the Social Secuirty payroll tax.

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H. The Report of the Cable TV Committee was before the Board of Commissioners.

Commissioner Ragsdale stated there would be a Cable TV Committee on May 17, 1993 at 2:30 p.m.

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IN RE: REPORTS OF OFFICIALS:

A. The Report of the County Executive was before the Board of Commissioners.

Commissioner DeSelm moved to receive and refer to

Committee report of the County Executive. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, Horner, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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B. The report of the County Law Director was before the Board of Commissioners

Commissioner DeSelm moved to receive and refer to Committee report of the County Law Director. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, Horner, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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C. The Report of the Superintendent of Schools was before the Board of Commissioners.

Mr. Joe Hamby, Knox County Personnel, was present and spoke on the matter.

Mr. Bob Thomas, Knox County Schools, was present and spoke on the matter.

Commissioner DeSelm moved to receive and refer to Committee report of the Superintendent of Schools. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, Horner, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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D. The report of the Trustee was before the Board of Commissioners.

Commissioner DeSelm moved to receive and refer to Committee the report of the Trustee. Commissioner Teague

seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, Horner, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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E. The report of the Medical Examiner was before the Board of Commissioners.

Commissioner DeSelm moved to receive and refer to Committee the report of the Medical Examiner. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, Horner, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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F. The report of the Sheriff was before the Board of Commissioners.

Commissioner DeSelm moved to receive and refer to Committee the report of the Sheriff. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, Horner, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

G. The report of the Public Library was before the Board of Commisisoners.

Commissioner DeSelm moved to receive and refer to Committee report of the Public Library. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, Horner, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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H. The report of Old Records was before the Board of Commissioners.

Commissioner DeSelm moved to receive and refer to Committee report of Old Records. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, Horner, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: REPORTS OF COUNTY AGENCIES:

Consideration of the following Reports of County Agencies was before the Board of Commissioners.

- A. Department Human Services
- B. Department of Child and Family Services
- C. Department of Air Pollution and Control
- D. Sheriff's Merit System
- E. Pre-Trial Release
- F. Jail Inspection Committee
- G. Alternative Sentencing Program
- H. Ambulance Review Committee
- I. Metropolitan Knox Solid Waste Authority

Commissioner Cawood moved to receive and refer to Committee the Reports of County Agencies. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: DRIVES AND ROAD:

- A. To be accepted as completed.
 - 1. Bruce Wood Lane, Lennox Place Subdivision, Unit 1, 2,000 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. David T. Burleson, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Cawood moved to accept as completed Bruce Wood Lane, Lennox Place Subdivision, Unit 1, 2,000 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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2. Hidalgo Circle, Lennox Place Subdivision, Unit 1, 130 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. David T. Burleson, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Cawood moved to accept as completed Hidalgo Circle, Lennox Place Subdivision, Unit 1, 130 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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3. Sagewood Road, Forrest Mill Subdivision, Unit 1, 250 feet in length with a 50 foot right of way was before the Board of Commissioners. Jan Nielson, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Cawood moved to accept as completed Sagewood Road, Forrest Mill Subdivision, Unit 1, 150 feet in length with a 50 foot right of way. Commissioner Dirl seconded

the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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4. Poppywood Road, Forrest Mill Subdivision, Unit 1, 1370 feet in length with a 50 foot right of way was before the Board of Commissioners. Jan Nielson, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Cawood moved to accept as completed Sagwood Road, Forrest Mill Subdivision, Unit 1, 150 feet in length with a 50 foot right of way. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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5. Daiseywood Drive, Forrest Mill Subdivision, Unit 1, 510 feet in length with a 50 foot right of way was before the Board of Commissioners. Jan Neilson, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Cawood moved to accept as completed Daiseywood Drive, Forrest Mill Subdivision, Unit 1, 510 feet in length with a 50 foot right of way. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ROADS TO BE CLOSED:

Consideration of request to close an undeveloped portion Third Avenue and C Street was before the Board of Commissioners.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Flenniken moved to approve request to close an undeveloped portion Third Avenue and C Street. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE RESCINDING RESOLUTION
R-93-2-104 AND AUTHORIZING THE SALE OF A CENTRAL
HIGH SCHOOL BUILDING TRADES HOUSE LOCATED AT 5111
ROCKCREST DRIVE TO MARY E. LANE: R-93-4-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee rescinding Resolution R-93-2-104 and authorizing the sale of a Central High School Building Trades House located at 5111 Rockcrest Drive to Mary E. Lane was before the Board of Commissioners.

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-93-4-103 - Resolution of the Commission of Knox County, Tennessee rescinding Resolution R-93-2-104 and authorizing the sale of a Central High School Building Trades House located at 5111 Rockcrest Drive to Mary E. Lane. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE RESCINDING RESOLUTION
R-93-1-105 WHICH AUTHORIZED THE SALE OF A PARCEL
OF LAND LOCATED AT THE NORTHWEST CORNER OF NORTHWEST
MIDDLE SCHOOL: R-93-4-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee rescinding Resolution R-93-1-105 which authorized the sale of a parcel of land located at the northwest corner of Northwest Middle School was before the Board of Commissioners.

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

Commissioner Leuthold moved to withdraw from the agenda Resolution of the Commission of Knox County, Tennessee rescinding Resolution R-93-1-105 which authorized the sale of a parcel of land located at the northwest corner of Northwest Middle School. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE APPROVING A CHANGE ORDER
IN THE AMOUNT OF \$49,141.50 WITH RENFRO CONSTRUCTION
COMPANY FOR THE CUNNINGHAM ROAD IMPROVEMENT
PROJECT: R-93-4-105:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a change order in the amount of \$49,141.50 with Renfro Construction Company for the Cunningham Road improvement project was before the Board of Commissioners.

Commissioner Horner moved to approve R-93-4-105 Resolution of the Commission of Knox County, Tennessee approving a change order in the amount of \$49,141.50 with Renfro

Construction Company for the Cunningham Road improvement project. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF
KNOX COUNTY TENNESSEE APPROVING A CONTRACT FOR
EMERGENCY AMBULANCE SERVICES WITH RURAL METRO
CORPORATION: R-93-4-106:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract for emergency ambulance services with Rural Metro Corporation was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve R-93-4-106 - Resolution of the Commission of Knox County, Tennessee approving a contract for emergency ambulance services with Rural Metro Corporation. Commissioner Walker seconded the motion and upon roll call vote Commissioners Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Bowden was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE REQUESTING THE KNOX COUNTY
LEGISLATIVE DELEGATION TO DO WHATEVER IS NECESSARY
TO INSURE THAT THE STATE REIMBURSES KNOX COUNTY
FOR THE PERDIEM COST OF INCARCERATING STATE
PRISONERS IN LOCAL FACILITIES:R-93-4-107:

Consideration of a Resolution of the Commission of Knox County, Tennessee requesting the Knox County Legislative Delegation to do whatever is necessary to insure that the state

reimburses Knox County for the per diem cost of incarcerating state prisoners in local facilities was before the Board of Commissioners.

Commissioner Flenniken moved to approve R-93-4-107 - Resolution of the Commission of Knox County, Tennessee requesting the Knox County Legislative Delegation to do whatever is necessary to insure that the state reimburses Knox County for the per diem cost of incarcerating state prisoners in local facilities. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Bowden was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING FUNDS IN THE AMOUNT OF \$250,000.00 AND APPROVING CONSTRUCTION OF THE INTAKE/RELEASE CENTER IN THE CITY-COUNTY BUILDING: R-93-4-108:

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating funds in the amount of \$250,000.00 and approving construction of the Intake/Release Center in the City-County Building was before the Board of Commissioners.

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

Mr. Robert Carpenter, Knox County Architect, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-93-4-108 - Resolution of the Commission of Knox County, Tennessee appropriating funds in the amount of \$250,000.00 and approving construction of the Intake/Release Center in the City-County Building. Commissioner Dirl seconded the motion.

Commissioner Flenniken moved as a substitute motion to amend R-93-4-108 - Resolution of the Commission of Knox County,

Tennessee appropriating funds in the amount of \$250,000.00 and approving construction of the Intake/Release Center in the City-County Building as follows: Delete on page 2 "Be It Further Resolved, the monies hereby expended shall be reimbursed to the General Fund through a source to be determined in the 1993-1994 Budget." Delete on page 1 and top of 2 "recommends that the monies for this project be appropriated from the General Fund Budget conditioned by a reimbursement provision to pay back the funds appropriated". Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Dirl, Rogero, Tindell, Norman, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 16-2-0-1. Commissioners DeSelm and Moody voted no. Commissioner Bowden was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF
 KNOX COUNTY, TENNESSEE AMENDING RESOLUTION
 R-92-11-127, CONFIRMING THE APPOINTMENTS OF THE KNOX
 COUNTY EXECUTIVE TO THE KNOX COUNTY MUNICIPAL
 SOLID WASTE PLANNING REGION BOARD, AND ESTABLISHING
 TERMS FOR THE MEMBERS OF THE BOARD: R-93-4-109:

Consideration of a Resolution of the Commission of Knox County, Tennessee amending Resolution R-92-11-127, confirming the appointments of the Knox County Executive to the Knox County Municipal Solid Waste Planning Region Board, and establishing terms for the members of the Board was before the Board of Commissioners.

Commissioner Flenniken moved to approve R-93-4-109 - Resolution of the Commission of Knox County, Tennessee amending Resolution R-92-11-127, confirming the appointments of the Knox County Executive to the Knox County Municipal Solid Waste Planning Region Board, and establishing terms for the members of the Board. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The

motion carried 18-0-1-0. Commissioner Moody abstained from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF
KNOX COUNTY APPROVING A BUDGET FOR THE DEVELOPMENT
CORPORATION OF KNOX COUNTY FOR THE FISCAL YEAR
1993-1994: R-93-4-110:

Consideration of a Resolution of the Commission of Knox County approving a budget for the Development Corporation of Knox County for the fiscal year 1993-1994 was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-93-4-110 - Resolution of the Commission of Knox County approving a budget for the Development Corporation of Knox County for the fiscal year 1993-1994. Commissioner Walker seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE APPROVING A FOUR (4) YEAR
PERIOD REAPPRAISAL AND EQUALIZATION: R-93-4-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a four (4) year period reappraisal and equalization was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve R-93-4-111 - Resolution of the Commission of Knox County, Tennessee approving a four (4) year period reappraisal and equalization. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Dirl, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion

carried 17-0-0-2. Commissioners Bowden and Norman were absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE GENERAL FUND BUDGET AND APPROPRIATING \$189,524.82 FOR TAX INCREMENT MONIES COLLECTED BY THE COUNTY FOR THE RIVERVIEW TOWER PARKING GARAGE: R-93-4-112:

Consideration of a Resolution of the Commission of Knox County, Tennessee amending the general fund budget and appropriating \$189,524.82 for tax increment monies collected by the county for the Riverview Tower Parking Garage was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-93-4-112 - Resolution of the Commission of Knox County, Tennessee amending the general fund budget and appropriating \$189,524.82 for tax increment monies collected by the county for the Riverview Tower Parking Garage. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING VARIOUS APPROPRIATIONS FOR AUDIT ADJUSTMENTS FOR FISCAL YEAR ENDING JUNE 30, 1992: R-93-4-113:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving various appropriations for audit adjustments for fiscal year ending June 30, 1992 was before the Board of Commissioners.

Ms. Kathy Hamilton, Director, Knox County Finance, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-93-4-113 - Resolution of the Commission of Knox County, Tennessee approving various appropriations for audit adjustments for fiscal year

ending June 30, 1992. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE PROHIBITING SMOKING IN ALL COUNTY FACILITIES: R-93-4-114:

Consideration of a Resolution of the Commission of Knox County, Tennessee prohibiting smoking in all county facilities was before the Board of Commissioners.

Dr. Stephaine Hall, Knox County Health Department, was present and spoke on the matter.

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

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

Commissioner Flenniken moved to defer R-93-4-114 - Resolution of the Commission of Knox County, Tennessee prohibiting smoking in all county facilities to the May Board of Commissioners regular meeting. Commissioner Horner seconded the motion.

Commissioner DeSelm moved as a substitute motion to approve R-93-4-114 - Resolution of the Commission of Knox County, Tennessee prohibiting smoking in all county facilities. Commissioner May seconded the motion and upon roll call vote Commissioners Rogero, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood and Bratton voted aye. Commissioners Bowden, Dirl, Tindell, Norman, Horner, Cooper, Walker and Pinkston voted no. Commissioners Teague, McMillan and Flenniken abstained from the vote. The substitute motion to approve failed 8-8-3-0.

Upon roll call of the original motion to defer to the May Board of Commissioners regular session R-93-4-114 - Resolution of the Commission of Knox County, Tennessee prohibiting smoking in all county facilities by Commissioner

Flenniken and seconded by Commissioner Horner. Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF
 KNOX COUNTY, TENNESSEE ADDING TWO CITIZENS TO THE
 MEMBERSHIP OF THE KNOX COUNTY BEER BOARD:

R-93-4-115:

Consideration of a Resolution of the Commission of Knox County, Tennessee adding two citizens to the membership of the Knox County Beer Board was before the Board of Commissioners.

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

Commissioner Flenniken moved to withdraw from the agenda R-93-4-115 - Resolution of the Commission of Knox County, Tennessee adding two citizens to the membership of the Knox County Beer Board. Commissioner Horner seconded the motion.

Commissioner Bratton moved as substitute motion to approve R-93-4-115 - Resolution of the Commission of Knox County, Tennessee adding two citizens to the membership of the Knox County Beer Board with the following amendment "All 19 Commissioners will hear as a Legislative Body Beer applications with the Legislative hearings during regular Commission meetings effective September 1, 1994. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Ragsdale, Walker, Bratton and Pinkston voted aye. Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, Leuthold, Cawood, Teague, Horner, Cooper, McMillan and Flenniken voted no. Commissioner Moody abstained from the vote. The substitute motion failed 4-13-1-1. Commissioner May was absent from the vote.

Upon roll call of the original motion to withdraw from the agenda R-93-4-115 - Resolution of the Commission of Knox County, Tennessee adding two citizens to the membership of the

Knox County Beer Board. Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner May was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE GENERAL FUND BUDGET AND APPROPRIATING \$5,425.00 TO THE OFFICE OF CENTRAL RECEIVING AND PROPERTY MANAGEMENT FOR ADDITIONAL EXPENSES ANTICIPATED FOR THE REMAINDER OF THE 92-93 FISCAL YEAR: R-93-4-122:

Consideration of a Resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$5,425.00 to the office of Central Receiving and Property Management for additional expenses anticipated for the remainder of the 92-93 fiscal year was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-93-4-122 - Resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$5,425.00 to the office of Central Receiving and Property Management for additional expenses anticipated for the remainder of the 92-93 fiscal year. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY APPOINTING TWO MEMBERS TO THE BOARD OF EQUALIZATION: R-93-4-124:

Consideration of a Resolution of the Commission of Knox County appointing two members to the Board of Equalization was before the Board of Commissioners.

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

Commissioner Teague moved to withdraw from the agenda R-93-4-124 - Resolution of the Commission of Knox County appointing two members to the Board of Equalization. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ORDINANCES ON SECOND READING:
CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE AUTHORIZING A TECHNICAL
CORRECTION OF ORDINANCE 0-92-3-102 WHICH AMENDED
ORDINANCE 0-90-10-104 (THE KNOX COUNTY PERSONNEL
PLAN: 0-93-3-101:

Consideration of an Ordinance of the Commission of Knox County, Tennessee authorizing a technical correction of Ordinance 0-92-3-102 which amended Ordinance 0-90-10-104 (The Knox County Personnel Plan 0-93-3-101 was before the Board of Commissioners on second reading.

Commissioner Teague moved to approve Ordinance of the Commission of Knox County, Tennessee authorizing a technical correction of Ordinance 0-92-3-102 which amended Ordinance 0-90-10-104 (The Knox County Personnel Plan 0-93-3-101 on second reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE PROHIBITING EXCESSIVE FALSE
ALARMS: 0-93-3-102:

Consideration of an Ordinance of the Commission of Knox County, Tennessee prohibiting excessive false alarms was before the Board of Commissioners on second reading.

Mr. Rob Gieselman, with Baker Wortherington, representing Arby's, was present and spoke on the matter.

Commissioner Flenniken moved to approve 0-93-3-102 - Ordinance of the Commission of Knox County, Tennessee prohibiting excessive false alarms on second reading. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING ORDINANCE 0-90-113, AS AMENDED BY ORDINANCE 0-91-4-102, 0-92-2-102, 0-92-5-104 INCREASING THE SEALED BID LIMIT REQUIREMENT FROM \$2,500.00 TO \$5,000.00: 0-93-3-103:

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Ordinance 0-90-113, as amended by Ordinance 0-91-4-102, 0-92-2-102, 0-92-5-104 increasing the sealed bid limit requirement from \$2,500.00 to \$5,000.00 was before the Board of Commissioners on second reading.

Commissioner Leuthold moved to approve R-93-3-103 - Ordinance of the Commission of Knox County, Tennessee amending Ordinance 0-90-113, as amended by Ordinance 0-91-4-102, 0-92-2-102, 0-92-5-104 increasing the sealed bid limit requirement from \$2,500.00 to \$5,000.00 on second reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: TAX REFUNDS:

A. Mr. Mike Padgett, Knox County Clerk reported no tax refunds for the County Clerk.

B. Mr. Mike Padgett, Knox County Clerk reported the following tax refunds for the Trustee:

Baptist Hospital in the amount of \$33,327.46; Michael Jugan in the amount of \$175.36; Adair Manor No.2 apartment managers in the amount of \$3,503.48; and Norman Jackson in the amount of \$1,564.78 was before the Board of Commissioners.

Mr. Tommy Schumpert, Knox County Trustee, was present and spoke on the matter.

Commissioner Horner moved to approve the following tax refunds as following: Baptist Hospital in the amount of \$33,327.46; Michael Jugan in the amount of \$175.36; Adair Manor No.2 apartment managers in the amount of \$3,503.48; and Norman Jackson in the amount of \$1,564.78. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: NOTARY PUBLIC APPLICATIONS:

Consideration of the Notary Public Applications was before the Board of Commissioners.

Mr. Mike Padgett, Knox County Clerk, reported 158 notary public applications.

Commissioner Horner moved to approve 158 notary public applications. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: ROLL CALL (1:30 P.M.)

Mr. Mike Padgett, Knox County Clerk called to roll. Those members present were Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood,

Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston.

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IN RE: REZONING REQUEST:

1. Consideration of request of CBP Resources, Inc. for rezoning from A Agricultural Zone to Industrial Zone R-93-4-116 - was before the Board of Commissioners. Property fronting approximately 1400 feet north of Johnson Road, approximately 1140 feet east of Holston River by a width north side approximately 700 feet, south side depth approximately 700 feet, average width approximately 250 feet, approximately 910 feet northwest of Lusk Road, part of parcel 58.03, CLT Map 58, 8th Commission District, East County Sector Plan.

Commissioner Walker moved to withdraw from the agenda request of CBP Resources, Inc. for rezoning from A Agricultural Zone to Industrial Zone R-93-4-116. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

* * * * *

2. Consideration of request of RBS Inc. for rezoning from A Agricultural Zone to PR Planned Residential Zone R-93-4-117 was before the Board of Commissioners. Property fronting approximately 490 feet and 160 feet northeast side Watt Road by a depth southeast side approximately 1950 feet, northwest side approximately 1700 feet, average width approximately 970 feet, approximately 1380 feet northwest of Harrison Road Ext., approximately 1300 feet southeast of 1-40/75 ROW, parcel 3 and 4, CLT Map 141 and 151, 6th Commission District, Southwest County Sector Plan.

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

Commissioner Teague moved to approve R-93-4-117 -

request of RBS Inc. for rezoning from A Agricultural Zone to PR Planned Residential Zone as per Metropolitan Planning Commission's recommendation: Approve PR Planned Residential Zone at 1-6 dwelling units per acre. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

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3. Consideration of request of Stewart and Lee Contractors for rezoning from RB General Residential Zone to PR Planned Residential Zone at 6 dwelling units per acre R-93-4-118 was before the Board of Commissioners. Property fronting approximately 450 feet southwest side Washington Pike, northwest side depth approximately 1310 feet, southwest side approximately 420 feet, southeast side approximately 920 feet, approximately 500 feet northwest of Babelay Rd., parcel 103.02, CLT Map 49, North City Sector Plan, 8th Commission District.

Mr. Norman Whitaker, Executive Director, Metropolitan Planning Commission, was present and spoke on the matter.

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

Commissioner Walker moved to approve R-93-4-118 - request of Stewart and Lee Contractors for rezoning from RB General Residential Zone to PR Planned Residential Zone at 6 dwelling units per acre as per Metropolitan Planning Commission's recommendation: Approve PR Planned Residential Zone at 1-6 dwelling units per acre. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

* * * * *

4. Consideration of Request of Jacqueline Smith for

rezoning from A Agricultural Zone To RA Low Density Residential Zone R-93-4-119 was before the Board of Commissioners. Property fronting approximately 200 feet northwest side Keck Road, southwest side depths approximately 180 feet and 70 feet, northwest side depths approximately 120 feet and 100 feet, northeast side depth approximately 300 feet, approximately 450 feet northeast of Lacy Road, parcel 18, CLT Map 68, North County Sector Plan, 6th Commission District.

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

Commissioner Teague moved to approve R-93-4-119 - Request of Jacqueline Smith for rezoning from A Agricultural Zone To RA Low Density Residential Zone as per Metropolitan Planning Commission's recommendation: Approve RA Low Density Residential Zone. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

* * * * *

5. Consideration of request of Terry McMurry for rezoning from CB Business and Manufacturing Zone to RA Low Density Residential Zone R-93-4-120 was before the Board of Commissioners. Property fronting approximately 170 feet northeast side Campbell Lane by an average depth average 230 feet, northeast side approximately 170 feet, approximately 220 feet southeast of Callahan Road, parcel 11 and part of parcel 9, CLT Map 67, North County Sector Plan, 6th Commission District

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

Commissioner Teague moved to approve R-93-4-120 request of Terry McMurry for rezoning from CB Business and Manufacturing Zone to RA Low Density Residential Zone as per Metropolitan Planning Commissions recommendation: Approve RA Low Density Residential Zone. Commissioner Cawood seconded the

motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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6. Consideration of request of Jerry M. Gordon for rezoning from A Agricultural Zone to PR Planned Residential Zone at 8 dwelling units per acre R-93-4-121 was before the Board of Commissioners. Property fronting approximately 240 feet north side Beaver Ridge Road by a depth east side approximately 1340 feet, northwest side approximately 1360 feet, west side approximately 570 feet, approximately 880 feet east of Lindal Road, approximately 280 feet due north of Oak Ridge Highway, parcel 39, CLT Map 79, Northwest County Sector Plan, 6th Commission District

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

Commissioner Cawood moved to approve R-93-4-121 - Request of Jerry M. Gordon for rezoning from A Agricultural Zone to PR Planned Residential Zone with the following change at 1-5 dwelling units per acre. (Metropolitan Planning Commission's recommendation was Approve PR Planned Residential Zone at 1-3 dwelling units per acre) Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

* * * * *

IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE:

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Section 5.22.03, 5.31.02 and 5.32.03 (uses permitted on review Veterinary Clinics and Animal Hospitals in Agricultural Zone, CA General Business Zone and CB Business and Manufacturing Zone) of the Knox County Zoning

Ordinance 0-93-4-101 was before the Board of Commissioners on first reading.

Mr. Norman Whitaker, Executive Director, Metropolitan Planning Commission, was present and spoke on the matter.

Commissioner Flenniken moved to approve 0-93-4-101 - Ordinance of the Commission of Knox County, Tennessee amending Section 5.22.03, 5.31.02 and 5.32.03 (uses permitted on review Veterinary Clinics and Animal Hospitals in Agricultural Zone, CA General Business Zone and CB Business and Manufacturing Zone) of the Knox County Zoning Ordinance on first reading.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: SUBDIVISION APPEALS/ONE LOT VARIANCES:

Appeal of Kidder Court, Traditional Design and Construction of Metropolitan Planning Commission's Approval of Concept Plan (subject to the 7 conditions on the staff recommendation) for Kidder Court, Traditional Design and Construction was before the Board of Commissioners.

Mr. Mike Moyers, Knox County Deputy Law Director, was present and swore in those who were to testify in the matter.

Mr. John Buckingham, Attorney, representing Mrs. Ambrose was present and spoke on the matter.

Mr. Arthur Seymour, Jr., Attorney representing William McCracken, was present and spoke on the matter.

Mr. Wade Nance, Surveyor, was present and spoke on the matter.

Ms. Ambrose, was present and spoke on the matter.

Mr. Wilbur Sishler, was present and spoke on the matter.

Mr. Norman Whitaker, Executive Director, Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Richard LeMay, Civil Engineer and Land Surveyor, was present and spoke on the matter.

Mr. Hollis McPhetridge, Director, Knox County Highways, was present and spoke on the matter.

Commissioner Leuthold moved to uphold the appeal and refer back to Metropolitan Planning Commission Appeal of Kidder Court, Traditional Design and Construction of Metropolitan Planning Commission's Approval of Concept Plan (subject to the 7 conditions on the staff recommendation) for Kidder Court, Traditional Design and Construction. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Rogero, Ragsdale and Letuhold voted aye. Commissioners Bowden, Dirl, Tindell, Moody, DeSelm, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted no. The motion failed 3-14-0-2. Commissioners Norman and May were absent from the vote.

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IN RE: AMENDMENTS TO THE AGENDA:

1. Without objection, Commissioner Cooper appointed a committee to research the functions of the Sheriff's Merit Council and requested a written report. The following were appointed: Mr. Richard Beeler, Knox County Law Director, Chairman, Commissioners Flenniken, Norman and Dirl. Sheriff Hutchison and Mr. Gary Parker will serve on the committee.
2. Commission Workshop on April 29, 1993 at 8:00 a.m. in the Main Assembly Room of the City-County Building regarding Schools.
3. Special Session of Board of Commissioners immediately following the workshop on April 29, 1993.
4. May 12, 1993 Board of Education has invited the County Commission to West High School to a dinner meeting.
5. Dedication of the Joe McMillan Bridge on April 28, 1993 at 10:00 a.m.
6. Commissioner Flenniken moved to send to the Rules Committee Consideration of luncheon and breakfast meeting. Commissioner Rogero seconded the motion and upon roll call vote

Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ADJOURNMENT:

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



LEO COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Special Session on Thursday, April 29, 1993 at 9:30 a.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston. Commissioner Ragsdale was absent from the meeting. Also present were Mr. Richard Beeler, Knox County Law Director, Ms. Kathy Hamilton, Director, Knox County Finance, Mr. Dwight Kessel, Knox County Executive, Mr. Mike Moyers, Knox County Deputy Law Director, and news media.

Commissioner Cooper, Chairman, presided.

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

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IN RE: ROLL CALL:

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE SELECTING THE FIRM OF
----- FOR AUDITING SERVICES FOR FISCAL YEAR
1992-1993: R-93-4SS-101:

Consideration of a Resolution of the Commission of Knox County, Tennessee selecting the firm of _____ for auditing services for fiscal year 1992-1993 was before the Board of Commissioners.

Ms. Kathy Hamilton, Director, Knox County Finance, was present and spoke on the matter.

Mr. John Bacon, Bacon, Howard and Company, was present and spoke on the matter.

Mr. Donald Wright, Coopers & Lybrand, was present and spoke on the matter.

Mr. Tim Royster, Harb, Goldstine and Associates, was present and spoke on the matter.

Mr. Larry Elmore, Pugh and Company, was present and spoke on the matter.

Commissioner Leuthold moved to send to the Finance Committee for recommendation to the full Commission.

Commissioner May seconded the motion.

Commissioner DeSelm moved as a substitute motion to hear as a committee as a whole today and decide at the end of the meeting whether to take action today. Commissioner Walker seconded the motion and upon voice vote the substitute motion carried 17-1-0-1. Commissioner Bratton voted no. Commissioner Ragsdale was absent from the meeting.

At this time the Board of Commissioners met as a Committee as a whole.

Commissioner Bowden moved to have Bacon, Howard and Company, Cooper and Lybrand, Harb, Goldstine and Associates and Pugh Company on the floor for nominations. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, Leuthold, Cawood, Teague, Horner, Cooper, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 15-0-0-4. Commissioners Moody, May, and McMillan were absent from the vote. Commissioner Ragsdale was absent from the meeting.

Commissioner Rogero requested further discussion on this matter.

Commissioner Cooper ruled that the request was out of order.

Commissioner DeSelm challenged the ruling of the Chair and upon voice vote the motion to uphold the ruling of the Chair carried 13-2-0-4. Commissioners DeSelm and Rogero voted no. Commissioners Moody, May and McMillan were absent from the vote. Commissioner Ragsdale was absent from the meeting.

Commissioner Flenniken moved to adjourn the Committee meeting and send to full Commission with all four Companies nominated and be awarded by a roll call vote. Commissioner

Leuthold seconded the motion and upon roll call vote
Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm,
Leuthold, Cawood, Teague, Horner, Cooper, Walker, Flenniken,
Bratton and Pinkston voted aye. The motion carried 15-0-0-4.
Commissioners Moody, May and McMillan was absent from the vote.
Commissioner Ragsdale was absent from the meeting.

Commissioner Cooper declared the Board of
Commissioners now in session.

Commissioner Bowden voted for Bacon, Howard
Commissioner Dirl voted for Bacon, Howard
Commissioner Rogero voted for Harb, Goldstine
Commissioner Tindell voted for Bacon, Howard
Commissioner Moody was absent from the vote
Commissioner Norman voted for Pugh and Company
Commissioner DeSelm voted for Harb, Goldstine
Commissioner May was absent from the vote
Commissioner Ragsdale was absent from the meeting
Commissioner Leuthold voted for Bacon, Howard
Commissioner Cawood voted for Bacon, Howard
Commissioner Teague voted for Bacon, Howard
Commissioner Horner voted for Harb, Goldstine
Commissioner Cooper voted for Harb, Goldstine
Commissioner McMillan was absent from the vote
Commissioner Walker voted for Bacon, Howard
Commissioner Flenniken voted for Bacon, Howard
Commissioner Bratton voted for Bacon, Howard
Commissioner Pinkston voted for Bacon, Howard

Bacon, Howard and Company received 10 votes

Cooper and Lybrand received 0 votes

Harb, Goldstine received 4 votes

Pugh and Company received 1 vote

Commissioner Flenniken moved to approve R-93-4SS-101 -
awarding the auditing service for this fiscal year to Bacon,
Howard and Company. Commissioner Pinkston seconded the motion
and upon roll call vote Commissioners Bowden, Dirl, Tindell,
Norman, DeSelm, Leuthold, Cawood, Teague, Horner, Cooper, Walker,
Flenniken, Bratton and Pinkston voted aye. Commissioner Rogero
voted no. Commissioners Moody, May and McMillan were absent from
the vote. Commissioner Ragsdale was absent from the meeting.
The motion carried 14-1-0-4.

* * * * *

IN RE: ADJOURNMENT:

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


LEO COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, May 24, 1993 at 9:00 a.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston. Also present were Mr. Mike Padgett, Knox County Clerk, Mr. Dwight Kessel, Knox County Executive, Mr. Richard Beeler, Knox County Law Director, Ms. Kathy Hamilton, Knox County Finance Director, Mr. Mike Moyers, Knox County Chief Deputy Law Director, and members of the news media.

Commissioner Cooper, Chairman, presided.

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

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IN RE: ROLL CALL:

Mr. Mike Padgett, Knox County Clerk, called the roll.

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IN RE: DEVOTIONAL

Dr. Frank R. Sells, Minister of Eastminster Presbyterian Church, was present and gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Bowden led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

1. Without objection, Commissioner Cooper amended the agenda by withdrawing Resolution R-93-5-123 - Resolution of the Commission of Knox County, Tennessee approving a discount for early payment of property taxes; by deferring Resolution R-93-5-122 - Resolution of the Commission of Knox County, Tennessee establishing a tax rate for the Forks of the River Fire District; and by adding the following items: Resolution

R-93-5-133 - Resolution of the Commission of Knox County, Tennessee authorizing the execution of an easement to the City of Knoxville for drainage improvements along a portion of the Norwood Elementary School property; Resolution R-93-5-134 - Resolution of the Commission of Knox County, Tennessee authorizing the execution of a Second Supplemental Lease Agreement from the Public Building Authority of the County of Knox and the City of Knoxville, Tennessee for a portion of the Public Building occupied by the Governments of the City of Knoxville and Knox County, Tennessee; providing for the levy of a direct annual tax sufficient to pay the county's rentals under the lease; redesignating an authorized county representative and an alternate county representative pursuant to the lease; approving the issuance of Public Building Refunding and Improvement Revenue Bonds of the authority and the sale of said Bonds, the refunding of the Public Building Refunding Revenue Bonds, Series 1977, of the authority and the acquisition, construction and equipment of improvements to the Public Building from the proceeds thereof; approving in part the Preliminary Official Statement of the Authority with respect to the proposed Bonds of the Authority and authorizing the County Executive and the Finance Director to execute representations with respect to certain information in the Preliminary and Final Official Statement with respect to the proposed Bonds (to be heard after Drives and Roads); Resolution R-93-5-136 - Resolution of the Commission of Knox County, Tennessee appropriating an amount not to exceed \$17,500.00 for the purchase of land by the Board of Education in the Gibbs Community; Resolution R-93-5-137 - Resolution of the Commission of Knox County, Tennessee appropriating \$66,000.00 from the General Fund Budget for a mail processor and approving a contract with Pitney Bowes Inc.; and Resolution R-93-5-138 - Resolution of the Commission of Knox County, Tennessee requesting a review of student population, curriculum, and pupil transportation issues affecting the several middle schools within Knox County, Tennessee (to be heard after Resolution R-93-5-134 followed by Resolution R-93-5-109).

2. Without objection, Commissioner Cooper amended the agenda by deferring Ordinance O-93-3-102 - Ordinance of the Commission of Knox County, Tennessee prohibiting excessive false alarms; and by withdrawing Plan and Plan Amendments - Proposed plan amendment to the Northwest Knox County Sector Plan (Regarding Rezoning request 1-J-93-RZ) (Deferred from February).

3. Commissioner Cooper amended the agenda to hear Resolution R-93-5-101 - Resolution of the Commission of Knox County, Tennessee honoring the Fulton High School Mock Trial Team before Delegations to be Heard.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING THE FULTON HIGH SCHOOL MOCK TRIAL TEAM - R-93-5-101:

Consideration of a resolution of the Commission of Knox County, Tennessee honoring the Fulton High School Mock Trial Team was before the Board of Commissioners.

Ms. Martha Smiddy, Administrative Assistant to the Knox County Clerk, read the resolution into the record.

Ms. Jeannie Witherspoon, Teacher and Director of Fulton High School Mock Trial Team, was present and expressed appreciation for the resolution.

Commissioners Rogero and Tindell moved to approve Resolution R-93-5-101 - Resolution of the Commission of Knox County, Tennessee honoring the Fulton High School Mock Trial Team. All Commissioners seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: DELEGATIONS TO BE HEARD:

1. Mr. Dwight Kessel, Knox County Executive, was present and spoke concerning presentation of the 1993 - 1994 Budget for Knox County Government. He also read and presented a

proclamation recognizing Emergency Medical Services in Knox County.

2. Mr. Oscar "Poor Boy" Brown, concerned citizen, was present and spoke in support of Resolution R-93-5-109.

3. Ms. Judy Parks, representing parents from the Gibbs Community, spoke concerning funding for the Gibbs Community Schools.

4. Mr. Steve Hunley, Vice-President of Gibbs Community Affair Association, was present and spoke in support of Resolutions R-93-5-109 and R-93-5-138.

5. Ms. Ann Tedford, Assistant Director of Alternative, spoke in support of Resolution R-93-5-117.

6. Mr. Jim Golden, concerned citizen, spoke concerning Knox County Schools, General Assistance and actions of the FBI.

7. Mr. Jim Karnes, Bearden High School Basketball Boosters Association, spoke in support of Resolution R-93-5-106.

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IN RE: APPROVAL OF MINUTES OF PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on April 26, 1993 (Regular Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on April 26, 1993 (Regular Session). Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Dirl, Norman and Teague were absent from the vote. The motion carried 16-0-0-3.

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IN RE: REPORTS OF COMMITTEES:

A. The report of the Finance Committee was before the Board of Commissioners.

No report was given.

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B. The report of the Economic Development Committee was before the Board of Commissioners.

No report was given.

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C. The report of the Education Committee was before the Board of Commissioners.

No report was given.

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D. The report of the Intergovernmental Committee was before the Board of Commissioners.

No report was given.

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E. The report of the Community Services and Personnel Committee was before the Board of Commissioners.

No report was given.

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F. The report of the Tennessee County Services Association Committee was before the Board of Commissioners.

No report was given.

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G. The report of the National Association of Counties Committee was before the Board of Commissioners.

No report was given.

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H. The report of the Cable TV Committee was before the Board of Commissioners.

No report was given.

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IN RE: REPORTS OF COUNTY OFFICIALS: (QUARTERLY):

A. The report of the County Executive was before the Board of Commissioners.

Commissioner Moody moved to receive and file the report of the County Executive. Commissioner Tindell seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague,

Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioners Dirl, Norman and Bratton were absent from the vote. The motion carried 16-0-0-3.

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B. The report of the County Law Director was before the Board of Commissioners.

Commissioner Moody moved to receive and file the report of the County Law Director. Commissioner Tindell seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioners Dirl, Norman and Bratton were absent from the vote. The motion carried 16-0-0-3.

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C. The report of the Superintendent of Schools was before the Board of Commissioners.

Commissioner Moody moved to receive and file the report of the Superintendent of Schools. Commissioner Tindell seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioners Dirl, Norman and Bratton were absent from the vote. The motion carried 16-0-0-3.

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D. The report of the Trustee was before the Board of Commissioners.

Commissioner Moody moved to receive and file the report of the Trustee. Commissioner Tindell seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioners Dirl, Norman and Bratton were absent from the vote. The motion carried 16-0-0-3.

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E. The report of the Medical Examiner was before the Board of Commissioners.

Commissioner Moody moved to receive and file the report of the Medical Examiner. Commissioner Tindell seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioners Dirl, Norman and Bratton were absent from the vote. The motion carried 16-0-0-3.

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F. The report of the Sheriff was before the Board of Commissioners.

Commissioner Moody moved to receive and file the report of the Sheriff. Commissioner Tindell seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioners Dirl, Norman and Bratton were absent from the vote. The motion carried 16-0-0-3.

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G. The report of the Public Library was before the Board of Commissioners.

Commissioner Moody moved to receive and file the report of the Public Library. Commissioner Tindell seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioners Dirl, Norman and Bratton were absent from the vote. The motion carried 16-0-0-3.

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H. The report of Old Records was before the Board of Commissioners.

Commissioner Moody moved to receive and file the report of Old Records. Commissioner Tindell seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye.

Commissioners Dirl, Norman and Bratton were absent from the vote.
The motion carried 16-0-0-3.

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IN RE: REPORTS OF COUNTY AGENCIES: (QUARTERLY):

A. The report of the Department of Human Services was before the Board of Commissioners.

Commissioner Cawood moved to approve the report of the Department of Human Services. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioners Dirl, Norman and Bratton were absent from the vote. The motion carried 16-0-0-3.

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B. The report of the Department of Child and Family Services was before the Board of Commissioners.

Commissioner Cawood moved to approve the report of the Department of Child and Family Services. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioners Dirl, Norman and Bratton were absent from the vote. The motion carried 16-0-0-3.

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C. The report of the Department of Air Pollution Control was before the Board of Commissioners.

Commissioner Cawood moved to approve the report of the Department of Air Pollution Control. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioners Dirl, Norman and Bratton were absent from the vote. The motion carried 16-0-0-3.

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D. The report of the Metropolitan Planning Commission was before the Board of Commissioners.

Commissioner Cawood moved to approve the report of the Metropolitan Planning Commission. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioners Dirl, Norman and Bratton were absent from the vote. The motion carried 16-0-0-3.

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E. The report of the Sheriff's Merit System was before the Board of Commissioners.

Commissioner Cawood moved to approve the report of the Sheriff's Merit System. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioners Dirl, Norman and Bratton were absent from the vote. The motion carried 16-0-0-3.

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F. The report of Pre-Trial Release was before the Board of Commissioners.

Commissioner Cawood moved to approve the report of the Pre-Trial Release. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioners Dirl, Norman and Bratton were absent from the vote. The motion carried 16-0-0-3.

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G. The report of the Jail Inspection Committee was before the Board of Commissioners.

Commissioner Cawood moved to approve the report of the Jail Inspection Committee. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted

aye. Commissioners Dirl, Norman and Bratton were absent from the vote. The motion carried 16-0-0-3.

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H. The report of the Alternative Sentencing Program was before the Board of Commissioners.

Commissioner Cawood moved to approve the report of the Alternative Sentencing Program. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioners Dirl, Norman and Bratton were absent from the vote. The motion carried 16-0-0-3.

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I. The report of the Ambulance Review Commission was before the Board of Commissioners.

Commissioner Cawood moved to approve the report of the Ambulance Review Commission. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioners Dirl, Norman and Bratton were absent from the vote. The motion carried 16-0-0-3.

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J. The report of the Metropolitan Knox Solid Waste Authority was before the Board of Commissioners.

Commissioner Cawood moved to approve the report of the Metropolitan Knox Solid Waste Authority. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioners Dirl, Norman and Bratton were absent from the vote. The motion carried 16-0-0-3.

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IN RE: DRIVES AND ROADS:

A. To be accepted as completed:

None received.

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B. To be Closed:

1. Consideration of request to close an unmaintained portion of Couch Mill Road was before the Board of Commissioners on second reading.

Commissioner Flenniken moved to approve the request to close an unmaintained portion of Couch Mill Road on second reading. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Dirl and Norman were absent from the vote. The motion carried 17-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING THE EXECUTION OF A SECOND SUPPLEMENTAL LEASE AGREEMENT FROM THE PUBLIC BUILDING AUTHORITY OF THE COUNTY OF KNOX AND THE CITY OF KNOXVILLE, TENNESSEE FOR A PORTION OF THE PUBLIC BUILDING OCCUPIED BY THE GOVERNMENTS OF THE CITY OF KNOXVILLE AND KNOX COUNTY, TENNESSEE; PROVIDING FOR THE LEVY OF A DIRECT ANNUAL TAX SUFFICIENT TO PAY THE COUNTY'S RENTALS UNDER THE LEASE; REDESIGNATING AN AUTHORIZED COUNTY REPRESENTATIVE AND AN ALTERNATE COUNTY REPRESENTATIVE PURSUANT TO THE LEASE; APPROVING THE ISSUANCE OF PUBLIC BUILDING REFUNDING AND IMPROVEMENT REVENUE BONDS OF THE AUTHORITY AND THE SALE OF SAID BONDS, THE REFUNDING OF THE PUBLIC BUILDING REFUNDING REVENUE BONDS, SERIES 1977, OF THE AUTHORITY AND THE ACQUISITION, CONSTRUCTION AND EQUIPMENT OF IMPROVEMENTS TO THE PUBLIC BUILDING FROM THE PROCEEDS THEREOF; APPROVING IN PART THE PRELIMINARY OFFICIAL STATEMENT OF THE AUTHORITY WITH RESPECT TO THE PROPOSED BONDS OF THE AUTHORITY AND AUTHORIZING THE COUNTY

EXECUTIVE AND THE FINANCE DIRECTOR TO EXECUTE
REPRESENTATIONS WITH RESPECT TO CERTAIN INFORMATION IN
THE PRELIMINARY AND FINAL OFFICIAL STATEMENT WITH
RESPECT TO THE PROPOSED BONDS - R-93-5-134:

Consideration of a resolution of the Commission of Knox County, Tennessee authorizing the execution of a Second Supplemental Lease Agreement from the Public Building Authority of the County of Knox and the City of Knoxville, Tennessee for a portion of the Public Building occupied by the Governments of the City of Knoxville and Knox County, Tennessee; providing for the levy of a direct annual tax sufficient to pay the county's rentals under the lease; redesignating an authorized county representative and an alternate county representative pursuant to the lease; approving the issuance of Public Building Refunding and Improvement Revenue Bonds of the authority and the sale of said Bonds, the refunding of the Public Building Refunding Revenue Bonds, Series 1977, of the authority and the acquisition, construction and equipment of improvements to the Public Building from the proceeds thereof; approving in part the Preliminary Official Statement of the Authority with respect to the proposed Bonds of the Authority and authorizing the County Executive and the Finance Director to execute representations with respect to certain information in the Preliminary and Final Official Statement with respect to the proposed Bonds was before the Board of Commissioners.

Mr. Joe Ayers, Cumberland Securities, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-5-134 - Resolution of the Commission of Knox County, Tennessee authorizing the execution of a Second Supplemental Lease Agreement from the Public Building Authority of the County of Knox and the City of Knoxville, Tennessee for a portion of the Public Building occupied by the Governments of the City of Knoxville and Knox County, Tennessee; providing for the levy of a direct annual tax sufficient to pay the county's rentals under

the lease; redesignating an authorized county representative and an alternate county representative pursuant to the lease; approving the issuance of Public Building Refunding and Improvement Revenue Bonds of the authority and the sale of said Bonds, the refunding of the Public Building Refunding Revenue Bonds, Series 1977, of the authority and the acquisition, construction and equipment of improvements to the Public Building from the proceeds thereof; approving in part the Preliminary Official Statement of the Authority with respect to the proposed Bonds of the Authority and authorizing the County Executive and the Finance Director to execute representations with respect to certain information in the Preliminary and Final Official Statement with respect to the proposed Bonds with the following amendment: the name of the Trustee on Page 3 should be inserted at a later date. Commissioner Moody seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Dirl and Norman were absent from the vote. The motion carried 17-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE REQUESTING A REVIEW OF STUDENT POPULATION, CURRICULUM, AND PUPIL TRANSPORTATION ISSUES AFFECTING THE SEVERAL MIDDLE SCHOOLS WITHIN KNOX COUNTY, TENNESSEE - R-93-5-138:

Consideration of a resolution of the Commission of Knox County, Tennessee requesting a review of student population, curriculum, and pupil transportation issues affecting the several middle schools within Knox County, Tennessee was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-5-138 - Resolution of the Commission of Knox County, Tennessee requesting a review of student population, curriculum, and pupil transportation issues affecting the several middle

schools within Knox County, Tennessee. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AN AMENDED EQUAL EDUCATIONAL OPPORTUNITY PLAN, AS PREVIOUSLY ADOPTED BY THE KNOX COUNTY BOARD OF EDUCATION; DECLARING THE INTENT OF THE COMMISSION TO FUND NECESSARY AND APPROPRIATE CAPITAL IMPROVEMENT PROJECTS IN THE AGGREGATE PRINCIPAL AMOUNT OF \$25,000,000.00, SUBJECT TO CERTAIN RESERVATIONS AND REQUIRED APPROVALS; AND, AUTHORIZING CERTAIN EXPENDITURES NECESSARY FOR THE PAYMENT OF PROFESSIONAL SERVICES IN CONNECTION WITH THE FURTHER DEVELOPMENT OF DESIGNS AND PLANS NECESSARY TO PREPARE A FINALIZED CAPITAL IMPROVEMENT BUDGET IN CONNECTION WITH THE IMPLEMENTATION OF THE AMENDED EQUAL EDUCATIONAL OPPORTUNITY PLAN - R-93-5-109:

Consideration of a resolution of the Commission of Knox County, Tennessee approving an amended Equal Educational Opportunity Plan, as previously adopted by the Knox County Board of Education; declaring the intent of the Commission to fund necessary and appropriate Capital Improvement Projects in the aggregate principal amount of \$25,000,000.00, subject to certain reservations and required approvals; and, authorizing certain expenditures necessary for the payment of professional services in connection with the further development of designs and plans necessary to prepare a finalized capital improvement budget in connection with the implementation of the amended Equal Educational Opportunity Plan was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve Resolution R-93-5-109 - Resolution of the Commission of Knox County, Tennessee approving an amended Equal Educational Opportunity Plan, as previously adopted by the Knox County Board of Education; declaring the intent of the Commission to fund necessary and appropriate Capital Improvement Projects in the aggregate principal amount of \$25,000,000.00, subject to certain reservations and required approvals; and, authorizing certain expenditures necessary for the payment of professional services in connection with the further development of designs and plans necessary to prepare a finalized capital improvement budget in connection with the implementation of the amended Equal Educational Opportunity Plan with the following amendment: all areas of the resolution that read "approving an amended Equal Educational Opportunity Plan" should be changed to read "amendments to the Equal Educational Opportunity Plan".

Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker and Bratton voted aye. Commissioners Flenniken and Pinkston voted no. The motion carried 17-2-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH ENGINEERING SERVICES GROUP, P.C. FOR RENOVATIONS AND ADDITIONS TO BEAUMONT ELEMENTARY SCHOOL - R-93-5-102:

Consideration of a resolution of the Commission of Knox County, Tennessee approving a contract with Engineering Services Group, P.C. for renovations and additions to Beaumont Elementary School was before the Board of Commissioners.

Mr. George Whedbee, Administrative Assistant to the Superintendent of Knox County Schools, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-5-102 - Resolution of the Commission of Knox County,

Tennessee approving a contract with Engineering Services Group, P.C. for renovations and additions to Beaumont Elementary School with the following amendment: Engineering Services Group, P.C. should be changed to C.F.J. Construction Company. Commissioner Bowden seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Dirl, Tindell, Norman and McMillan were absent from the vote. The motion carried 15-0-0-4.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH BREWSTER ROOFING COMPANY, INC. FOR PARTIAL RE-ROOFING OF CEDAR BLUFF PRIMARY SCHOOL - R-93-5-103:

Consideration of a resolution of the Commission of Knox County, Tennessee approving a contract with Brewster Roofing Company, Inc. for partial re-roofing of Cedar Bluff Primary School was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-5-103 - Resolution of the Commission of Knox County, Tennessee approving a contract with Brewster Roofing Company, Inc. for partial re-roofing of Cedar Bluff Primary School. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Dirl, Tindell, Norman and McMillan were absent from the vote. The motion carried 15-0-0-4.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH BREWSTER ROOFING COMPANY, INC. FOR RE-ROOFING OF CEDAR BLUFF MIDDLE SCHOOL - R-93-5-104:

Consideration of a resolution of the Commission of Knox County, Tennessee approving a contract with Brewster Roofing

Company, Inc. for re-roofing of Cedar Bluff Middle School was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-5-104 - Resolution of the Commission of Knox County, Tennessee approving a contract with Brewster Roofing Company, Inc. for re-roofing of Cedar Bluff Middle School. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Dirl, Tindell, Norman and McMillan were absent from the vote. The motion carried 15-0-0-4.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH CHARLES HOBSON COMPANY, INC. FOR THE CONSTRUCTION OF AN INTRODUCTION TO TECHNOLOGY LABORATORY AT VINE MIDDLE SCHOOL AND AUTHORIZING THE TRANSFER OF FUNDS IN THE AMOUNT OF \$148,213.00 - R-93-5-105:

Consideration of a resolution of the Commission of Knox County, Tennessee approving a contract with Charles Hobson Company, Inc. for the construction of an Introduction to Technology Laboratory at Vine Middle School and authorizing the transfer of funds in the amount of \$148,213.00 was before the Board of Commissioners.

Commissioner Bowden moved to approve Resolution R-93-5-105 - Resolution of the Commission of Knox County, Tennessee approving a contract with Charles Hobson Company, Inc. for the construction of an Introduction to Technology Laboratory at Vine Middle School and authorizing the transfer of funds in the amount of \$148,213.00. Commissioner Rogero seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Tindell and Norman were absent from the vote. The motion carried 17-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$165,000.00 FOR THE REPLACEMENT OF BLEACHERS AT BEARDEN HIGH SCHOOL AND CARTER HIGH SCHOOL - R-93-5-106:

Consideration of a resolution of the Commission of Knox County, Tennessee appropriating \$165,000.00 for the replacement of bleachers at Bearden High School and Carter High School was before the Board of Commissioners.

Commissioner Moody moved to approve Resolution R-93-5-106 - Resolution of the Commission of Knox County, Tennessee appropriating \$165,000.00 for the replacement of bleachers at Bearden High School and Carter High School and that the funds be appropriated from the School Board's Fund Balance of the Operation & Maintenance Budget. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE SALE OF A PARCEL OF LAND LOCATED AT THE NORTHWEST CORNER OF NORTHWEST MIDDLE SCHOOL - R-93-5-107:

Consideration of a resolution of the Commission of Knox County, Tennessee approving the sale of a parcel of land located at the northwest corner of Northwest Middle School was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-5-107 - Resolution of the Commission of Knox County, Tennessee approving the sale of a parcel of land located at the northwest corner of Northwest Middle School. Commissioner Bowden seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker,

Flenniken, Bratton and Pinkston voted aye. The motion carried
19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE AUTHORIZING THE SALE OF A KARNS HIGH
SCHOOL BUILDING TRADES HOUSE LOCATED AT 9225 HOLLANDER
DRIVE - R-93-5-108:

Consideration of a resolution of the Commission of Knox
County, Tennessee authorizing the sale of a Karns High School
Building Trades House located at 9225 Hollander Drive was before
the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution
R-93-5-108 - Resolution of the Commission of Knox County,
Tennessee authorizing the sale of a Karns High School Building
Trades House located at 9225 Hollander Drive. Commissioner Dirl
seconded the motion and upon roll call vote Commissioners Bowden,
Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale,
Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker,
Flenniken, Bratton and Pinkston voted aye. The motion carried
19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE ACCEPTING VARIOUS ROADS AS COUNTY
ROADS - R-93-5-110:

Consideration of a resolution of the Commission of Knox
County, Tennessee accepting various roads as county roads was
before the Board of Commissioners on first reading.

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

Commissioner Flenniken moved to approve Resolution
R-93-5-110 - Resolution of the Commission of Knox County,
Tennessee accepting various roads as county roads on first
reading. Commissioner Horner seconded the motion and upon roll
call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody,
Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner,

Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$10,000,000.00 GENERAL OBLIGATION BONDS OF KNOX COUNTY, TENNESSEE - R-93-5-111A

AND

CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING THE ISSUANCE, SALE AND PAYMENT OF INTEREST BEARING KNOX COUNTY ROAD IMPROVEMENT BONDS, SERIES 1993 BOND ANTICIPATION NOTES, NOT TO EXCEED \$10,000,000.00 - R-93-5-111B:

Consideration of a resolution of the Commission of Knox County, Tennessee authorizing the issuance of not exceeding \$10,000,000.00 General Obligation Bonds of Knox County, Tennessee; and consideration of a resolution of the Commission of Knox County, Tennessee authorizing the issuance, sale and payment of interest bearing Knox County Road Improvement Bonds, Series 1993 Bond Anticipation Notes, not to exceed \$10,000,000.00 was before the Board of Commissioners.

Ms. Kathy Hamilton, Knox County Finance Director, and Mr. Hollis McPhetridge, Knox County Highway Director, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-5-111A - Resolution of the Commission of Knox County, Tennessee authorizing the issuance of not exceeding \$10,000,000.00 General Obligation Bonds of Knox County, Tennessee; and Resolution R-93-5-111B - Resolution of the Commission of Knox County, Tennessee authorizing the issuance, sale and payment of interest bearing Knox County Road Improvement Bonds, Series 1993 Bond Anticipation Notes, not to exceed \$10,000,000.00. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague,

Horner, Cooper, McMillan, Bratton and Pinkston voted aye.
Commissioner Flenniken abstained from voting. Commissioner
Walker was absent from the vote. The motion carried 17-0-1-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE APPROVING AN ENGINEERING CONTRACT
WITH WILBUR SMITH ASSOCIATES, INC. IN THE AMOUNT OF
\$381,000.00 FOR PHASE II OF THE EBENEZER/PETERS ROAD
IMPROVEMENT PROJECT - R-93-5-112:

Consideration of a resolution of the Commission of Knox
County, Tennessee approving an engineering contract with Wilbur
Smith Associates, Inc. in the amount of \$381,000.00 for Phase II
of the Ebenezer/Peters Road Improvement Project was before the
Board of Commissioners.

Commissioner Leuthold moved to approve Resolution
R-93-5-112 - Resolution of the Commission of Knox County,
Tennessee approving an engineering contract with Wilbur Smith
Associates, Inc. in the amount of \$381,000.00 for Phase II of the
Ebenezer/Peters Road Improvement Project. Commissioner Ragsdale
seconded the motion and upon roll call vote Commissioners Bowden,
Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale,
Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker,
Flenniken, Bratton and Pinkston voted aye. The motion carried
19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE APPROVING A CONSTRUCTION CONTRACT
WITH RENFRO CONSTRUCTION COMPANY, INC. IN THE AMOUNT OF
\$3,194,838.64 FOR PHASE II OF THE EBENEZER/PETERS ROAD
IMPROVEMENTS PROJECT - R-93-5-113:

Consideration of a resolution of the Commission of Knox
County, Tennessee approving a construction contract with Renfro
Construction Company, Inc. in the amount of \$3,194,838.64 for
Phase II of the Ebenezer/Peters Road Improvements Project was
before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-5-113 - Resolution of the Commission of Knox County, Tennessee approving a construction contract with Renfro Construction Company, Inc. in the amount of \$3,194,838.64 for Phase II of the Ebenezer/Peters Road Improvements Project. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A UTILITY RELOCATION CONTRACT WITH FIRST UTILITY DISTRICT OF KNOX COUNTY, TENNESSEE IN THE AMOUNT OF \$75,700.00 FOR RELOCATION OF FACILITIES FOR PHASE II AND PHASE III OF THE EBENEZER ROAD IMPROVEMENT PROJECT - R-93-5-114:

Consideration of a resolution of the Commission of Knox County, Tennessee approving a utility relocation contract with First Utility District of Knox County, Tennessee in the amount of \$75,700.00 for relocation of facilities for Phase II and Phase III of the Ebenezer Road Improvement Project was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-5-114 - Resolution of the Commission of Knox County, Tennessee approving a utility relocation contract with First Utility District of Knox County, Tennessee in the amount of \$75,700.00 for relocation of facilities for Phase II and Phase III of the Ebenezer Road Improvement Project. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING CHANGE ORDERS TO THE CONSTRUCTION MANAGER'S CONTRACT FOR THE PENAL FARM PROJECT IN THE AMOUNT OF \$662,273.00 - R-93-5-115:

Consideration of a resolution of the Commission of Knox County, Tennessee approving change orders to the Construction Manager's contract for the Penal Farm Project in the amount of \$662,273.00 was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-5-115 - Resolution of the Commission of Knox County, Tennessee approving change orders to the Construction Manager's contract for the Penal Farm Project in the amount of \$662,273.00. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Ragsdale recused himself from the vote. The motion carried 18-0-1-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CHANGE ORDER IN THE AMOUNT OF \$32,652.00 FOR THE HEALTH DEPARTMENT PARKING FACILITY PROJECT - R-93-5-116:

Consideration of a resolution of the Commission of Knox County, Tennessee approving a change order in the amount of \$32,652.00 for the Health Department parking facility project was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-5-116 - Resolution of the Commission of Knox County, Tennessee approving a change order in the amount of \$32,652.00 for the Health Department parking facility project. Commissioner Walker seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY AUTHORIZING KNOX COUNTY TO ENTER INTO A LEASE AGREEMENT WITH INSURANCE ADMINISTRATORS, INC. FOR OFFICE SPACE FOR THE COMMUNITY ALTERNATIVES TO PRISON PROGRAM - R-93-5-117:

Consideration of a resolution of the Commission of Knox County authorizing Knox County to enter into a lease agreement with Insurance Administrators, Inc. for office space for the Community Alternatives to Prison Program was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-5-117 - Resolution of the Commission of Knox County authorizing Knox County to enter into a lease agreement with Insurance Administrators, Inc. for office space for the Community Alternatives to Prison Program. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE CONFIRMING THE SALE OF THE FORMER BURLINGTON BRANCH LIBRARY BUILDING - R-93-5-118:

Consideration of a resolution of the Commission of Knox County, Tennessee confirming the sale of the former Burlington Branch Library Building was before the Board of Commissioners.

Reverend Dr. Jerry Blackman, Sr. was present and spoke on the matter.

Commissioner Horner moved to approve Resolution R-93-5-118 - Resolution of the Commission of Knox County, Tennessee confirming the sale of the former Burlington Branch Library Building. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague,

Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH LASER GRAPHICS SYSTEMS AND SERVICES FOR MICROGRAPHICS EQUIPMENT - R-93-5-119:

Consideration of a resolution of the Commission of Knox County, Tennessee approving a contract with Laser Graphics Systems and Services for micrographics equipment was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-5-119 - Resolution of the Commission of Knox County, Tennessee approving a contract with Laser Graphics Systems and Services for micrographics equipment with the following amendment: all areas of the resolution that read "Laser Graphics Systems and Services" should be changed to read "Kodak c/o Laser Graphics Systems and Services". Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE URGING THE UNITED STATES CONGRESS TO SUPPORT THE EXTENSION OF AMTRAK RAIL SERVICE BETWEEN NEW YORK AND ATLANTA OR BIRMINGHAM THROUGH KNOXVILLE, TENNESSEE - R-93-5-120:

Consideration of a resolution of the Commission of Knox County, Tennessee urging the United States Congress to support the extension of Amtrak Rail Service between New York and Atlanta or Birmingham through Knoxville, Tennessee was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Resolution R-93-5-120 - Resolution of the Commission of Knox County,

Tennessee urging the United States Congress to support the extension of Amtrak Rail Service between New York and Atlanta or Birmingham through Knoxville, Tennessee. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY APPROVING A CONTRACT FOR AUDIT SERVICES -

R-93-5-121:

Consideration of a resolution of the Commission of Knox County approving a contract for audit services was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-5-121 - Resolution of the Commission of Knox County approving a contract for audit services. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner May voted no. Commissioner Ragsdale abstained from voting. The motion carried 17-1-1-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE PROHIBITING SMOKING IN ALL COUNTY FACILITIES - R-93-5-124:

Consideration of a resolution of the Commission of Knox County, Tennessee prohibiting smoking in all county facilities was before the Board of Commissioners.

Commissioner May moved to approve Resolution R-93-5-124 Resolution of the Commission of Knox County, Tennessee prohibiting smoking in all county facilities. Commissioner Flenniken seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman,

DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING THE EXECUTION OF AN EASEMENT TO THE CITY OF KNOXVILLE FOR DRAINAGE IMPROVEMENTS ALONG A PORTION OF THE NORWOOD ELEMENTARY SCHOOL PROPERTY - R-93-5-133:

Consideration of a resolution of the Commission of Knox County, Tennessee authorizing the execution of an easement to the City of Knoxville for drainage improvements along a portion of the Norwood Elementary School property was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-5-133 - Resolution of the Commission of Knox County, Tennessee authorizing the execution of an easement to the City of Knoxville for drainage improvements along a portion of the Norwood Elementary School property. Commissioner Moody seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING AN AMOUNT NOT TO EXCEED \$17,500.00 FOR THE PURCHASE OF LAND BY THE BOARD OF EDUCATION IN THE GIBBS COMMUNITY - R-93-5-136:

Consideration of a resolution of the Commission of Knox County, Tennessee appropriating an amount not to exceed \$17,500.00 for the purchase of land by the Board of Education in the Gibbs Community was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-5-136 - Resolution of the Commission of Knox County, Tennessee appropriating an amount not to exceed \$17,500.00 for

the purchase of land by the Board of Education in the Gibbs Community. Commissioner Walker seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$66,000.00 FROM THE GENERAL FUND BUDGET FOR A MAIL PROCESSOR AND APPROVING A CONTRACT WITH PITNEY BOWES INC. - R-93-5-137:

Consideration of the Commission of Knox County, Tennessee appropriating \$66,000.00 from the General Fund Budget for a mail processor and approving a contract with Pitney Bowes Inc. was before the Board of Commissioners.

Mr. Bob Thomas, Assistant Superintendent/Business Manager of Knox County Schools, Mr. Joe Hamby, Knox County Personnel, Mr. George Pompay, General Sales Manager at Pittney Bowes, and Mr. Mike Padgett, Knox County Clerk, were present and spoke on the matter.

Commissioner Horner moved to withdraw this item from the agenda. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING ORDINANCE #0-90-9-112 SO AS TO ADD A BAN ON OPEN CONTAINERS OF ALCOHOLIC BEVERAGES IN MOVING VEHICLES - 0-93-5-101 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Ordinance #0-90-9-112 so as to add a ban on open containers of alcoholic beverages in moving vehicles was before the Board of Commissioners on first reading.

Commissioner Bratton moved to approve Ordinance 0-93-5-101 - Ordinance of the Commission of Knox County, Tennessee amending Ordinance #0-90-9-112 so as to add a ban on first reading open containers of alcoholic beverages in moving vehicles with the following amendment: add the following language to page 2, Section 13-6 (B): "other than the manufacturers unopened original container"; and delete Section 13-6 - Sub-paragraph (C). Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING A TECHNICAL CORRECTION OF ORDINANCE 0-92-3-102 WHICH AMENDED ORDINANCE 0-90-10-104 (THE KNOX COUNTY PERSONNEL PLAN) - 0-93-3-101 - (THIRD READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee authorizing a technical correction of Ordinance 0-92-3-102 which amended Ordinance 0-90-10-104 (the Knox County Personnel Plan) was before the Board of Commissioners on third reading.

Commissioner Teague moved to approve Ordinance 0-93-3-101 - Ordinance of the Commission of Knox County, Tennessee authorizing a technical correction of Ordinance 0-92-3-102 which amended Ordinance 0-90-10-104 (the Knox County Personnel Plan) on third reading. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING ORDINANCE O-90-9-113, AS AMENDED BY ORDINANCES O-91-4-102, O-92-2-102, AND O-92-5-104 INCREASING THE SEALED BID LIMIT REQUIREMENT FROM \$2,500.00 TO \$5,000.00 - O-93-3-103 - (THIRD READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Ordinance O-90-9-113, as amended by Ordinances O-91-4-102, O-92-2-102, and O-92-5-104 increasing the sealed bid limit requirement from \$2,500.00 to \$5,000.00 was before the Board of Commissioners on third reading.

Commissioner Leuthold moved to approve Ordinance O-93-3-103 - Ordinance of the Commission of Knox County, Tennessee amending Ordinance O-90-9-113, as amended by Ordinances O-91-4-102, O-92-2-102, and O-92-5-104 increasing the sealed bid limit requirement from \$2,500.00 to \$5,000.00 on third reading. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: TAX REFUNDS:

A. County Clerk:

Mr. Mike Padgett, Knox County Clerk, reported no tax refunds from his office.

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B. Trustee:

Mr. Mike Padgett, Knox County Clerk, reported the following tax refunds from the Trustee's Office: Rebecca Hensley in the amount of \$202.41; and Concord Grading in the amount of \$292.79.

Commissioner Leuthold moved to approve the following tax refunds from the Trustee's Office: Rebecca Hensley in the amount of \$202.41; and Concord Grading in the amount of \$292.79.

Commissioner Tindell seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: NOTARY PUBLIC APPLICATIONS:

Mr. Mike Padgett, Knox County Clerk, reported 144 applications for Notary Public.

Commissioner Horner moved to approve 144 applications for Notary Public. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ROLL CALL (1:30 P.M.):

Mr. Mike Padgett, Knox County Clerk, called the roll. Those Commissioners responding were Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston. Commissioners Dirl and May arrived later in the meeting.

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IN RE: REZONING REQUESTS:

1. Consideration of a resolution of the Commission of Knox County approving the request of J.B. Turnmire for variance of the Knox County Zoning Regulations appealing MPC's decision for denial of Use on Review was before the Board of Commissioners. Property located at 1921 John Sevier Highway, CLT Map 111, parcel 36.05, lot size 18+ acres. Property zoned Agricultural, 9th Commission District.

Mr. Mike Moyers, Knox County Chief Deputy Law Director, was present and swore in those who were to testify in the matter.

Mr. Norman Whitaker, Executive Director of Metropolitan Planning Commission, was present and spoke on the matter.

Mr. John Valliant, Attorney representing J.B. Turnmire, was present and spoke on behalf of the request.

Mr. John King, Attorney representing John Sevier Homeowners Association, was present and spoke in opposition to the request.

Mr. Robert Hill, concerned citizen, Mr. Glenn Manis, French Broad Sand Company, Dr. J.B. Turnmire, applicant, were present and spoke on the matter.

Mr. Tony Brooks and Mr. Gene Burgin, area residents, were present and spoke in opposition to the request.

Commissioner Flenniken moved to withdraw this item from the agenda. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Rogero, DeSelm, Ragsdale, Leuthold, Horner, Cooper, Flenniken, Bratton and Pinkston voted aye. Commissioners Bowden, Tindell, Moody, Norman, Cawood, Teague, McMillan and Walker voted no. Commissioners Dirl and May were absent from the vote. The motion failed 9-8-0-2 for lack of majority vote.

Commissioner DeSelm moved to approve Resolution R-93-5-125 - Resolution of the Commission of Knox County approving the request of J.B. Turnmire for variance of the Knox County Zoning Regulations appealing MPC's decision for denial of Use on Review. Commissioner Bowden seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Tindell, Moody, Norman, Cawood, Teague, Cooper, McMillan and Walker voted aye. Commissioners Rogero, DeSelm, May, Ragsdale, Leuthold, Horner, Flenniken, Bratton and Pinkston voted no. The motion carried 10-9-0-0. Property located at 1921 John Sevier Highway, CLT Map 111, parcel 36.05, lot size 18+ acres. Property zoned Agricultural, 9th Commission District.

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2. Consideration of a resolution of the Commission of Knox County approving the request of Byington Partnership, Inc. for rezoning from PC Planned Commercial Zone to PR Planned Residential Zone was before the Board of Commissioners. Property

fronting approximately 1680' south side Hardin Valley Road, fronting approximately 400' west side Middlebrook Pike by widths south side approximately 1290' & 1000', west side approximately 900', part of parcel 82.01, CLT Map 104, Northwest County Sector Plan, 6th Commission District.

Commissioner Cawood moved to defer until the June 1993 Board of Commissioners meeting Resolution R-93-5-126 - Resolution of the Commission of Knox County approving the request of Byington Partnership, Inc. for rezoning from PC Planned Commercial Zone to PR Planned Residential Zone. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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3. Consideration of a resolution of the Commission of Knox County approving the request of James Curtis Mullins for rezoning from RA Low Density Residential Zone to CA General Business Zone was before the Board of Commissioners. Property located northwest side Greenway Drive, southwest side New Beverly Baptist Church Road, parcel 6, CLT Map 59, 7th Commission District, North City Sector Plan.

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

Commissioner Horner moved to approve Resolution R-93-5-127 - Resolution of the Commission of Knox County approving the request of James Curtis Mullins for rezoning from RA Low Density Residential Zone to CA General Business Zone as per MPC's recommendation. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0. Property located northwest side Greenway Drive, southwest side

New Beverly Baptist Church Road, parcel 6, CLT Map 59, 7th
Commission District, North City Sector Plan.

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4. Consideration of a resolution of the Commission of
Knox County approving the request of David Trantanella for
rezoning from A Agricultural Zone to RA Low Density Residential
Zone was before the Board of Commissioners. Property located
northeast side Fairview Road, 2150' northeast of Tazewell Pike,
part of parcel 126, CLT Map 21, 8th Commission District,
Northeast County Sector Plan.

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

Commissioner Walker moved to approve Resolution
R-93-5-128 - Resolution of the Commission of Knox County
approving the request of David Trantanella for rezoning from A
Agricultural Zone to RA Low Density Residential Zone as per MPC's
recommendation. Commissioner McMillan seconded the motion and
upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell,
Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague,
Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston
voted aye. The motion carried 19-0-0-0. Property located
northeast side Fairview Road, 2150' northeast of Tazewell Pike,
part of parcel 126, CLT Map 21, 8th Commission District,
Northeast County Sector Plan.

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5. Consideration of a resolution of the Commission of
Knox County approving the request of Ronald W. Todd for rezoning
from A Agricultural Zone to RB General Residential Zone was
before the Board of Commissioners. Property located northwest
side Bell Campground Road, 900' southwest of Bethel Place, part
of parcel 1.08, CLT Maps 55 & 56, 6th Commission District, North
County Sector Plan.

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

Commissioner Cawood moved to approve Resolution

R-93-5-129 - Resolution of the Commission of Knox County approving the request of Ronald W. Todd for rezoning from A Agricultural Zone to RB General Residential Zone as per MPC's recommendation to approve lot number 1-R1 to RB General Residential Zone and leave the remaining portion of the property A Agricultural. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0. Property located northwest side Bell Campground Road, 900' southwest of Bethel Place, part of parcel 1.08, CLT Maps 55 & 56, 6th Commission District, North County Sector Plan.

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6. Consideration of a resolution of the Commission of Knox County approving the request of William David Hurst for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located northeast side McCloud Road, 1090' northwest of Gray Road, parcel 242, CLT Map 28, 8th Commission District, North County Sector Plan.

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

Commissioner Horner moved to approve Resolution R-93-5-130 - Resolution of the Commission of Knox County approving the request of William David Hurst for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per MPC's recommendation. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0. Property located northeast side McCloud Road, 1090' northwest of Gray Road, parcel 242, CLT Map 28, 8th Commission District, North County Sector Plan.

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7. Consideration of a resolution of the Commission of Knox County approving the request of John Spangler for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located northwest side Ruggles Ferry Pike, west side Wooddale Road, parcel 18, CLT Map 61, 8th Commission District, East County Sector Plan.

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

Commissioner Walker moved to approve Resolution R-93-5-131 - Resolution of the Commission of Knox County approving the request of John Spangler for rezoning from A Agricultural Zone to RA Low Density Residential Zone. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0. Property located northwest side Ruggles Ferry Pike, west side Wooddale Road, parcel 18, CLT Map 61, 8th Commission District, East County Sector Plan.

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8. Consideration of a resolution of the Commission of Knox County approving the request of Clarence E. & Joyce B. Packer for rezoning from A Agricultural Zone to OB Office, Medical & Related Services Zone was before the Board of Commissioners. Property located Southeast side Oak Ridge Highway, 890' west of Gray-Hendrix Road, parcel 6, CLT Map 91, 6th Commission District, Northwest County Sector Plan.

Commissioner Cawood moved to defer until the June 1993 Board of Commissioners meeting Resolution R-93-5-132 - Resolution of the Commission of Knox County approving the request of Clarence E. & Joyce B. Packer for rezoning from A Agricultural Zone to OB Office, Medical & Related Services Zone. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May,

Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: REZONING APPEALS:

1. Consideration of a resolution of the Commission of Knox County approving the appeal of William H., John M. and Frank S. Niceley for rezoning from A Agricultural Zone to CA General Commercial Zone was before the Board of Commissioners. Property located southeast side Rutledge Pike, northeast side Mine Road, northeast side Old Rutledge Pike, part of parcel 68, CLT Map 32, 8th Commission District, Northeast County Sector Plan.

Mr. Stephen Garrett, Attorney representing community homeowners, was present and spoke in opposition to the appeal.

Commissioner Walker moved to uphold MPC's decision and deny the appeal of William H., John M. and Frank S. Niceley for rezoning from A Agricultural Zone to CA General Commercial Zone. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0. Property located southeast side Rutledge Pike, northeast side Mine Road, northeast side Old Rutledge Pike, part of parcel 68, CLT Map 32, 8th Commission District, Northeast County Sector Plan.

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IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING ARTICLE 5 OF THE KNOX COUNTY ZONING ORDINANCE (O-90-9-103) TO PROVIDE FOR VETERINARY CLINICS AND ANIMAL HOSPITALS - O-93-4-101 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Article 5 of the Knox County Zoning

Ordinance (O-90-9-103) to provide Veterinary Clinics and Animal Hospitals was before the Board of Commissioners on second reading.

Commissioner Horner moved to approve Ordinance O-93-4-101 - Ordinance of the Commission of Knox County, Tennessee amending Article 5 of the Knox County Zoning Ordinance (O-90-9-130) to provide Veterinary Clinics and Animal Hospitals on second reading. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: PLAN AND PLAN AMENDMENTS:

Consideration of the approval of the North City Sector Plan was before the Board of Commissioners.

Commissioner Horner moved to approve the North City Sector Plan. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ADJOURNMENT:

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

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KNOX COUNTY BOARD OF COMMISSIONERS

LEO COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Special Session on Monday, June 1, 1993 at 12:00 noon in the Small Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston. Also present were Mr. Dwight Kessel, Knox County Executive, Ms. Kathy Hamilton, Director, Knox County Finance, Mr. Richard Beeler, Knox County Law Director and news media.

Commissioner Cooper, Chairman, presided.

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

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IN RE: Ms. Martha Smiddy, Administrative Assistant, called the roll.

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IN RE: TO PRESENT THE 1993-1994 BUDGET FOR KNOX COUNTY GOVERNMENT:

Consideration of presenting the 1993-1994 budget for Knox County Government was before the Board of Commissioners.

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

Ms. Kathy Hamilton, Director, Knox County Finance, was present and spoke on the matter.

Commissioner Horner moved to receive the budget for 1993-1994 for Knox County Government and refer to the Finance Committee. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ADJOURNMENT:

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

KNOX COUNTY BOARD OF COMMISSIONERS



LEO COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Special Session on Thursday, June 24, 1993 at 8:30 a.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston. Also present were Mr. Dwight Kessel, Knox County Executive, Mr. Richard Beeler, Knox County Law Director, Ms. Kathy Hamilton, Director, Knox County Finance, Mrs. Martha Smiddy, Administrative Assistant to Knox County Clerk Mike Padgett and news media.

Commissioner Cooper, Chairman, presided.

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

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IN RE: ROLL CALL:

Mrs. Martha Smiddy, Administrative Assistant, to Knox County Clerk Mike Padgett, called the roll.

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IN RE: DELEGATIONS TO BE HEARD:

1. Mr. Sam Beale, concerned citizen, was present and spoke on tax increases.
2. Mr. Martin Zimmerman, concerned citizen, was present and spoke on tax increases.
3. Mr. Doug Nichol, Chairman of the Sheriff's Merit Council, was present and spoke on the salary increases for the Administrative Assistant and Personnel Specialist.
4. Ms. Yvonne Easley, Assistant President, Knoxville College, was present and spoke on the Afro American Appalachian Arts Organization.

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IN RE: CONSIDERATION OF THE 1993-1994 BUDGET:

Consideration of the 1993-1994 budget for Knox County was before the Board of Commissioners.

Ms. Kathy Hamilton, Director, Knox County Finance, was

present and spoke on the matter.

Commissioner Leuthold moved to approve the 1993-1994 budget recommended by Mr. Dwight Kessel, Knox County Executive, with the following changes from the Finance Committee:

1. Add cost of term life insurance for employees back into the budget by adding a revenue item of forfeitures on the new pension system of an equal amount of approximately \$200.00.
2. Reduce general county employee raises from \$900.00 to \$700.00.
3. Reduce Metropolitan Planning Commission's budget by \$20,000.00
4. Reduce by \$125,000.00 the County Commission budget for contract services to use the funds as follows:

Helen Ross McNabb capital	\$50,000.00
Henel Ross McNabb operating	\$10,000.00
Volunteer Rescue Squad	\$ 5,000.00
Ramsey House	\$ 2,000.00
Bijou Theatre	\$ 4,000.00
Knoxville Opera	\$ 1,000.00
James White Fort	\$ 2,000.00
Dance Ensemble	\$ 2,000.00
Blount Mansion operating	\$ 2,000.00
Ijams	\$ 2,000.00
Knoxville Women's Center	\$ 1,900.00
Sexual Assault	\$ 1,630.00
Beautification Board	\$ 500.00
Beck Cultural Center	\$ 500.00
Afro American Appalachian Arts	\$ 5,000.00
5. Reduce Sheriff's Department Correction account by \$360,000.00.
6. Limit the net increase authorized full time correction employees by the Sheriff from 226 to 180.
7. Add \$50,000.00 for court officers for additional employees.
8. Take the total of \$553,485.00 from above reductions

and add to the Schools Operating and Maintenance Budget.

9. Add \$22,500.00 to the Knoxville Symphony.

10. Add \$2,500.00 to Channel 15.

Commissioner DeSelm seconded the motion.

Commissioner May moved for call for the question to close debate. The motion was seconded. Upon roll call vote Commissioners Tindell, Moody, Norman, May, Ragsdale, Cawood, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Bowden, Rogero, DeSelm, Leuthold, Teague, Horner and Cooper voted no. Commissioner Dirl was absent from the vote. The motion failed

11-7-0-1 for lack of 2/3 vote.

Commissioner Bratton moved as amendment 1 to remove a total of \$72,030.00 in the following accounts and vote on these individually. Commissioner Ragsdale seconded the motion.

account #54420-Reduce Volunteer Rescue Squad by \$5,000.00

account 55330-Reduce Helen Ross McNabb operating and capital by \$60,000.00

account 56910-Reduce Beck Cultural Center by \$500.00

account 56910-Reduce WKOP-TV Channel 15 by \$2,500.00

account 56910-Reduce Beautification Board by \$500.00

account 55910-Reduce Knoxville Women's Center by \$1,900.00

account 55910-Reduce Sexual Assault Crisis Center by \$1,630.00.

1. On the motion to reduce Volunteer Rescue Squad \$5,000.00 upon roll call vote Commissioners Norman, May, Ragsdale, Cawood, Cooper, Flenniken, Bratton and Pinkston voted aye. Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm, Leuthold, Teague, Horner, McMillan and Walker voted no. The motion failed 8-11-0-0.

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2. On the motion to reduce Knoxville Women's Center \$1,900.00 upon roll call vote Commissioners Norman, May, Ragsdale, Cawood, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Bowden, Dirl, Rogero,

Tindell, Moody, DeSelm, Leuthold, Teague and Horner voted no.
The motion carries 10-9-0-0.

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3. On the motion to reduce Sexual Assault Crisis Center \$1,630.00 upon roll call vote Commissioners Norman, Ragsdale, Cawood, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm, May, Leuthold, Teague and Horner voted no. The motion failed

9-10-0-0.

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4. On the motion to reduce Helen Ross McNabb capital \$50,000.00 upon roll call vote Commissioners Norman, Cawood, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Teague, Horner and Cooper voted no. Commissioner McMillan abstained from the vote. The motion failed 6-12-1-0.

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5. On the motion to reduce Helen Ross McNabb operating \$10,000.00 upon roll call vote Commissioners Norman, Cawood, Cooper, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Teague, Horner and McMillan voted no. The motion failed 7-12-0-0.

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6. On the motion to reduce Beck Cultural Center \$500.00 upon roll call vote Commissioners Norman, Cawood, Flenniken, Bratton and Pinkston voted aye. Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Teague, Horner, Cooper, McMillan, and Walker voted no. The motion failed 5-14-0-0.

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7. On the motion to reduce WKOP TV Channel 15 \$2,500.00 upon roll call vote Commissioners Norman, May, Ragsdale, Cawood, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm,

Leuthold, Teague, Horner and Cooper voted no. The motion failed 9-10-0-0.

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8. On the motion to reduce Beautification Board \$500.00 upon roll call vote Commissioners Norman, Ragsdale, Cawood, Flenniken, Bratton and Pinkston voted aye. Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm, Leuthold, Horner and Cooper voted no. Commissioners May, Teague, McMillan and Walker abstained from the vote. The motion failed 6-9-4-0.

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Commissioner Walker moved to reconsider the reduction of the Knoxville Women's Center and to add \$1,900.00 back into the budget. Commissioner Bowden seconded the motion and upon voice vote

The motion carried 16-2-1-0. Commissioners Bratton and Pinkston voted no. Commissioner Flenniken abstained from the vote.

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Commissioner Walker moved to restore back into the budget \$1,900.00 for the Knoxville Women's Center. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Teague, Horner, Cooper, McMillan, Walker voted aye. Commissioners Cawood, Flenniken, Bratton and Pinkston voted no. The motion carried 15-4-0-0.

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Upon the original motion by Commissioner Leuthold and seconded by Commissioner DeSelm to approve the 1993-1994 budget as recommend by Mr. Dwight Kessel, Knox County Executive, with the following changes from the Knox County Finance Committee.

1. Add cost of term life insurance for employees back into the budget by adding a revenue item of forfeitures on the new pension system of an equal amount of approximately \$200,000.00

2. Reduce general county employee raises from \$900.00 to \$700.00.

3. Reduce Metropolitan Planning Commission's budget by \$20,000.00
4. Reduce by \$125,000.00 the County Commission budget for contract services to use the funds as follows:

Helen Ross McNabb capital	\$50,000.00
Henel Ross McNabb operating	\$10,000.00
Volunteer Rescue Squad	\$ 5,000.00
Ramsey House	\$ 2,000.00
Bijou Theatre	\$ 4,000.00
Knoxville Opera	\$ 1,000.00
James White Fort	\$ 2,000.00
Dance Emsemble	\$ 2,000.00
Blount Mansion operating	\$ 2,000.00
Ijams	\$ 2,000.00
Knoxville Women's Center	\$ 1,900.00
Sexual Assault	\$ 1,630.00
Beautification Board	\$ 500.00
Beck Cultural Center	\$ 500.00
Afro American Appalachian Arts	\$ 5,000.00

5. Reduce Sheriff's Department Correction account by \$360,000.00
6. Limit the net increase authorized full time correction employees by the Sheriff from 226 to 180.
7. Add \$50,000.00 for court officers for additional employees.
8. Take the total of \$553,485.00 from the above reductions and add to the Schools Operating and Maintenance Budget.
9. Add \$22,5000.00 to the Knoxville Symphony.
10. Add \$2,500.00 to Channel 15

Commissioner Tindell moved to recess the Board of Commissioners meeting until Monday, June 28, 1993 following the zonings to be heard in the afternoon session of regular Board of Commissioners meeting. Commissioner Horner seconded the motion and upon roll call vote Commissioners Dirl, Rogero, Tindell, Norman, Teague, Horner, Cooper, McMillan, Walker and Flenniken

voted aye. Commissioners Bowden, Moody, DeSelm, May, Ragsdale, Cawood, Bratton and Pinkston voted no. Commissioner Leuthold abstained from the vote. The motion carried 10-8-1-0.

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The Board of Commissioners recessed until Monday, June 28, 1993.

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, June 28, 1993 at 9:00 a.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston. Also present were Mr. Dwight Kessel, Knox County Executive, Mr. Richard Beeler, Knox County Law Director and Mrs. Martha Smiddy, Administrative Assistant of Knox County Clerk Mike Padgett and news media.

Commissioner Cooper, Chairman, presided.

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

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IN RE: ROLL CALL:

Mrs. Martha Smiddy, Administrative Assistant, to Knox County Clerk Mike Padgett, called the roll.

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IN RE: DEVOTIONAL:

Reverend Albert Pierson, Newhope Presbyterian Church gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Rudy Dirl led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

Without objection, Commissioner Cooper amended the agenda as follows:

1. Add Resolution R-93-6-138 - Resolution authorizing the continuing application of the Tennessee Home Improvement Contractors Act to Knox County.

2. Defer Resolution R-93-6-120 - Resolution of the Commission of Knox County, Tennessee closing Hillcrest Construction Fund to the July regular session of Board of Commissioners.

3. Defer Resolution R-93-6-118 - Resolution of the Commission of Knox County, Tennessee approving a proposed agreement with City of Knoxville on Pension issues and unification of government to the July regular session of Board of Commissioners.

4. Commissioner Flenniken moved to delete from the morning session of Board of Commissioners R-93-6-123 - Resolution of the Commission of Knox County, Tennessee establishing a General County Budget and making appropriations from the several funds for departments, institutions, offices and agencies of Knox County, Tennessee, for the Fiscal Year beginning July 1, 1993 and ending June 30, 1994 and R-93-6-124 - Resolution of the Commission of Knox County, Tennessee establishing the Knox County Tax Rates for the fiscal year beginning July 1, 1993 and ending June 30, 1994 and will be taken up in the recess session after zonings. Commissioner Moody seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-1-0-0. Commissioner DeSelm voted no.

5. Move R-93-6-138 - Resolution of the Commission of Knox County, Tennessee continuing application of the Tennessee Home Improvement Contractors Act to Knox County.

6. Move R-93-6-115 - Resolution of the Commission of Knox County, Tennessee approving a Professional Services Contract with Joyce, Meridith, Flitcraft, Crandall, and Normand for collection of Child Support to the top of the agenda.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on May 24, 1993 (regular session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on May 24, 1993 (regular session).

Commissioner Flenniken seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: REPORTS OF COMMITTEE:

A. The Report of the Finance Committee was before the Board of Commissioners.

No report was given.

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B. The Report of the Economic Development Committee was before the Board of Commissioners.

No report was given.

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C. The Report of the Education Committee was before the Board of Commissioners.

No report was given.

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D. The Report of the Intergovernmental Committee was before the Board of Commissioners.

No report was given.

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E. The Report of the Community Services and Personnel Committee was before the Board of Commissioners.

No report was given.

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F. The Report of the Tennessee County Services Association was before the Board of Commissioners.

No report was given.

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G. The Report of the National Association of Counties was before the Board of Commissioners.

No report was given.

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H. The Report of the Cable TV Committee was before the Board of Commissioners.

No report was given.

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IN RE: ELECTIONS AND APPOINTMENTS:

CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPOINTING ONE MEMBER TO THE EAST TENNESSEE REGIONAL JUVENILE DETENTION CENTER BOARD OF TRUSTEES: R-93-6-101:

Consideration of a Resolution of the Commission of Knox County, Tennessee appointing one member to the East Tennessee Regional Juvenile Detention Center Board of Trustees was before the Board of Commissioners.

Commissioner Flenniken moved to approve R-93-6-101 - Resolution of the Commission of Knox County, Tennessee appointing one member to the East Tennessee Regional Juvenile Detention Center Board of Trustees appointing Irene Meadows. Commissioner Pinkston seconded the motion.

Commissioner Dirl moved that nominations close and Mrs. Meadows be elected by acclamation. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPOINTING FOUR MEMBERS TO THE KNOX COUNTY LIBRARY BOARD OF TRUSTEES: R-93-6-102:

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

Commissioner Flenniken moved to approve R-93-6-102 -

Resolution of the Commission of Knox County, Tennessee appointing four members to the Knox County Library Board of Trustees the following names Charles Davenport, Eddie Mae Robinson, Auvergne Schultz and Millie McBride. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE : CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPOINTING TWO MEMBERS TO THE KNOX COUNTY PERSONNEL BOARD: R-93-6-103:

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

Commissioner Flenniken moved to approve R-93-6-103 - Resolution of the Commission of Knox County, Tennessee appointing two members to the Knox County Personnel Board the following: Ms. Donna Cobble and Mr. John Jackson. Commissioner Bowden seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: DRIVES AND ROADS:

A. To be accepted as completed.

1. Royal Springs Boulevard Castlegate Subdivision (Phase II), Unit II, 440 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. COPA Properties, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Horner moved to accept as completed

Royal Springs Boulevard Castlegate Subdivision (Phase II), Unit II, 440 feet in length with a 50 foot right of way. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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2. Castlegate Boulevard Castlegate Subdivision (Phase II), Unit II, 495 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. COPA Properties, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Horner moved to accept as completed Castlegate Boulevard Castlegate Subdivision (Phase II), Unit II, 495 feet in length with a 50 foot right of way. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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3. Calibur Circle, Castlegate Subdivision (Phase II), Unit II, 147 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. COPA Properties, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Horner moved to accept as completed Calibur Circle, Castlegate Subdivision (Phase II), Unit II, 147 feet in length with a 50 foot right of way. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale,

Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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4. Mount Pleasant Road, Mount Pleasant Subdivision, Unit 1, 230 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. James S. Schaad, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Cawood moved to accept as completed Mount Pleasant Road, Mount Pleasant Subdivision, Unit 1, 230 feet in length with a 50 foot right of way. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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5. Ridge Run Drive, Mount Pleasant Subdivision, Unit 1, 1280 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. James S. Schadd, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Cawood moved to accept as completed Ridge Run Drive, Mount Pleasant Subdivision, Unit 1, 1280 feet in length with a 50 foot right of way. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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6. Large Oak Lane, Mount Pleasant Subdivision, Unit

1, 320 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. James S. Schaad, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Cawood moved to accept as completed Large Oak Lane, Mount Pleasant Subdivision, Unit 1, 320 feet in length with a 50 foot right of way. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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7. Mark Joseph Lane, Hawks Landing Subdivision, Unit II, 450 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Walt Dixson, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Moody moved to accept as completed Mark Joseph Lane, Hawks Landing Subdivision, Unit II, 450 feet in length with a 50 foot right of way. Commissioner Norman seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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8. Judy Reagan Lane, Hawks Landing Subdivision, Unit II, 640 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Walt Dixson, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Moody moved to accept as completed Judy Reagan Lane, Hawks Landing Subdivision, Unit II, 640 feet in length with a 50 foot right of way. Commissioner Norman seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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9. Dana Lane, Miles Court Subdivision, Unit 1, 280 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Joe Miles, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Moody moved to accept as completed Dana Lane, Miles Court Subdivision, Unit 1, 280 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: AMENDMENT TO THE AGENDA:

At this time R-93-6-115 - Resolution of the Commission of Knox County, Tennessee approving a Professional Services Contract with Joyce, Meridith, Flitcraft, Crandall and Normand for collection of Child Support was heard.

CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A PROFESSIONAL SERVICES CONTRACT WITH JOYCE, MERIDITH, FLITCRAFT, CRANDALL AND NORMAND FOR COLLECTION OF CHILD SUPPORT: R-93-6-115:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Professional Services Contract with Joyce, Meridith, Flitcraft, Crandall and Normand for

collection of Child Support was before the Board of Commissioners.

Ms. Kathy Hamilton, Director, Knox County Finance, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-93-6-115 - Resolution of the Commission of Knox County, Tennessee approving a Professional Services Contract with Joyce, Meridith, Flitcraft, Crandall and Normand for collection of Child Support. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE RESCINDING RESOLUTION R-92-7-118 PREVIOUSLY APPROPRIATING \$600,000.00 FOR TEMPORARY CLASSROOMS: R-93-6-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee rescinding Resolution R-92-7-118 previously appropriating \$600,000.00 for temporary classrooms was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve R-93-6-104 - Resolution of the Commission of Knox County, Tennessee rescinding Resolution R-92-7-118 previously appropriating \$600,000.00 for temporary classrooms with the following change: Delete "However, the appropriation is hereby removed and these funds shall be used as the Board of Education deems necessary." Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE AUTHORIZING A TRANSFER OF
FUNDS RESERVED FOR TEACHER PENSIONS TO THE TRUSTEE
OF THE KNOX COUNTY PENSION AND RETIREMENT BOARD:
R-93-6-105:

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing a transfer of funds reserved for teacher pensions to the Trustee of the Knox County Pension and Retirement Board was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-93-6-105 - Resolution of the Commission of Knox County, Tennessee authorizing a transfer of funds reserved for teacher pensions to the Trustee of the Knox County Pension and Retirement Board with the following change: The amount should read \$2,758,338.00 instead of \$2,900,000.00. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE REAFFIRMING RESOLUTION
R-87-6-E REGARDING PENSION COSTS OF THE CITY OF
KNOXVILLE PENSION PLANS A AND B: R-93-6-106:

Consideration of a Resolution of the Commission of Knox County, Tennessee reaffirming Resolution R-87-6-E regarding pension costs of the City of Knoxville Pension plans A and B was before the Board of Commissioners.

Commissioner DeSelm moved to approve R-93-6-106 - Resolution of the Commission of Knox County, Tennessee reaffirming Resolution R-87-6-E regarding pension costs of the City of Knoxville Pension plans A and B. The motion fails for lack of a second.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING THE COUNTY EXECUTIVE TO MAKE APPLICATION FOR A GRANT FOR COLLECTION AND DISPOSAL OF TRASH AND LITTER AND TO ENTER INTO ANY CONTRACTS OR AGREEMENTS IN CONNECTION WITH SUCH GRANT: R-93-6-107:

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing the County Executive to make application for a grant for collection and disposal of trash and litter and to enter into any contracts for agreements in connection with such grant was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-93-6-107 - Resolution of the Commission of Knox County, Tennessee authorizing the County Executive to make application for a grant for collection and disposal of trash and litter and to enter into any contracts for agreements in connection with such grant. Commissioner Flenniken seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING RENEWAL OF THE SOLID WASTE COLLECTION SYSTEM AGREEMENT WITH FAY PORTABLE BUILDINGS, INC.: R-93-6-108:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving renewal of the Solid Waste Collection System Agreement with Fay Portable Buildings, Inc. was before the Board of Commissioners.

Mr. Hollis McPhetridge, Director, Knox County Highways, was present and spoke on the matter.

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-93-6-108 - Resolution of the Commission of Knox County, Tennessee approving renewal of the Solid Waste Collection System Agreement with Fay Portable Buildings, Inc. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AN ENGINEERING CONTRACT WITH WILBUR SMITH ASSOCIATES, INC. IN THE AMOUNT OF \$274,500.00 FOR THE EXTENSION OF TRUCKERS LANE WEST OF WAKEFIELD ROAD TO WINDSOR PROPERTIES: R-93-6-109:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an engineering contract with Wilbur Smith Associates, Inc. in the amount of \$274,500.00 for the extension of Truckers Lane West of Wakefield Road to Windsor Properties was before the Board of Commissioners.

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-93-6-109 - Resolution of the Commission of Knox County, Tennessee approving an engineering contract with Wilbur Smith Associates, Inc. in the amount of \$274,500.00 for the extension of Truckers Lane West of Wakefield Road to Windsor Properties. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, and Pinkston voted aye. Commissioner Bratton voted no. The motion carried 17-1-0-1. Commissioner Dirl was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF

KNOX COUNTY, TENNESSEE APPROVING A UTILITY
RELOCATION CONTRACT WITH PLANTATION PIPE LINE
COMPANY IN THE AMOUNT OF \$69,905.00 FOR RELOCATION
OF A REFINED PETROLEUM PIPELINE FOR THE EBENEZER/
PETERS ROAD IMPROVEMENT PROJECT: R-93-6-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a utility relocation contract with Plantation Pipeline Company in the amount of \$69,905.00 for relocation of a refined Petroleum Pipeline for the Ebenezer/Peters Road Improvement Project was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-93-6-110 - Resolution of the Commission of Knox County, Tennessee approving a utility relocation contract with Plantation Pipeline Company in the amount of \$69,905.00 for relocation of a refined Petroleum Pipeline for the Ebenezer/Peters Road Improvement Project. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH
CHARLES BLALOCK AND SONS, INC., FOR BRIDGE
REPLACEMENT ON HALLS GAP ROAD OVER BULL RUN CREEK IN
THE AMOUNT OF \$219,725.35: R-93-6-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Charles Blalock and Sons, Inc., for bridge replacement on Halls Gap Road over Bull Run Creek in the amount of \$219,725.35 was before the Board of Commissioners.

Commissioner Horner moved to approve R-93-6-111 - Resolution of the Commission of Knox County, Tennessee approving a contract with Charles Blalock and Sons, Inc., for bridge

replacement on Halls Gap Road over Bull Run Creek in the amount of \$219,725.35. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE ACCEPTING VARIOUS ROADS AS COUNTY ROADS: (SECOND READING) R-93-6-112:

Consideration of a Resolution of the Commission of Knox County, Tennessee accepting various roads as county road on second reading was before the Board of Commissioners. Commissioner Flenniken moved to approve R-93-6-112 - of the Commission of Knox County, Tennessee accepting various roads as county roads on second reading. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE DECLARING A PARCEL OF PROPERTY ON ACORN DRIVE AS SURPLUS AND AUTHORIZING THE SALE THEREOF: R-93-6-113:

Consideration of a Resolution of the Commission of Knox County, Tennessee declaring a parcel of property on Acorn Drive as surplus and authorizing the sale thereof was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-93-6-113 - Resolution of the Commission of Knox County, Tennessee declaring a parcel of property on Acorn Drive as surplus and authorizing the sale thereof. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody,

Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

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IN RE : CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE DECLARING SIXTEEN PARCELS OF LAND TAKEN FOR BACK TAXES AS SURPLUS PROPERTY AND AUTHORIZING THE SALE THEREOF: R-93-6-114:

Consideration of a Resolution of the Commission of Knox County, Tennessee declaring sixteen parcels of land taken for back taxes as surplus property and authorizing the sale thereof was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-93-6-114 - Resolution of the Commission of Knox County, Tennessee declaring sixteen parcels of land taken for back taxes as surplus property and authorizing the sale thereof. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE GENERAL FUND BUDGET AND APPROPRIATING \$275,000.00 TO CRIMINAL COURT TO PAY COURT COSTS IN CRIMINAL CASES:
R-93-6-116:

Consideration of a Resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$275,000.00 to criminal court to pay court costs in criminal cases was before the Board of Commissioners.

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

Ms. Kathy Hamilton, Director, Knox County Finance, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-93-6-116 - Resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$275,000.00 to criminal court to pay court costs in criminal cases with the following change: Delete in the first paragraph "and for which the State refuses to pay". Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$10,000.00 FROM THE GENERAL FUND BUDGET TO PAY LEGAL FEES INCURRED BY KNOX COUNTY COMMISSION IN THE LITIGATION BROUGHT BY THE KNOX COUNTY BOARD OF EDUCATION AGAINST THE KNOX COUNTY COMMISSION: R-93-6-119:

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$10,000.00 from the general fund budget to pay legal fees incurred by Knox County Commission in the litigation brought by the Knox County Board of Education against the Knox County Commission was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-93-6-119 - Resolution of the Commission of Knox County, Tennessee appropriating \$10,000.00 from the general fund budget to pay legal fees incurred by Knox County Commission in the litigation brought by the Knox County Board of Education against the Knox County Commission. Commissioner Moody seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Cawood voted no. The motion carried 17-1-0-1. Commissioner Dirl was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE AUTHORIZING A TECHNICAL
CORRECTION TO RESOLUTION R-93-1-109: R-93-6-121:

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing a technical correction to R-93-1-109 was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-93-6-121 - Resolution of the Commission of Knox County, Tennessee authorizing a technical correction to R-93-1-109. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION AUTHORIZING AND
RATIFYING A QUO WARRANTO CHALLENGE TO CERTAIN CITY
ANNEXATION ORDINANCES: R-93-6-122:

Consideration of a Resolution authorizing and ratifying a quo warranto challenge to certain city annexation ordinances was before the Board of Commissioners.

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

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

Mr. Hollis McPhetridge, Director, Knox County Highways, was present and spoke on the matter.

Commissioner Bratton moved to approve R-93-6-122 - Resolution authorizing and ratifying a quo warranto challenge to certain city annexation ordinances with the following change: On page two, fourth paragraph delete "Whereas no one in the Knox County Highway Department or in the Knox County Executive's Office was consulted about nor gave consent to the annexations listed above." Commissioner Walker seconded the motion and upon roll call vote Commissioners Ragsdale, Leuthold, Cawood, Teague,

Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Rogero, Moody, Norman, DeSelm and May voted no. Commissioners Bowden and Tindell abstained from the vote. Commissioner Dirl was absent from the vote. The motion carried 11-5-2-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
AUTHORIZING THE CONTINUING APPLICATION OF THE
TENNESSEE HOME IMPROVEMENT CONTRACTORS ACT TO KNOX
COUNTY: R-93-6-138:

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing the continuing application of the Tennessee Home Improvement Contractors Act to Knox County was before the Board of Commissioners.

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

Ms. Phyllis Blevins, Director, Home Improvements Commission, was present and spoke on the matter.

Mr. Tom Sherrod, was present and spoke on the matter.

Mr. Roy Braden, was present and spoke on the matter.

Mr. Greg Stevens, concerned citizen, was present and spoke on the matter.

Ms. Hazel Shoemaker, concerned citizen, was present and spoke on the matter.

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

Commissioner Rogero moved to approve R-93-6-138 - Resolution of the Commission of Knox County, Tennessee authorizing the continuing application of the Tennessee Home Improvement Contractors Act to Knox County. Commissioner May seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Flenniken, Bratton and Pinkston voted aye. Commissioners Norman and McMillan voted no. Commissioner Cooper abstained from the vote. Commissioners Walker and Dirl were absent from the vote. The motion carried 14-2-1-2.

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IN RE: ORDINANCES ON SECOND READING:
CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE AMENDING ORDINANCE 0-90-9-112
SO AS TO ADD A BAN ON OPEN CONTAINERS OF ALCOHOLIC
BEVERAGES IN MOVING VEHICLES: 0-93-5-101:
SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Ordinance 0-90-9-112 so as to add a ban on open containers of alcoholic beverages in moving vehicles on second reading was before the Board of Commissioners.

Commissioner Flenniken moved to approve 0-93-5-101 - Ordinance of the Commission of Knox County, Tennessee amending Ordinance 0-90-9-112 so as to add a ban on open containers of alcoholic beverages in moving vehicles on second reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. The motion carried 17-0-0-2. Commissioners Walker and Dirl were absent from the vote.

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IN RE: ORDINANCES ON THIRD READING:
CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE PROHIBITING EXCESSIVE FALSE
ALARMS: 0-93-3-102: THIRD READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee prohibiting excessive false alarms was before the Board of Commissioners on third reading.

Commissioner Flenniken moved to approve 0-93-3-102 - Ordinance of the Commission of Knox County, Tennessee prohibiting excessive false alarms on third reading with the following change: On page 3 under Procedure on Violations on anywhere in the Ordinance where it refers to a (12) month period change to: "Within a calendar year". On page 3 Section b. third line change unless to "if". Commissioner Pinkston seconded the motion

and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. The motion carried 17-0-0-2. Commissioners Walker and Dirl were absent from the vote.

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IN RE: TAX REFUNDS:

A. Mrs. Angie Nesbitt, Minutes Clerk, to Knox County Clerk Mike Padgett reported no tax refunds for the County Clerk.

B. Mrs. Angie Nesbitt, Minutes Clerk, to Knox County Clerk Mike Padgett reported the following tax refund for the Trustee:

C. E. Roberts in the amount of \$886.34 was before the Board of Commissioners.

Commissioner Leuthold moved to approve the following tax refund: C. E. Roberts in the amount of \$886.34. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

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IN RE: NOTARY PUBLIC APPLICATIONS:

Consideration of the Notary Public Applications was before the Board of Commissioners.

Mrs. Angie Nesbitt, Minutes Clerk, to Knox County Clerk Mike Padgett reported 171 notary public applications.

Commissioner Horner moved to approve 171 notary public applications. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

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IN RE: ROLL CALL: (1:30 P.M.)

Mrs. Martha Smiddy, Administrative Assistant to Knox County Clerk Mike Padgett, called the roll. Those members present were Commissioners Dirl, Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston.

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IN RE: REZONING REQUEST:

1. Consideration of request of William J. Farnham for rezoning from PC Planned Commercial Zone to A Agricultural Zone R-93-6-125 was before the Board of Commissioners. Property fronting approximately 900 feet northwest side Oak Ridge Highway, fronting approximately 250 feet northeast side Joe Daniel Drive, fronting approximately 900 feet southeast side CSX RR, northeast side depths approximately 700 feet, 950 feet and 500 feet, southeast side depths approximately 300 feet, 350 feet and 550 feet; 1300 feet, 500 feet and 2000 feet, west side depth approximately 1750 feet, southwest side depths approximately 400 feet, 300 feet, 180 feet and 600 feet, parcels 193 and 9, CLT Maps 76 and 89, Northwest County Sector Plan, 6th Commission District.

Commissioner Cawood moved to withdraw from the agenda request of William J. Farnham for rezoning from PC Planned Commercial Zone to A Agricultural Zone R-93-6-125. Commissioner Teague seconded the motion and upon roll call vote Commissioners Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 16-0-0-3. Commissioners Bowden, Dirl and Horner were absent from the vote.

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2. Consideration of request of Byington Partnership, Inc. for rezoning from PC Planned Commercial Zone to PR Planned Residential Zone R-93-6-126 was before the Board of Commissioners. Property fronting approximately 1680 feet south side Hardin Valley Road, fronting approximately 400 feet west side Middlebrook Pike by widths south side approximately 1290 feet and 1000 feet, west side approximately 900 feet part of parcel 82.01,

CLT Map 104, Northwest County Sector Plan, (6th Commission District)

Commissioner Cawood moved to defer to the August regular Board of Commissioners R-93-6-126 - Request of Byington Partnership, Inc. for rezoning from PC Planned Commercial Zone to PR Planned Residential Zone. Commissioner Teague seconded the motion and upon roll call vote Commissioners Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 16-0-0-3. Commissioners Bowden, Dirl and Horner were absent from the vote.

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3. Consideration of request of Clarence E. and Joyce B. Packer for rezoning from A Agricultural Zone to OB Office, Medical, and Related Services R-93-6-127 was before the Board of Commissioners. Property located southeast side Oak Ridge Highway; 890 feet west of Gray-Hendrix Road (6th Commission District)

Commissioner Cawood moved to approve R-93-6-127 - request of Clarence E. and Joyce B. Packer for rezoning from A Agricultural Zone to OB Office, Medical, and Related Services as per Metropolitan Planning Commission's recommendation: Approve OB Office, Medical and Related Services Zone. Commissioner Teague seconded the motion and upon roll call vote Commissioners Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 16-0-0-3. Commissioners Bowden, Dirl and Horner were absent from the vote.

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4. Consideration of request of Ed Loy for rezoning from A Agricultural Zone to PR Planned Residential Zone at two dwelling units per acre R-93-6-128 was before the Board of Commissioners.

Mr. Norman Whitaker, Executive Director, Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Ed Loy, applicant, was present and spoke on behalf of the request.

Mr. Craig Runyer, President, Choto Homeowners Association, was present and spoke in opposition to the request.

Mr. James Raby, was present and spoke on the matter.

Commissioner Ragsdale moved to defer to the July regular Board of Commissioners meeting R-93-6-128 - Request of Ed Loy for rezoning from A Agricultural Zone to PR Planned Residential Zone at two dwelling units per acre. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

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5. Consideration of a request of David Trantanella for rezoning from A Agricultural Zone to PR Planned Residential Zone at 5 dwelling units per acre was before the Board of Commissioners. Property located northeast side Morris Road, northwest of East Emory Road. (7th Commission District)

Mr. Norman Whitaker, Executive Director, Metropolitan Planning Commission, was present and spoke on the matter.

Mr. David Trantanella, applicant, was present and spoke on the matter.

Mr. Earl Hoffmeister, was present and spoke on the matter.

Mr. Bruce Wuethrich, Knox County Highway Department, was present and spoke on the matter.

Mr. Tom Plachinski, was present and spoke in opposition to the request.

Commissioner Horner moved to approve R-93-6-129 - request of David Trantanella for rezoning from A Agricultural Zone to PR Planned Residential Zone as per Metropolitan Planning Commission's Recommendation: Approve PR Planned Residential Zone at 1-4 dwelling units per acre. Mr. David Trantanella's request was at 5 dwelling units per acre. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Rogero,

Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

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6. Consideration of request of Floyd L. Forester for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-93-6-130 was before the Board of Commissioners. Property located north side Stamps Road; northwest of Old Clinton Highway. (6th Commission District).

Commissioner Cawood moved to approve R-93-6-130 - Request of Floyd L. Forester for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per Metropolitan Planning Commission's recommendation: Approve RA Low Density Residential Zone. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

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7. Consideration of request of Parker Properties for rezoning from PC Planned Commercial Zone and A Agricultural Zone to CA General Commercial Zone R-93-6-131 was before the Board of Commissioners. Property located west side north Cedar Bluff Road; north of Sherrill Lane. (5th Commission District)

Mr. Norman Whitaker, Executive Director, Metropolitan Planning Commission, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-96-6-131 - Request of Parker Properties for rezoning from PC Planned Commercial Zone and A Agricultural Zone to CA General Commercial Zone. (Metropolitan Planning Commission's recommendation was Approve PC Planned Commercial Zone) Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken,

Bratton and Pinkston voted aye. The motion carried 18-0-0-1.
Commissioner Dirl was absent from the vote.

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8. Consideration of request of David Trantanella for rezoning from A Agricultural Zone to PR Planned Residential Zone R-93-6-132 was before the Board of Commissioners. Property located northwest side East Beaver Creek Drive, southwest of Dry Gap Pike. (7th Commission District)

Mr. David Trantanella, was present and spoke on the matter.

Mr. Bruce Wuethrich, Knox County Highway Department, was present and spoke on the matter.

Commissioner Horner moved to approve R-93-6-132 - Request of David Trantanella for rezoning from A Agricultural Zone to PR Planned Residential Zone as per Metropolitan Planning Commission's recommendation: Approve PR Planned Residential Zone at 1-4 dwelling units per acre. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

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9. Consideration of request of L & M Properties for rezoning from CB Business and Manufacturing and CA General Business Zones to PR Planned Residential Zone at 1-6 dwelling units per acre R-93-6-133 was before the Board of Commissioners. Property located northwest side Beaver Ridge Road; southwest of Dyestone Gap Road. (6th Commission District)

Commissioner Cawood moved to approve R-93-6-133 - request of L & M Properties for rezoning from CB Business and Manufacturing and CA General Business Zones to PR Planned Residential Zone at 1-6 dwelling units per acre as per Metropolitan Planning Commission's Recommendation: Approve PR Planned Residential Zone at 1-6 dwelling units per acre. Commissioner Teague seconded the motion and upon roll call vote

Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

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10. Consideration of Request of Stewart & Lee Contractors, Inc. for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-93-6-134 was before the Board of Commissioners. Property located southeast side East Emory Road; southwest of Pelleaux Road. (7th Commission District)

Commissioner Horner moved to approve R-93-6-134 - Request of Stewart & Lee Contractors, Inc. for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per Metropolitan Planning Commission's Recommendation: Approve RA Low Density Residential Zone. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

* * * * *

11. Consideration of request of E. M. Design, Inc. for rezoning from A Agricultural Zone to PR Planned Residential at 5 dwelling units per acre; A General Business and OB Office, Medical and Related Services Zone R-93-6-135 was before the Board of Commissioners. Property located northeast side Chapman Highway; northeast side Kimberlin Heights Road. (9th Commission District).

Commissioner Pinkston moved to approve R-93-6-135 - request of E. M. Design, Inc. for rezoning from A Agricultural Zone to PR Planned Residential at 5 dwelling units per acre; A General Business and OB Office, Medical and Related Services Zone as per Metropolitan Planning Commission's recommendation: Approve PR Planned Residential, CA General Business and OB

Office, Medical and Related Services Zone; Approve PR Planned Residential Zone at 1-5 dwelling units per acre. Commissioners Flenniken and Bratton seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

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12. Consideration of request of John R. Valliant, Jr. for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-93-6-136 was before the Board of Commissioners. Property located northwest side Asbury Road; southwest of Archie Weigel Road. (8th Commission District)

Commissioner Walker moved to approve R-93-6-136 - request of John R. Valliant, Jr. for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per Metropolitan Planning Commission's Recommendation: Approve RA Low Density Residential Zone. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

* * * * *

IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Cooper moved to hear Plan and Plan Amendment next on the agenda.

* * * * *

IN RE: PLAN AND PLAN AMENDMENTS:

Consideration of proposed Plan amendment to the Knox County North Sector Plan (regarding rezoning request 5-P-93-RZ) was before the Board of Commissioners.

Mr. Norman Whitaker, Executive Director, Metropolitan Planning Commission, was present and spoke on the matter.

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Commissioner Horner moved to change the property that is located at Emory Road and Bishop Road to General Commercial. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

* * * * *

13. Consideration of request of Sam Furrow for rezoning from OB Office, Medical and Related Services Zone to PC Planned Commercial Zone R-93-6-137 was before the Board of Commissioners.

Mr. Norman Whitaker, Executive Director, Metropolitan Planning Commission, was present and spoke on the matter.

Commissioner Horner moved to approve R-93-6-137 - Approve CB Zoning next to CB on the map and the CA Zoning next to CA on the map as shown. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

MAP WILL BE INSERTED IN FINAL DRAFT.

* * * * *

IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE:

0-93-4-101:

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Section 5.22.03, 5.31.02, and 5.32.03 (uses permitted on review Veterinary Clinics and Animal Hospitals in Agricultural Zone, CA General Business Zone and CB Business and Manufacturing Zone) of the Knox County Zoning Ordinance 0-93-4-101 was before the Board of Commissioners on third reading.

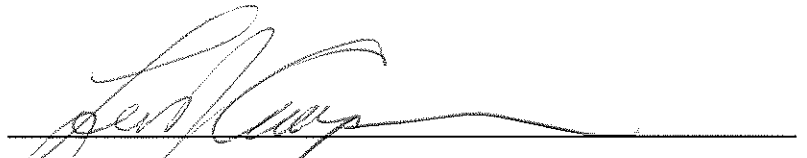
Commissioner Flenniken moved to approve 0-93-4-101 -

Ordinance of the Commission of Knox County, Tennessee amending Section 5.22.03, 5.31.02, and 5.32.03 (uses permitted on review Veterinary Clinics and Animal Hospitals in Agricultural Zone, CA General Business Zone and CB Business and Manufacturing Zone) Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

* * * * *

IN RE: ADJOURNMENT:

Commissioner Bratton moved to adjourn the Board of Commissioners meeting and reconvene the recess session in 10 minutes. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.


LEO COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Recess Session on June 28, 1993 at 3:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston. Also present were Mr. Richard Beeler, Knox County Law Director, Mr. Dwight Kessel, Knox County Executive, Ms. Kathy Hamilton, Director, Knox County Finance, Mrs. Martha Smiddy, Administrative Assistant to Knox County Clerk Mike Padgett and news media.

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

* * * * *

IN RE: Mrs. Martha Smiddy, Administrative Assistant, to Knox County Clerk Mike Padgett called the roll.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ESTABLISHING A GENERAL COUNTY BUDGET AND MAKING APPROPRIATIONS FROM THE SEVERAL FUNDS FOR DEPARTMENTS, INSTITUTIONS, OFFICES, AND AGENCIES OF KNOX COUNTY, TENNESSEE, FOR THE FISCAL YEAR BEGINNING JULY 1, 1993 AND ENDING JUNE 30, 1994: R-93-6-123:

Consideration of a Resolution of the Commission of Knox County, Tennessee establishing a General County Budget and making appropriations from the several funds for departments, institutions, offices and agencies in Knox County, Tennessee, for the fiscal year beginning July 1, 1993 and ending June 30, 1994 was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-93-6-123 - Resolution of the Commission of Knox County, Tennessee establishing a General County Budget and making appropriations from the several funds for departments, institutions, offices and agencies in Knox County, Tennessee, for the fiscal year beginning

July 1, 1993 and ending June 30, 1994 as recommended by Mr. Dwight Kessel, Knox County Executive and with the following changes from the Finance Committee.

1. Add cost of term life insurance for employees back into the budget adding a revenue item of forfeiture on the new pension system of an equal amount of approximately \$200,000.00.

2. Reduce general county employee raises from \$900.00 to \$700.00.

3. Reduce Metropolitan Planning Commission's budget by \$20,000.00

4. Reduce by \$125,000.00 of County Commission budget for contract services to use the funds as follows:

Helen Ross McNabb capital	\$50,000.00
Helen Ross McNabb operating	\$10,000.00
Volunteer Rescue Squad	\$ 5,000.00
Ramsey House	\$ 2,000.00
Bijou Theatre	\$ 4,000.00
Knoxville Opera	\$ 1,000.00
James White Fort	\$ 2,000.00
Dance Ensemble	\$ 2,000.00
Blount Mansion operating	\$ 2,000.00
Ijams	\$ 2,000.00
Knoxville Women's Center	\$ 1,900.00
Sexual Assault	\$ 1,630.00
Beautification Board	\$ 500.00
Beck Cultural Center	\$ 500.00
Afro American Appalachian Arts	\$ 5,000.00

5. Reduce Sheriff's Department Correction account by \$360,000.00

6. Limit the net increase authorized full time correction employees by the Sheriff from 226 to 180.

7. Add \$50,000.00 for court officers for additional employees.

8. Take the total of \$553,385.00 from above reductions and add to the Schools Operating and Maintenance Budget.

9. Add \$22,5000.00 to the Knoxville Symphony.
10. Add \$2,500.00 to Channel 15
11. Adjustments by Mr. Dwight Kessel, Knox County Executive and adopted by the Finance Committee:

Difference	Acct.#	Recommended Finance	
		Amount	Amount
Sertoma Learning Ctr.	55910-813	\$ 26,000	\$ 30,527 \$ 4,527
General Svcs. Dr.	52210-189	100,438	102,809 2,371
	52210-201	7,684	7,866 182
	52210-211	5,985	6,128 143
General Sessions			
Judges	53320-189	390,325	394,961 4,636
	53320-201	25,271	25,626 355
	53320-211	9,663	9,942 279
Records Mgt.	52260-189	108,840	111,115 2,275
	52260-201	8,334	8,508 174
	52260-211	4,237	5,017 780
IV-D Child Support-			
Court	55531-189	457,810	494,810 37,000
	55531-201	35,023	37,854 2,831
	55531-211	23,467	25,687 2,220
	55531-207	47,520	53,460 5,940
	55531-312	35,000	275,000 240,000
Juvenile Ct.-Court	53500-189	805,012	835,012 30,000
	53500-201	61,389	63,684 2,295
	53500-211	32,817	34,617 1,800
	53500-207	61,380	65,340 3,960
Attorney General's			
Office	53610-189	154,402	144,432 (9,970)
	53610-201	11,813	11,048 (765)
	53610-211	6,675	6,343 (332)
	53610-599	0	9,383 9,383
Community Services			

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Director	55540-189	113,537	107,882	(5,655)
Recreation Admin.	56710-399	73,911	0	
				(73,911)
	56710-188	108,000	181,911	73,911
	56710-201	16,447	22,102	5,655
White Collar Crime	53640-189	45,249	46,730	1,481
	53640-201	3,463	3,577	114
	53640-211	2,687	2,776	89
Medical Examiner	54600-189	83,414	84,414	1,000
	54600-310	68,000	67,000	(
				1,000)
Patrol	54120-506	0	15,800	15,800
	54120-511	0	2,916	2,916
Corrections	54210-308	41,000	36,000	(5,000)
	54210-410	97,500	92,500	(5,000)
	54210-435	20,000	17,484	(2,916)
	54210-355	17,000	11,200	(5,800)
SUBTOTAL				\$341,768

Total Mr. Kessel's changes after revenue \$ 69,614

Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, Leuthold and Horner voted aye. Commissioners Moody, May, Ragsdale, Cawood, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted no. Commissioner Teague abstained from the vote. The motion failed 8-10-1-0.

Commissioner Ragsdale moved to reconsider the budget.

Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

Commissioner Horner moved to recess the Board of Commissioners meeting until 7:00 p.m. Monday, June 28, 1993. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper,

McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0. The meeting was recessed until 7:00 p.m., Monday, June 28, 1993.

* * * * *

IN RE: ROLL CALL: 7:00 P.M., MONDAY, JUNE 28, 1993:

Ms. Kim Bowen, Minutes Clerk to Knox County Clerk, Mike Padgett called the roll.

Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston.

* * * * *

IN RE: The motion on the floor was to approve Resolution of the Commission of Knox County, Tennessee establishing a General County Budget and making appropriations from the several funds for departments, institutions, offices and agencies in Knox County, Tennessee for the fiscal year beginning July 1, 1993 and ending June 30, 1994 as recommended by Mr. Dwight Kessel, Knox County Executive and changes from the Finance Committee. as listed above items 1-11 and seconded by Commissioner DeSelm.

Mr. Bob Thomas, Assistant Superintendent/Business Manager, was present and spoke on the matter.

Ms. Kathy Hamilton, Director, Knox County Finance, was present and spoke on the matter.

Mr. Harry Brooks, Knox County Sheriff's Department, was present and spoke on the matter.

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

Sheriff Tim Hutchison, was present and spoke on the matter.

Commissioner Bratton moved as amendment to the original motion the following reductions. Commissioner Cawood seconded the motion.

<u>Department</u>	<u>Page No.</u>	<u>Center</u>	<u>Acct. #</u>	<u>Amount</u>
County Commission	8	300's	51100	\$ 12,000
County Executive	12	300's	51300	52,000
ADA Office	13	300's	51301	10,000

ADA Office	13	400's	51301	500
Law Director	14	300's	51400	3,000
Election Commission	15	300's	51500	4,000
Election Commission	15	400's	51500	4,900
Register of Deeds	16	400's		5,000
MPC	17	300's	51720	32,000
Codes Administration	18	300's	51750	1,000
Codes Administration	18	400's	51750	1,000
County Bldg. Maint.	19	300's	51810	1,300
County Bldg. Main.	19	400's	51810	2,100
Sheriff's Merit Council	20	300's		1,300
Sheriff's Merit Council	20	400's		600
Finance	21	300's	52100	600
Finance	21	400's	52100	2,000
General Services	22	300's	52210	2,500
General Services	22	400's	52210	500
Purchasing	23	300's	52220	2,500
Purchasing	23	400's	52220	1,750
Personnel	24	300's	52230	3,000
Personnel	24	400's	52230	750
Central Receiving	25	300's	52240	2,500
Central Receiving	25	400's	52240	750
OSHA	26	300's	52250	500
Records Management	27	300's	52260	1,700
Records Management	27	400's	52260	1,000
Property Assessor	28	300's		3,000
County Trustee	30	400's	52400	1,500
County Clerk	31	300's	52500	4,000
County Clerk	31	400's	52500	4,000
Automated Systems	32	300's	52600	1,000
Automated Systems	32	400's	52600	5,000

<u>Department</u>	<u>Page#</u>	<u>Cost ctr.</u>	<u>account #</u>	<u>Amount</u>
1st, 2nd & 3rd Circuit				
Court	33	300	53110	4,000
		400		4,000

4th Circuit Court	34	300	53120	2,500
		400		2,500
1st, 2nd, & 3rd	35	300	53130	1,000
Circuit Court Judge		400		1,500
4th Circuit	36	400	53140	1,300
Criminal Crt. Judge	38	300	53220	700
		400		3,400
General Sessions	41	100	53320	60,000
Crt. Judges		300		1,500
		400		1,000
Chancery Crt.	42	300	53400	3,650
		400		1,750
Juvenile Crt.	43	300	53500	3,400
		400		250
Juvenile Crt. Clerk	44	300	53510	1,000
Attorney General	45	300		3,000
Probate Crt.	48	300	53800	2,850
		400		300
DUI School	52	100		3,600
		300		3,850
		400		1,100
Public Defender	53	300		2,250
Sheriff's Admin.	54	300		9,000
		400		2,250
Records &	55	300	54112	1,000
Communication		400		4,000
		800		175,000
Training	56	300	54116	5,800
		400		3,000
Patrol Division	57	0	54120	
				Page Total: \$ 310,450
				Subtotal: \$ 479,700
<u>Department</u>	<u>Page #</u>	<u>Cost Ctr.</u>	<u>Acct. #</u>	<u>Amt.</u>
Special Services	63	300	54170	4,250
Juvenile Service	665	300		8,750
Center		400		11,200

Fire Protection	67	300	54310	1,000
		400		1,000
Volunteer Rescue Squad	68	300	54420	5,000
Medical Examiner	71	300	54600	2,500
Health Administration	72	300	55111	1,800
		300		2,200
Pharmacy	73	300	55112	1,400
		400		500,000
Laboratory	74	400	55113	2,000
Social Services	75	300	55115	350
		400		750
Building Operations	76	400	55116	10,000
Health Environment	77	300	55117	7,000
		400		2,000
Clinical & Health Support	78	300	55118	5,250
		400		12,000
Primary Care	79	300	55119	5,100
		400		8,000
Animal Control	80	400	55120	2,600
EMS	81	300	55130	1,600
		400		2,000
E-911 100,000*		800		153,777
Dental Services	83	400	55160	12,500
Public Health	84	811	55910	6,075
		843		1,000
			(all others 10%)	24,324
Health Clinics	87	cut 10%	55330	16,200
General Asst.	89	300	55510	3,000
Operating		400		500
General Asst.		300	55511	4,000
Ind Relief		400		15,000

Rev. loss (400,000)

page 834,126

434,126

Subtotal: 913,826

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<u>Department</u>	<u>Page No.</u>	<u>Cost</u>		<u>Amount</u>
		<u>Center</u>	<u>Acct. #</u>	
Community Services	91	300's	55540	2,500
Community Services	91	400's	55540	1,000
Detoxification	92	400's	55550	2,500
Community Svs. Con.	97	800's	55570	27,980
CAC	100	300's	55920	22,894
Recreation	101	300's	56710	4,500
Recreation	101	400's	56710	4,000
Mtnce. & Park Patrol	102	400's	56720	3,000
Concord Park	103	400's	56730	1,000
Cultural Grants	105	800's	56910	4,400
Dev. Corp.	110	800's	58120	67,000
Econ. & Community	113	800's	58190	15,920
Misc.	118	700's	58913	100,000
Misc.	118	300's	58913	7,000
Planning Office	135	100's	55715	5,000
Planning Office	135	300's	55715	2,000
Planning Office	135	400's	55715	1,000
Finance Committee				
addition to grants & Hotel Motel				114,530
Reduce salary increase from 700-500				264,154
Reduce transfer to schools				<u>553,485</u>
				1,203,863

Grand Total 2,117,689

Commissioner Horner moved to recess the Board of Commissioners meeting until June 29, 1993 at 3:00 p.m. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

The Board of Commissiners recessed (at 8:45 p.m.) until June 29, 1993 at 3:00 p.m.

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KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Recess Session on Tuesday, June 29, 1993 at 3:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston. Also present were Mr. Dwight Kessel, Knox County Executive, Mr. Richard Beeler, Knox County Law Director and news media.

Commissioner Cooper, Chairman, presided.

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

* * * * *

IN RE: ROLL CALL:

Mrs. Martha Smiddy, Administrative Assistant, to Knox County Clerk Mike Padgett, called the roll.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ESTABLISHING A GENERAL COUNTY BUDGET AND MAKING APPROPRIATIONS FROM THE SEVERAL FUNDS FOR DEPARTMENTS, INSTITUTIONS, OFFICES AND AGENCIES OF KNOX COUNTY, TENNESSEE, FOR THE FISCAL YEAR BEGINNING JULY 1, 1993 AND ENDING JUNE 30, 1994: R-93-6-123:

Consideration of a Resolution of the Commission of Knox County, Tennessee, establishing a General County Budget and making appropriations for the several funds for departments, institutions, offices and agencies of Knox County, Tennessee, for the fiscal year beginning July 1, 1993 and ending June 30, 1994 was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-93-6-123 - Resolution of the Commission of Knox County, Tennessee, establishing a General County Budget and making appropriations for the several funds for departments, institutions, offices and agencies of Knox County, Tennessee, for the fiscal year beginning

July 1, 1993 and ending June 30, 1993 as recommended by Mr. Dwight Kessel and with the following changes from the Finance Committee.

1. Add cost of term life insurance for employees back into the budget by adding a revenue item of forfeitures on the new pension system of an equal amount of approximately \$200,000.00.
2. Reduce general county employee raises from \$900.00 to \$700.00.
3. Reduce Metropolitan Planning Commission's budget by \$20,000.00.
4. Reduce by \$125,000.00 of County Commission budget for contract services to use the funds as follows:

Helen Ross McNabb capital	\$50,000.00
Helen Ross McNabb operating	\$10,000.00
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Ramsey House	\$ 2,000.00
Bijou Theatre	\$ 4,000.00
Knoxville Opera	\$ 1,000.00
James White Fort	\$ 2,000.00
Dance Ensemble	\$ 2,000.00
Blount Mansion operating	\$ 2,000.00
Ijams	\$ 2,000.00
Knoxville Women's Center	\$ 1,900.00
Sexual Assault	\$ 1,630.00
Beautification Board	\$ 500.00
Beck Cultural Center	\$ 500.00
Afro American Appalachian Arts	\$ 5,000.00
5. Reduce Sheriff's Department Correction account by \$360,000.00.
6. Limit the net increase authorized full time correction employees by the Sheriff from 226 to 180.
7. Add \$40,000.00 for court officers for additional employees previously listed as \$50,000.00

8. Take the total of \$553,485.00 from the above reductions and add to the Schools Operating and Maintenance Budget.

9. Add \$22,500.00 to the Knoxville Symphony.

10. Add \$2,500.00 to Channel 15.

11. Adjustments by Mr. Dwight Kessel, Knox County Executive and adopted by the Finance Committee:

Difference	Acct.#	Recommended Finance		
		Amount	Amount	
Sertoma Learning Ctr.	55910-813	\$ 26,000	\$ 30,527	\$ 4,527
General Svcs. Dr.	52210-189	100,438	102,809	2,371
	52210-201	7,684	7,866	182
	52210-211	5,985	6,128	143
General Sessions				
Judges	53320-189	390,325	394,961	4,636
	53320-201	25,271	25,626	355
	53320-211	9,663	9,942	279
Records Mgt.	52260-189	108,840	111,115	2,275
	52260-201	8,334	8,508	174
	52260-211	4,237	5,017	780
IV-D Child Support-				
Court	55531-189	457,810	494,810	37,000
	55531-201	35,023	37,854	2,831
	55531-211	23,467	25,687	2,220
	55531-207	47,520	53,460	5,940
	55531-312	35,000	275,000	240,000
Juvenile Ct.-Court	53500-189	805,012	835,012	30,000
	53500-201	61,389	63,684	2,295
	53500-211	32,817	34,617	1,800
	53500-207	61,380	65,340	3,960
Attorney General's				
Office	53610-189	154,402	144,432	(9,970)
	53610-201	11,813	11,048	(765)

	53610-211	6,675	6,343	(332)
	53610-599	0	9,383	9,383
Community Services				
Director	55540-189	113,537	107,882	(5,655)
Recreation Admin.	56710-399	73,911	0	
				(73,911)
	56710-188	108,000	181,911	73,911
	56710-201	16,447	22,102	5,655
White Collar Crime	53640-189	45,249	46,730	1,481
	53640-201	3,463	3,577	114
	53640-211	2,687	2,776	89
Medical Examiner	54600-189	83,414	84,414	1,000
	54600-310	68,000	67,000	(
				1,000)
Patrol	54120-506	0	15,800	15,800
	54120-511	0	2,916	2,916
Corrections	54210-308	41,000	36,000	(5,000)
	54210-410	97,500	92,500	(5,000)
	54210-435	20,000	17,484	(2,916)
	54210-355	17,000	11,200	(5,800)

Total Mr. Kessel's changes after revenue Net change-\$ 69,614

Commissioner Bratton moved as Amendment the following (with one change the general county employees raises from \$500.00 to \$700.00). Commissioner Cawood seconded the motion.

<u>Department</u>	<u>Page No.</u>	<u>Center</u>	<u>Acct. #</u>	<u>Amount</u>
County Commission	8	300's	51100	\$ 12,000
County Executive	12	300's	51300	52,000
ADA Office	13	300's	51301	10,000
ADA Office	13	400's	51301	500
Law Director	14	300's	51400	3,000
Election Commission	15	300's	51500	4,000
Election Commission	15	400's	51500	4,900
Register of Deeds	16	400's		5,000
MPC	17	300's	51720	32,000

Codes Administration	18	300's	51750	1,000
Codes Administration	18	400's	51750	1,000
County Bldg. Maint.	19	300's	51810	1,300
County Bldg. Main.	19	400's	51810	2,100
Sheriff's Merit Council	20	300's		1,300
Sheriff's Merit Council	20	400's		600
Finance	21	300's	52100	600
Finance	21	400's	52100	2,000
General Services	22	300's	52210	2,500
General Services	22	400's	52210	500
Purchasing	23	300's	52220	2,500
Purchasing	23	400's	52220	1,750
Personnel	24	300's	52230	3,000
Personnel	24	400's	52230	750
Central Receiving	25	300's	52240	2,500
Central Receiving	25	400's	52240	750
OSHA	26	300's	52250	500
Records Management	27	300's	52260	1,700
Records Management	27	400's	52260	1,000
Property Assessor	28	300's		3,000
County Trustee	30	400's	52400	1,500
County Clerk	31	300's	52500	4,000
County Clerk	31	400's	52500	4,000
Automated Systems	32	300's	52600	1,000
Automated Systems	32	400's	52600	5,000

<u>Department</u>	<u>Page#</u>	<u>Cost ctr.</u>	<u>account #</u>	<u>Amount</u>
1st, 2nd & 3rd Circuit				
Court	33	300	53110	4,000
		400		4,000
4th Circuit Court	34	300	53120	2,500
		400		2,500
1st, 2nd, & 3rd	35	300	53130	1,000
Circuit Court Judge		400		1,500
4th Circuit	36	400	53140	1,300
Criminal Cr. Judge	38	300	53220	700

285

		400		3,400
General Sessions	41	100	53320	60,000
Crt. Judges		300		1,500
		400		1,000
Chancery Crt.	42	300	53400	3,650
		400		1,750
Juvenile Crt.	43	300	53500	3,400
		400		250
Juvenile Crt. Clerk	44	300	53510	1,000
Attorney General	45	300		3,000
Probate Crt.	48	300	53800	2,850
		400		300
DUI School	52	100		3,600
		300		3,850
		400		1,100
Public Defender	53	300		2,250
Sheriff's Admin.	54	300		9,000
		400		2,250
Records &	55	300	54112	1,000
Communication		400		4,000
		800		175,000
Training	56	300	54116	5,800
		400		3,000
Patrol Division	57	0	54120	

Page Total: \$ 310,450

Subtotal: \$ 479,700

<u>Department</u>	<u>Page #</u>	<u>Cost Ctr.</u>	<u>Acct. #</u>	<u>Amt.</u>
Special Services	63	300	54170	4,250
Juvenile Service	665	300		8,750
Center		400		11,200
Fire Protection	67	300	54310	1,000
		400		1,000
Volunteer Rescue	68	300	54420	5,000
Squad				
Medical Examiner	71	300	54600	2,500
Health Administration	72	300	55111	1,800

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		300		2,200
Pharmacy	73	300	55112	1,400
		400		500,000
Laboratory	74	400	55113	2,000
Social Services	75	300	55115	350
		400		750
Building Operations	76	400	55116	10,000
Health Environment	77	300	55117	7,000
		400		2,000
Clinical & Health Support	78	300	55118	5,250
		400		12,000
Primary Care	79	300	55119	5,100
		400		8,000
Animal Control	80	400	55120	2,600
EMS	81	300	55130	1,600
		400		2,000
E-911		800		153,777
Dental Services	83	400	55160	12,500
Public Health	84	811	55910	6,075
		843		1,000
			(all others 10%)	24,324
Health Clinics	87	cut 10%	55330	16,200
General Asst.	89	300	55510	3,000
Operating		400		500
General Asst.		300	55511	4,000
Ind Relief		400		15,000
			Rev. loss (400,000)	

Subtotal: 913,826

<u>Department</u>	<u>Page No.</u>	<u>Cost Center</u>	<u>Acct. #</u>	<u>Amount</u>
Community Services	91	300's	55540	2,500
Community Services	91	400's	55540	1,000
Detoxification	92	400's	55550	2,500
Community Svcs. Con.	97	800's	55570	27,980

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CAC	100	300's	55920	22,894
Recreation	101	300's	56710	4,500
Recreation	101	400's	56710	4,000
Mtnce. & Park Patrol	102	400's	56720	3,000
Concord Park	103	400's	56730	1,000
Cultural Grants	105	800's	56910	4,400
Dev. Corp.	110	800's	58120	67,000
Econ. & Community	113	800's	58190	15,920
Misc.	118	700's	58913	100,000
Misc.	118	300's	58913	7,000
Planning Office	135	100's	55715	5,000
Planning Office	135	300's	55715	2,000
Planning Office	135	400's	55715	1,000
Finance Commission				72,030
addition to grants & Hotel Motel				42,500
Reduce salary increase from 900-700				264,154
Reduce transfer to schools				<u>553,485</u>

Net reduction of 6 cents Total of \$1,853,535.00.

The motion to amend the budget by Commissioner Bratton and seconded by Commissioner Cawood upon voice vote the Chairman ruled the amendment failed 4-15-0-0. Commissioners Ragsdale, May, Cawood and Bratton voted aye.

Upon roll call of the original motion by Commissioner Leuthold and seconded the Commissioner DeSelm to approve R-93-6-123 - Resolution of the Commission of Knox County, Tennessee, establishing a General County Budget and making appropriations for the several funds for departments, institutions, offices and agencies of Knox County, Tennessee, for the fiscal year beginning July 1, 1993 and ending June 30, 1994 as recommended by Mr. Dwight Kessel, Knox County Executive, and with the following changes from Knox County Finance Committee:

1. Add cost of term life insurance for employees back into the budget by adding a revenue item of forfeitures on the

new pension system of an equal amount of approximately \$200,000.00.

2. Reduce general county employee raises from \$900.00 to \$700.00.

3. Reduce Metropolitan Planning Commission's budget by \$20,000.00.

4. Reduce by \$125,000.00 of County Commission budget for contract services to use the funds as follows:

Helen Ross McNabb capital	\$50,000.00
Helen Ross McNabb operating	\$10,000.00
Volunteer Rescue Squad	\$ 5,000.00
Ramsey House	\$ 2,000.00
Bijou Theatre	\$ 4,000.00
Knoxville Opera	\$ 1,000.00
James White Fort	\$ 2,000.00
Dance Ensemble	\$ 2,000.00
Blount Mansion operating	\$ 2,000.00
Ijams	\$ 2,000.00
Knoxville Women's Center	\$ 1,900.00
Sexual Assault	\$ 1,630.00
Beautification Board	\$. 500.00
Beck Cultural Center	\$ 500.00
Afro American Appalachian Arts	\$ 5,000.00

5. Reduce Sheriff's Department Correction account by \$360,000.00.

6. Limit the net increase authorized full time correction employees by the Sheriff from 226 to 180.

7. Add \$40,000.00 for court officers for additional employees.

8. Take a total of \$553,485.00 and add to the Schools Operating and Maintenance Budget.

9. Add \$22,5000.00 to the Knoxville Symphony.

10. Add \$2,500.00 to Channel 15.

11. Adjustments by Mr. Dwight Kessel, Knox County

Executive	Acct.#	Recommended	Finance
Difference			

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		Amount	Amount	
Sertoma Learning Ctr.	55910-813	\$ 26,000	\$ 30,527	\$ 4,527
General Svcs. Dr.	52210-189	100,438	102,809	2,371
	52210-201	7,684	7,866	182
	52210-211	5,985	6,128	143
General Sessions				
Judges	53320-189	390,325	394,961	4,636
	53320-201	25,271	25,626	355
	53320-211	9,663	9,942	279
Records Mgt.	52260-189	108,840	111,115	2,275
	52260-201	8,334	8,508	174
	52260-211	4,237	5,017	780
IV-D Child Support-				
Court	55531-189	457,810	494,810	37,000
	55531-201	35,023	37,854	2,831
	55531-211	23,467	25,687	2,220
	55531-207	47,520	53,460	5,940
	55531-312	35,000	275,000	240,000
Juvenile Ct.-Court	53500-189	805,012	835,012	30,000
	53500-201	61,389	63,684	2,295
	53500-211	32,817	34,617	1,800
	53500-207	61,380	65,340	3,960
Attorney General's				
Office	53610-189	154,402	144,432	(9,970)
	53610-201	11,813	11,048	(765)
	53610-211	6,675	6,343	(332)
	53610-599	0	9,383	9,383
Community Services				
Director	55540-189	113,537	107,882	(5,655)
Recreation Admin.	56710-399	73,911	0	
(73,911)				
	56710-188	108,000	181,911	73,911
	56710-201	16,447	22,102	5,655
White Collar Crime	53640-189	45,249	46,730	1,481
	53640-201	3,463	3,577	114

	53640-211	2,687	2,776	89
Medical Examiner	54600-189	83,414	84,414	1,000
	54600-310	68,000	67,000	(
1,000)				
Patrol	54120-506	0	15,800	15,800
	54120-511	0	2,916	2,916
Corrections	54210-308	41,000	36,000	(5,000)
	54210-410	97,500	92,500	(5,000)
	54210-435	20,000	17,484	(2,916)
	54210-355	17,000	11,200	(5,800)
SUBTOTAL				\$341,768
Total Mr. Kessel's changes after revenue				\$ 69,614

and two additional changes as follows:

12. Move the fund for the Knox County Beer Board into the County Commissions Budget.

13. Add Nike Golf Tournament \$25,000.00 which would go into the Hotel-Motel Tax.

Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, Leuthold, Teague, Horner and Walker voted aye. Commissioners Moody, May, Ragsdale, Cawood, Cooper, McMillan, Flenniken, Bratton and Pinkston voted no. The motion to approve the 1993-1993 budget carried 10-9-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE ESTABLISHING THE KNOX COUNTY TAX RATES FOR THE FISCAL YEAR BEGINNING JULY 1, 1993 AND ENDING JUNE 30, 1994: R-93-6-124:

Consideration of a Resolution of the Commission of Knox County, Tennessee establishing the Knox County Tax Rates for the Fiscal Year beginning July 1, 1993 and ending June 30, 1994 was before the Board of Commissioners.

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

Ms. Kathy Hamilton, Director, Knox County Finance, was present and spoke on the matter.

The Knox County Tax Rate for the fiscal year beginning July 1, 1993 and ending June 30, 1994 are hereby established and levied as follows:

Property Taxes:

General Fund	1.412
Schools Operating and Maintenance	1.746
Schools Construction Fund	.076
General Debt Service	.24
Public Library Fund	.148
TOTAL	3.68

Other taxes

Hotel-Motel tax	5%
Amusement tax	5%
Marriage Licenses	\$31.50

The property tax rate will be adjusted upon finalization of Knox County Equalization Hearings.

Commissioner Leuthold moved to approve R-93-6-124 - Resolution of the Commission of Knox County, Tennessee establishing the Knox County Tax Rates for the Fiscal Year beginning July 1, 1993 and ending June 30, 1994 with the following property tax rate of \$3.68. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, Leuthold, Teague, Horner and Walker voted aye. Commissioners Moody, May, Ragsdale, Cawood, Cooper, McMillan, Flenniken, Bratton and Pinkston voted no. The motion carried 10-9-0-0.


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IN RE: ADJOURNMENT:

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

KNOX COUNTY BOARD OF COMMISSIONERS

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LEO COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, July 26, 1993 at 9:00 a.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston. Also present were Mr. Mike Padgett, Knox County Clerk, Mr. John Owings, Knox County Deputy Law Director, Mr. Dwight Kessel, Knox County Executive, Ms. Kathy Hamilton, Knox County Finance Director, Ms. Amanda Templeton-Fowler, Knox County Finance Department, and members of the news media.

Commissioner Cooper, Chairman, presided.

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

* * * * *

IN RE: ROLL CALL:

Mr. Mike Padgett, Knox County Clerk, called the roll.

* * * * *

IN RE: DEVOTIONAL:

Mr. Tim Hutchison, Knox County Sheriff, was present and gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Flenniken led the Pledge of Allegiance to the Flag.

* * * * *

IN RE: AMENDMENTS TO THE AGENDA:

1. Without objection, Commissioner Cooper amended the agenda by adding the following items: Drives and Roads - To be accepted as completed - Mt. Olive Road, 700 feet in length with a 50 foot right of way, Knox County property owner; Basifield Drive, Crossfield Subdivision, Unit 3, 1450 feet in length with a 50 foot right of way; Dillfield Lane, Crossfield Subdivision,

Unit 3, 160 feet in length with a 50 foot right of way; Sagefield Drive, Crossfield Subdivision, Unit 3, 1200 feet in length with a 50 foot right of way; and Cloverfield Lane, Crossfield Subdivision, Unit 3, 360 feet in length with a 50 foot right of way; and To be closed - Mt. Olive Road on second reading.

2. Without objection, Commissioner Cooper amended the agenda by adding Resolution R-93-7-128 - Resolution of the Commission of Knox County, Tennessee authorizing a line item transfer for the Department of Development; and Resolution R-93-7-129 - Resolution of the Commission of Knox County, Tennessee authorizing a line item transfer for the Recreation Department; and by deferring until the August 1993 Board of Commissioners meeting Resolution R-93-7-115 - Resolution of the Commission of Knox County, Tennessee closing the Hillcrest Construction Fund; and Resolution R-93-7-116 - Resolution of the Commission of Knox County, Tennessee setting the tax rate for the Forks of the River Industrial Park Fire Districts.

3. At this time, there was discussion concerning adding a resolution to the agenda to discuss the creation of a Charter Commission.

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

Without objection, Commissioner Cooper added a resolution to the agenda to discuss the creation of a Charter Commission to be heard at the recess session on Wednesday, August 3, 1993 at 8:30 a.m.

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IN RE: DELEGATIONS TO BE HEARD:

1. Commissioner Flenniken addressed the Commission concerning the AAU Junior Olympics to be held in Knoxville July 31, 1993 - August 7, 1993. He encouraged everyone to participate and support the athletes.

2. Mr. Paul Deleon, Save Our Cumberland Mountains, was present and spoke concerning a landfill purchase in Oliver Springs.

3. Ms. Rose Ingram, Oliver Springs resident, was present and spoke concerning a landfill purchase in Oliver Springs.

4. Mr. Rick Sellers, Landmark Homeowners Association, was present and spoke concerning road construction on Middlebrook Pike.

Mr. John Owings, Knox County Deputy Law Director, and Mr. Hollis McPhetridge, Knox County Highway Director, were present and spoke on the matter.

5. Mr. Charles Vincent, Landmark Subdivision resident, was present and spoke concerning closure of the Conner Hill Drive intersection at Robinson Road.

6. Mr. Dwight Kessel, Knox County Executive, was present and spoke concerning funding of County Bonds.

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IN RE: APPROVAL OF MINUTES OF PREVIOUS MEETING:

Consideration of approval of minutes of the previous meetings on June 1, 1993 (Special Session); June 24, 1993 (Special Session); June 28, 1993 (Regular Session); June 28, 1993 (Recess Session) and June 29, 1993 (Recess Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meetings on June 1, 1993 (Special Session); June 24, 1993 (Special Session); June 28, 1993 (Regular Session); June 28, 1993 (Recess Session) and June 29, 1993 (Recess Session).

Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: REPORTS OF COMMITTEES:

A. The report of the Finance Committee was before the Board of Commissioners.

No report was given.

* * * * *

B. The report of the Economic Development Committee was before the Board of Commissioners.

No report was given.

* * * * *

C. The report of the Education Committee was before the Board of Commissioners.

No report was given.

* * * * *

D. The report of the Intergovernmental Committee was before the Board of Commissioners.

No report was given.

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E. The report of the Community Services and Personnel Committee was before the Board of Commissioners.

No report was given.

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F. The report of the Tennessee County Services Association Committee was before the Board of Commissioners.

No report was given.

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G. The report of the National Association of Counties Committee was before the Board of Commissioners.

Commissioner Horner gave a brief report concerning the National Association of Counties meeting that she, Commissioners Bowden and Cooper, and Mr. Dwight Kessel, Knox County Executive, attended.

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H. The report of the Cable TV Committee was before the Board of Commissioners.

No report was given.

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IN RE: ELECTIONS AND APPOINTMENTS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPOINTING ONE MEMBER TO THE ARENA USE COMMITTEE FOR A THREE YEAR TERM - R-93-7-101:

Consideration of a resolution of the Commission of Knox County, Tennessee appointing one member to the Arena Use Committee for a three year term was before Board of Commissioners.

Commissioner Flenniken moved to approve Resolution R-93-7-101 - Resolution of the Commission of Knox County, Tennessee appointing one member to the Arena Use Committee for a three year term and that Commissioner Billy Tindell be re-appointed. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: REPORTS OF OFFICIALS: (QUARTERLY)

Consideration of the following Reports of Officials was before the Board of Commissioners:

- A. County Executive
- B. County Law Director
- C. Superintendent of Schools
- D. Trustee
- E. Medical Examiner
- F. Sheriff
- G. Public Library
- H. Old Records

Commissioner DeSelm moved to refer the Reports of Officials to the appropriate Committees. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: REPORTS OF COUNTY AGENCIES: (QUARTERLY)

Consideration of the following Reports of County Agencies was before the Board of Commissioners:

- A. Department of Human Services
- B. Department of Child and Family Services
- C. Department of Air Pollution Control
- D. Metropolitan Planning Commission
- E. Sheriff's Merit System
- F. Pre-Trial Release
- G. Jail Inspection Committee
- H. Alternative Sentencing Program
- I. Ambulance Review Commission
- J. Metropolitan Knox Solid Waste Authority

Commissioner Bratton moved to refer the Reports of County Agencies to the appropriate Committees. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: DRIVES AND ROADS:

- A. To be accepted as completed:
 - 1. Stone Ridge, Stoneridge Subdivision, Unit 2, 360 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. David L. Dowling, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Cawood moved to accept as completed Stone Ridge, Stoneridge Subdivision, Unit 2, 360 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero,

Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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2. Highcreek Drive, Highgate Subdivision, Unit 1, 270 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Saddlebrook Inc., property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Horner moved to accept as completed Highcreek Drive, Highgate Subdivision, Unit 1, 270 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

3. Highgate Drive, Highgate Subdivision, Unit 1, 1840 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Saddlebrook Inc., property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Horner moved to accept as completed Highgate Drive, Highgate Subdivision, Unit 1, 1840 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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4. Rockbrook Drive, Highgate Subdivision, Unit 1, 1160 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Saddlebrook Inc., property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Horner moved to accept as completed Rockbrook Drive, Highgate Subdivision, Unit 1, 1160 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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5. Mount Olive Road, 700 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Knox County, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Flenniken moved to accept as completed Mount Olive Road, 700 feet in length with a 50 foot right of way. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Ragsdale recused himself from the vote. The motion carried 18-0-1-0.

* * * * *

6. Basilfield Drive, Crossfield Subdivision, Unit 3, 1450 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. James G. Woody, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Pinkston moved to accept as completed Basilfield Drive, Crossfield Subdivision, Unit 3, 1450 feet in length with a 50 foot right of way. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Bratton and Pinkston voted aye. Commissioner Flenniken recused himself from the vote. The motion carried 18-0-1-0.

* * * * *

7. Dillfield Lane, Crossfield Subdivision, Unit 3, 160 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. James G. Woody, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Pinkston moved to accept as completed Dillfield Lane, Crossfield Subdivision, Unit 3, 160 feet in length with a 50 foot right of way. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Bratton and Pinkston voted aye. Commissioner Flenniken recused himself from the vote. The motion carried 18-0-1-0.

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8. Sagefield Drive, Crossfield Subdivision, Unit 3, 1200 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. James G. Woody, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Pinkston moved to accept as completed Sagefield Drive, Crossfield Subdivision, Unit 3, 1200 feet in length with a 50 foot right of way. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Bratton and Pinkston voted aye. Commissioner Flenniken recused himself from the vote. The motion carried 18-0-1-0.

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9. Cloverfield Lane, Crossfield Subdivision, Unit 3, 360 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. James G. Woody, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Pinkston moved to accept as completed Cloverfield Lane, Crossfield Subdivision, Unit 3, 360 feet in length with a 50 foot right of way. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Bratton and Pinkston voted aye. Commissioner Flenniken recused himself from the vote. The motion carried 18-0-1-0.

* * * * *

B. To be Closed:

Consideration of request to close Mount Olive Road was before the Board of Commissioners on second reading.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and spoke on the matter.

Commissioner Flenniken moved to approve the request to close Mount Olive Road on second reading and that the right of way be quit deeded back to the adjoining property owner. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman,

DeSelm, May, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Ragsdale recused himself from the vote. The motion carried 18-0-1-0.

* * * * *

IN RE: RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE DECLARING THE OLD BLEACHERS REMOVED FROM THE GYMNASIUMS AT CARTER AND BEARDEN HIGH SCHOOLS AS SURPLUS - R-93-7-102:

Consideration of a resolution of the Commission of Knox County, Tennessee declaring the old bleachers removed from the gymnasiums at Carter and Bearden High Schools as surplus was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve Resolution R-93-7-102 - Resolution of the Commission of Knox County, Tennessee declaring the old bleachers removed from the gymnasiums at Carter and Bearden High Schools as surplus with the following amendment: remove the language "Temple Baptist School" from all areas of the resolution; and amend the first paragraph on the second page to read as follows: That the old bleachers removed from the gymnasiums at Carter and Bearden High Schools are hereby declared to be surplus and shall be disposed of pursuant to the Procurement Code by the County Executive and the Knox County Purchasing Department. Commissioner Walker seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE BUDGET FOR FISCAL YEAR

1993-1994 ADOPTED BY THE KNOX COUNTY BOARD OF EDUCATION
INCLUDING A REVISED FORMAT USING THE NEW STATE CHART OF
ACCOUNTS - R-93-7-103:

Consideration of a resolution of the Commission of Knox County, Tennessee approving the Budget for Fiscal Year 1993-1994 adopted by the Knox County Board of Education including a revised format using the new State Chart of Accounts was before the Board of Commissioners.

Mr. Bob Thomas, Assistant Superintendent/Business Manager of Knox County Schools, and Mr. John Owings, Knox County Deputy Law Director, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-7-103 - Resolution of the Commission of Knox County, Tennessee approving the Budget for Fiscal Year 1993-1994 adopted by the Knox County Board of Education including a revised format using the new State Chart of Accounts with the following amendment: the fourth paragraph on page 2 should be amended to read as follows: That the revised format of the Budget of the Knox County Board of Education for fiscal year 1993-1994 using the State Chart of Accounts, is hereby approved. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

RESOLUTION

A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE,
APPROVING THE BUDGET FOR FISCAL YEAR
1993-1994 ADOPTED BY THE KNOX COUNTY
BOARD OF EDUCATION INCLUDING A REVISED
FORMAT USING THE NEW STATE CHART OF
ACCOUNTS.

RESOLUTION NO.: R-93-7-103

REQUESTED BY: Frank Leuthold

PREPARED BY: Knox County Law Dir

APPROVED AS TO FORM
AND CORRECTNESS: /s/ Richard T. Beeler
Director of Law

APPROVED: July 26, 1993
Date

VETOED: _____
Date

VETO OVERRIDE: _____
Date

MINUTE BOOK _____ PAGE _____

WHEREAS, pursuant to Article II, Section 2.01 of the Charter of Knox County, Tennessee, the Commission of Knox County, as the Legislative Body of Knox County, Tennessee, is vested with the authority and responsibility to adopt and amend the county budget, to fix county tax rates, and to appropriate county funds for any and all lawful purposes; and,

WHEREAS, on June 29, 1993 this Commission adopted a consolidated budget for the fiscal year beginning on the 1st day of July, 1993 which included a designated amount for operation of the schools; and

WHEREAS, the Knox County Board of Education has adopted a line item budget for the 1993-1994 fiscal year and has presented this budget to the Commission of Knox County for approval.

WHEREAS, the Education Committee recommends approving the Budget for the 1993-1994 fiscal year adopted by the Knox County Board of Education which includes a revised format using the State Chart of Accounts.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF KNOX COUNTY AS FOLLOWS:

That the revised format of the Budget of the Knox County Board of Education for fiscal year 1993-1994 using the State Chart of Accounts, is hereby approved.

BE IT FURTHER RESOLVED, if any notifications are to be made to effectuate this Resolution, then the County Clerk is hereby requested to forward a copy of this Resolution to the proper authority(s).

BE IT FURTHER RESOLVED, this Resolution be spread on the minutes of the Commission of Knox County, Tennessee.

BE IT FURTHER RESOLVED, that the resolution shall take effect as provided by the Charter of Knox County, Tennessee, the public welfare requiring it, and its provisions shall be enforced from and after July 1, 1993.

/s/ Leo J. Cooper Date 7/26/93
Presiding Officer of the Commission

/s/ Wm. Mike Padgett
County Clerk

Approved: /s/ Dwight Kessel Date 8/2/93
County Executive

Vetoed: _____ Date _____
County Executive

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE DECLARING A BUILDING TRADES LOT LOCATED AT 1505 LAYMAN STREET AS SURPLUS - R-93-7-104:

Consideration of a resolution of the Commission of Knox County, Tennessee declaring a building trades lot located at 1505 Layman Street as surplus was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-7-104 - Resolution of the Commission of Knox County, Tennessee declaring a building trades lot located at 1505 Layman Street as surplus. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Norman and McMillan were absent from the vote. The motion carried 17-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE CAPITAL IMPROVEMENT AND MAJOR MAINTENANCE BUDGET FOR FISCAL YEAR 1993 - 1994 FOR THE KNOX COUNTY SCHOOLS AND AUTHORIZING THE TRANSFER OF FUNDS FROM THE SCHOOL OPERATION AND MAINTENANCE FUND BUDGET TO THE SCHOOL CONSTRUCTION FUND BUDGET FOR CAPITAL IMPROVEMENTS AND MAJOR MAINTENANCE - R-93-7-105:

Consideration of a resolution of the Commission of Knox County, Tennessee approving the Capital Improvement and Maintenance Budget for Fiscal Year 1993 - 1994 for the Knox County Schools and authorizing the transfer of funds from the School Operation and Maintenance Fund Budget to the School Construction Fund Budget for capital improvements and major maintenance was before the Board of Commissioners.

Mr. Charles Whitehead, Administrative Assistant to the Superintendent of Knox County Schools, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-7-105 - Resolution of the Commission of Knox County, Tennessee approving the Capital Improvement and Maintenance Budget for Fiscal Year 1993 - 1994 for the Knox County Schools and authorizing the transfer of funds from the School Operation and Maintenance Fund Budget to the School Construction Fund Budget for capital improvements and major maintenance.

Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Bratton and Pinkston voted aye. Commissioner Flenniken abstained from voting. The motion carried 18-0-1-0.

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IN RE: CONSIDERATION OF INITIAL RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$830,000.00 GENERAL OBLIGATION BONDS OF KNOX COUNTY, TENNESSEE - R-93-7-106:

Consideration of initial resolution of the Commission of Knox County, Tennessee authorizing the issuance of not exceeding \$830,000.00 General Obligation Bonds of Knox County, Tennessee was before the Board of Commissioners.

Commissioner Pinkston moved to approve Resolution R-93-7-106 - Resolution of the Commission of Knox County, Tennessee authorizing the issuance of not exceeding \$830,000.00 General Obligation Bonds of Knox County, Tennessee. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING THE ISSUANCE, SALE AND PAYMENT OF INTEREST BEARING KNOX COUNTY SCHOOL CONSTRUCTION BONDS, SERIES 1993 BOND ANTICIPATION NOTES, NOT TO EXCEED \$830,000.00 - R-93-7-107:

Consideration of a resolution of the Commission of Knox County, Tennessee authorizing the issuance, sale and payment of interest bearing Knox County School Construction Bonds, Series 1993 Bond Anticipation Notes, not to exceed \$830,000.00 was before the Board of Commissioners.

Commissioner Pinkston moved to approve Resolution R-93-7-107 - Resolution of the Commission of Knox County, Tennessee authorizing the issuance, sale and payment of interest bearing Knox County School Construction Bonds, Series 1993 Bond Anticipation Notes, not to exceed \$830,000.00. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH ROUSE CONSTRUCTION COMPANY IN THE AMOUNT OF \$6,025,000.00 FOR CONSTRUCTION OF THE NEW SOUTH ELEMENTARY SCHOOL - R-93-7-108:

Consideration of a resolution of the Commission of Knox County, Tennessee approving a contract with Rouse Construction Company in the amount of \$6,025,000.00 for construction of the new South Elementary School was before the Board of Commissioners.

Commissioner Pinkston moved to approve Resolution R-93-7-108 - Resolution of the Commission of Knox County, Tennessee approving a contract with Rouse Construction Company in the amount of \$6,025,000.00 for construction of the new South

Elementary School. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH MORRISON PRINTING COMPANY, INC. IN THE AMOUNT OF \$53,543.00 FOR PRINTING OF SCHOOL COUPON BOOKS AND STUDENT BROCHURES - R-93-7-109:

Consideration of a resolution of the Commission of Knox County, Tennessee approving a contract with Morrison Printing Company, Inc. in the amount of \$53,543.00 for printing of school coupon books and student brochures was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-7-109 - Resolution of the Commission of Knox County, Tennessee approving a contract with Morrison Printing Company, Inc. in the amount of \$53,543.00 for printing of school coupon books and student brochures. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING THE EXECUTION OF A QUIT CLAIM DEED FOR A PORTION OF THE RIGHT OF WAY OF FORMER GEORGE LIGHT ROAD PREVIOUSLY CLOSED BY THE KNOX COUNTY BOARD OF COMMISSIONERS - R-93-7-110:

Consideration of a resolution of the Commission of Knox County, Tennessee authorizing the execution of a quit claim deed for a portion of the right of way of former George Light Road previously closed by the Knox County Board of Commissioners was before the Board of Commissioners.

Commissioner Flenniken moved to approve Resolution R-93-7-110 - Resolution of the Commission of Knox County, Tennessee authorizing the execution of a quit claim deed for a portion of the right of way of former George Light Road previously closed by the Knox County Board of Commissioners. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE SUPPORTING SENATE BILL 993 CO-SPONSORED BY SENATOR HARLAN MATTHEWS HALTING UNFUNDED FEDERAL MANDATES - R-93-7-111:

Consideration of a resolution of the Commission of Knox County, Tennessee supporting Senate Bill 993 co-sponsored by Senator Harlan Matthews halting unfunded federal mandates was before the Board of Commissioners.

Commissioner Flenniken moved to approve Resolution R-93-7-111 - Resolution of the Commission of Knox County, Tennessee supporting Senate Bill 993 co-sponsored by Senator Harlan Matthews halting unfunded federal mandates. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING GRANTS TO NON-PROFIT ORGANIZATIONS FOR THE FISCAL YEAR 1993-1994 ON SECOND READING - R-93-7-112:

AND

CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING GRANTS TO NON-PROFIT ORGANIZATIONS FOR THE FISCAL YEAR 1993-1994 ON SECOND READING AS AMENDED - R-93-7-112A:

Consideration of a resolution of the Commission of Knox County, Tennessee approving grants to non-profit organizations for the Fiscal Year 1993-1994 on second reading; and consideration of a resolution of the Commission of Knox County, Tennessee approving grants to non-profit organizations for the Fiscal Year 1993-1994 on second reading as amended was before the Board of Commissioners.

Mr. John Owings, Knox County Deputy Law Director, and Ms. Kathy Hamilton, Knox County Finance Director, were present and spoke on the matter.

Commissioner Bowden moved to approve Resolution R-93-7-112 - Resolution of the Commission of Knox County, Tennessee approving grants to non-profit organization for the Fiscal Year 1993-1994 on second reading. Commissioner DeSelm seconded the motion.

Commissioner Dirl moved as a substitute motion to approve Resolution R-93-7-112A - Resolution of the Commission of Knox County, Tennessee approving grants to non-profit organizations for the Fiscal Year 1993-1994 on second reading as amended. Commissioner Flenniken seconded the motion.

Commissioner Bratton moved as an amendment to the substitute motion to delete \$1,200.00 from Ivy Academy and re-allocate to the Volunteer State Hall and Honor Guard. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Dirl, Tindell, Moody, Norman, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Flenniken, Bratton and Pinkston voted aye. Commissioners Bowden, Rogero and DeSelm voted no. Commissioners Cooper, McMillan and Walker abstained from voting. The amendment carried 13-3-3-0.

Commissioner Leuthold moved to defer until completion of all rezoning items on the day's agenda Resolution R-93-7-112 -

Resolution of the Commission of Knox County, Tennessee approving grants to non-profit organization for the Fiscal Year 1993-1994 on second reading; and Resolution R-93-7-112A - Resolution of the Commission of Knox County, Tennessee approving grants to non-profit organizations for the Fiscal Year 1993-1994 on second reading as amended with the following additional amendment: delete \$1,200.00 from Ivy Academy and re-allocate to the Volunteer State Hall and Honor Guard; and approve the following grants on first reading: YWCA \$2,000.00; Love Kitchen \$1,500.00; Volunteer Veterans Hall of Honor \$1,200.00; Lonsdale Homecoming \$1,000.00; and Mechanicsville Community Development Corp. \$1,500.00. Commissioner Walker seconded the motion and upon roll call vote Commissioners Rogero, Leuthold, Teague and Walker voted aye. Commissioners Bowden, Dirl, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Cawood, Horner, Flenniken, Bratton and Pinkston voted no. Commissioners Cooper and McMillan abstained from voting. The motion failed 4-13-2-0.

Upon roll call vote of the substitute motion to approve Resolution R-93-7-112A - Resolution of the Commission of Knox County, Tennessee approving grants to non-profit organizations for the Fiscal Year 1993-1994 on second reading as amended with the following additional amendment: delete \$1,200.00 from Ivy Academy and re-allocate to the Volunteer State Hall and Honor Guard; and approve the following grants on first reading: YWCA \$2,000.00; Love Kitchen \$1,500.00; Volunteer Veterans Hall of Honor \$1,200.00; Lonsdale Homecoming \$1,000.00; and Mechanicsville Community Development Corp. \$1,500.00, Commissioners Dirl, Norman, May, Ragsdale, Leuthold, Teague, Horner, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Bowden, Rogero, Moody, DeSelm and Cawood voted no. Commissioners Tindell and Cooper abstained from voting. The substitute motion carried 12-5-2-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE ACCEPTING THE NEW CERTIFIED TAX RATE

BASED ON THE RE-APPRAISAL AND ESTABLISHING AN OFFICIAL
TAX RATE FOR FISCAL YEAR 1993 - 1994 - R-93-7-113:

Consideration of a resolution of the Commission of Knox County, Tennessee accepting the new certified tax rate based on the re-appraisal and establishing an official tax rate for Fiscal Year 1993 - 1994 was before the Board of Commissioners.

Ms. Kathy Hamilton, Knox County Finance Director, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-7-113 - Resolution of the Commission of Knox County, Tennessee accepting the new certified tax rate based on the re-appraisal and establishing an official tax rate for Fiscal Year 1993 - 1994. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, Leuthold, Teague, Horner and Walker voted aye. Commissioners Moody, May, Ragsdale, Cawood, Cooper, McMillan, Flenniken, Bratton and Pinkston voted no. The motion carried 10-9-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE REQUESTING THE KNOX COUNTY RETIREMENT
AND PENSION BOARD AND THE CITY PENSION BOARD TO REACH
AN AGREEMENT REGARDING A PROPOSED SOLUTION TO THE
PENSION ISSUE AND UNIFICATION OF GOVERNMENT -
R-93-7-114A:

Consideration of a resolution of the Commission of Knox County, Tennessee requesting the Knox County Retirement and Pension Board and the City Pension Board to reach an agreement regarding a proposed solution to the pension issue and unification of government was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-7-114A - Resolution of the Commission of Knox County, Tennessee requesting the Knox County Retirement and Pension Board and the City Pension Board to reach an agreement regarding a proposed solution to the pension issue and unification of

government. Commissioner Flenniken seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING A LINE ITEM TRANSFER FOR THE DEPARTMENT OF DEVELOPMENT - R-93-7-128:

Consideration of a resolution of the Commission of Knox County, Tennessee authorizing a line item transfer for the Department of Development was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-7-128 - Resolution of the Commission of Knox County, Tennessee authorizing a line item transfer for the Department of Development. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING A LINE ITEM TRANSFER FOR THE RECREATION DEPARTMENT - R-93-7-129:

Consideration of a resolution of the Commission of Knox County, Tennessee authorizing a line item transfer for the Recreation Department was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-7-129 - Resolution of the Commission of Knox County, Tennessee authorizing a line item transfer for the Recreation Department. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING ORDINANCE #0-90-9-112 SO AS TO ADD A BAN ON OPEN CONTAINERS OF ALCOHOLIC BEVERAGES IN MOVING VEHICLES - 0-93-5-101 - (THIRD READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Ordinance #0-90-9-112 so as to add a ban on open containers of alcoholic beverages in moving vehicles was before the Board of Commissioners on third reading.

Commissioner Flenniken moved to defer until the August 1993 Board of Commissioners meeting consideration of an Ordinance of the Commission of Knox County, Tennessee amending Ordinance #0-90-9-112 so as to add a ban on open containers of alcoholic beverages in moving vehicles on third reading. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the vote. The motion carried 18-0-0-1.

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IN RE: TAX REFUNDS:

A. County Clerk:

Mr. Mike Padgett, Knox County Clerk, reported no tax refunds from his office.

* * * * *

B. Trustee:

Mr. Mike Padgett, Knox County Clerk, reported the following tax refunds from the Trustee's Office: Barclays Mortgage Company in the amount of \$1,457.02; and Timbers Westfund 10 Associates in the amount of \$9,641.64.

Commissioner Bratton moved to approve the following tax refunds from the Trustee's Office: Barclays Mortgage Company in the amount of \$1,457.02; and Timbers Westfund 10 Associates in the amount of \$9,641.64. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Rogero,

Tindell, Moody, Norman, DeSelm, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Dirl, May and Ragsdale were absent from the vote. The motion carried 16-0-0-3.

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IN RE: NOTARY PUBLIC APPLICATIONS:

Mr. Mike Padgett, Knox County Clerk, reported 124 applications for Notary Public.

Commissioner Horner moved to approve 124 applications for Notary Public. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Dirl, May and Ragsdale were absent from the vote. The motion carried 16-0-0-3.

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IN RE: ROLL CALL - (1:30 P.M.):

Mr. Mike Padgett, Knox County Clerk, called the roll. Those Commissioners responding were Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston. Commissioner May was absent from the evening session.

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IN RE: REZONING REQUESTS:

1. Consideration of a resolution of the Commission of Knox County approving the request of Ed Loy for rezoning from Agricultural Zone to Planned Residential Zone at 2 dwelling units per acre was before the Board of Commissioners. Property located northeast side Harvey Road; northeast of Peach View Drive; southeast of Farragut City Limits, parcel 47, CLT Map 162, Southwest County Sector Plan, 5th Commission District.

Commissioner Leuthold moved to defer until the September 1993 Board of Commissioners meeting Resolution R-93-7-117 - Resolution of the Commission of Knox County

approving the request of Ed Loy for rezoning from Agricultural Zone to Planned Residential Zone at 2 dwelling units per acre. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner May was absent from the meeting. The motion carried 18-0-0-1.

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2. Consideration of a resolution of the Commission of Knox County approving the request of David Robinette for rezoning from Agricultural Zone to Planned Residential Zone at 5 dwelling units per acre was before the Board of Commissioners. Property located northwest side Ball Camp Pike, southwest side Daybreak Drive, parcels 42, 55 & 57, CLT Map 104, Northwest County Sector Plan, 6th Commission District.

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

Commissioner Cawood moved to approve Resolution R-93-7-118 - Resolution of the Commission of Knox County approving the request of David Robinette for rezoning from Agricultural Zone to Planned Residential Zone at 1 - 5 dwelling units per acre as per MPC's recommendation. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner May was absent from the meeting. The motion carried 18-0-0-1. Property located northwest side Ball Camp Pike, southwest side Daybreak Drive, parcels 42, 55 & 57, CLT Map 104, Northwest County Sector Plan, 6th Commission District.

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3. Consideration of a resolution of the Commission of Knox County approving the request of Jana M. Arwood for rezoning from Agricultural Zone to OA Office Park Zone was before the

Board of Commissioners. Property located northwest side Guinn Road, west of Oak Ridge Highway, parcel 6.02, CLT Map 89, Northwest County Sector Plan, 6th Commission District.

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

Commissioner Cawood moved to approve Resolution R-93-7-119 - Resolution of the Commission of Knox County approving the request of Jana M. Arwood for rezoning from Agricultural Zone to OA Office Park Zone as per MPC's recommendation. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner May was absent from the meeting. The motion carried 18-0-0-1. Property located northwest side Guinn Road, west of Oak Ridge Highway, parcel 6.02, CLT Map 89, Northwest County Sector Plan, 6th Commission District.

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4. Consideration of a resolution of the Commission of Knox County approving the request of Ben Knisley for rezoning from Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located northeast side Fairview Road, northwest Pinto Lane, parcel 13, CLT Map 21, Northeast County Sector Plan, 8th Commission District.

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

Commissioner McMillan moved to approve Resolution R-93-7-120 - Resolution of the Commission of Knox County approving the request of Ben Knisley for rezoning from Agricultural Zone to RA Low Density Residential Zone as per MPC's recommendation. Commissioner Walker seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner May was absent from the meeting. The

motion carried 18-0-0-1. Property located northeast side Fairview Road, northwest Pinto Lane, parcel 13, CLT Map 21, Northeast County Sector Plan, 8th Commission District.

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5. Consideration of a resolution of the Commission of Knox County approving the request of Winston Cox for rezoning from Agricultural Zone to Planned Residential Zone at 1 - 3 dwelling units per acre was before the Board of Commissioners. Property located northeast side Westland Drive, east deadend Rainbow Drive, parcel 24, CLT Map 144, Southwest County Sector Plan, 5th Commission District.

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

Commissioner Leuthold moved to approve Resolution R-93-7-121 - Resolution of the Commission of Knox County approving the request of Winston Cox for rezoning from Agricultural Zone to Planned Residential Zone at 1 - 3 dwelling units per acre as per MPC's recommendation. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner May was absent from the meeting. The motion carried 18-0-0-1. Property located northeast side Westland Drive, east deadend Rainbow Drive, parcel 24, CLT Map 144, Southwest County Sector Plan, 5th Commission District.

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6. Consideration of a resolution of the Commission of Knox County approving the request of RBS & Associates for rezoning from Planned Residential Zone to OB Office, Medical and Related Services Zone was before the Board of Commissioners. Property located south side West Beaver Creek Drive, northeast of Clinton Highway, part of parcel 52, CLT Map 67, North County Sector Plan, 6th Commission District.

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

Commissioner Teague moved to approve Resolution R-93-7-122 - Resolution of the Commission of Knox County approving the request of RBS & Associates for rezoning from Planned Residential Zone to OB Office, Medical and Related Services Zone as per MPC's recommendation. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner May was absent from the meeting. The motion carried 18-0-0-1. Property located south side West Beaver Creek Drive, northeast of Clinton Highway, part of parcel 52, CLT Map 67, North County Sector Plan, 6th Commission District.

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7. Consideration of a resolution of the Commission of Knox County approving the request of Ron Cunningham for rezoning from Agricultural Floodway Zones to CA General Business Floodway Zones was before the Board of Commissioners. Property located northwest side Maynardville Highway, northeast of Temple Acres Drive, part of parcel 1, CLT Map 28, North County Sector Plan, 7th Commission District.

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

Commissioner Horner moved to approve Resolution R-93-7-123 - Resolution of the Commission of Knox County approving the request of Ron Cunningham for rezoning from Agricultural Floodway Zones to CA General Business Zone for that portion of the property on the Southeast side of the Floodway; CA General Business denied for the property on the northwest side of the Floodway as per MPC's recommendation. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken,

Bratton and Pinkston voted aye. Commissioner May was absent from the meeting. The motion carried 18-0-0-1. Property located northwest side Maynardville Highway, northeast of Temple Acres Drive, part of parcel 1, CLT Map 28, North County Sector Plan, 7th Commission District.

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8. Consideration of a resolution of the Commission of Knox County approving the request of Lake Lane Land Company for rezoning from Agricultural Zone to PR Planned Residential Zone at 1 dwelling unit per acre was before the Board of Commissioners. Property located southwest of and parallel with Duncan Road, southwest of Lyons Bend Road, parcel 21, CLT Map 146, Southwest County Sector Plan, 4th Commission District.

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

Commissioner DeSelm moved to approve Resolution R-93-7-124 - Resolution of the Commission of Knox County approving the request of Lake Lane Land Company for rezoning from Agricultural Zone to PR Planned Residential Zone at 1 dwelling unit per acre. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner May was absent from the meeting. The motion carried 18-0-0-1. Property located southwest of and parallel with Duncan Road, southwest of Lyons Bend Road, parcel 21, CLT Map 146, Southwest County Sector Plan, 4th Commission District.

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9. Consideration of a resolution of the Commission of Knox County approving the request of Don Walker for rezoning from Agricultural Zone to PR Planned Residential Zone at 6 dwelling units per acre was before the Board of Commissioners. Property located northwest side Tate-Trotter Road, southwest side Schroder Road, parcels 44, 45.01 & 45.02, CLT Map 47, North County Sector Plan, 6th Commission District.

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

Commissioner Teague moved to approve Resolution R-93-7-125 - Resolution of the Commission of Knox County approving the request of Don Walker for rezoning from Agricultural Zone to PR Planned Residential Zone at 1 - 3 dwelling units per acre as per MPC's recommendation.

Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner May was absent from the meeting. The motion carried 18-0-0-1. Property located northwest side Tate-Trotter Road, southwest side Schroder Road, parcels 44, 45.01 & 45.02, CLT Map 47, North County Sector Plan, 6th Commission District.

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10. Consideration of a resolution of the Commission of Knox County approving the request of JHS of Tennessee, Inc. for rezoning from Agricultural/TO Technology Overlay Zone to BP Business Park/TO Technology Overlay Zone was before the Board of Commissioners. Property located southeast side Hardin Valley Road, southeast of Bryant Lane, part of parcel 112, CLT Map 103, Northwest County Sector Plan, 6th Commission District.

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

Commissioner Cawood moved to approve Resolution R-93-7-126 - Resolution of the Commission of Knox County approving the request of JHS of Tennessee, Inc. for rezoning from Agricultural/TO Technology Overlay Zone to BP Business Park/TO Technology Overlay Zone as per MPC's recommendation.

Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye.

Commissioner May was absent from the meeting. The motion carried

Commissioner Teague moved to approve the appeal of Worthington Place - Unit 3 on MPC denial of Concept Plan. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner May was absent from the meeting. The motion carried 18-0-0-1. Property located northeast end Wakebridge Boulevard, northeast of Heiskell Road, 6th Commission District.

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The meeting was recessed until Tuesday, August 3, 1993 at 8:30 a.m.

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KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in recess session on Tuesday, August 3, 1993 at 9:00 a.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston. Also present were Mr. Dwight Kessel, Knox County Executive, Mr. John Owings, Deputy Law Director, Mr. Mike Padgett, Knox County Clerk, and members of the news media.

Commissioner Cooper, Chairman, presided.

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

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IN RE: ROLL CALL:

Mr. Mike Padgett, Knox County Clerk, called the roll.

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IN RE: CONSIDERATION OF PROCLAMATION BY EXECUTIVE ORDER OF THE HONORABLE DWIGHT KESSEL, KNOX COUNTY EXECUTIVE IT IS HEREBY PROCLAIMED: WHEREAS, THE PEOPLE OF KNOX COUNTY, TENNESSEE HAVE PREVIOUSLY ADOPTED A COUNTY CHARTER FORM OF GOVERNMENT, PURSUANT TO CHAPTER 402 OF THE PUBLIC ACTS OF 1979, THEREBY ESTABLISHING AN ALTERNATE FORM OF COUNTY GOVERNMENT TO PERFORM ALL THE GOVERNMENTAL AND CORPORATE FUNCTIONS OF THE COUNTY AND INCREASING LOCAL AUTONOMY OVER PURELY LOCAL AFFAIRS, INCLUDING THE POWER TO ENACT ORDINANCES GOVERNING THE CONDUCT OF PUBLIC AFFAIRS WITHIN THE COUNTY; AND WHEREAS, AS THE COST OF DELIVERING GOVERNMENTAL SERVICES PROVIDING FOR THE EDUCATION, HEALTH, SAFETY, AND GENERAL WELFARE OF THE CITIZENS AND RESIDENTS OF THE COUNTY HAS INCREASED, LOGIC AND REASON DICTATE THAT THE REPRESENTATIVES OF THE PEOPLE OF THE COUNTY CONTINUE TO EXHAUST EVERY OPPORTUNITY TO PROVIDE GREATER EFFICIENCIES IN DELIVERING SUCH SERVICES; AND WHEREAS, THE CONTINUED

OPERATION OF MULTIPLE LEVELS OF LOCAL GOVERNMENT FAILS TO FACILITATE THE MOST EFFICIENT OPERATION OF LOCAL GOVERNMENT AFFAIRS AND INTERFERES WITH THE MOST EFFECTIVE ALLOCATION OF AVAILABLE RESOURCES TO THE MOST CRITICAL LOCAL GOVERNMENT ACTIVITIES; AND WHEREAS, A UNIFICATION OF ALL GOVERNMENTAL AND CORPORATE FUNCTIONS OF THE COUNTY AND THE CITY OF KNOXVILLE WOULD PROVIDE GREATER COORDINATION OF GOVERNMENT AFFAIRS AT THAT LEVEL OF GOVERNMENT WHICH IS CLOSEST TO ITS CITIZENS AND MOST RESPONSIVE TO ITS CONSTITUENCY, AND IS IN THE BEST INTEREST OF THE PRESENT AND FUTURE RESIDENTS OF THE COUNTY; AND WHEREAS, THE GREATER KNOXVILLE CHAMBER OF COMMERCE HAS RECOMMENDED THE UNIFICATION OF LOCAL GOVERNMENTS; AND WHEREAS, IT IS NECESSARY AND APPROPRIATE TO ISSUE THIS PROCLAMATION IN ORDER TO INITIATE THE APPOINTMENT OF A CHARTER COMMISSION TO PREPARE AND PRESENT TO THE ELECTORATE OF THE COUNTY A UNIFIED GOVERNMENT CHARTER, PURSUANT TO CHAPTER 497 OF THE PUBLIC ACTS OF 1991. NOW, THEREFORE, I, DWIGHT KESSEL, KNOX COUNTY EXECUTIVE, DO HEREBY PROCLAIM THE ESTABLISHMENT OF THE KNOXVILLE-KNOX COUNTY CHARTER COMMISSION (THE "CHARTER COMMISSION") TO PROPOSE TO THE PEOPLE OF KNOX COUNTY, TENNESSEE AND THE CITY OF KNOXVILLE, TENNESSEE CHARTER PROVIDING FOR THE UNIFICATION OF ALL GOVERNMENTAL FUNCTIONS OF THE COUNTY AND THE CITY AND THE CREATION OF A UNIFIED GOVERNMENT FOR THE ADMINISTRATION OF THE UNIFIED FUNCTIONS, I DO FURTHER PROCLAIM THAT THE HONORABLE MIKE PADGETT, KNOX COUNTY CLERK, SHALL CONVENE THE INITIAL MEETING OF THE CHARTER COMMISSION AT NINE O'CLOCK A.M. (9:00 A.M.) ON THE FIRST DAY OF SEPTEMBER IN THE YEAR OF OUR LORD NINETEEN HUNDRED NINETY-THREE, IN THE MAIN ASSEMBLY ROOM OF THE CITY-COUNTY BUILDING, 400 MAIN STREET, IN THE CITY OF KNOXVILLE, TENNESSEE. I DO FURTHER PROCLAIM THAT THE FOLLOWING CITIZENS AND RESIDENTS OF THE COUNTY ARE HEREBY APPOINTED TO SERVE AS MEMBERS OF

THE CHARTER COMMISSION; THE HONORABLE RICHARD T. BEELER; THE HONORABLE FRANK LEUTHOLD; J. EDWARD INGRAM, ESQUIRE; MRS. KATHY HAMILTON, KNOX COUNTY DIRECTOR OF FINANCE; MR. DONALD O. MIRTS; MR. JACK DANCE; MRS. JEAN UNDERWOOD; AND DR. KELLY MILLER SMITH, JR. I DO FURTHER PROCLAIM THAT THE CHARTER COMMISSION SHALL CERTIFY AND FILE COPIES OF THE PROPOSED CHARTER AS REQUIRED BY LAW ON OR BEFORE THE FIRST DAY OF JUNE IN THE YEAR OF OUR LORD NINETEEN HUNDRED NINETY-FOUR. LET ALL WITHIN THE REACH OF THE PROCLAMATION HEED ITS DIRECTIVE(S). HIS HONOR THE KNOX COUNTY EXECUTIVE DWIGHT KESSEL, COUNTY OF KNOX KNOXVILLE, TENNESSEE:

Consideration of the following Proclamation was before the Board of Commissioners: Proclamation by Executive Order of the Honorable Dwight Kessel, Knox County Executive it is hereby proclaimed: WHEREAS, the people of Knox County, Tennessee have previously adopted a County Charter form of government, pursuant to Chapter 402 of the Public Acts of 1979, thereby establishing an alternate form of County government to perform all the governmental and corporate functions of the County and increasing local autonomy over purely local affairs, including the power to enact ordinances governing the conduct of the public affairs within the County; and WHEREAS, as the cost of delivering governmental services providing for the education, health, safety, and general welfare of the citizens and residents of the County has increased, logic and reason dictate that the representatives of the people of the County continue to exhaust every opportunity to provide greater efficiencies in delivering such services; and WHEREAS, the continued operation of multiple levels of local government fails to facilitate the most efficient operation of local government affairs and interferes with the most effective allocation of available resources to the most critical local government activities; and WHEREAS, a unification of all governmental and corporate functions of the County and the City of Knoxville would provide greater coordination of government affairs at that level of government which is closest

to its citizens and most responsive to its constituency, and is in the best interest of the present and future residents of the County; and WHEREAS, the Greater Knoxville Chamber of Commerce has recommended the unification of local governments; and WHEREAS, it is necessary and appropriate to issue this PROCLAMATION in order to initiate the appointment of a Charter Commission to prepare and present to the electorate of the County a unified government charter, pursuant to Chapter 497 of the Public Acts of 1991. NOW, THEREFORE, I, DWIGHT KESSEL, KNOX COUNTY EXECUTIVE, do hereby proclaim the establishment of the Knoxville-Knox County Charter Commission (the "Charter Commission") to propose to the people of Knox County, Tennessee and the City of Knoxville, Tennessee a Charter providing for the unification of all governmental functions of the County and the City and the creation of a unified government for the administration of the unified functions, I DO FURTHER PROCLAIM that the Honorable Mike Padgett, Knox County Clerk, shall convene the initial meeting of the Charter Commission at nine o'clock a.m. (9:00 a.m.) on the first day of September in the year of our Lord nineteen hundred ninety-three, in the Main Assembly Room of the City-County Building, 400 Main Street, in the City of Knoxville, Tennessee. I DO FURTHER PROCLAIM that the following citizens and residents of the County are hereby appointed to serve as members of the Charter Commission: The Honorable Richard T. Beeler, The Honorable Frank Leuthold; J. Edward Ingram, Esquire; Mrs. Kathy Hamilton, Knox County Director of Finance; Mr. Donald O. Mirrts; Mr. Jack Dance; Mrs. Jean Underwood; and Dr. Kelly Miller Smith, Jr. I DO FURTHER PROCLAIM that the Charter Commission shall certify and file copies of the proposed Charter as required by law on or before the first day of June in the year of our Lord nineteen hundred ninety-four. Let all within the reach of this proclamation heed its directive(s). His Honor the Knox County Executive Dwight Kessel, County of Knox Knoxville, Tennessee.

Mr. Dwight Kessel, Knox County Executive, and Mr. John Owings, Knox County Deputy Law Director, were present and spoke on the matter.

Commissioner Teague moved to ratify the Proclamation by Executive Order of the Honorable Dwight Kessel, Knox County Executive it is hereby proclaimed: WHEREAS, the people of Knox County, Tennessee have previously adopted a County Charter form of government, pursuant to Chapter 402 of the Public Acts of 1979, thereby establishing an alternate form of County government to perform all the governmental and corporate functions of the County and increasing local autonomy over purely local affairs, including the power to enact ordinances governing the conduct of the public affairs within the County; and WHEREAS, as the cost of delivering governmental services providing for the education, health, safety, and general welfare of the citizens and residents of the County has increased, logic and reason dictate that the representatives of the people of the County continue to exhaust every opportunity to provide greater efficiencies in delivering such services; and WHEREAS, the continued operation of multiple levels of local government fails to facilitate the most efficient operation of local government affairs and interferes with the most effective allocation of available resources to the most critical local government activities; and WHEREAS, a unification of all governmental and corporate functions of the County and the City of Knoxville would provide greater coordination of government affairs at that level of government which is closest to its citizens and most responsive to its constituency, and is in the best interest of the present and future residents of the County; and WHEREAS, the Greater Knoxville Chamber of Commerce has recommended the unification of local governments; and WHEREAS, it is necessary and appropriate to issue this PROCLAMATION in order to initiate the appointment of a Charter Commission to prepare and present to the electorate of the County a unified government charter, pursuant to Chapter 497 of the Public Acts of 1991. NOW, THEREFORE, I, DWIGHT KESSEL, KNOX COUNTY EXECUTIVE, do hereby proclaim the establishment of the

Knoxville-Knox County Charter Commission (the "Charter Commission") to propose to the people of Knox County, Tennessee and the City of Knoxville, Tennessee a Charter providing for the unification of all governmental functions of the County and the City and the creation of a unified government for the administration of the unified functions, I DO FURTHER PROCLAIM that the Honorable Mike Padgett, Knox County Clerk, shall convene the initial meeting of the Charter Commission at nine o'clock a.m. (9:00 a.m.) on the first day of September in the year of our Lord nineteen hundred ninety-three, in the Main Assembly Room of the City-County Building, 400 Main Street, in the City of Knoxville, Tennessee. I DO FURTHER PROCLAIM that the following citizens and residents of the County are hereby appointed to serve as members of the Charter Commission: The Honorable Richard T. Beeler, The Honorable Frank Leuthold; J. Edward Ingram, Esquire; Mrs. Kathy Hamilton, Knox County Director of Finance; Mr. Donald O. Mirrts; Mr. Jack Dance; Mrs. Jean Underwood; and Dr. Kelly Miller Smith, Jr. I DO FURTHER PROCLAIM that the Charter Commission shall certify and file copies of the proposed Charter as required by law on or before the first day of June in the year of our Lord nineteen hundred ninety-four. Let all within the reach of this proclamation heed its directive(s). His Honor the Knox County Executive Dwight Kessel, County of Knox Knoxville, Tennessee. Commissioner DeSelm seconded the motion.

Commissioner Bratton moved as a substitute motion to defer until the August 1993 Board of Commissioners meeting and place first on the agenda Proclamation by Executive Order of the Honorable Dwight Kessel, Knox County Executive it is hereby proclaimed: WHEREAS, the people of Knox County, Tennessee have previously adopted a County Charter form of government, pursuant to Chapter 402 of the Public Acts of 1979, thereby establishing an alternate form of County government to perform all the governmental and corporate functions of the County and increasing local autonomy over purely local affairs, including the power to enact ordinances governing the conduct of the public affairs within the County; and WHEREAS, as the cost of delivering

governmental services providing for the education, health, safety, and general welfare of the citizens and residents of the County has increased, logic and reason dictate that the representatives of the people of the County continue to exhaust every opportunity to provide greater efficiencies in delivering such services; and WHEREAS, the continued operation of multiple levels of local government fails to facilitate the most efficient operation of local government affairs and interferes with the most effective allocation of available resources to the most critical local government activities; and WHEREAS, a unification of all governmental and corporate functions of the County and the City of Knoxville would provide greater coordination of government affairs at that level of government which is closest to its citizens and most responsive to its constituency, and is in the best interest of the present and future residents of the County; and WHEREAS, the Greater Knoxville Chamber of Commerce has recommended the unification of local governments; and WHEREAS, it is necessary and appropriate to issue this PROCLAMATION in order to initiate the appointment of a Charter Commission to prepare and present to the electorate of the County a unified government charter, pursuant to Chapter 497 of the Public Acts of 1991. NOW, THEREFORE, I, DWIGHT KESSEL, KNOX COUNTY EXECUTIVE, do hereby proclaim the establishment of the Knoxville-Knox County Charter Commission (the "Charter Commission") to propose to the people of Knox County, Tennessee and the City of Knoxville, Tennessee a Charter providing for the unification of all governmental functions of the County and the City and the creation of a unified government for the administration of the unified functions, I DO FURTHER PROCLAIM that the Honorable Mike Padgett, Knox County Clerk, shall convene the initial meeting of the Charter Commission at nine o'clock a.m. (9:00 a.m.) on the first day of September in the year of our Lord nineteen hundred ninety-three, in the Main Assembly Room of the City-County Building, 400 Main Street, in the City of Knoxville, Tennessee. I DO FURTHER PROCLAIM that the following citizens and residents of the County are hereby appointed to

serve as members of the Charter Commission: The Honorable Richard T. Beeler, The Honorable Frank Leuthold; J. Edward Ingram, Esquire; Mrs. Kathy Hamilton, Knox County Director of Finance; Mr. Donald O. Mirrts; Mr. Jack Dance; Mrs. Jean Underwood; and Dr. Kelly Miller Smith, Jr. I DO FURTHER PROCLAIM that the Charter Commission shall certify and file copies of the proposed Charter as required by law on or before the first day of June in the year of our Lord nineteen hundred ninety-four. Let all within the reach of this proclamation heed its directive(s). His Honor the Knox County Executive Dwight Kessel, County of Knox Knoxville, Tennessee. Commissioner Flenniken seconded the motion His Honor the Knox County Executive Dwight Kessel, County of Knox Knoxville, Tennessee. Commissioner Flenniken seconded the motion and upon roll call vote Commissioners Norman, Cawood, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioners Bowden, Dirl, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Teague, Horner and Walker voted no. The substitute motion failed 7-12-0-0.

Upon roll call vote of the original motion to ratify the Proclamation by Executive Order of the Honorable Dwight Kessel, Knox County Executive it is hereby proclaimed: WHEREAS, the people of Knox County, Tennessee have previously adopted a County Charter form of government, pursuant to Chapter 402 of the Public Acts of 1979, thereby establishing an alternate form of County government to perform all the governmental and corporate functions of the County and increasing local autonomy over purely local affairs, including the power to enact ordinances governing the conduct of the public affairs within the County; and WHEREAS, as the cost of delivering governmental services providing for the education, health, safety, and general welfare of the citizens and residents of the County has increased, logic and reason dictate that the representatives of the people of the County continue to exhaust every opportunity to provide greater efficiencies in delivering such services; and WHEREAS, the continued operation of multiple levels of local government fails to facilitate the most efficient operation of local government

affairs and interferes with the most effective allocation of available resources to the most critical local government activities; and WHEREAS, a unification of all governmental and corporate functions of the County and the City of Knoxville would provide greater coordination of government affairs at that level of government which is closest to its citizens and most responsive to its constituency, and is in the best interest of the present and future residents of the County; and WHEREAS, the Greater Knoxville Chamber of Commerce has recommended the unification of local governments; and WHEREAS, it is necessary and appropriate to issue this PROCLAMATION in order to initiate the appointment of a Charter Commission to prepare and present to the electorate of the County a unified government charter, pursuant to Chapter 497 of the Public Acts of 1991. NOW, THEREFORE, I, DWIGHT KESSEL, KNOX COUNTY EXECUTIVE, do hereby proclaim the establishment of the Knoxville-Knox County Charter Commission (the "Charter Commission") to propose to the people of Knox County, Tennessee and the City of Knoxville, Tennessee a Charter providing for the unification of all governmental functions of the County and the City and the creation of a unified government for the administration of the unified functions, I DO FURTHER PROCLAIM that the Honorable Mike Padgett, Knox County Clerk, shall convene the initial meeting of the Charter Commission at nine o'clock a.m. (9:00 a.m.) on the first day of September in the year of our Lord nineteen hundred ninety-three, in the Main Assembly Room of the City-County Building, 400 Main Street, in the City of Knoxville, Tennessee. I DO FURTHER PROCLAIM that the following citizens and residents of the County are hereby appointed to serve as members of the Charter Commission: The Honorable Richard T. Beeler, The Honorable Frank Leuthold; J. Edward Ingram, Esquire; Mrs. Kathy Hamilton, Knox County Director of Finance; Mr. Donald O. Mirts; Mr. Jack Dance; Mrs. Jean Underwood; and Dr. Kelly Miller Smith, Jr. I DO FURTHER PROCLAIM that the Charter Commission shall certify and file copies of the proposed Charter as required by law on or before the first day of June in the year of our Lord nineteen

hundred ninety-four. Let all within the reach of this proclamation heed its directive(s). His Honor the Knox County Executive Dwight Kessel, County of Knox Knoxville, Tennessee, Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ADJOURNMENT:

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

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KNOX COUNTY BOARD OF COMMISSIONERS



LEO J. COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, August 23, 1993 at 9:00 a.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston. Also present were Mr. Richard Beeler, Knox County Law Director, Mr. Dwight Kessel, Knox County Executive, Ms. Kathy Hamilton, Director, Knox County Finance, Mr. Mike Padgett, Knox County Clerk and news media.

Commissioner Cooper, Chairman, presided.

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

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IN RE: ROLL CALL:

Mr. Mike Padgett, Knox County Clerk, called the roll.

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IN RE: DEVOTIONAL:

Reverend Paige Buchholz, St Luke's Episcopal Church, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Frank Leuthold led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

Without objection, Commissioner Cooper amended the agenda as follows:

1. Withdraw R-93-8-109 - Resolution of the Commission of Knox County, Tennessee extending the contract with DRI for professional and management services at DRI DOC.
2. Withdraw R-93-8-116 - Resolution of the Commission of Knox County, Tennessee approving funds for the local census project for FY93.

3. Defer for 30 days or until the September Regular Board of Commissioners meeting R-93-8-118 - Resolution of the Commission of Knox County, Tennessee setting the tax rate for the Forks of the River Industrial Park Fire Districts.

4. Add R-93-8-127 - Resolution of the Commission of Knox County, Tennessee authorizing the Knox County Board of Education to proceed with preparation for property acquisitions for the Austin-East High School Expansion and appropriating an amount up to \$39,500.00 from previously approved funds for the Magnet High School for this project.

5. Commissioner Horner moved to amend the agenda and add R-93-8-128 - Resolution of the Commission of Knox County, Tennessee for an appointment of Trustee for Juvenile Court. Commissioner Norman seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, and Pinkston voted aye. Commissioners Rogero, May and Bratton voted no. The motion carried 16-3-0-0.

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IN RE: DELEGATIONS TO THE HEARD:

1. Dr. Suzanne Sebert was present and introduced the new Parks and Recreation Director Mr. Doug Bataille to the Board of Commissioners.

2. Mr. Parkey Strader was present and stated that he had volunteered to go to Crystal City, Missouri to help with the East Tennessee Disaster Relief Agency. He asked if any of the Commissioners would like to go, and Commissioner Walker stated he would go and help.

3. Mr. Oscar Brown, concerned citizen was present and spoke on Neighborhood funding.

4. Dr. Doris Scott Crawford, President of the Board of Directors of the Knoxville Neighborhood Housing and Commercial Services, was present and spoke on funding for Neighborhood Housing and Commercial Services.

5. Mr. Alan Harmon, was present and spoke on Neighborhood Housing and Commercial Services funding.

6. Mr. John Evans, was present and introduced Mr. Jim Reynolds, who spoke on the Preliminary Review of Shoat Lick Hollow Landfill for Knox County.

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

7. Mr. Wayne Waggoner, Knox County Fire Marshall, was present and spoke on Fire Rescue Services.

8. Mr. Bobby Lee, concerned citizen representing the Hardin Valley Community, was present and spoke on the busing situation.

9. Mr. Durk Marsh, concerned citizen, was present and spoke on unsafe conditions on roads and streets in Knox County.

10. Commissioner Bratton spoke to Mr. Dwight Kessel, Knox County Executive, on the Unification Committee Appointments.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on July 26, 1993 was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on July 26, 1993. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: REPORTS OF COMMITTEES:

A. The Report of the Finance Committee was before the Board of Commissioners.

No report was given.

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B. The Report of the Economic Development Committee was before the Board of Commissioners.

No report was given.

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C. The Report of the Education Committee was before the Board of Commissioners.

No report was given.

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D. The Report of the Intergovernmental Committee was before the Board of Commissioners.

No report was given.

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E. The Report of the Community Services and Personnel Committee was before the Board of Commissioners.

No report was given.

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F. The Report of the Tennessee County Services Association was before the Board of Commissioners.

The Regional meeting will be held in Knoxville on September 8, 1993 in the Small Assembly Room.

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G. The Report of the National Association of Counties was before the Board of Commissioners.

No report was given.

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H. The Report of the Cable TV Committee was before the Board of Commissioners.

No report was given.

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IN RE: ELECTIONS AND APPOINTMENTS:

CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPOINTING TWO MEMBERS TO THE PUBLIC BUILDING AUTHORITY OF THE COUNTY OF KNOX AND CITY OF KNOXVILLE, TENNESSEE: R-93-8-101:

Consideration of a Resolution of the Commission of Knox County, Tennessee appointing two members to the Public Building Authority of the County of Knox and City of Knoxville, Tennessee was before the Board of Commissioners.

Commissioner Horner moved to approve R-93-8-101 - Resolution of the Commission of Knox County, Tennessee appointing two members to the Public Building Authority of the County of Knox and City of Knoxville, Tennessee appointing Mr. James A. Haslam, II and Mr. William D. Dunford. Commissioner Ragsdale seconded the motion and

upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE CONFIRMING THE APPOINTMENT OF ONE MEMBER TO THE KNOX COUNTY MUNICIPAL SOLID WASTE PLANNING REGION BOARD: R-93-8-102:

Consideration of a Resolution of the Commission of Knox County, Tennessee confirming the appointment of one member to the Knox County Municipal Solid Waste Planning Region Board was before the Board of Commissioners.

Commissioner Teague moved to approve R-93-8-102 - Resolution of the Commission of Knox County, Tennessee confirming the appointment of one member to the Knox County Municipal Solid Waste Planning Region Board appointing Mr. Bob Kirk. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: REPORTS OF OFFICIALS:

A. The Report of the County Executive was before the Board of Commissioners.

Commissioner Bratton moved to receive and file the Committee report of the County Executive. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, Horner, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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B. The report of the County Law Director was before the Board of Commissioners.

Commissioner Bratton moved to receive and file the Committee report of the County Law Director. Commissioner Ragsdale

seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, Horner, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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C. The Report of the Superintendent of Schools was before the Board of Commissioners.

Commissioner Bratton moved to receive and file the Committee report of the Superintendent of Schools. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, Horner, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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D. The report of the Trustee was before the Board of Commissioners.

Commissioner Bratton moved to receive and file the Committee report of the Trustee. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, Horner, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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E. The report of the Medical Examiner was before the Board of Commissioners.

Commissioner Bratton moved to receive and file the Committee report of the Medical Examiner. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, Horner, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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F. The report of the Sheriff was before the Board of Commissioners.

Commissioner Bratton moved to receive and file the

Committee report of the Sheriff. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, Horner, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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G. The report of the Public Library was before the Board of Commissioners.

Commissioner Bratton moved to receive and file the Committee report of the Public Library. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, Horner, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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H. The report of Old Records was before the Board of Commissioners.

Commissioner Bratton moved to receive and file the Committee report of Old Records. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, Horner, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: REPORTS OF COUNTY AGENCIES:

Consideration of the following Reports of County Agencies was before the Board of Commissioners.

- A. Department of Human Services
- B. Department of Child and Family Services
- C. Department of Air Pollution Control
- D. Metropolitan Planning Commission
- E. Sheriff's Merit System
- F. Pre-Trial Release
- G. Jail Inspection Committee
- H. Alternative Sentencing Program

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I. Ambulance Review Commission

Commissioner Bratton moved to receive and file the reports of the County Agencies. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: DRIVES AND ROADS:

A. To be accepted as completed.

1. Ridge Creek Lane, Ridge Creek Subdivision, Unit 1, 1080 feet in length with a 50 foot right of way was before the Board of Commissioners. Bill Copeland, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Cawood moved to accept as completed Ridge Creek Lane, Ridge Creek Subdivision, Unit 1, 1080 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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2. Broken Wing Road, Eagle Ridge Subdivision, Unit 1, 1220 feet in length with a 50 foot right of way was before the Board of Commissioners. Beaver Creek Farms, property owners.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Cawood moved to accept as completed Broken Wing Road, Eagle Ridge Subdivision, Unit 1, 1220 feet in length with a 50 foot right of way. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague,

Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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3. Rochdale Lane, Eagle Ridge Subdivision, Unit 1, 600 feet in length with a 50 foot right of way was before the Board of Commissioners. Beaver Creek Farms, property owners.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Cawood moved to accept as completed Rochdale Lane, Eagle Ridge Subdivision, Unit 1, 600 feet in length with a 50 foot right of way. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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4. Camrose Lane, Eagle Ridge Subdivision, Unit 1, 820 feet in length with a 50 foot right of way was before the Board of Commissioners. Beaver Creek Farms, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Cawood moved to accept as completed Camrose Lane, Eagle Ridge Subdivision, Unit 1, 820 feet in length with a 50 foot right of way. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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B. To be closed:

1. Consideration of request to close Harrell Road between Oak Ridge Highway and Beaver Ridge Road, 200 feet in length was before the Board of Commissioners on first reading.

Commissioner Horner moved to approve the request to close Harrell Road between Oak Ridge Highway and Beaver Ridge Road on first reading. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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2. Consideration of request to close a portion of Beaver Ridge Road, 1100 feet in length was before the Board of Commissioners on first reading.

Commissioner Horner moved to approve the request to close a portion of Beaver Ridge Road, 1100 feet in length on first reading. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: AMENDMENT TO THE AGENDA:

Commissioner Bowden moved to hear R-93-8-117 - Resolution of the Commission of Knox County, Tennessee approving grants to non-profit organizations as amended for the fiscal year 1993-1994 on second reading. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING GRANTS TO NON-PROFIT ORGANIZATIONS AS AMENDED FOR THE FISCAL YEAR 1993-1994 ON SECOND READING:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving grants to non-profit organizations as

amended for the fiscal year 1993-1994 on second reading was before the Board of Commissioners.

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

Ms. Kathy Hamilton, Director, Knox County Finance, was present and spoke on the matter.

Commissioner DeSelm moved to approve R-93-8-117 - Resolution of the Commission of Knox County, Tennessee approving grants to non-profit organizations as amended for the fiscal year 1993-1994 on second reading. Commissioner Bratton seconded the motion.

Commissioner Bowden moved as an amendment to the original motion to include Neighborhood Housing and Commercial Services in the amount of \$7,200.00. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The amendment carried 19-0-0-0.

Commissioner DeSelm moved as an amendment to delete YWCA in the amount of \$2,000.00, Love Kitchen in the amount of \$1,500.00, Volunteer Hall of Honor Guard in the amount of \$1,200.00, Lonsdale Homecoming in the amount of \$1,000.00, Mechanicsville Community Development Corporation in the amount of \$1,500.00. The motion failed for lack of a second.

Upon roll call of the original motion by Commissioner DeSelm and seconded by Commissioner Bratton as amended to approve R-93-8-117 - Resolution of the Commission of Knox County, Tennessee approving grants to non-profit organizations as amended for the fiscal year 1993-1994 on second reading, Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, May, Ragsdale, Leuthold, Teague, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners DeSelm and Cawood voted no. Commissioner Horner abstained from the vote. The motion carried 16-2-1-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING THE KNOXVILLE SPORTS

CORPORATION FOR THEIR DILIGENT WORK ON THE AAU JUNIOR
OLYMPICS: R-93-8-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee Honoring the Knoxville Sports Corporation for their Diligent work on the AAU Junior Olympics was before the Board of Commissioners.

Commissioner Bratton moved to attach to the order of business R-93-8-103 - Resolution of the Commission of Knox County, Tennessee Honoring the Knoxville Sports Corporation for their Diligent work on the AAU Junior Olympics. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

Commissioner Horner moved to approve R-93-8-103 - Resolution of the Commission of Knox County, Tennessee Honoring the Knoxville Sports Corporation for their Diligent work on the AAU Junior Olympics. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE APPROVING AN EDUCATIONAL SOFTWARE
LICENSE AGREEMENT WITH JOSTENS LEARNING CORPORATION
IN THE AMOUNT OF \$65,782.00 FOR THE ADULT BASIC
EDUCATION PROGRAM AT FAIR GARDEN ELEMENTARY SCHOOL:
R-93-8-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an educational software license agreement with Jostens Learning Corporation in the amount of \$65,782.00 for the Adult Basic Educations Program at Fair Garden Elementary School was before the Board of Commissioners.

Mr. Bob Thomas, Assistant Superintendent/Business Manager, was present and spoke on the matter.

Commissioner DeSelm moved to approve R-93-8-104 - Resolution of the Commission of Knox County, Tennessee approving an educational software license agreement with Jostens Learning Corporation in the amount of \$65,782.00 for the Adult Basic Educations Program at Fair Garden Elementary School. Commissioner Ragsdale seconded the motion.

Commissioner Ragsdale moved as a substitute motion to defer R-93-8-104 - Resolution of the Commission of Knox County, Tennessee approving an educational software license agreement with Jostens Learning Corporation in the amount of \$65,782.00 for the Adult Basic Educations Program at Fair Garden Elementary School to the September Regular Board of Commissioners meeting. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH MCCARTY HOLSAPLE MCCARTY, ARCHITECTS, FOR RENOVATIONS AND ADDITIONS TO AUSTIN-EAST HIGH SCHOOL THROUGH THE SCHEMATIC DESIGN PHASE AND APPROPRIATING AN AMOUNT NOT TO EXCEED \$152,000.00 FOR THE SCHEMATIC DESIGN PHASE OF THE AUSTIN-EAST MAGNET SCHOOL PROJECT:

R-93-8-105:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with McCarty Holsaple McCarty, Architects, for renovations and additions to Austin-East High School through the Schematic Design Phase and appropriating an amount not to exceed \$152,000.00 for the Schematic Design Phase of the Austin-East Magnet School Project was before the Board of Commissioners.

Mr. Bob Thomas, Assistant Superintendent/Business Manager, was present and spoke on the matter.

Ms. Kathy Hamilton, Director, Knox County Finance, was present and spoke on the matter.

Mr. Doug McCarty, Architect, was present and spoke on the matter.

Commissioner DeSelm moved to approve R-93-8-105 - Resolution of the Commission of Knox County, Tennessee approving a contract with McCarty Holsaple McCarty, Architects, for renovations and additions to Austin-East High School through the Schematic Design Phase and appropriating an amount not to exceed \$152,000.00 for the Schematic Design Phase of the Austin-East Magnet School Project. Commissioner Ragsdale seconded the motion.

Commissioner Walker moved as a substitute motion to defer to the September Regular session of Board of Commissioners R-93-8-105 - Resolution of the Commission of Knox County, Tennessee approving a contract with McCarty Holsaple McCarty, Architects, for renovations and additions to Austin-East High School through the Schematic Design Phase and appropriating an amount not to exceed \$152,000.00 for the Schematic Design Phase of the Austin-East Magnet School Project. Commissioner Horner seconded the motion and upon roll call vote Commissioners Cawood, Teague, Horner, Cooper, McMillan, Walker and Bratton voted aye. Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Flenniken and Pinkston voted no. The substitute motion failed 7-12-0-0.

Upon roll call vote of the original motion to approve R-93-8-105 - Resolution of the Commission of Knox County, Tennessee approving a contract with McCarty Holsaple McCarty, Architects, for renovations and additions to Austin-East High School through the Schematic Design Phase and appropriating an amount not to exceed \$152,000.00 for the Schematic Design Phase of the Austin-East Magnet School Project by Commissioner DeSelm and seconded by Commissioner Ragsdale Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Flenniken, Bratton and Pinkston voted aye. Commissioners Cawood, Teague, Horner, Cooper, McMillan and Walker voted no. The motion carried 13-6-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH BARBER AND MCMURRY INCORPORATED, ARCHITECTS FOR RENOVATIONS AND

ADDITIONS TO FULTON HIGH SCHOOL THROUGH THE SCHEMATIC
DESIGN PHASE AND APPROPRIATING AN AMOUNT NOT TO EXCEED
\$112,880.00 FOR THE SCHEMATIC DESIGN PHASE OF THE
FULTON HIGH SCHOOL PROJECT: R-93-8-106:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Barber and McMurry Incorporated, Architects for renovations and additions to Fulton High School through the Schematic Design Phase and appropriating an amount not to exceed \$112,880.00 for the Schematic Design Phase of the Fulton High School Project was before the Board of Commissioners.

Commissioner Rogero moved to approve R-93-8-106 - Resolution of the Commission of Knox County, Tennessee approving a contract with Barber and McMurry Incorporated, Architects for renovations and additions to Fulton High School through the Schematic Design Phase and appropriating an amount not to exceed \$112,880.00 for the Schematic Design Phase of the Fulton High School Project. Commissioner Tindell seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Leuthold, Cawood, Teague, Horner, Cooper, Flenniken, Bratton and Pinkston voted aye. Commissioners McMillan and Walker abstained from the vote. Commissioner Ragsdale recused himself from the vote. The motion carried 16-0-3-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE APPROVING AN AMENDED CONTRACT WITH
NORFOLK SOUTHERN CORPORATION FOR CONSTRUCTION OF AN
UNDERPASS TO CARRY EBENEZER ROAD UNDER THE RAILROAD'S
TRACK: R-93-8-107:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an amended contract with Norfolk Southern Corporation for construction of an underpass to carry Ebenezer Road under the railroad's track (\$64,200.00) was before the Board of Commissioners.

Commissioner DeSelm moved to approve R-93-8-107 - Resolution of the Commission of Knox County, Tennessee approving an amended contract with Norfolk Southern Corporation for construction of

an underpass to carry Ebenezer Road under the railroad's track. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY APPROVING A CONTRACT WITH THE KNOX COUNTY HUMANE SOCIETY FOR ANIMAL SHELTER SERVICES: R-93-8-108:

Consideration of a Resolution of the Commission of Knox County approving a contract with the Knox County Humane Society for Animal Shelter Services was before the Board of Commissioners.

Commissioner DeSelm moved to approve R-93-8-108 - Resolution of the Commission of Knox County approving a contract with the Knox County Humane Society for Animal Shelter Services. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE ADOPTING A GRIEVANCE PROCEDURE IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT: R-93-8-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee adopting a grievance procedure in accordance with the Americans with Disabilities Act was before the Board of Commissioners.

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

Commissioner Teague moved to approve R-93-8-110 - Resolution of the Commission of Knox County, Tennessee adopting a grievance procedure in accordance with the Americans with Disabilities Act with the following change: Page 2 Under C: A copy will also go

to the grievant. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE GENERAL FUND BUDGET AND APPROPRIATING \$88,789.00 TO THE PROPERTY ASSESSOR AS A MATCHING GRANT FOR REAPPRAISALS: R-93-8-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$88,789.00 to the Property Assessor as a matching grant for reappraisals was before the Board of Commissioners.

Commissioner DeSelm moved to approve R-93-8-111 - Resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$88,789.00 to the Property Assessor as a matching grant for reappraisals. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING AN INDIVIDUAL TO RELEASE SECURITIES FOR ACCOUNT COLLATERAL FOR THE SHERIFF'S DEPARTMENT: R-93-8-112:

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing an individual to release securities for account collateral for the Sheriff's Department was before the Board of Commissioners.

Commissioner DeSelm moved to approve R-93-8-112 - Resolution of the Commission of Knox County, Tennessee authorizing an individual to release securities for account collateral for the Sheriff's Department. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell,

Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY AUTHORIZING A TRANSFER OF FUNDS FROM THE HILLCREST NURSING HOMES CONSTRUCTION FUND TO THE PENAL FARM CONSTRUCTION FUND: R-93-8-113:

Consideration of a Resolution of the Commission of Knox County authorizing a transfer of funds from the Hillcrest Nursing Homes Construction Fund to the Penal Farm Construction Fund was before the Board of Commissioners.

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

Ms. Kathy Hamilton, Director, Knox County Finance, was present and spoke on the matter.

Commissioner DeSelm moved to approve R-93-8-113 - Resolution of the Commission of Knox County authorizing a transfer of funds from the Hillcrest Nursing Homes Construction Fund to the Penal Farm Construction Fund. Commissioner Horner seconded the motion.

Commissioner DeSelm moved as a substitute motion to defer to the September Regular Board of Commissioners meeting R-93-8-113 - Resolution of the Commission of Knox County authorizing a transfer of funds from the Hillcrest Nursing Homes Construction Fund to the Penal Farm Construction Fund. Commissioner May seconded the motion and upon roll call vote Commissioners Bowden, Tindell, Moody, DeSelm, May, Cawood, Teague, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Dirl, Rogero, Norman, Leuthold and Horner voted no. Commissioner Ragsdale recused himself from the vote. The motion carried 13-5-1-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE SUPPORTING LEGISLATION TO ALLOW LOCAL GOVERNMENTS TO ELIMINATE OR REDUCE UNFUNDED STATE MANDATES:R-93-8-114:

Consideration of a Resolution of the Commission of Knox County, Tennessee supporting legislation to allow local governments to eliminate or reduce unfunded state mandates was before the Board of Commissioners.

Commissioner Horner moved to approve R-93-8-114 - Resolution of the Commission of Knox County, Tennessee supporting legislation to allow local governments to eliminate or reduce unfunded state mandates with the following change: add the word "present" to read as follows eliminate reduce present. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE SUPPORTING LEGISLATION THAT WOULD RELIEVE COUNTIES AND CITIES OF ALL OBLIGATIONS TO CARRY OUT ANY NEW MANDATE ARISING FROM FEDERAL LAW, REGULATION, OR POLICY UNLESS FEDERAL FUNDS ARE PROVIDED:
R-93-8-115:

Consideration of a Resolution of the Commission of Knox County, Tennessee supporting legislation that would relieve counties and cities of all obligations to carry out any new mandate arising from federal law, regulation, or policy unless federal funds are provided was before the Board of Commissioners.

Commissioner Horner moved to approve R-93-8-115 - Resolution of the Commission of Knox County, Tennessee supporting legislation that would relieve counties and cities of all obligations to carry out any new mandate arising from federal law regulation, or policy unless federal funds are provided. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF

KNOX COUNTY, TENNESSEE REQUESTING THAT THE CITY OF
KNOXVILLE PROVIDE THE KNOX COUNTY COMMISSION WITH THE
CITY'S PLANS FOR ANNEXATIONS INTENDED OVER THE NEXT
FIVE YEARS: R-93-8-119:

Consideration of a Resolution of the Commission of Knox County, Tennessee requesting that the City of Knoxville provide the Knox County Commission with the city's plan for annexations intended over the next five years was before the Board of Commissioners.

Commissioner Horner moved to approve R-93-8-119 - Resolution of the Commission of Knox County, Tennessee requesting that the City of Knoxville provide the Knox County Commission with the city's plan for annexations intended over the next five years. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Bowden, Norman, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker and Pinkston voted aye. Commissioners Moody, DeSelm, May, and Bratton voted no. Commissioners Dirl, Rogero, Tindell, and Flenniken abstained from the vote. The motion carried 11-4-4-0.

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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 PROCEED WITH PREPARATION FOR PROPERTY
ACQUISITIONS FOR THE AUSTIN-EAST HIGH SCHOOL EXPANSION
AND APPROPRIATING AN AMOUNT UP TO \$39,500.00 FROM
PREVIOUSLY APPROVED FUNDS FOR THE MAGNET HIGH SCHOOL
FOR THIS PROJECT: R-93-8-127:

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing the Knox County Board of Education to proceed with preparation for property acquisitions for the Austin-East High School expansion and appropriating an amount up to \$39,500.00 from previously approved funds for the Magnet High School for this project was before the Board of Commissioners.

Mr. Bob Thomas, Assistant Superintendent/Business Manager, was present and spoke on the matter.

Commissioner DeSelm moved to approve R-93-8-127 -

Resolution of the Commission of Knox County, Tennessee authorizing the Knox County Board of Education to proceed with preparation for property acquisitions for the Austin-East High School expansion and appropriating an amount up to \$39,500.00 from previously approved funds for the Magnet High School for this project. Commissioner Dirl seconded the motion.

Commissioner Moody moved as a substitute motion to defer until after the schematic drawings are made and present back to the Board of Commissioners for review. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPOINTING ONE MEMBER TO THE KNOX COUNTY JUVENILE COURT BOARD OF TRUSTEES: R-93-8-128:

Consideration of a Resolution of the Commission of Knox County, Tennessee appointing one member to the Knox County Juvenile Court Board of Trustees was before the Board of Commissioners.

Commissioner Horner moved to approve R-93-8-128 - Resolution of the Commission of Knox County, Tennessee appointing one member to the Knox County Juvenile Court Board of Trustees appointing Elizabeth Hobbs. Commissioner Bratton seconded the motion.

Commissioner Dirl moved that nominations close and Mrs. Elizabeth Hobbs be elected by acclamation. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ORDINANCES ON THIRD READING:
CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING ORDINANCE 0-90-9-112 SO AS TO ADD A BAN ON OPEN CONTAINERS OF ALCOHOLIC BEVERAGES IN MOVING VEHICLES: 0-93-5-101:

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Ordinance 0-90-9-112 so as to add a ban on open containers of alcoholic beverages in moving vehicles was before the Board of Commissioners on third reading.

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

Commissioner Horner moved to approve 0-93-5-101 - Ordinance of the Commission of Knox County, Tennessee amending Ordinance 0-90-9-112 so as to add a ban on open containers of alcoholic beverages in moving vehicles on third reading and that there would be a public hearing regarding boats. In Section 13-6 (b) third line down operating upon the roads of Knox County in any container, insert the following: "other than the manufacturer's unopened original container. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: TAX REFUNDS:

A. County Clerk:

Mr. Mike Padgett, Knox County Clerk, reported no tax refunds from his office.

B. Trustee:

Mr. Mike Padgett, Knox County Clerk, reported no tax refunds from the Trustee's Office.

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IN RE: NOTARY PUBLIC APPLICATIONS:

Consideration of the Notary Public Applications was before the Board of Commissioners.

Mr. Mike Padgett, Knox County Clerk reported 124 notary public applications.

Commissioner Horner moved to approve 124 notary public applications. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper,

McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ROLL CALL: (1:30 P.M.)

Mr. Mike Padgett, Knox County Clerk called the roll. Those members present were Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston. Commissioner May was absent from the evening session.

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IN RE: REZONING REQUEST:

1. Consideration of a request of Byington Partnership, Inc. for Rezoning from PC Planned Commercial Zone to PR Planned Residential Zone was before the Board of Commissioners. Property fronting approximately 1680' south side Hardin Valley Road, fronting approximately 400' west side Middlebrook Pike by widths south side approximately 1290' and 1000', west side approximately 900', part of parcel 82.01, CLT Map 104, Northwest County Sector Plan, 6th Commission District.

Mr. Harold Beal, representing Byington Partnership, Inc., was present and spoke on behalf of the request.

Commissioner Cawood moved to approve R-93-8-120 - Request of Byington Partnership, Inc. for Rezoning from PC Planned Commercial Zone to PR Planned Residential Zone as per Metropolitan Planning Commission's recommendation: Approve PR Planned Residential Zone at 1-8 dwelling units per acre. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 17-0-0-2. Commissioner May was absent from the meeting. Commissioner Dirl was absent from the vote.

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2. Consideration of a request of George R. Caldwell, Sr. for rezoning from Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located southwest side Hart Road, south of Bluegrass Road, 5th Commission District.

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

Commissioner Leuthold moved to approve R-93-8-121 - Request of George R. Caldwell, Sr. for rezoning from Agricultural Zone to PR Planned Residential Zone as per Metropolitan Planning Commission's recommendation: Approve RA Low Density Residential Zone. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 17-0-0-2. Commissioner May was absent from the meeting. Commissioner Dirl was absent from the vote.

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3. Consideration of request of Stewart and Lee Contractors for rezoning from Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located southwest side Thompson School Road, northwest of east Emory Road, 8th Commission District.

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

Commissioner Walker moved to approve R-93-8-122 - Request of Stewart and Lee Contractors for rezoning from Agricultural Zone to PR Planned Residential Zone as per Metropolitan Planning Commission's recommendation: Approve PR Planned Residential Zone at 1-4 dwelling units per acre. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 17-0-0-2. Commissioner May was absent from the meeting. Commissioner Dirl was absent from the vote.

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4. Consideration of request of Gary Lethco for rezoning from Agricultural Zone to CA General Commercial Zone was before the Board of Commissioners. Property located southwest of Chapman Highway, southeast of Nixon Road, 9th Commission District.

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

Commissioner Flenniken moved to approve R-93-8-123 - Request of Gary Lethco for rezoning from Agricultural Zone to CA General Commercial Zone as per Metropolitan Planning Commission's recommendation: Approve CA General Commercial Zone. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner May was absent from the meeting.

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5. Consideration of request of Keith Walker for rezoning from Agricultural to PR Planned Residential Zone was before the Board of Commissioners. Property located northeast side Pedigo Road, northwest of Greenwell Drive, 6th Commission District.

Commissioner Cooper asked if there was any opposition to the request.

Commissioner Ralph Teague, was present and spoke on the matter.

Mr. Norman Whitaker, Executive Director, Metropolitan Planning Commission, was present and spoke on the matter.

Commissioner Cawood moved to defer R-93-8-124 - Request of Keith Walker for rezoning from Agricultural to PR Planned Residential Zone to the September Regular Board of Commissioners meeting. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 17-0-1-1. Commissioner May was absent from the meeting. Commissioner Teauge recused himself from the vote.

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6. Consideration of request of Babu Natha for rezoning from CB Business and Manufacturing to CH Highway Commercial Zone was before the Board of Commissioners. Property located east side Brakebill Road, north of I-40, 8th Commission District.

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

Commissioner Walker moved to approve R-93-8-125 - Request of Babu Natha for rezoning from CB Business and Manufacturing to CH Highway Commercial Zone as per Metropolitan Planning Commission's recommendation: Approve CH Highway Commercial Zone. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner May was absent from the meeting.

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7. Consideration of request of Healthcom, Inc. for rezoning from RB General Residential Zone to CA General Business was before the Board of Commissioners. Property located southwest side Old Clinton Pike, northeast of Clinton Highway, 6th Commission District.

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

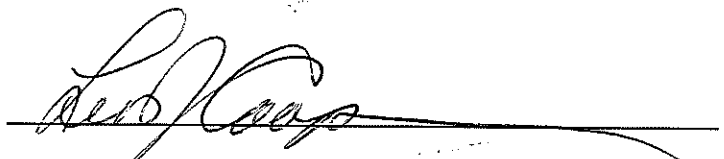
Commissioner Cawood moved to approve R-93-8-126 - Request of Healthcom, Inc. for rezoning from RB General Residential Zone to CA General Business as per Metropolitan Planning Commission's recommendation: Approve CA General Business Zone. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner May was absent from the meeting.

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IN RE: ADJOURNMENT:

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

KNOX COUNTY BOARD OF COMMISSIONERS


LEO COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, September 27, 1993 at 9:00 a.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston. Also present were Mr. Richard Beeler, Knox County Law Director, Mr. Mike Padgett, Knox County Clerk, Mr. Dwight Kessel, Knox County Executive, Ms. Kathy Hamilton, Knox County Finance Director, Mr. Mike Moyers, Knox County Chief Deputy Law Director, and members of the news media.

Commissioner Cooper, Chairman, presided.

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

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IN RE: ROLL CALL:

Mr. Mike Padgett, Knox County Clerk, called the roll.

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IN RE: DEVOTIONAL:

Reverend Mike Johnson, Minister of St. Mark United Methodist Church, was present and gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Bowden led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

1. Without objection, Commissioner Cooper amended the agenda by deferring Resolution R-93-9-101 - Resolution of the Commission of Knox County, Tennessee honoring Jane Marchant for her years of service on the Board of Trustees of the East Tennessee Regional Juvenile Service Center.

2. Without objection, Commissioner Cooper amended the

agenda by withdrawing Ordinance O-93-9-101 - Ordinance of the Commission of Knox County amending Ordinance O-93-5-101 to include boats as vehicles where open containers of alcoholic beverages are prohibited.

3. Without objection, Commissioner Cooper amended the agenda by adding the following items: Resolution R-93-9-131 - Resolution of the Commission of Knox County, Tennessee approving a Communication Station Agreement with Educational Management Group in the amount of \$258,344.00 for six communication stations at Sam Hill Elementary School; Resolution R-93-9-132 - Resolution of the Commission of Knox County, Tennessee amending the Judicial District Drug Fund Budget in the amount of \$32,900.00 for a grant for the Career Drug Offender Unit; and Resolution R-93-9-133 - Resolution of the Commission of Knox County, Tennessee amending the Judicial District Drug Fund Budget in the amount of \$35,000.00 for a grant for the Violent Offender Task Force Unit. He also amended the agenda by deferring the following items: Resolution R-93-9-118 - Resolution of the Commission of Knox County, Tennessee authorizing a technical correction to R-92-9-121; Resolution R-93-9-119 - Resolution of the Commission of Knox County amending various fund budgets for the fiscal year 1992-1993 and appropriating funds for year end closeouts as of June 30, 1993; and Resolution R-93-9-120 - Resolution of the Commission of Knox County, Tennessee re-appropriating various amounts from designated fund balances for fiscal year 93-94.

4. Without objection, Commissioner Cooper amended the agenda to hear the following item at the beginning of the resolutions: Resolution R-93-9-117 - Resolution of the Commission of Knox County, Tennessee appropriating \$150,000.00 from the County Clerk's excess fees for renovation of the Farragut Town Hall.

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IN RE: DELEGATIONS TO BE HEARD:

1. Ms. Gloria Ray, Sports Corporation, was present and spoke concerning the Junior Olympics Games.

2. Mr. Charles Giles, Solway resident, was present and spoke concerning school bus transportation, funding for the Department of Education, walk ways and vending machines which distribute tobacco products.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on August 23, 1993 (Regular Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on August 23, 1993 (Regular Session). Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the vote. The motion carried 18-0-0-1.

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IN RE: REPORTS OF COMMITTEES:

A. The report of the Finance Committee was before the Board of Commissioners.

No report was given.

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B. The report of the Economic Development Committee was before the Board of Commissioners.

No report was given.

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C. The report of the Education Committee was before the Board of Commissioners.

No report was given.

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D. The report of the Intergovernmental Committee was before the Board of Commissioners.

No report was given.

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E. The report of the Community Services and Personnel Committee was before the Board of Commissioners.

No report was given.

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F. The report of the Tennessee County Services Association Committee was before the Board of Commissioners.

Commissioner Flenniken indicated the Annual Tennessee County Services Association meeting would be held in Chattanooga October 12th, 13th and 14th and encouraged the Commissioners to attend.

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G. The report of the National Association of Counties Committee was before the Board of Commissioners.

No report was given.

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H. The report of the Cable TV Committee was before the Board of Commissioners.

No report was given.

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IN RE: DRIVES AND ROADS:

A. To be accepted as completed:

1. Windy Knoll Drive, Meadowcrest Subdivision, Unit 1, 1125 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Southland Communities, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Cawood moved to accept as completed Windy Knoll Drive, Meadowcrest Subdivision, Unit 1, 1125 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the vote. The motion carried 18-0-0-1.

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2. Paces Mill Lane, Meadowcrest Subdivision, Unit 1, 300 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Southland Communities, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Cawood moved to accept as completed Paces Mill Lane, Meadowcrest Subdivision, Unit 1, 300 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the vote. The motion carried 18-0-0-1.

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3. Fawn Ridge Lane, Meadowcrest Subdivision, Unit 1, 475 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Southland Communities, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Cawood moved to accept as completed Fawn Ridge Lane, Meadowcrest Subdivision, Unit 1, 475 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the vote. The motion carried 18-0-0-1.

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4. Wood Mill Lane, Meadowcrest Subdivision, Unit 1, 570 feet in length with a 50 foot right of way was before the

Board of Commissioners to be accepted as completed. Southland Communities, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Cawood moved to accept as completed Wood Mill Lane, Meadowcrest Subdivision, Unit 1, 570 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the vote. The motion carried 18-0-0-1.

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5. Wild Cherry Lane, Rhea Subdivision, Unit 1, 530 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Charles S. White, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Horner moved to accept as completed Wild Cherry Lane, Rhea Subdivision, Unit 1, 530 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the vote. The motion carried 18-0-0-1.

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6. Hackney Mill Lane, Sonja Heights Subdivision, Unit 1, 1850 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Mill Developments, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Cawood moved to accept as completed Hackney Mill Lane, Sonja Heights Subdivision, Unit 1, 1850 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the vote. The motion carried 18-0-0-1.

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7. Couch Mill Road, Old Mill Crossing, Unit 1, 1130 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. John J. Tomlinson, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Cawood moved to accept as completed Couch Mill Road, Old Mill Crossing, Unit 1, 1130 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the vote. The motion carried 18-0-0-1.

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8. Cracker Barrel Lane, Strawberry Plains Commercial Park, Unit 1, 720 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Weigel Properties, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Pinkston moved to accept as completed Cracker Barrel Lane, Strawberry Plains Commercial Park, Unit 1, 720 feet in length with a 50 foot right of way. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioner Bratton voted no. Commissioner Dirl was absent from the vote. The motion carried 17-1-0-1.

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9. Burnell Lane, located off of Hendron Chapel Road, 565 feet in length with a 20 foot right of way was before the Board of Commissioners to be accepted as completed.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Pinkston moved to accept as completed Burnell Lane, located off of Hendron Chapel Road, 565 feet in length with a 20 foot right of way. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the vote. The motion carried 18-0-0-1.

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B. To be Closed:

1. Consideration of request to close Troutman Lane undeveloped right of way, located off of Andes Road, approximately 400 feet in length was before the Board of Commissioners on first reading.

Commissioner Flenniken moved to approve the request to close Troutman Lane undeveloped right of way, located off of Andes Road, approximately 400 feet in length on first reading. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman,

DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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2. Consideration of request to close Harrell Road between Oak Ridge Highway and Beaver Ridge Road, 200 feet in length was before the Board of Commissioners on second reading.

Mr. Don Mauldin, representing Grace Baptist Church, was present and spoke on the matter.

Commissioner Flenniken moved to defer until the October 1993 Board of Commissioners meeting the request to close Harrell Road between Oak Ridge Highway and Beaver Ridge Road, 200 feet in length. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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3. Consideration of request to close a portion of Beaver Ridge Road, 1100 feet in length was before the Board of Commissioners on second reading.

Mr. Don Mauldin, representing Grace Baptist Church, was present and spoke on the matter.

Commissioner Flenniken moved to defer until the October 1993 Board of Commissioners meeting the request to close a portion of Beaver Ridge Road, 1100 feet in length. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$150,000.00 FROM THE COUNTY CLERK'S EXCESS FEES FOR RENOVATION OF THE FARRAGUT TOWN HALL - R-93-9-117:

AND

CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE EXPRESSING AN INTENT TO APPROPRIATE \$150,000.00 FROM THE COUNTY CLERK'S EXCESS FEES FOR RENOVATION OF THE FARRAGUT TOWN HALL - R-93-9-117A:

Consideration of a resolution of the Commission of Knox County, Tennessee appropriating \$150,000.00 from the County Clerk's excess fees for renovation of the Farragut Town Hall; and consideration of a resolution of the Commission of Knox County, Tennessee expressing an intent to appropriate \$150,000.00 from the County Clerk's excess fees for renovation of the Farragut Town Hall was before the Board of Commissioners.

Mr. Mike Padgett, Knox County Clerk, Mr. Jack Hamlett, Farragut Town Manager, Mr. Dwight Kessel, Knox County Executive, Ms. Rebecca Owens, Knox County ADA Co-ordinator, and Mr. Richard Beeler, Knox County Law Director, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-9-117A - Resolution of the Commission of Knox County, Tennessee expressing an intent to appropriate \$150,000.00 from the County Clerk's excess fees for renovation of the Farragut Town Hall. Commissioner Horner seconded the motion.

Commissioner Rogero moved as a substitute motion to defer until the October 1993 Board of Commissioners meeting consideration of a resolution of the Commission of Knox County, Tennessee expressing an intent to appropriate \$150,000.00 from the County Clerk's excess fees for renovation of the Farragut Town Hall. Commissioner DeSelm seconded the motion.

Commissioner Bratton moved as an amendment to the substitute motion to delete the language "defer for 30 days" and insert the following language: "that the county clerk and the county executive are authorized to negotiate the terms and

conditions of the lease agreement with the Town of Farragut and to present such an agreement at the next regular commission meeting". Commissioner May seconded the motion and upon voice vote the amendment failed 1-18-0-0. Commissioner Bratton voted aye. Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinskton voted no.

Upon roll call vote of the substitute motion to defer until the October 1993 Board of Commissioners meeting consideration of a resolution of the Commission of Knox County, Tennessee expressing an intent to appropriate \$150,000.00 from the County Clerk's excess fees for renovation of the Farragut Town Hall Commissioners Rogero, Moody, Norman, DeSelm, Cawood and Flenniken voted aye. Commissioners Bowden, Dirl, Tindell, Leuthold, Horner, Cooper, McMillan, Walker, Bratton and Pinkston voted no. Commissioners May and Teague abstained from voting. Commissioner Ragsdale recused himself from the vote. The substitute motion failed 6-10-3-0.

Upon roll call vote of the original motion to approve Resolution R-93-9-117A - Resolution of the Commission of Knox County, Tennessee expressing an intent to appropriate \$150,000.00 from the County Clerk's excess fees for renovation of the Farragut Town Hall Commissioners Dirl, Tindell, Norman, May, Leuthold, Horner, Cooper, McMillan and Bratton voted aye. Commissioners Bowden, Rogero, DeSelm, Cawood, Teague, Walker, Flenniken and Pinkston voted no. Commissioner Moody abstained from voting. Commissioner Ragsdale recused himself from the vote. The original motion failed 9-8-2-0 for lack of majority vote.

(This item was reconsidered later in the day's agenda. See page

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING A YEAR LONG CELEBRATION OF THE 75TH ANNIVERSARY OF THE EAST TENNESSEE REGIONAL JUVENILE SERVICE CENTER - R-93-9-102:

Consideration of a resolution of the Commission of Knox County, Tennessee authorizing a year long celebration of the 75th Anniversary of the East Tennessee Regional Juvenile Service Center was before the Board of Commissioners.

Commissioner Flenniken moved to approve Resolution R-93-9-102 - Resolution of the Commission of Knox County, Tennessee authorizing a year long celebration of the 75th Anniversary of the East Tennessee Regional Juvenile Service Center. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AN EDUCATIONAL SOFTWARE LICENSE AGREEMENT WITH JOSTENS LEARNING CORPORATION IN THE AMOUNT OF \$65,782.00 FOR THE ADULT BASIC EDUCATION PROGRAM AT FAIR GARDEN ELEMENTARY SCHOOL - R-93-9-103:

Consideration of a resolution of the Commission of Knox County, Tennessee approving an Educational Software License Agreement with Jostens Learning Corporation in the amount of \$65,782.00 for the Adult Basic Education Program at Fair Garden Elementary School was before the Board of Commissioners.

Mr. Bob Thomas, Assistant Superintendent/Business Manager of Knox County Schools, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-9-103 - Resolution of the Commission of Knox County, Tennessee approving an Educational Software License Agreement with Jostens Learning Corporation in the amount of \$65,782.00 for the Adult Basic Education Program at Fair Garden Elementary School. Commissioner Bowden seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman,

DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING AN AMOUNT UP TO \$23,755.00 FROM PREVIOUSLY APPROVED FUNDS FOR THE MAGNET HIGH SCHOOL TO ETE CONSULTING ENGINEERING, INC. FOR SURVEY WORK FOR THE AUSTIN-EAST HIGH SCHOOL PROJECT R-93-9-104:

Consideration of a resolution of the Commission of Knox County, Tennessee appropriating an amount up to \$23,755.00 from previously approved funds for the magnet high school to ETE Consulting Engineering, Inc. for survey work for the Austin-East High School project was before the Board of Commissioners.

Commissioner Bowden moved to approve Resolution R-93-9-104 - Resolution of the Commission of Knox County, Tennessee appropriating an amount up to \$23,755.00 from previously approved funds for the magnet high school to ETE Consulting Engineering, Inc. for survey work for the Austin-East High School project. Commissioner Moody seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, Flenniken, Bratton and Pinkston voted aye. Commissioners McMillan and Walker abstained from voting. Commissioner Dirl was absent from the vote. The motion carried 16-0-2-1.

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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 PROCEED WITH PREPARATION FOR PROPERTY ACQUISITIONS FOR THE AUSTIN-EAST HIGH SCHOOL EXPANSION AND APPROPRIATING AN AMOUNT NOT TO EXCEED \$15,745.00 FROM PREVIOUSLY APPROVED FUNDS FOR THE MAGNET HIGH SCHOOL FOR APPRAISALS FOR THIS PROJECT - R-93-9-105:

Consideration of a resolution of the Commission of Knox County, Tennessee authorizing the Knox County Board of Education to proceed with preparation for property acquisitions for the Austin-East High School expansion and appropriating an amount not to exceed \$15,745.00 from previously approved funds for the magnet high school for appraisals for this project was before the Board of Commissioners.

Commissioner Teague moved to withdraw this item from the agenda. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$152,600.00 FOR ADA COMPLIANCE AT BEAUMONT ELEMENTARY AND FARRAGUT HIGH SCHOOL - R-93-9-106:

Consideration of a resolution of the Commission of Knox County, Tennessee appropriating \$152,600.00 for ADA compliance at Beaumont Elementary and Farragut High School was before the Board of Commissioners.

Mr. Bob Thomas, Assistant Superintendent/Business Manager of Knox County Schools, Ms. Kathy Hamilton, Knox County Finance Director, Mr. Dwight Kessel, Knox County Executive, Ms. Rebecca Owens, Knox County ADA Co-ordinator, and Mr. Richard Beeler, Knox County Law Director, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-9-106 - Resolution of the Commission of Knox County, Tennessee appropriating \$152,600.00 for ADA compliance at Beaumont Elementary and Farragut High School and that the funds be appropriated from the fund balance of the Schools Operation and Maintenance Fund Budget. Commissioner Bowden seconded the motion and upon roll call vote Commissioners Bowden, Dirl,

Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH DESIGN & CONSTRUCTION, INC. IN THE AMOUNT OF \$976,000.00 FOR ADDITIONS AND RENOVATIONS AT THE GREEN ELEMENTARY MAGNET SCHOOL AND APPROPRIATING THE AMOUNT OF \$127,002.00 FROM THE SCHOOLS OPERATION AND MAINTENANCE FUND BUDGET FOR THIS PROJECT - R-93-9-107:

Consideration of a resolution of the Commission of Knox County, Tennessee approving a contract with Design & Construction, Inc. in the amount of \$976,000.00 for additions and renovations at the Green Elementary Magnet School and appropriating the amount of \$127,002.00 from the Schools Operation and Maintenance Fund Budget for this project was before the Board of Commissioners.

Commissioner Bowden moved to approve Resolution R-93-9-107 - Resolution of the Commission of Knox County, Tennessee approving a contract with Design & Construction, Inc. in the amount of \$976,000.00 for additions and renovations at the Green Elementary Magnet School and appropriating the amount of \$127,002.00 from the Schools Operation and Maintenance Fund Budget for this project. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, Flenniken, Bratton and Pinkston voted aye. Commissioners Walker and Flenniken abstained from voting. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH TENN-EDD PRODUCTS COMPANY FOR THE PURCHASE AND INSTALLATION OF BLEACHERS AT BEARDEN HIGH SCHOOL - R-93-9-108:

Consideration of a resolution of the Commission of Knox County, Tennessee approving a contract with TENN-EDD Products Company for the purchase and installation of bleachers at Bearden High School was before the Board of Commissioners.

Mr. Bob Thomas, Assistant Superintendent/Business Manager of Knox County Schools, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-9-108 - Resolution of the Commission of Knox County, Tennessee approving a contract with TENN-EDD Products Company for the purchase and installation of bleachers at Bearden High School. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT IN THE AMOUNT OF \$277,872.00 WITH WILLIAMS-SCOTSMAN FOR TEMPORARY CLASSROOMS AT HALLS ELEMENTARY, SEQUOYAH ELEMENTARY, SARA MOORE GREEN ELEMENTARY, POWELL ELEMENTARY, BRICKEY ELEMENTARY AND WESTVIEW ELEMENTARY FOR A FAMILY LIFE RESOURCE CENTER - R-93-9-109:

Consideration of a resolution of the Commission of Knox County, Tennessee approving a contract in the amount of \$277,872.00 with Williams-Scotsman for temporary classrooms at Halls Elementary, Sequoyah Elementary, Sara Moore Green Elementary, Powell Elementary, Brickey Elementary and Westview Elementary for a family life resource center was before the Board of Commissioners.

Mr. Bob Thomas, Assistant Superintendent/Business Manager of Knox County Schools, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution

R-93-9-109 - Resolution of the Commission of Knox County, Tennessee approving a contract in the amount of \$277,872.00 with Williams-Scotsman for temporary classrooms at Halls Elementary, Sequoyah Elementary, Sara Moore Green Elementary, Powell Elementary, Brickey Elementary and Westview Elementary for a family life resource center. Commissioner DeSelm seconded the motion.

Commissioner Bratton moved as a substitute motion to to defer this item until additional information is provided regarding this matter and that the vote be taken on the day's agenda. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0. (See Page 25 for later action.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE CONFIRMING THE SELECTION OF TEN INDIVIDUALS TO SERVE AS HEARINGS OFFICERS FOR ADA COMPLAINTS AND AMENDING SECTION III.A. OF THE GRIEVANCE PROCEDURE FOR KNOX COUNTY PURSANT TO THE AMERICAN WITH DISABILITIES ACT - R-93-9-110:

Consideration of a resolution of the Commission of Knox County, Tennessee confirming the selection of ten individuals to serve as hearings officers for ADA complaints and amending Section III.A. of the Grievance Procedure for Knox County pursuant to the American with Disabilities Act was before the Board of Commissioners.

Ms. Rebecca Owens, Knox County ADA Co-ordinator, was present and spoke on the matter.

Commissioner Teague moved to approve Resolution R-93-9-110 - Resolution of the Commission of Knox County, Tennessee confirming the selection of ten individuals to serve as hearings officers for ADA complaints and amending Section III.A.

of the Grievance Procedure for Knox County pursuant to the American with Disabilities Act with the following amendment: the language "ten individuals" in all areas of the resolution should be amended to read "twelve individuals". Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF RESOLUTION AUTHORIZING A TRANSFER OF FUNDS FROM THE HILLCREST NURSING HOMES CONSTRUCTION FUND TO THE PENAL FARM CONSTRUCTION FUND - R-93-9-111:

Consideration of a resolution authorizing a transfer of funds from the Hillcrest Nursing Homes Construction Fund to the Penal Farm Construction Fund was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-9-111 - Resolution authorizing a transfer of funds from the Hillcrest Nursing Homes Construction Fund to the Penal Farm Construction Fund. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Ragsdale recused himself from the vote. The motion carried 18-0-1-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY SETTING THE TAX RATE FOR THE FORKS OF THE RIVER INDUSTRIAL PARK - R-93-9-112:

Consideration of a resolution of the Commission of Knox County setting the tax rate for the Forks of the River Industrial Park was before the Board of Commissioners.

Ms. Kathy Hamilton, Knox County Finance Director, and Mr. Wayne Waggoner, Knox County Fire Marshall, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-9-112 - Resolution of the Commission of Knox County setting the tax rate for the Forks of the River Industrial Park.

Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioner Bratton voted no. The motion carried 18-1-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE REQUESTING THE TENNESSEE DEPARTMENT OF TRANSPORTATION TO PERFORM A NEW TRAFFIC STUDY AT THE INTERSECTION OF MIDDLEBROOK PIKE AND JOE HINTON ROAD FOR A TRAFFIC LIGHT - R-93-9-113:

Consideration of a resolution of the Commission of Knox County, Tennessee requesting the Tennessee Department of Transportation to perform a new traffic study at the intersection of Middlebrook Pike and Joe Hinton Road for a traffic light was before the Board of Commissioners.

Commissioner Flenniken moved to approve Resolution R-93-9-113 - Resolution of the Commission of Knox County, Tennessee requesting the Tennessee Department of Transportation to perform a new traffic study at the intersection of Middlebrook Pike and Joe Hinton Road for a traffic light. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING THE PURCHASE OF PROPERTY FOR A PARKING LOT FOR THE HEALTH DEPARTMENT - R-93-9-114:

Consideration of a resolution of the Commission of Knox

County, Tennessee authorizing the purchase of property for a parking lot for the Health Department was before the Board of Commissioners.

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-9-114 - Resolution of the Commission of Knox County, Tennessee authorizing the purchase of property for a parking lot for the Health Department. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE TO ADOPT T.C.A. §62-38-101, ET SEQ RELATIVE, TO REGULATION OF TATTOO PARLORS TAKEN DIRECTLY TO COURT - R-93-9-115:

Consideration of a resolution of the Commission of Knox County, Tennessee to adopt T.C.A. §62-38-101, ET SEQ relative, to regulation of Tattoo Parlors taken directly to court was before the Board of Commissioners.

Mr. Richard Beeler, Knox County Law Director, was present and indicated this item should be considered as an Ordinance and not a resolution.

Commissioner Flenniken moved to approve Ordinance O-93-9-103 - Ordinance of the Commission of Knox County, Tennessee to adopt T.C.A. §62-38-101, ET SEQ relative, to regulation of Tattoo Parlors taken directly to court on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION AUTHORIZING A TRANSFER OF PROCEEDS FROM WESTBRIDGE INDUSTRIAL PARK CAPITAL OUTLAY NOTE TO CENTERPOINT BUSINESS PARK PROJECT - R-93-9-116:

Consideration of a resolution authorizing a transfer of proceeds from Westbridge Industrial Park Capital Outlay Note to Centerpoint Business Park Project was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-9-116 - Resolution authorizing a transfer of proceeds from Westbridge Industrial Park Capital Outlay Note to Centerpoint Business Park Project. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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

5. Commissioner Rogero moved to reconsider the following item: Resolution R-93-9-117A - Resolution of the Commission of Knox County, Tennessee expressing an intent to appropriate \$150,000.00 from the County Clerk's excess fees for renovation of the Farragut Town Hall. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, May, Leuthold, Cawood, Horner, Cooper, McMillan and Bratton voted aye. Commissioners Norman, DeSelm, Flenniken and Pinkston voted no. Commissioners Moody, Teague and Walker abstained from voting. Commissioner Ragsdale recused himself from the vote. Commissioner Tindell was absent from the vote. The motion carried 10-4-4-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE EXPRESSING AN INTENT TO APPROPRIATE \$150,000.00 FROM THE COUNTY CLERK'S EXCESS FEES FOR RENOVATION OF THE FARRAGUT TOWN HALL - R-93-9-117A:

Consideration of a resolution of the Commission of Knox

County, Tennessee expressing an intent to appropriate \$150,000.00 from the County Clerk's excess fees for renovation of the Farragut Town Hall was before the Board of Commissioners.

Commissioner Rogero moved to defer until the October 1993 Board of Commissioners meeting consideration of a resolution of the Commission of Knox County, Tennessee expressing an intent to appropriate \$150,000.00 from the County Clerk's excess fees for renovation of the Farragut Town Hall. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, May, Leuthold, Teague, Horner, Cooper, McMillan, Walker and Bratton voted aye. Commissioners Norman, DeSelm, Cawood, Flenniken and Pinkston voted no. Commissioner Moody abstained from voting. Commissioner Ragsdale recused himself from the vote. Commissioner Tindell was absent from the vote. . The motion carried 11-5-2-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING THE EXECUTION OF AN EASEMENT AGREEMENT TO CLARA YOUNG - R-93-9-121:

Consideration of a resolution of the Commission of Knox County, Tennessee authorizing the execution of an Easement Agreement to Clara Young was before the Board of Commissioners.

Commissioner Flenniken moved to approve Resolution R-93-9-121 - Resolution of the Commission of Knox County, Tennessee authorizing the execution of an Easement Agreement to Clara Young. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE EXPRESSING ITS SUPPORT FOR THE LOCATION OF THE DEPARTMENT OF ENERGY'S RECONFIGURED NUCLEAR WEAPONS COMPLEX ON THE OAK RIDGE RESERVATION - R-93-9-122:

Consideration of a resolution of the Commission of Knox County, Tennessee expressing its support for the location of the Department of Energy's reconfigured nuclear weapons complex on the Oak Ridge Reservation was before the Board of Commissioners.

Commissioner Flenniken moved to approve Resolution R-93-9-122 - Resolution of the Commission of Knox County, Tennessee expressing its support for the location of the Department of Energy's reconfigured nuclear weapons complex on the Oak Ridge Reservation. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A COMMUNICATION STATION AGREEMENT WITH EDUCATIONAL MANAGEMENT GROUP IN THE AMOUNT OF \$258,344.00 FOR SIX COMMUNICATION STATIONS AT SAM HILL ELEMENTARY SCHOOL - R-93-9-131:

Consideration of a resolution of the Commission of Knox County, Tennessee approving a Communication Station Agreement with Educational Management Group in the amount of \$258,344.00 for six communication stations at Sam Hill Elementary School was before the Board of Commissioners.

Mr. Bob Thomas, Assistant Superintendent/Business Manager of Knox County Schools, and Mr. Jim Robinson, Director of Supplementary Services for Knox County Schools, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-9-131 - Resolution of the Commission of Knox County, Tennessee approving a Communication Station Agreement with Educational Management Group in the amount of \$258,344.00 for six communication stations at Sam Hill Elementary School. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman,

DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE JUDICIAL DISTRICT DRUG FUND BUDGET IN THE AMOUNT OF \$32,900.00 FOR A GRANT FOR THE CAREER DRUG OFFENDER UNIT - R-93-9-132:

Consideration of a resolution of the Commission of Knox County, Tennessee amending the Judicial District Drug Fund Budget in the amount of \$32,900.00 for a grant for the Career Drug Offender Unit was before the Board of Commissioners.

Mr. Randall Nichols, Knox County Attorney General, Mr. Richard Beeler, Knox County Law Director, and Mr. Dwight Kessel, Knox County Executive, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-9-132 - Resolution of the Commission of Knox County, Tennessee amending the Judicial District Drug Fund Budget in the amount of \$32,900.00 for a grant for the Career Drug Offender Unit. Commissioner Walker seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE JUDICIAL DISTRICT DRUG FUND BUDGET IN THE AMOUNT OF \$35,000.00 FOR A GRANT FOR THE VIOLENT OFFENDER TASK FORCE UNIT - R-93-9-133:

Consideration of a resolution of the Commission of Knox County, Tennessee amending the Judicial District Drug Fund Budget in the amount of \$35,000.00 for a grant for the Violent Offender Task Force Unit was before the Board of Commissioners.

Mr. Randall Nichols, Knox County Attorney General, Mr. Richard Beeler, Knox County Law Director, and Mr. Dwight Kessel, Knox County Executive, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-9-133 - Resolution of the Commission of Knox County, Tennessee amending the Judicial District Drug Fund Budget in the amount of \$35,000.00 for a grant for the Violent Offender Task Force Unit. Commissioner Walker seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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

6. Commissioner Cooper amended the agenda to add the following item and that it be heard at the end of the day's agenda: Resolution R-93-9-134 - Resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating the amount of \$4,406.25 to the Public Defender's Office in Accordance with §16-2-518.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT IN THE AMOUNT OF \$277,872.00 WITH WILLIAMS-SCOTSMAN FOR TEMPORARY CLASSROOMS AT HALLS ELEMENTARY, SEQUOYAH ELEMENTARY, SARA MOORE GREEN ELEMENTARY, POWELL ELEMENTARY, BRICKEY ELEMENTARY AND AT WESTVIEW ELEMENTARY FOR A FAMILY LIFE RESOURCE CENTER - R-93-9-109 - (CONTINUED):

Consideration of a resolution of the Commission of Knox County, Tennessee approving a contract in the amount of \$277,872.00 with Williams-Scotsman for temporary classrooms at Halls Elementary, Sequoyah Elementary, Sara Moore Green Elementary, Powell Elementary, Brickey Elementary and at Westview Elementary for a family life resource center was before the Board of Commissioners.

Mr. Bob Thomas, Assistant Superintendent/Business Manager of Knox County Schools, and Ms. Bobbie McGarrity, Assistant Superintendent for Supplementary Student Services, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-9-109 - Resolution of the Commission of Knox County, Tennessee approving a contract in the amount of \$277,872.00 with Williams-Scotsman for temporary classrooms at Halls Elementary, Sequoyah Elementary, Sara Moore Green Elementary, Powell Elementary, Brickey Elementary and at Westview Elementary for a family life resource center. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING ORDINANCE 0-91-8-107 AND EXPANDING THE MEMBERSHIP OF THE BOARD OF TRUSTEES OF THE EAST TENNESSEE REGIONAL JUVENILE SERVICE CENTER 0-93-9-102 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Ordinance 0-91-8-107 and expanding the membership of the Board of Trustees of the East Tennessee Regional Juvenile Service Center was before the Board of Commissioners on first reading.

Commissioner DeSelm moved to approve Ordinance 0-93-9-102 - Ordinance of the Commission of Knox County, Tennessee amending Ordinance 0-91-8-107 and expanding the membership of the Board of Trustees of the East Tennessee Regional Juvenile Service Center on first reading. Commissioner Rogero seconded the motion.

Commissioner Teague moved to table Ordinance 0-93-9-102 Ordinance of the Commission of Knox County, Tennessee amending Ordinance 0-91-8-107 and expanding the membership of the Board of Trustees of the East Tennessee Regional Juvenile Service Center. Commissioner Bowden seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Tindell, Moody, Norman, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan,

Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Rogero and DeSelm voted no. The motion carried 17-2-0-0.

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IN RE: TAX REFUNDS:

A. County Clerk:

Ms. Angie Nesbitt, Minute Clerk to the Knox County Clerk, reported no tax refunds from the County Clerk.

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B. Trustee:

Ms. Angie Nesbitt, Minute Clerk to the Knox County Clerk, reported no tax refunds from the Trustee.

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IN RE: NOTARY PUBLIC APPLICATIONS:

Ms. Angie Nesbitt, Minute Clerk to the Knox County Clerk, reported 150 applications for Notary Public.

Commissioner Horner moved to approve 150 applications for Notary Public. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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The meeting was recessed until 1:30 p.m.

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IN RE: ROLL CALL (1:30 P.M.)

Ms. Martha Smiddy, Administrative Assistant to the Knox County Clerk, called the roll. Those Commissioners responding were Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston. Commissioners Dirl and Norman arrived later in the meeting.

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IN RE: REZONING REQUEST:

1. Consideration of a resolution of the Commission of Knox County approving the request of Keith Walker for rezoning

from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property fronting approximately 450' northeast side Pedigo Road, northwest side depth approximately 900', northeast side depth approximately 430', southeast side depth approximately 1030', located approximately 1400' northwest of Greenwell Drive, parcel 99, CLT Map 37, North County Sector Plan, 6th Commission District.

Commissioner Teague recused himself from this item and spoke on the matter.

Mr. Keith Walker, petitioner, was present and spoke on behalf of the request.

Mr. Bob Campbell, Engineer, was present and spoke on the matter.

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

Commissioner Leuthold moved to approve Resolution R-93-9-123 - Resolution of the Commission of Knox County approving the request of Keith Walker for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-2 dwelling units per acre. (MPC's recommendation was to approve for PR Planned Residential at 1-4 dwelling units per acre)

Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Dirl and Norman arrived later in the meeting. Commissioner Teague recused himself from the vote. The motion carried 16-0-1-2. Property fronting approximately 450' northeast side Pedigo Road, northwest side depth approximately 900', northeast side depth approximately 430', southeast side depth approximately 1030', located approximately 1400' northwest of Greenwell Drive, parcel 99, CLT Map 37, North County Sector Plan, 6th Commission District.

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2. Consideration of a resolution of the Commission of

Knox County approving the request of Robert Bedwell for rezoning from CB Business and Manufacturing, PC Planned Commercial & A Agricultural Zone to CA General Commercial Zone was before the Board of Commissioners. Property fronting approximately 660' northeast side Wakefield Road, fronting approximately 2450' southeast side Interstate 40/75, fronting approximately 450' northeast side Cogdill Road, fronting approximately 235 southwest side Cogdill Road, southeast side depths approximately 440', 800', 460' & 560', northeast side 180' & 50', southwest side depth approximately 325', parcels 2, 31 & 109, CLT Map 131, Southwest County Sector Plan, 5th Commission District.

Commissioner Leuthold moved to defer until the October 1993 Board of Commissioners meeting consideration of a resolution of the Commission of Knox County approving the request of Robert Bedwell for rezoning from CB Business and Manufacturing, PC Planned Commercial & A Agricultural Zone to CA General Commercial Zone. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Dirl and Norman arrived later in the meeting. The motion carried 17-0-0-2.

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3. Consideration of a resolution of the Commission of Knox County approving the request of Alvin Underwood for rezoning from A Agricultural Zone to I Industrial Zone was before the Board of Commissioners. (1) Property fronting approximately 1650' southeast side Andersonville Pike & fronting approximately 250' northwest side Norris Lane, south west side depths approximately 500' & 250', southeast side depth approximately 1100', northeast side depth approximately 470'; (2) Property fronting approximately 170' northwest side Norris Lane, southwest side depth approximately 170', northwest side depth approximately 170', northeast side depth approximately 170', located approximately 1550' (Tract 1) & 1800' (Tract 2), northeast of Old

Jacksboro Road, parcel 93.01 & part of parcel 167, CLT Map 27, North County Sector Plan, 8th Commission District.

Mr. Bill Petty, Attorney representing the petitioner, was present and spoke on behalf of the request.

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

Commissioner McMillan moved to approve Resolution R-93-9-125 - Resolution of the Commission of Knox County approving the request of Alvin Underwood for rezoning from A Agricultural Zone to I Industrial Zone as per MPC's recommendation to approve for I Industrial Zone as per the map showing 6.33 acres. Commissioner Walker seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner DeSelm voted no. Commissioners Dirl and Norman arrived later in the meeting. The motion carried 16-1-0-2. (1) Property fronting approximately 1650' southeast side Andersonville Pike & fronting approximately 250' northwest side Norris Lane, south west side depths approximately 500' & 250', southeast side depth approximately 1100', northeast side depth approximately 470'; (2) Property fronting approximately 170' northwest side Norris Lane, southwest side depth approximately 170', northwest side depth approximately 170', northeast side depth approximately 170', located approximately 1550' (Tract 1) & 1800' (Tract 2), northeast of Old Jacksboro Road, parcel 93.01 & part of parcel 167, CLT Map 27, North County Sector Plan, 8th Commission District.

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4. Consideration of a resolution of the Commission of Knox County approving the request of Riverside Ventures for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property fronting approximately 1950' southeast side Tooles Bend Road, fronting approximately 8200 northeast side Pellissippi Parkway, fronting

approximately 9900' southwest side Ft. Loudon Lake to Floodway Zone, parcels 77, 82.02, 84 & 84.27, CLT Map 155 & 156, Southwest County Sector Plan, 5th Commission District.

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

Commissioner Cooper asked if there was any opposition to the request. There was no response. Commissioner Leuthold indicated a meeting between the petitioner and neighbors had been held and the neighbors were not opposed to the request.

Commissioner Leuthold moved to approve Resolution R-93-9-126 - Resolution of the Commission of Knox County approving the request of Riverside Ventures for rezoning from A Agricultural Zone to PR Planned Residential Zone as per MPC's recommendation at 1-3 dwelling units per acre. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Dirl and Norman were absent from the vote. The motion carried 17-0-0-2. Property fronting approximately 1950' southeast side Tooles Bend Road, fronting approximately 8200 northeast side Pellissippi Parkway, fronting approximately 9900' southwest side Ft. Loudon Lake to Floodway Zone, parcels 77, 82.02, 84 & 84.27, CLT Map 155 & 156, Southwest County Sector Plan, 5th Commission District.

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5. Consideration of a resolution of the Commission of Knox County approving the request of Betty T. Rule for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1 to 6 dwelling units per acre was before the Board of Commissioners. Property fronting approximately 280' southeast side Emory Road, southwest side depth approximately 1150', southeast side depth approximately 1000', northeast side depth approximately 200' & 1350', northwest side depth approximately 430', located approximately 1350' southwest of Beeler Road, parcel 114, CLT Map 20, Northeast County Sector Plan, 8th Commission District.

Ms. Betty Rule, petitioner, was present and spoke on behalf of the request.

Mr. Gary Best, Architect, and Mr. Norman Whitaker, Executive Director of Metropolitan Planning Commission, were present and spoke on the matter.

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

Commissioner Walker moved to approve Resolution R-93-9-127 - Resolution of the Commission of Knox County approving the request of Betty T. Rule for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1 to 5 dwelling units per acre. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner DeSelm voted no. Commissioners Dirl and Norman arrived later in the meeting. The motion carried 16-1-0-2. Property fronting approximately 280' southeast side Emory Road, southwest side depth approximately 1150', southeast side depth approximately 1000', northeast side depth approximately 200' & 1350', northwest side depth approximately 430', located approximately 1350' southwest of Beeler Road, parcels 77, 82.02, 84 & 84.27, CLT Map 155 & 156, Southwest County Sector Plan, 5th Commission District.

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6. Consideration of a resolution of the Commission of Knox County approving the request of Joe Touchton for rezoning from A Agricultural Zone to PR Planned Residential Zone at 8 dwelling units per acre was before the Board of Commissioners. Property fronting approximately 250' northeast side Millertown Pike, northwest side depths approximately 700' & 800', southwest side depths approximately 200' & 800', southeast side depths approximately 230' & 550', northeast side depth approximately 1300', located approximately 1000' northwest of Old Millertown Pike, parcel 6, CLT Map 60, Northeast County Sector Plan, 8th Commission District.

Commissioner McMillan moved to approve Resolution R-93-9-128 - Resolution of the Commission of Knox County approving the request of Joe Touchton for rezoning from A Agricultural Zone to PR Planned Residential Zone as per MPC's recommendation at 1-6 dwelling units per acre. Commissioner Walker seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Dirl and Norman arrived later in the meeting. The motion carried 17-0-0-2. Property fronting approximately 250' northeast side Millertown Pike, northwest side depths approximately 700' & 800', southwest side depths approximately 200' & 800', southeast side depths approximately 230' & 550', northeast side depth approximately 1300', located approximately 1000' northwest of Old Millertown Pike, parcel 6, CLT Map 60, Northeast County Sector Plan, 8th Commission District.

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7. Consideration of a resolution of the Commission of Knox County approving the request of Katherine Rodgers Mayfield for rezoning from A Agricultural Zone to PR Planned Residential Zone at .80 dwelling units per acre was before the Board of Commissioners. Property fronting approximately 1250' southeast side Rudder Lane, northwest side depths approximately 800', 470' & 300', northeast side depths approximately 100', 800', 250', 950', southeast side depths approximately 300' & 550', southwest side depths approximately 100', 500' & 1200', located approximately 2000' south of Northshore Drive, parcel 74, CLT Map 145, Southwest County Sector Plan, 4th Commission District.

Commissioner May moved to approve Resolution R-93-9-129 Resolution of the Commission of Knox County approving the request of Katherine Rodgers Mayfield for rezoning from A Agricultural Zone to PR Planned Residential Zone at .80 dwelling units per acre. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm,

May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Dirl and Norman arrived later in the meeting. The motion carried 17-0-0-2. Property fronting approximately 1250' southeast side Rudder Lane, northwest side depths approximately 800', 470' & 300', northeast side depths approximately 100', 800', 250', 950', southeast side depths approximately 300' & 550', southwest side depths approximately 100', 500' & 1200', located approximately 2000' south of Northshore Drive, parcel 74, CLT Map 145, Southwest County Sector Plan, 4th Commission District.

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IN RE: REZONING APPEALS:

1. Consideration of the appeal of Jerry Gordon on MPC's denial of rezoning from Agricultural to LI Light Industrial Zone was before the Board of Commissioners. Property fronting approximately 160' southeast side Oak Ridge Highway, west side depth approximately 750', southeast side depth approximately 390', northeast side depth approximately 500', located approximately 160' east of Meadow Run Lane, parcel 37, CLT Map 90, Northwest County Sector Plan, 6th Commission District.

Mr. Norman Whitaker, Executive Director of Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Mike Gordon, appellant, was present and spoke on behalf of the request. He also requested that this property be rezoned from Agricultural to Commercial A Zone.

Ms. Carol Zukane, President of Karns Community Club, Ms. Ellen Larson and Ms. Irene Hawkins, area residents, were present and spoke in opposition to the appeal.

Commissioner Teague moved to defer until to the OCTober 1993 Board of Commissioners meeting the appeal of Jerry Gordon on MPC's denial of rezoning from Agricultural to LI Light Industrial Zone. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper,

McMillan, Walker, Flenniken, Bratton and Pinkston voted aye.
Commissioner May was absent from the meeting. The motion carried
18-0-0-1.

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

7. At this time, Commissioner Cooper discussed the employment of a System Analyst Group to review county government as it relates to department funding within Knox County. He indicated the following individuals would serve as members of the Systems Analyst Group: Commissioners Tindell (Chairman), Leuthold, McMillan, Flenniken and Pinkston.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE GENERAL FUND BUDGET AND APPROPRIATING THE AMOUNT OF \$4,406.25 TO THE PUBLIC DEFENDER'S OFFICE IN ACCORDANCE WITH §16-2-518 - R-93-9-134:

Consideration of a resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating the amount of \$4,406.25 to the Public Defender's Office in Accordance with §16-2-518 was before the Board of Commissioners.

Commissioner Dirl moved to approve Resolution R-93-9-134 - Resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating the amount of \$4,406.25 to the Public Defender's Office in Accordance with §16-2-518. Commissioner Norman seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners May and Ragsdale were absent from the meeting. The motion carried 17-0-0-2.


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IN RE: ADJOURNMENT:

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

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KNOX COUNTY BOARD OF COMMISSIONERS

A handwritten signature in cursive script, appearing to read "Leo J. Cooper", is written over a horizontal line.

LEO J. COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, October 25, 1993 at 9:00 a.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston. Also present were Mr. Dwight Kessel, Knox County Executive, Mr. Mike Moyers, Knox County Deputy Law Director, Ms. Kathy Hamilton, Director, Knox County Finance, Mr. Mike Padgett, Knox County Clerk and news media.

Commissioner Cooper, Chairman, presided.

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

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IN RE: ROLL CALL:

Mr. Mike Padgett, Knox County Clerk, called the roll.

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IN RE: DEVOTIONAL:

Mr. Tom Schumpert, Knox County Trustee, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Billy Walker led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

Without objection, Commissioner Cooper amended the agenda as follows:

1. Defer to the November regular Board of Commissioners meeting Roads to be closed items 2 and 3 - (2) Consideration of request to close Harrell Road between Oak Ridge Highway and Beaver Ridge Road, 200 feet in length (second reading)
(3) Consideration of request to close a portion of Beaver Ridge Road, 1100 feet in length. (second reading)

2. Defer to the November regular Board of Commissioners meeting R-93-10-110 - Consideration of a Resolution of the Commission of Knox County, Tennessee setting the Terms of the members of the Fire Assessment Appeals Committee.
3. Add R-93-10-128 - Resolution of the Commission of Knox County, Tennessee memorializing George W. Lonas.
4. Hear R-93-10-103 - Resolution of the Commission of Knox County, Tennessee honoring Gerald D. Daves, Tennessee Realtor of the Year to be heard before Delegations to be heard and also hear R-93-10-128 - Resolution memorializing George W. Lonas at the same time.
5. Hear R-93-10-101 - Resolution of the Commission of Knox County, Tennessee appointing one member to the Board of Zoning Appeals from the 4th District to replace Commissioner Joe May to be heard after R-93-10-128 - Resolution of the Commission of Knox County, Tennessee honoring Gerald D. Daves, Tennessee Realtor of the Year.
6. Defer to the November regular meeting R-93-10-112 - Resolution of the Commission of Knox County, Tennessee amending various fund budgets for the fiscal year 1992-1993 and appropriating funds for year-end closeouts as of June 30, 1993.
7. Defer to the November regular meeting R-93-10-113 - Resolution of the Commission of Knox County, Tennessee re-appropriating various amounts from designated fund balances from fiscal year 1993-1994.
8. Defer to the November regular meeting R-93-10-114 - Resolution of the Commission of Knox County, Tennessee authorizing technical corrections to various resolutions.
9. Defer to the November regular meeting R-93-10-115 - Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing budget amendments and providing a substitute funding source for previously approved school construction projects due to a change in the method of accounting for internal capital outlay notes.
10. Defer to the November regular meeting R-93-10-107 - Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing the acceptance of funds from the West Knoxville

Branch Library Citizens Committee for the expansion of the West Knoxville Branch Library.

11. Defer to the December regular meeting R-93-10-124 - Request of Lee E. Caudill and Marlene Gibbons for rezoning from CB Business and Manufacturing Zone to A Agricultural Zone.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING GERALD D. DAVES, TENNESSEE REALTOR OF THE YEAR: R-93-10-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Gerald D. Daves, Tennessee Realtor of the Year was before the Board of Commissioners.

Mr. Gerald Daves, was present and spoke on the matter.

Commissioner Pinkston moved to approve R-93-10-103 - Resolution of the Commission of Knox County, Tennessee honoring Gerald D. Daves, Tennessee Realtor of the Year. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE MEMORIALIZING GEORGE W. LONAS: R-93-10-128:

Consideration of a Resolution of the Commission of Knox County, Tennessee memorializing George W. Lonas was before the Board of Commissioners.

Ms. Roberta Potter, daughter of Mr. George W. Lonas, was present and spoke on the matter.

Mr. George Potter, grandson of Mr. George W. Lonas, was present and spoke on the matter.

Commissioner Moody moved to approve R-93-10-128 - Resolution of the Commission of Knox County, Tennessee memorializing George W. Lonas. All Commissioners seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper,

McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY APPOINTING ONE MEMBER TO THE BOARD OF ZONING APPEALS FROM THE 4TH DISTRICT TO REPLACE COMMISSIONER JOE MAY: R-93-10-101:

Consideration of a Resolution of the Commission of Knox County appointing one member to the Board of Zoning Appeals from the 4th District to replace Commissioner Joe May was before the Board of Commissioners.

Ms. Harriott Cooter, new member, was present and spoke on the matter.

Commissioner DeSelm moved to approve R-93-10-101 - Resolution of the Commission of Knox County appointing one member to the Board of Zoning Appeals from the 4th District to replace Commissioner Joe May. Commissioner May seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: DELEGATION TO BE HEARD:

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the following:

1. Red Ribbon Day.
2. Tennessee Advisory Commission on Intergovernmental Relations was planning on having a hearing on any annexation bills that may come up in the Assembly this year. (December 6 or 7, 1993)
3. Spoke on the West Knox Library Branch.
4. Sheriff Tim Hutchison, was present and spoke on Red Ribbon Day.
5. Mr. Bobby Zivee, was present and spoke on ways the county could raise money for the Knox County Schools and Library System.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

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

Commissioner Leuthold moved to approve the minutes of the previous meeting on September 27, 1993. Commissioner Rogero seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: REPORTS OF COMMITTEES:

A. The Report of the Finance Committee was before the Board of Commissioners.

No report was given.

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B. The Report of the Economic Development Committee was before the Board of Commissioners.

No report was given.

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C. The Report of the Education Committee was before the Board of Commissioners.

No report was given.

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D. The Report of the Intergovernmental Committee was before the Board of Commissioners.

Commissioner Flenniken discussed a error in the zoning maps and stated that it would go back to Metropolitan Planning Commission.

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E. The Report of the Community Services and Personnel Committee was before the Board of Commissioners.

No report was given.

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F. The Report of the Tennessee County Services Association was before the Board of Commissioners.

Commissioner Flenniken thanked the Commissioners for supporting him this past year.

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G. The Report of the National Association of Counties was before the Board of Commissioners.

No report was given.

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H. The Report of the Cable TV Committee was before the Board of Commissioners.

Commissioner Ragsdale stated there would be a Cable TV Committee in November.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPOINTING FOUR JUDICIAL COMMISSIONERS FOR ONE YEAR TERMS: R-93-10-102:

Consideration of a Resolution of the Commission of Knox County, Tennessee appointing four Judicial Commissioners for one year terms was before the Board of Commissioners.

Commissioner Flenniken moved to approve R-93-10-102 - Resolution of the Commission of Knox County, Tennessee appointing four Judicial Commissioners for one year terms. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners May and Ragsdale voted no. The motion carried 17-2-0-0.

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IN RE: AMENDMENT TO THE AGENDA:

1. Mr. Dwight Kessel, Knox County Executive, was present and stated Mr. Hollis McPhetridge was appointed Chairman of the TCSA this year.
2. Mr. Dwight Kessel, Knox County Executive, also stated in the Highway Department this year the county had completed 69 miles of road this year.
3. Mr. Dwight Kessel, Knox County Executive, was present and stated the following: 1. The county has not received many complaints on the Dirty Lot Ordinance.

2. The bridge over Bull Run Creek will be replaced.
3. Medic Blood Drive on July 20, 21, 1993.
4. United Way Campaign is going on.
5. In the Community Services Department the Concord Cowan Pool showed an increase over \$82,000.00 over operating cost.
6. Three Ridges Golf Course returned \$77,431.00 to the general fund and \$21,000.00 the course improvement fund.

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IN RE: REPORTS OF OFFICIALS:

A. The report of the County Executive was before the Board of Commissioners.

Commissioner Horner moved to refer to committee the report of the County Executive. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, Horner, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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B. The report of the County Law Director was before the Board of Commissioners.

Commissioner Horner moved to refer to committee the report of the County Law Director. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, Horner, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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C. The report of the Superintendent of Schools was before the Board of Commissioners.

Commissioner Horner moved to refer to committee the report of the Superintendent of Schools. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, Horner, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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D. The report of the Trustee was before the Board of Commissioners.

Commissioner Horner moved to refer to committee the the report of the Trustee. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, Horner, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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E. The report of the Medical Examiner was before the Board of Commissioners.

Commissioner Horner moved to refer to committee the the report of the Medical Examiner. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, Horner, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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F. The report of the Sheriff was before the Board of Commissioners.

Commissioner Horner moved to refer to committee the report of the Sheriff. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, Horner, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

G. The report of the Public Library was before the Board of Commisisoners.

Commissioner Horner moved to refer to committee the report of the Public Library. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, Horner, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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H. The report of Old Records was before the Board of Commissioners.

Commissioner Horner moved to refer to committee the report of Old Records. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, Horner, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: REPORTS OF COUNTY AGENCIES:

Consideration of the following Reports of County Agencies was before the Board of Commissioners.

- A. Department of Human Services
- B. Department of Child and Family Services
- C. Department of Air Pollution Control
- D. Metropolitan Planning Commission
- E. Sheriff's Merit System
- F. Pre-Trial Release
- G. Jail Inspection Committee
- H. Alternative Sentencing Program
- I. Ambulance Review Commission

Commissioner Dirl moved to refer to committee the Reports of County Agencies. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: DRIVES AND ROADS:

- A. To be accepted as completed:
 - 1. Twinleaf Lane, Kimberlin Subdivision, Unit 1, 660 feet in length with a 50 foot right of way was before the Board of Commissioners. J. N. S. Properties, property owner.

Mr. Dwight Kessel, Knox County Executive, was present and stated that the road has been inspected and was found to meet all County requirements.

Commissioner Horner moved to accept as completed Twinleaf Lane, Kimberlin Subdivision, Unit 1, 660 feet in length with a 50 foot right of way. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Flenniken recused himself from the vote.

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2. Penny Royal Drive, Kimberlin Subdivision, Unit 1, 440 feet in length with a 50 foot right of way was before the Board of Commissioners. J. N. S. Properties, property owner.

Mr. Dwight Kessel, Knox County Executive, was present and stated that the road has been inspected and was found to meet all County requirements.

Commissioner Horner moved to accept as completed Penny Royal Drive, Kimberlin Subdivision, Unit 1, 440 feet in length with a 50 foot right of way. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Flenniken recused himself from the vote.

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3. Valley View Landing, Valley View Subdivision, Unit 1, 440 feet in length with a 50 foot right of way was before the Board of Commissioners. Ralph Kerr, property owner.

Mr. Dwight Kessel, Knox County Executive, was present and stated that the road has been inspected and was found to meet all County requirements.

Commissioner Horner moved to accept as completed Valley View Landing, Valley View Subdivision, Unit 1, 440 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell,

Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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B. To be closed:

1. Consideration of request to close Troutman Lane undeveloped right of way, approximately 400 feet in length, located off of Andes Road was before the Board of Commissioners on second reading.

Commissioner Horner moved to approve the request to close Troutman Lane undeveloped right of way, approximately 400 feet in length, located off of Andes Road on second reading. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING THE SALE OF THE NORTH KNOX VOCATIONAL CENTER BUILDING TRADES HOUSE LOCATED AT 7332 FOX HAVEN ROAD: R-93-10-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing the sale of the North Knox Vocational Center Building Trades House located at 7332 Fox Haven Road was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-93-10-104 - Resolution of the Commission of Knox County, Tennessee authorizing the sale of the North Knox Vocational Center Building Trades House located at 7332 Fox Haven Road. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$158,000.00 FROM THE SCHOOLS OPERATION AND MAINTENANCE FUND BUDGET FOR

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UPGRADING THE AUSTIN-EAST SCHOOL LIBRARY MEDIA CENTER:

R-93-10-105:

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$158,000.00 from the Schools Operation and Maintenance Fund Budget for upgrading the Austin-East School Library Media Center was before the Board of Commissioners.

Mr. Bob Thomas, Assistant Superintendent/Business Manager, Knox County Schools, was present and spoke on the matter.

Commissioner Dirl moved to approve R-93-10-105 - Resolution of the Commission of Knox County, Tennessee appropriating \$158,000.00 from the Schools Operation and Maintenance Fund Budget for upgrading the Austin-East School Library Media Center. Commissioner Bowden seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, Flenniken, Bratton and Pinkston voted aye. Commissioners McMillan and Walker abstained from the vote. The motion carried 17-0-2-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$25,000.00 FROM THE KNOX COUNTY TRUSTEE'S EXCESS FEES FOR POSTAGE EXPENSE:

R-93-10-106:

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$25,000.00 from the Knox County Trustee's excess fees for Postage Expense was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-93-10-106 - Resolution of the Commission of Knox County, Tennessee appropriating \$25,000.00 from the Knox County Trustee's excess fees for Postage Expense. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX

COUNTY, TENNESSEE AUTHORIZING THE COUNTY EXECUTIVE TO
APPLY FOR A GRANT FROM THE TENNESSEE HOUSING DEVELOPMENT
AGENCY: R-93-10-108:

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing the County Executive to apply for a grant from the Tennessee Housing Development Agency was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-93-10-108 - Resolution of the Commission of Knox County, Tennessee authorizing the County Executive to apply for a grant from the Tennessee Housing Development Agency. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE APPROVING CHANGE ORDERS TO THE
CONSTRUCTION MANAGER'S CONTRACT FOR THE PENAL FARM PROJECT
IN THE AMOUNT OF \$281,664.00: R-93-10-109

Consideration of a Resolution of the Commission of Knox County, Tennessee approving change orders to the Construction Manager's Contract for the Penal Farm Project in the amount of \$281,664.00 was before the Board of Commissioners.

Mr. Robert Carpenter, Knox County Architect, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-93-10-109 - Resolution of the Commission of Knox County, Tennessee approving change orders to the Construction Manager's Contract for the Penal Farm Project in the amount of \$281,664.00. Commissioner Flenniken seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Ragsdale recused himself from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE EXPRESSING AN INTENT TO APPROPRIATE \$150,000.00 FROM THE COUNTY CLERK'S EXPENSE FEES FOR RENOVATION OF THE FARRAGUT TOWN HALL: R-93-10-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee expressing an intent to appropriate \$150,000.00 from the County Clerk's expense fees for renovation of the Farragut Town Hall was before the Board of Commissioners.

Mr. Mike Padgett, Knox County Clerk, was present and spoke on the matter.

Mayor Eddie Ford, Farragut, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-93-10-111 - Resolution of the Commission of Knox County, Tennessee expressing an intent to appropriate \$150,000.00 from the County Clerk's expense fees for renovation of the Farragut Town Hall. Commissioner Tindell seconded the motion.

Commissioner DeSelm moved as a substitute motion to table R-93-10-111 - Resolution of the Commission of Knox County, Tennessee expressing an intent to appropriate \$150,000.00 from the County Clerk's expense fees for renovation of the Farragut Town Hall. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Rogero, Moody, Norman, DeSelm, Cawood, Flenniken and Pinkston voted aye. Commissioners Bowden, Dirl, Tindell, May, Leuthold, Teague, Horner, Cooper, McMillan and Bratton voted no. Commissioner Ragsdale recused himself from the vote. Commissioner Walker abstained from the vote. The motion to table failed 7-10-2-0.

Upon roll call of the original motion to approve R-93-10-111 - Resolution of the Commission of Knox County, Tennessee expressing an intent to appropriate \$150,000.00 from the County Clerk's expense fees for renovation of the Farragut Town Hall. Commissioners Bowden, Dirl, Tindell, May, Leuthold, Teague, Horner, McMillan and Walker voted aye. Commissioners Rogero, Moody, Norman, DeSelm, Cawood, Cooper, Flenniken, Bratton and Pinkston voted no.

Commissioner Ragsdale recused himself from the vote. The motion to approve failed for lack of majority vote 9-9-1-0.

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IN RE: TAX REFUNDS:

A. County Clerk:

Mr. Mike Padgett, Knox County Clerk, reported no tax refunds from his office.

B. Trustee:

Mr. Mike Padgett, Knox County Clerk, reported no tax refunds from the Trustee's Office.

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IN RE: NOTARY PULBIC APPLICATIONS:

Consideration of the Notary Public Applications was before the Board of Commissioners.

Mr. Mike Padgett, Knox County Clerk reported 152 notary public applications.

Commissioner Bratton moved to approve 152 notary public applications. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: Grant in the amount of \$52,500.00 for activities at the One Room Drop in School at Western Heights.

No action was taken.

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IN RE: ROLL CALL 1:30 P.M.:

Mr. Mike Padgett, Knox County Clerk called the roll. Those members present were Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston.

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IN RE: AMENDMENT TO THE AGENDA:

Appeal of Roy Lee Drain on Metropolitan Planning Commission's denial of rezoning from A Agricultural and F Floodway Zone to CA General Business and F Floodway Zones was before the Board of Commissioners.

Mr. John Buckingham, Attorney, was present and spoke on the matter.

Commissioner Flenniken moved to defer for 90 days January 1994 regular Board of Commissioners meeting R-93-10-127 the Appeal of Roy Lee Drain on Metropolitan Planning Commission's denial of rezoning from A Agricultural and F Floodway Zone to CA General Business and F Floodway Zones. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Dirl, Moody, Norman, Flenniken and Bratton voted aye. Commissioners Rogero, Tindell, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker and Pinkston voted no. The motion failed 5-13-0-1. Commissioner Bowden was absent from the vote.

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IN RE : REZONING REQUEST:

1. Consideration of request of Ed Loy for rezoning from A Agricultural Zone to PR Planned Residential Zone at 2 dwelling units per acre was before the Board of Commissioners. Property fronting approximately 1060 feet northeast side Harvey Road, by a depth north west side approximately 1750 feet, northeast side depth approximately 480 feet, southeast side depth approximately 425 feet, northeast side depth approximately 1050 feet, southeast side depth approximately 1000 feet, southwest side depth approximately 200 feet, southeast side depth approximately 340 feet. (fifth Commission District)

Mr. Ed Loy, was present and spoke on the matter.

Mr. Mike Moyers, Knox County Deputy Law Director, was present and spoke on the matter.

Mr. Norman Whitaker, Executive Director, Metropolitan Planning Commission, was present and spoke on the matter.

Commissioner Teague moved to approve the request of Ed Loy for rezoning from A Agricultural Zone to PR Planned Residential Zone at 2 dwelling units per acre. (Metropolitan Planning Commission's

Recommendation was to Approve PR Planned Residential Zone at 1 dwelling unit per acre)

Commissioner Ragsdale moved as a substitute motion to defer for 30 days the Request of Ed Loy for rezoning from A Agricultural Zone to PR Planned Residential Zone at 2 dwelling units per acre to the regular November Board of Commissioner's meeting. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Bowden was absent from the vote.

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2. CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE RE-CONFIRMING THE 1988 SOUTHWEST KNOX COUNTY SECTOR PLAN. (TO BE HEARD JOINTLY WITH R-93-10-118 REZONING REQUEST OF ROBERT BEDWELL: R-93-10-116:

Consideration of a Resolution of the Commission of Knox County, Tennessee re-confirming the 1988 Southwest Knox County Sector Plan was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-93-10-116 - the 1988 Southwest Knox County Sector Plan. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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- 2a. Request of Robert Bedwell for rezoning from CB Business and Manufacturing, PC Planned Commercial and A Agricultural Zone to CA General Commercial Zone R-93-10-118 was before the Board of Commissioners. Property fronting approximately 660 feet northeast side Wakefield Road, fronting approximately 2450 feet southeast side interstate 40/75. Fronting approximately 450 feet northeast side Cogdill Road, fronting approximately 235 feet southwest side Cogdill Road, southeast side depths approximately 440 feet, 800 feet, 460 feet and 560 feet. Northeast side 180 feet and 50 feet, southwest side depth approximately 325 feet. (fifth Commission District)

Mr. Tom McAdams, Attorney, representing Mr. Robert Bedwell, was present and spoke on the matter.

Mr. Eugene Kelly, was present and spoke in opposition to the request.

Mr. Robert Bedwell, applicant, was present and spoke on the matter.

Mr. Norman Whitaker, Executive Director, Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Mike Moyers, Knox County Deputy Law Director, was present and spoke on the matter.

Commissioner Dirl moved to defer for 30 days the Request of Robert Bedwell for rezoning from CB Business and Manufacturing, PC Planned Commercial and A Agricultural Zone to CA General Commercial Zone R-93-10-118. Commissioner Moody seconded the motion.

Commissioner Leuthold moved as a substitute motion to deny the request of Robert Bedwell for rezoning from CB Business and Manufacturing, PC Planned Commercial and A Agricultural Zone to CA General Commercial Zone and follow Metropolitan Planning Commission's recommendation: Approve Planned Commercial Zone. (Mr. Robert Bedwell's request was for rezoning from CB Business and Manufacturing, PC Planned Commercial and A Agricultural Zone to CA General Commercial Zone). Commissioner Ragsdale seconded the motion.

Commissioner Dirl wanted to re-introduce his original motion, to defer for 30 days the Request of Robert Bedwell for rezoning from CB Business and Manufacturing, PC Planned Commercial and A Agricultural Zone to CA General Commercial Zone R-93-10-118 which the Chair ruled out of order.

Commissioner Bratton challenged the ruling of the Chair and upon roll call vote Commissioners Rogero, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioners Bowden, Dirl, Tindell, Moody, May and Bratton voted no. The Chair's ruling was upheld and the motion carried 13-6-0-0.

Upon roll call vote of the substitute motion by Commissioner Leuthold and seconded by Commissioner Ragsdale to follow the Metropolitan Planning Commission's directions and

Approve Planned Commercial Zone. Commissioners Rogero, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Horner, Cooper and Walker voted aye. Commissioners Bowden, Dirl, Moody, Flenniken, Bratton and Pinkston voted no. Commissioners Tindell, May, Teague, and McMillan abstained from the vote. The motion failed 9-6-4-0.

Upon roll call vote of the original motion by Commissioner Dirl and seconded by Commissioner Moody to defer for 30 days the Request of Robert Bedwell for rezoning from CB Business and Manufacturing, PC Planned Commercial and A Agricultural Zone to CA General Commercial Zone R-93-10-118. Commissioners Bowden, Dirl, Tindell, Moody, Norman, DeSelm, May, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Rogero and Ragsdale voted no. The motion carried 17-2-0-0.

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IN RE: AMENDMENT TO THE AGENDA:

Appeal of Roy Lee Drain on Metropolitan Planning Commission's denial of rezoning from A Agricultural and F Floodway Zone to CA General Business and F Floodway Zones R-93-10-127 was before the Board of Commissioners.

Mr. John Buckingham, Attorney for Roy Lee Drain, was present and spoke on the matter.

Commissioner DeSelm moved to withdraw from the agenda Appeal of Roy Lee Drain on Metropolitan Planning Commission's denial of rezoning from A Agricultural and F Floodway Zone to CA General Business and F Floodway Zones. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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3. Request of Jean M. Underwood for rezoning from A Agricultural Zone to OB Office, Medical and Related Services Zone R-93-10-119 was before the Board of Commissioners. Property fronting approximately 420 feet southwest side Asbury Road, fronting approximately 450 feet southeast side Asbury Cemetery Road, fronting

approximately 345 northeast side French Broad Lane, southeast side depths approximately 510 and 190 feet southwest side depth approximately 35 feet. (eighth commission district)

Commissioner McMillan moved to approve R-93-10-119 Request of Jean M. Underwood for rezoning from A Agricultural Zone to OB Office, Medical and Related Services Zone as per Metropolitan Planning Commission's Recommendation: Approve OB Office, Medical and Related Services Zone. Commissioner Walker seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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4. Request of Mike Matvy and David Ritter for rezoning from RA Low Density Residential to A Agricultural Zone R-93-10-120 was before the Board of Commissioners. Property located southeast side Ball Camp Pike, southwest of Andes Road.

Commissioner Cawood moved to approve R-93-10-120 - Request of Mike Matvy and David Ritter for rezoning from RA Low Density Residential to A Agricultural Zone as per Metropolitan Planning Commission's Recommendation: Approve A Agricultural Zone. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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5. Request of New Vision Baptist Fellowship for rezoning from PR Planned Residential Zone at 1 to 6 dwelling units per acre to A Agricultural Zone R-93-10-121 was before the Board of Commissioners. Property fronting approximately 410 feet southwest side Washington Pike, southeast side depth approximately 950 feet, southwest side depth approximately 400 feet, northwest side depth approximately 1300 feet, located approximately 500 feet northwest of Babelay Road, (eighth commission district)

Commissioner McMillan moved to approve R-93-10-121 -

Request of New Vision Baptist Fellowship for rezoning from PR Planned Residential Zone at 1 to 6 dwelling units per acre to A Agricultural Zone as per Metropolitan Planning Commission's Recommendation:

Approve A Agricultural Zone. Commissioner Walker seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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6. Request of Anne Hart for rezoning from A Agricultural Zone to PR Planned Residential Zone to PR Planned Residential Zone at 7 dwelling units per acre R-93-10-122 was before the Board of Commissioners. Property fronting approximately 1800 northeast side Hart Road, East side depth approximately 300 feet northeast side depth approximately 1510 feet, fronting approximately 310 feet north side Northshore Drive, (fifth commission district)

Mrs. Lynn Bates, was present and spoke in opposition to the request.

Mr. Norman Whitaker, Executive Director, Metropolitan Planning Commission, was present and spoke on the matter.

Commissioner Leuthold moved to deny the request of Anne Hart for rezoning from A Agricultural Zone to PR Planned Residential Zone to PR Planned Residential Zone at 7 dwelling units per acre R-93-10-122 and leave Agricultural. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner May was absent from the vote.

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7. Request of Southland Communities, Inc. for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-5 dwelling units per acre R-93-10-123 was before the Board of Commissioners. Property fronting approximately 90 feet northwest side Emory Road, southwest side depth approximately 200 feet and 1250 feet, northwest side depths approximately 220 feet and 100 feet, northeast side depths

approximately 250 feet, 850 feet and 400 feet, southeast side approximately 100 feet, located approximately 300 feet southwest of Holcombridge Boulevard, (sixth commission district)

Commissioner Teague moved to approve R-93-10-123 - Request of Southland Communities, Inc. for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-5 dwelling units per acre as per Metropolitan Planning Commission's Recommendation: Approve PR Planned Residential Zone at 1-5 dwelling units per acre. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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8. Request of GNP Investments and Fairfax Development Company for rezoning from A Agricultural Zone to CA General Business Zone for parcel 43 and part of 38; OB Office, Medical and Related Services Zone for part of parcel 38; and RB General Residential Zones for parcel 37; R-93-10-125 was before the Board of Commissioners. Property located northwest and southeast side Strawberry Plains Pike, south side Pine Grove Road.

Mr. Eddie Daniel, Attorney representing GNP Investments and Fairfax Development Company, was present and spoke on the matter.

Commissioner Walker moved to approve R-93-10-125 - Request of GNP Investments and Fairfax Development Company for rezoning from A Agricultural Zone to CA General Business Zone for parcel 43 (and parcel 38 will be deleted) and RB General Residential Zones for parcel 37; as per Metropolitan Planning Commission's Recommendation: Approve PC Planned Commercial Zone for parcel 43 (delete parcel 38) Approve RB General Residential Zone for parcel 37. Approve parcel 37 and 43, delete parcel 38. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner May was absent from the vote.

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IN RE: REZONING APPEALS:

Appeal of Jerry Gordon on Metropolitan Planning Commission's denial of rezoning from Agricultural to LI Light Industrial Zone was before the Board of Commissioners. Property located south east side Oak Ridge Highway east of Meadow Run Lane.

Mr. Mike Gordon, applicant, was present and spoke on the matter.

Mr. Don Caldwell, was present and spoke in opposition to the request.

Mrs. Eleanor Larson, was present and spoke in opposition to the request.

Mr. Mike Moyers, Deputy Law Director, was present and spoke on the matter.

Commissioner Teague moved to approve CA on the front of the property and OA on the back of the property. Commissioner Cawood seconded the motion.

Commissioner Dirl moved as a substitute motion to approve Commercial A for the entire parcel. Commissioner Bowden seconded the motion and upon roll call vote Commissioners Bowden and Dirl voted aye. Commissioners Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The substitute motion failed 2-16-0-1. Commissioner May was absent from the vote.

Upon roll call of the original motion by Commissioner Teague to approve CA on the front of the property and OA on the back of the property. Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner May was absent from the vote.

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IN RE: SUBDIVISION APPEALS/ONE LOT VARIANCES:

Appeal of Keith Walker (Berkley Estates) on condition of Metropolitan Planning Commission's approval requiring him to build a stub road into adjacent property was before the Board of

Commissioners. Property located northeast side Pedigo Road, north of Greenwell Drive.

Commissioner Teague, was present and spoke on the matter.

Mr. Norman Whitaker, Executive Director, Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Keith Walker, was present and spoke on the matter.

Commissioner Leuthold moved to approve the subdivision as shown with the stub road as a dedicated road right-of-way without the road being constructed. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Cooper added to the agenda R-93-10-129 - Resolution of the Commission of Knox County, Tennessee appointing the first district's member to the Board of Zoning and Appeals.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPOINTING THE FIRST DISTRICT'S MEMBER TO THE BOARD OF ZONING AND APPEALS: R-93-10-129:

Consideration of a Resolution of the Commission of Knox County, Tennessee appointing the First District's Member to the Board of Zoning and Appeals was before the Board of Commissioners.

Commissioner Flenniken moved to approve R-93-10-129 - Resolution of the Commission of Knox County, Tennessee appointing the First District's Member to the Board of Zoning and Appeals with the name of Commissioner Frank Bowden. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ADJOURNMENT:

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

KNOX COUNTY BOARD OF COMMISSIONERS



LEO COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, November 22, 1993 at 9:00 a.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston. Also present were Mr. Mike Padgett, Knox County Clerk, Mr. Dwight Kessel, Knox County Executive, Ms. Kathy Hamilton, Knox County Finance Director, Mr. Richard Beeler, Knox County Law Director, Mr. Mike Moyers, Knox County Chief Deputy Law Director, and members of the news media.

Commissioner Cooper, Chairman, presided.

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

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IN RE: ROLL CALL:

Mr. Mike Padgett, Knox County Clerk, called the roll.

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IN RE: DEVOTIONAL:

Reverend Johnny Skinner, Pastor of Mt. Zion Baptist Church, was present and gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Tindell led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

1. Without objection, Commissioner Cooper amended the agenda to add the following Resolutions: Resolution R-93-11-144 Resolution of the Commission of Knox County, Tennessee approving a subrecipient Agreement with the Knoxville-Knox County Community Action Committee for minor home repairs through the Community Development Block Grant (CBDG) Program; Resolution

R-93-11-145 - Resolution of the Commission of Knox County, Tennessee amending the Golf Course Improvement Fund and appropriating \$11,210.53 for an ozone aeration system and installation of greens fans; Resolution R-93-11-146 - Resolution of the Commission of Knox County, Tennessee appropriating \$18,000.00 from the Schools Operation and Maintenance Fund Budget for repair of bleachers at Farragut High School; and the following Tax Refund for the Trustee: Walker Springs Apartments Properties in the amount of \$10,365.92. He also amended the agenda to defer the following item until the January 1994 Board of Commissioners meeting: Resolution R-93-11-122 - Resolution of the Commission of Knox County expressing an intent to fund an additional \$50,000.00 for the Blount Mansion; and to hear the following items at the beginning of the Resolutions: Resolution R-93-11-111 - Resolution of the Commission of Knox County, Tennessee approving the Master Plan for improvement of Knox County Public Library facilities and expressing an intent to fund \$4,500,000.00 for this project; and Resolution R-93-11-129 - Resolution of the Commission of Knox County, Tennessee authorizing the acceptance of funds from the West Knoxville Branch Library Citizens Committee for the expansion of the West Knoxville Branch Library.

2. Without objection, Commissioner Cooper amended the agenda to withdraw the following items: Drives and Roads - To Be Closed - Consideration of request to close Harrell Road between Oak Ridge Highway and Beaver Ridge Road, 200 feet in length; and Consideration of request to close a portion of Beaver Ridge Road, 1100 feet in length. He also amended the agenda to defer the following items until the December 1993 Board of Commissioners meeting: Resolution R-93-11-103 - Resolution of the Commission of Knox County, Tennessee appointing one member to the Board of Directors of the Knox County Emergency Communications District; Resolution R-93-11-104 - Resolution of the Commission of Knox County, Tennessee memorializing Mark Currier; and Resolution

R-93-11-124 - Resolution of the Commission of Knox County, Tennessee requesting that the State of Tennessee make Alcoa Highway a priority item.

3. Without objection, Commissioner Cooper amended the agenda to defer the following item until the January 1994 Board of Commissioners meeting: Ordinance O-93-11-102 - Ordinance of the Commission of Knox County, Tennessee amending the Procurement Code for Knox County (Ordinance O-90-9-113) to support markets for recycled goods.

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At this time, Commissioner Flenniken acknowledged the presence of students from the West High School Government class.

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At this time, Commissioner Moody acknowledged the presence of Mr. Robert Bean, Social Studies teacher at Whittle Springs Middle School.

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IN RE: DELEGATIONS TO BE HEARD:

1. Mr. Dale Grooms, was present and spoke concerning problems at John Tarleton Home, probationary employee rights of recourse, and appeal for fair account ability within Knox County Government personnel.

Commissioner Cooper indicated this item would be referred to the Human Services and Personnel Committee for discussion at the December 1993 meeting.

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IN RE: APPROVAL OF MINUTES OF PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on October 25, 1993 (Regular Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on October 25, 1993 (Regular Session). Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper,

McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: REPORTS OF COMMITTEES:

A. The report of the Finance Committee was before the Board of Commissioners.

Commissioner Leuthold indicated a workshop with the Knox County School Administration and the Knox County School Board would be scheduled at a later date to discuss the Schools Capital Improvement Plan.

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B. The report of the Economic Development Committee was before the Board of Commissioners.

No report was given.

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C. The report of the Education Committee was before the Board of Commissioners.

No report was given.

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D. The report of the Intergovernmental Committee was before the Board of Commissioners.

No report was given.

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E. The report of the Community Services and Personnel Committee was before the Board of Commissioners.

No report was given.

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F. The report of the Tennessee County Services Association Committee was before the Board of Commissioners.

No report was given.

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G. The report of the National Association of Counties Committee was before the Board of Commissioners.

No report was given.

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H. The report of the Cable TV Committee was before the Board of Commissioners.

No report was given.

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I. The report of the Rules Committee was before the Board of Commissioners.

No report was given.

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IN RE: ELECTIONS AND APPOINTMENTS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE CONFIRMING THE APPOINTMENT OF ONE MEMBER TO THE KNOX COUNTY MUNICIPAL SOLID WASTE PLANNING REGION BOARD - R-93-11-101:

Consideration of a resolution of the Commission of Knox County, Tennessee confirming the appointment of one member to the Knox County Municipal Solid Waste Planning Region Board was before the Board of Commissioners.

Commissioner Teague moved to approve Resolution R-93-11-101 - Resolution of the Commission of Knox County, Tennessee confirming the appointment of one member to the Knox County Municipal Solid Waste Planning Region Board and that Mr. Clyde Hawn be appointed to the Knox County Municipal Solid Waste Planning Region Board. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY CONFIRMING THE APPOINTMENTS OF KEN GRESHAM AND VIRGINIA NICELY TO THE HISTORICAL ZONING COMMISSION - R-93-11-102:

Consideration of a resolution of the Commission of Knox County confirming the appointments of Ken Gresham and Virginia

Nicely to the Historical Zoning Commission was before the Board of Commissioners.

Commissioner Flenniken moved to approve Resolution R-93-11-102 - Resolution of the Commission of Knox County confirming the appointments of Ken Gresham and Virginia Nicely to the Historical Zoning Commission. Commissioner Rogero seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: REPORTS OF OFFICIALS: - (QUARTERLY)

A. The report of the County Executive was before the Board of Commissioners.

Commissioner Bratton moved to receive and file the report of the County Executive. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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B. The report of the County Law Director was before the Board of Commissioners.

Commissioner Bratton moved to receive and file the report of the County Law Director. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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C. The report of the Superintendent of Schools was before the Board of Commissioners.

Commissioner Bratton moved to receive and file the report of the Superintendent of Schools. Commissioner Pinkston

seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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D. The report of the Trustee was before the Board of Commissioners.

Commissioner Bratton moved to receive and file the report of the Trustee. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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E. The report of the Medical Examiner was before the Board of Commissioners.

Commissioner Bratton moved to receive and file the report of the Medical Examiner. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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F. The report of the Sheriff was before the Board of Commissioners.

Commissioner Bratton moved to receive and file the report of the Sheriff. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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G. The report of the Public Library was before the Board of Commissioners.

Commissioner Bratton moved to receive and file the report of the Public Library. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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H. The report of Old Records was before the Board of Commissioners.

Commissioner Bratton moved to receive and file the report of Old Records. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: REPORTS OF COUNTY AGENCIES: (QUARTERLY):

A. The report of the Department of Human Services was before the Board of Commissioners.

Commissioner Bratton moved to receive and file the report of the Department of Human Services. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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B. The report of the Department of Child and Family Services was before the Board of Commissioners.

Commissioner Bratton moved to receive and file the report of the Department of Child and Family Services. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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C. The report of the Department of Air Pollution Control was before the Board of Commissioners.

Commissioner Bratton moved to receive and file the report of the Department of Air Pollution Control. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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D. The report of the Metropolitan Planning Commission was before the Board of Commissioners.

Commissioner Bratton moved to receive and file the report of the Metropolitan Planning Commission. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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E. The report of the Sheriff's Merit System was before the Board of Commissioners.

Commissioner Bratton moved to receive and file the report of the Sheriff's Merit System. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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F. The report of Pre-Trial Release was before the Board of Commissioners.

Commissioner Bratton moved to receive and file the report of Pre-Trial Release. Commissioner Pinkston seconded the

motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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G. The report of the Jail Inspection Committee was before the Board of Commissioners.

Commissioner Bratton moved to receive and file the report of the Jail Inspection Committee. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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H. The report of the Alternative Sentencing Program was before the Board of Commissioners.

Commissioner Bratton moved to receive and file the report of the Alternative Sentencing Program. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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I. The report of the Ambulance Review Commission was before the Board of Commissioners.

Commissioner Bratton moved to receive and file the report of the Ambulance Review Commission. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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J. The report of the Metropolitan Knox Solid Waste Authority was before the Board of Commissioners.

Commissioner Bratton moved to receive and file the report of the Metropolitan Knox Solid Waste Authority.

Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: DRIVES AND ROADS:

A. To be accepted as completed:

1. Gadsen Trail, Kirby Glenn Subdivision, Unit 1, 620 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Craig Allen, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Pinkston moved to accept as completed Gadsen Trail, Kirby Glenn Subdivision, Unit 1, 620 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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2. Kirby Glen Drive, Kirby Glenn Subdivision, Unit 1, 910 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Craig Allen, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Pinkston moved to accept as completed

Kirby Glen Drive, Kirby Glenn Subdivision, Unit 1, 910 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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3. Harth Stone Lane, Sanders Crossing Subdivision, Unit 1, 1050 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. William Nix, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Cawood moved to accept as completed Harth Stone Lane, Sanders Crossing Subdivision, Unit 1, 1050 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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4. Crab Apple Lane, Sanders Crossing Subdivision, Unit 1, 170 feet in length with a 50 foot right of way was before the Board of Commissioners. William Nix, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Cawood moved to accept as completed Crab Apple Lane, Sanders Crossing Subdivision, Unit 1, 170 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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5. Fountain Gate Road, Fountain Gate Unit II, 1420 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Southland Communities, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Horner moved to accept as completed Fountain Gate Road, Fountain Gate Unit II, 1420 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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6. High Grove Place, Fountain Gate Unit II, 660 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Southland Communities, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Horner moved to accept as completed High Grove Place, Fountain Gate Unit II, 660 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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7. Palace Court, Fountain Gate Unit II, 180 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Southland Communities, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Horner moved to accept as completed Palace Court, Fountain Gate Unit II, 180 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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8. Saddlebrook Drive, Saddlebrook Subdivision, Unit 1, 500 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. J & J Development Company, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Cawood moved to accept as completed Saddlebrook Drive, Saddlebrook Subdivision, Unit 1, 500 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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9. Claymill Court, Saddlebrook Subdivision, Unit 1, 180 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. J & J Development Company, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Cawood moved to accept as completed Claymill Court, Saddlebrook Subdivision, Unit 1, 180 feet in

length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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10. Bold Meadows Court, Saddlebrook Subdivision, Unit 1, 660 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. J & J Development Company, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Cawood moved to accept as completed Bold Meadows Court, Saddlebrook Subdivision, Unit 1, 660 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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11. Bell Castle Court, Saddlebrook Subdivision, Unit 1, 300 feet in length with a 50 foot right of way was before the Board of Commissioners to be accpeted as completed. J & J Development Company, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Cawood moved to accept as completed Bell Castle Court, Saddlebrook Subdivision, Unit 1, 300 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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B. To be Closed:

3. Consideration of request from Power Equipment Company to close a road was before the Board of Commissioners on first reading.

Commissioner Flenniken moved to approve the request from Power Equipment Company to close a road on first reading. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE MASTER PLAN FOR IMPROVEMENT OF KNOX COUNTY PUBLIC LIBRARY FACILITIES AND EXPRESSING AN INTENT TO FUND \$4,900,000.00 FOR THIS PROJECT - R-93-11-111:

Consideration of a resolution of the Commission of Knox County, Tennessee approving the Master Plan for improvement of Knox County Public Library facilities and expressing an intent to fund \$4,900,000.00 for this project was before the Board of Commissioners.

Mr. Bill Stack, Chairman of West Knoxville Branch Library Citizens Committee, and Ms. Patricia Watson, Director of Knox County Libraries, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-11-111 - Resolution of the Commission of Knox County, Tennessee approving the Master Plan for improvement of Knox County Public Library facilities and expressing an intent to fund \$4,900,000.00 for this project with the following amendment: include the following language in the resolution: "a study and analysis of the Karns and Powell Branch Libraries and the Alcoa

Highway area shall be conducted and presented to this Commission for possible inclusion in the Master Plan". Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING THE ACCEPTANCE OF FUNDS FROM THE WEST KNOXVILLE BRANCH LIBRARY CITIZENS COMMITTEE FOR THE EXPANSION OF THE WEST KNOXVILLE BRANCH LIBRARY - R-93-11-129:

Consideration of a resolution of the Commission of Knox County, Tennessee authorizing the acceptance of funds from the West Knoxville Branch Library Citizens Committee for the expansion of the West Knoxville Branch Library was before the Board of Commissioners.

Ms. Kathy Hamilton, Knox County Finance Director, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-11-129 - Resolution of the Commission of Knox County, Tennessee authorizing the acceptance of funds from the West Knoxville Branch Library Citizens Committee for the expansion of the West Knoxville Branch Library. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$1,121,250.00 FROM THE SCHOOLS OPERATION AND MAINTENANCE FUND BUDGET FOR COMPUTER EQUIPMENT - R-93-11-105:

Consideration of a resolution of the Commission of Knox

County, Tennessee appropriating \$1,121,250.00 from the Schools Operation and Maintenance Fund Budget for computer equipment was before the Board of Commissioners.

Mr. Bob Thomas, Assistant Superintendent/Business Manager of Knox County Schools, and Mr. Dwight Kessel, Knox County Executive, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-11-105 - Resolution of the Commission of Knox County, Tennessee appropriating \$1,121,250.00 from the Schools Operation and Maintenance Fund Budget for computer equipment with the following amendment: add the following language to the resolution: "up to \$100,000.00 to be used for computer equipment at A.L. Lotts Elementary with the remaining funds to be used for computer equipment where needed system-wide". Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Rogero voted no. The motion carried 18-1-0-0.

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

4. Commissioner Cooper amended the agenda to hear the following items at this time: Resolution R-93-11-128 (A) - Resolution repealing certain prior appropriations for schools projects and authorizing a disbursement of funds from the Knox County Public Improvement Bonds, Series 1991B Project Fund for the purpose of paying and retiring all or portions of certain Capital Outlay Notes; Resolution R-93-11-128 (B) - An initial resolution of the Commission of Knox County, Tennessee, authorizing the issuance of not to exceed \$13,250,00 of General Obligation Public Improvement Bonds secured by and payable from revenues from ad valorem taxes levied upon all taxable property in Knox County for the purpose of funding certain schools projects; and Resolution R-93-11-128 (C) - Resolution authorizing the issuance, sale and delivery of not to exceed \$12,500,000 in

Bond Anticipation Notes for the purpose of financing the acquisition, construction, extension, improvement and betterment of schools and the costs of acquisition of all real and personal property appurtenant thereto or connected therewith and appropriating funds for such purposes.

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IN RE: CONSIDERATION OF A RESOLUTION REPEALING CERTAIN PRIOR APPROPRIATIONS FOR SCHOOLS PROJECTS AND AUTHORIZING A DISBURSEMENT OF FUNDS FROM THE KNOX COUNTY PUBLIC IMPROVEMENT BONDS, SERIES 1991B PROJECT FUND FOR THE PURPOSE OF PAYING AND RETIRING ALL OR PORTIONS OF CERTAIN CAPITAL OUTLAY NOTES - R-93-11-128 (A);

CONSIDERATION OF AN INITIAL RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$13,250,000 OF GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS SECURED BY AND PAYABLE FROM REVENUES FROM AD VALOREM TAXES LEVIED UPON ALL TAXABLE PROPERTY IN KNOX COUNTY FOR THE PURPOSE OF FUNDING CERTAIN SCHOOLS PROJECTS - R-93-11-128 (B);

AND

CONSIDERATION OF A RESOLUTION AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF NOT TO EXCEED \$12,500,000 IN BOND ANTICIPATION NOTES FOR THE PURPOSE OF FINANCING THE ACQUISITION, CONSTRUCTION, EXTENSION, IMPROVEMENT AND BETTERMENT OF SCHOOLS AND THE COSTS OF ACQUISITION OF ALL REAL AND PERSONAL PROPERTY APPURTENANT THERETO OR CONNECTED THEREWITH AND APPROPRIATING FUNDS FOR SUCH PURPOSES - R-93-11-128 (C);

Consideration of the following resolutions was before the Board of Commissioners: Resolution R-93-11-128 (A) - Resolution repealing certain prior appropriations for schools projects and authorizing a disbursement of funds from the Knox County Public Improvement Bonds, Series 1991B Project Fund for the purpose of paying and retiring all or portions of certain

Capital Outlay Notes; Resolution R-93-11-128 (B) - An initial resolution of the Commission of Knox County, Tennessee, authorizing the issuance of not to exceed \$13,250,00 of General Obligation Public Improvement Bonds secured by and payable from revenues from ad valorem taxes levied upon all taxable property in Knox County for the purpose of funding certain schools projects; and Resolution R-93-11-128 (C) - Resolution authorizing the issuance, sale and delivery of not to exceed \$12,500,000 in Bond Anticipation Notes for the purpose of financing the acquisition, construction, extension, improvement and betterment of schools and the costs of acquisition of all real and personal property appurtenant thereto or connected therewith and appropriating funds for such purposes.

Mr. Ed Ingram, Bond Counsel for Knox County, Mr. Richard Beeler, Knox County Law Director, Ms. Kathy Hamilton, Knox County Finance Director, and Mr. Dwight Kessel, Knox County Executive, were present and spoke on the matter.

Commissioner Leuthold moved to approve the following Resolutions: Resolution R-93-11-128 (A) - Resolution repealing certain prior appropriations for schools projects and authorizing a disbursement of funds from the Knox County Public Improvement Bonds, Series 1991B Project Fund for the purpose of paying and retiring all or portions of certain Capital Outlay Notes; Resolution R-93-11-128 (B) - An initial resolution of the Commission of Knox County, Tennessee, authorizing the issuance of not to exceed \$13,250,00 of General Obligation Public Improvement Bonds secured by and payable from revenues from ad valorem taxes levied upon all taxable property in Knox County for the purpose of funding certain schools projects; and Resolution R-93-11-128 (C) - Resolution authorizing the issuance, sale and delivery of not to exceed \$12,500,000 in Bond Anticipation Notes for the purpose of financing the acquisition, construction, extension, improvement and betterment of schools and the costs of acquisition of all real and personal property appurtenant thereto or connected therewith and appropriating funds for such purposes.

Commissioner Moody seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Moody, Norman, DeSelm, May, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Rogero and Tindell voted no. Commissioner Ragsdale recused himself from the vote. The motion carried 16-2-1-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$508,361.00 FROM _____ FOR RENOVATION AND ADDITIONAL CLASSROOMS AT NORTHWEST MIDDLE SCHOOL AND APPROVING A CONTRACT WITH WEBB & SONS CONSTRUCTION COMPANY IN THE AMOUNT OF \$1,941,000.00 FOR CONSTRUCTION AT NORTHWEST MIDDLE SCHOOL - R-93-11-106:

Consideration of a resolution of the Commission of Knox County, Tennessee appropriating \$508,361.00 from _____ for renovation and additional classrooms at Northwest Middle School and approving a contract with Webb & Sons Construction Company in the amount of \$1,941,000.00 for construction at Northwest Middle School was before the Board of Commissioners.

Mr. Bob Thomas, Assistant Superintendent/Business Manager of Knox County Schools, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-11-106 - Resolution of the Commission of Knox County, Tennessee appropriating \$679,903.00 from the 1991 Series B Bonds for renovation and additional classrooms at Northwest Middle School and approving a contract with Webb & Sons Construction Company in the amount of \$1,941,000.00 for construction at Northwest Middle School. Commissioner Moody seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Flenniken, Bratton and Pinkston voted aye. Commissioner Walker was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING THE SALE OF A BUILDING TRADES HOME LOCATED AT 923 TWO NOTCH ROAD -

R-93-11-107:

Consideration of a resolution of the Commission of Knox County, Tennessee authorizing the sale of a Building Trades Home located at 923 Two Notch Road was before the Board of Commissioners.

Mr. Terry McKee, Purchasing Agent, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-11-107 - Resolution of the Commission of Knox County, Tennessee authorizing the sale of a Building Trades Home located at 923 Two Notch Road. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH JOHNSON & GALYON, INC. FOR DEMOLITION WORK AT THE FORMER CHRISTENBERRY MIDDLE SCHOOL SITE - R-93-11-108:

Consideration of a resolution of the Commission of Knox County, Tennessee approving a contract with Johnson & Galyon, Inc. for demolition work at the former Christenberry Middle School site was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-11-108 - Resolution of the Commission of Knox County, Tennessee approving a contract with Johnson & Galyon, Inc. for demolition work at the former Christenberry Middle School site. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Bratton and Pinkston voted aye. Commissioner Flenniken recused himself from the vote. The motion carried

18-0-1-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING THE PURCHASE OF 2.8 ACRES OF LAND FOR CARTER HIGH SCHOOL - R-93-11-109:

Consideration of a resolution of the Commission of Knox County, Tennessee authorizing the purchase of 2.8 acres of land for Carter High School was before the Board of Commissioners.

Commissioner Walker moved to approve Resolution R-93-11-109 - Resolution of the Commission of Knox County, Tennessee authorizing the purchase of 2.8 acres of land for Carter High School. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY REGARDING CHAPTER 1096 OF THE PUBLIC ACTS OF 1990 - R-93-11-110:

Consideration of a resolution of the Commission of Knox County regarding Chapter 1096 of the Public Acts of 1990 was before the Board of Commissioners.

Mr. Thomas Schumpert, Knox County Trustee, Mr. Dwight Kessel, Knox County Executive, and Mr. Richard Beeler, Knox County Law Director, were present and spoke on the matter.

Commissioner Bowden moved to approve Resolution R-93-11-110 - Resolution of the Commission of Knox County regarding Chapter 1096 of the Public Acts of 1990. Commissioner Bratton seconded the motion.

Commissioner Moody moved as a substitute motion to approve Resolution R-93-11-110 - Resolution of the Commission of Knox County regarding Chapter 1096 of the Public Acts of 1990 with the following amendment: Amend Section 1 to read as follows: That the Knox County Commission authorizes and calls upon the

County Executive to release the aforementioned funds to the County Trustee. Commissioner Norman seconded the motion and upon roll call vote Commissioners Rogero, Moody, Norman, DeSelm, May and Ragsdale voted aye. Commissioners Bowden, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted no. Commissioners Dirl and Tindell abstained from voting. The substitute motion failed 6-11-2-0.

Commissioner Bowden moved to call for the question on the original motion. The motion was seconded and upon roll call vote Commissioners Bowden, Tindell, Moody, Norman, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioners Dirl, Rogero, DeSelm, May, Ragsdale and Bratton voted no. The motion carried 13-6-0-0.

Upon roll call vote of the original motion to approve Resolution R-93-11-110 - Resolution of the Commission of Knox County regarding Chapter 1096 of the Public Acts of 1990, Commissioners Bowden, Dirl, Tindell, Norman, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Rogero, Moody and DeSelm voted no. The original motion carried 16-3-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE SALE OF PROPERTY LOCATED AT 312 PETERS ROAD TO J.W. HICKS - R-93-11-112:

Consideration of a resolution of the Commission of Knox County, Tennessee approving the sale of property located at 312 Peters Road to J.W. Hicks was before the Board of Commissioners.

Mr. Terry McKee, Purchasing Agent, and Mr. Thomas Schumpert, Knox County Trustee, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-11-112 - Resolution of the Commission of Knox County, Tennessee approving the sale of property located at 312 Peters Road to J.W. Hicks. Commissioner Flenniken seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero,

Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Moody was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE SALE OF PROPERTY LOCATED AT 280 PETERS ROAD TO BETTY CLAUDY - R-93-11-113:

Consideration of a resolution of the Commission of Knox County, Tennessee approving the sale of property located at 280 Peters Road to Betty Claudy was before the Board of Commissioners.

Mr. Terry McKee, Purchasing Agent, and Mr. Thomas Schumpert, Knox County Trustee, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-11-113 - Resolution of the Commission of Knox County, Tennessee approving the sale of property located at 280 Peters Road to Betty Claudy. Commissioner Flenniken seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Moody was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE CONFIRMING THE SALE OF SURPLUS LAND LOCATED AT 1808 BOYD STREET (TAX PROPERTY) - R-93-11-114:

Consideration of a resolution of the Commission of Knox County, Tennessee confirming the sale of surplus land located at 1808 Boyd Street (tax property) was before the Board of Commissioners.

Mr. Terry McKee, Purchasing Agent, and Mr. Thomas Schumpert, Knox County Trustee, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-11-114 - Resolution of the Commission of Knox County, Tennessee confirming the sale of surplus land located at 1808 Boyd Street (tax property). Commissioner Flenniken seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Moody was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE CONFIRMING THE SALE OF SURPLUS LAND LOCATED AT 1612 WALLACE STREET (TAX PROPERTY) -

R-93-11-115:

Consideration of a resolution of the Commission of Knox County, Tennessee confirming the sale of surplus land located at 1612 Wallace Street (tax property) was before the Board of Commissioners.

Mr. Terry McKee, Purchasing Agent, and Mr. Thomas Schumpert, Knox County Trustee, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-11-115 - Resolution of the Commission of Knox County, Tennessee confirming the sale of surplus land located at 1612 Wallace Street (tax property). Commissioner Flenniken seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Moody was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE CONFIRMING THE SALE OF SURPLUS LAND LOCATED AT 1149 TENNESSEE AVENUE (TAX PROPERTY) -

R-93-11-116:

Consideration of a resolution of the Commission of Knox County, Tennessee confirming the sale of surplus land located at 1149 Tennessee Avenue (tax property) was before the Board of Commissioners.

Mr. Terry McKee, Purchasing Agent, and Mr. Thomas Schumpert, Knox County Trustee, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-11-116 - Resolution of the Commission of Knox County, Tennessee confirming the sale of surplus land located at 1149 Tennessee Avenue (tax property). Commissioner Flenniken seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Moody was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE CONFIRMING THE SALE OF SURPLUS LAND LOCATED AT 522 WATAUGA AVENUE (TAX PROPERTY) -

R-93-11-117:

Consideration of a resolution of the Commission of Knox County, Tennessee confirming the sale of surplus land located at 522 Watauga Avenue (tax property) was before the Board of Commissioners.

Mr. Terry McKee, Purchasing Agent, and Mr. Thomas Schumpert, Knox County Trustee, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-11-117 - Resolution of the Commission of Knox County, Tennessee confirming the sale of surplus land located at 522

Watauga Avenue (tax property). Commissioner Flenniken seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Moody was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE CONFIRMING THE SALE OF SURPLUS LAND LOCATED AT 3704 HENSON ROAD (TAX PROPERTY) - R-93-11-118:

Consideration of a resolution of the Commission of Knox County, Tennessee confirming the sale of surplus land located at 3704 Henson Road (tax property) was before the Board of Commissioners.

Mr. Terry McKee, Purchasing Agent, and Mr. Thomas Schumpert, Knox County Trustee, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-11-118 - Resolution of the Commission of Knox County, Tennessee confirming the sale of surplus land located at 3704 Henson Road (tax property). Commissioner Flenniken seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Moody was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE CONFIRMING THE SALE OF SURPLUS LAND LOCATED ON BLAIR LANE (TAX PROPERTY) - R-93-11-119:

Consideration of a resolution of the Commission of Knox County, Tennessee confirming the sale of surplus land located on Blair Lane (tax property) was before the Board of Commissioners.

Mr. Terry McKee, Purchasing Agent, and Mr. Thomas Schumpert, Knox County Trustee, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-11-119 - Resolution of the Commission of Knox County, Tennessee confirming the sale of surplus land located on Blair Lane (tax property). Commissioner Flenniken seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Moody was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING CHANGE ORDERS TO THE CONSTRUCTION MANAGER'S CONTRACT FOR THE PENAL FARM PROJECT IN THE AMOUNT OF \$373,307.81 - R-93-11-120:

Consideration of a resolution of the Commission of Knox County, Tennessee approving change orders to the construction manager's contract for the Penal Farm Project in the amount of \$373,307.81 was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-11-120 - Resolution of the Commission of Knox County, Tennessee approving change orders to the construction manager's contract for the Penal Farm Project in the amount of \$373,307.81. Commissioner Walker seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Ragsdale recused himself from the vote. Commissioner Moody was absent from the vote. The motion carried 17-0-1-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE GENERAL FUND BUDGET AND APPROPRIATING \$5,000.00 FOR TWO INTERNS FOR THE TECHNOLOGY DEVELOPMENT AUTHORITY - R-93-11-121:

Consideration of a resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$5,000.00 for two interns for the Technology Development Authority was before the Board of Commissioners.

Mr. Jeff Deardorff, Executive Director of the Technology Development Authority, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-93-11-121 - Resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$5,000.00 for two interns for the Technology Development Authority. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioners May, Ragsdale and Bratton voted no. Commissioner Moody was absent from the vote. The motion carried 15-3-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE GENERAL FUND BUDGET AND APPROPRIATING \$5,072.47 AS A GRANT TO VOLUNTEERS OF AMERICA FOR PAYMENT OF BACK TAXES - R-93-11-123:

Consideration of a resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$5,072.47 as a grant to Volunteers of America for payment of back taxes was before the Board of Commissioners.

Commissioner Rogero moved to approve Resolution R-93-11-123 - Resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$5,072.47 as a grant to Volunteers of America for payment of back taxes. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Moody was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING A TECHNICAL CORRECTION TO RESOLUTION R-93-6-105 - R-93-11-125:

Consideration of a resolution of the Commission of Knox County, Tennessee authorizing a technical correction to Resolution R-93-6-105 was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-11-125 - Resolution of the Commission of Knox County, Tennessee authorizing a technical correction to Resolution R-93-6-105. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Moody was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY AMENDING VARIOUS FUND BUDGETS FOR THE FISCAL YEAR 1992-1993 AND APPROPRIATING FUNDS FOR YEAR END CLOSEOUTS AS OF JUNE 30, 1993 - R-93-11-126:

Consideration of a resolution of the Commission of Knox County amending various fund budgets for the fiscal year 1992-1993 and appropriating funds for year end closeouts as of June 30, 1993 was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-11-126 - Resolution of the Commission of Knox County amending various fund budgets for the fiscal year 1992-1993 and appropriating funds for year end closeouts as of June 30, 1993. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Moody was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE REAPPROPRIATING VARIOUS AMOUNTS FROM DESIGNATED FUND BALANCES - R-93-11-127:

Consideration of a resolution of the Commission of Knox County, Tennessee reappropriating various amounts from designated fund balances was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-11-127- Resolution of the Commission of Knox County, Tennessee reappropriating various amounts from designated fund balances. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Moody was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, EXPRESSING THE ELECTION OF THE KNOX COUNTY COMMISSION TO MAINTAIN PARTISAN ELECTIONS FOR SCHOOL BOARD IN THE 1994 ELECTION - R-93-11-130:

Consideration of a resolution of the Commission of Knox County, Tennessee, expressing the election of the Knox County Commission to maintain partisan elections for School Board in the 1994 Election was before the Board of Commissioners.

Commissioner Flenniken moved to approve Resolution R-93-11-130 - Resolution of the Commission of Knox County, Tennessee, expressing the election of the Knox County Commission to maintain partisan elections for School Board in the 1994 Election. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Moody was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A SUBRECIPIENT AGREEMENT WITH THE KNOXVILLE-KNOX COUNTY COMMUNITY ACTION COMMITTEE FOR MINOR HOME REPAIRS THROUGH THE COMMUNITY DEVELOPMENT BLOCK GRANT (CBDG) PROGRAM - R-93-11-144:

Consideration of a resolution of the Commission of Knox County, Tennessee approving a subrecipient agreement with the Knoxville-Knox County Community Action Committee for minor home repairs through the Community Development Block Grant (CBDG) Program was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-11-144 - Resolution of the Commission of Knox County, Tennessee approving a subrecipient agreement with the Knoxville-Knox County Community Action Committee for minor home repairs through the Community Development Block Grant (CBDG) Program. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Moody was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE GOLF COURSE IMPROVEMENT FUND AND APPROPRIATING \$11,210.53 FOR AN OZONE AERATION SYSTEM AND INSTALLATION OF GREENS FANS - R-93-11-145:

Consideration of a resolution of the Commission of Knox County, Tennessee amending the Golf Course Improvement Fund and appropriating \$11,210.53 for an ozone aeration system and installation of greens fans was before the Board of Commissioners.

Commissioner Tindell moved to approve Resolution R-93-11-145 - Resolution of the Commission of Knox County, Tennessee amending the Golf Course Improvement Fund and appropriating \$11,210.53 for an ozone aeration system and installation of greens fans with the following amendment: Add

the following language to the caption and the resolution: "and an additional appropriation of up to \$2,000.00 for an engineering study on the retainage pond". Commissioner McMillan seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Moody was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$18,000.00 FROM THE SCHOOLS OPERATION AND MAINTENANCE FUND BUDGET FOR REPAIR OF BLEACHERS AT FARRAGUT HIGH SCHOOL - R-93-11-146:

Consideration of a resolution of the Commission of Knox County, Tennessee appropriating \$18,000.00 from the Schools Operation and Maintenance Fund Budget for repair of bleachers at Farragut High School was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-93-11-146 - Resolution of the Commission of Knox County, Tennessee appropriating \$18,000.00 from the Schools Operation and Maintenance Fund Budget for repair of bleachers at Farragut High School. Commissioner Norman seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Moody was absent from the vote. The motion carried 18-0-0-1.

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IN RE: ORDINANCES OF FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY AMENDING ORDINANCE O-92-8-101A TO ESTABLISH TERMS OF THE MEMBERS OF THE KNOX COUNTY FIRE ASSESSMENT APPEALS COMMITTEE - O-93-11-101 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County amending Ordinance O-92-8-101A to establish terms of the members of the Knox County Fire Assessment Appeals Committee was before the Board of Commissioners on first reading.

Commissioner Flenniken moved to approve Ordinance O-93-11-101 - Ordinance of the Commission of Knox County amending Ordinance O-92-8-101A to establish terms of the members of the Knox County Fire Assessment Appeals Committee on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Moody and May were absent from the vote. The motion carried 17-0-0-2.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING ORDINANCE O-90-10-103 (NOISE ORDINANCE), RESCINDING ORDINANCE O-91-10-101, AND AMENDING ORDINANCE O-93-3-102 (FALSE ALARM ORDINANCE) - O-93-11-103 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Ordinance O-90-10-103 (Noise Ordinance), rescinding Ordinance O-91-10-101, and amending Ordinance O-93-3-102 (False Alarm Ordinance) was before the Board of Commissioners on first reading.

Commissioner Flenniken moved to approve Ordinance O-93-11-103 - Ordinance of the Commission of Knox County, Tennessee amending Ordinance O-90-10-103 (Noise Ordinance), rescinding Ordinance O-91-10-101, and amending Ordinance O-93-3-102 (False Alarm Ordinance) on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Moody and May were absent from the vote. The motion carried

17-0-0-2.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE PROVIDING FOR THE REGULATION OF TATTOO PARLORS - 0-93-9-103 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee providing for the regulation of Tattoo Parlors was before the Board of Commissioners on second reading.

Commissioner Flenniken moved to approve Ordinance 0-93-9-103 - Ordinance of the Commission of Knox County, Tennessee providing for the regulation of Tattoo Parlors on second reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Moody and May were absent from the vote. The motion carried 17-0-0-2.

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IN RE: TAX REFUNDS:

A. County Clerk:

Mr. Mike Padgett, Knox County Clerk, reported no tax refunds from his office.

B. Trustee:

Mr. Mike Padgett, Knox County Clerk, reported the following tax refund from the Trustee's Office: Walker Springs Apartments Properties in the amount of \$10,365.92.

Mr. Thomas Schumpert, Knox County Trustee, was present and spoke on the matter.

Commissioner Leuthold moved to approve the following tax refund from the Trustee's Office: Walker Springs Apartments Properties in the amount of \$10,365.92. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Moody and May were absent from the vote. The motion carried 17-0-0-2.

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IN RE: NOTARY PUBLIC APPLICATIONS:

Mr. Mike Padgett, Knox County Clerk, reported 113 applications for Notary Public.

Commissioner Bratton moved to approve 113 applications for Notary Public. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Moody and May were absent from the vote. The motion carried 17-0-0-2.

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IN RE: ROLL CALL - (1:30 P.M.)

Ms. Martha Smiddy, Administrative Assistant to the Knox County Clerk, called the roll. Those Commissioners responding were Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston.

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

5. Without objection, Commissioner Cooper amended the agenda to defer the following item until the December 1993 Board of Commissioners meeting: Subdivision Appeals/One Lot Variances-Appeal of Marian F. Geohegan on MPC approval of Concept Plan for Lovell Hills, revised Unit 8 and 9.

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IN RE: REZONING REQUESTS:

1. Consideration of a resolution of the Commission of Knox County approving the request of Ed Loy for rezoning from A Agricultural Zone to PR Planned Residential Zone at 2 dwelling units per acre was before the Board of Commissioners. Property located northeast side Harvey Road, northeast of Peach View Drive, southeast of Farragut City Limit, 5th Commission District.

No one was present to represent the request.

Commissioner Leuthold moved to defer until the December

1993 Board of Commissioners meeting the request of Ed Loy for rezoning from A Agricultural Zone to PR Planned Residential Zone at 2 dwelling units per acre. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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

6. Commissioner Dirl moved to amend the agenda to hear Resolution R-93-11-132 - Consideration of a resolution of the Commission of Knox County approving the request of Robert Bedwell for rezoning from CB Business and Manufacturing, PC Planned Commercial & A Agricultural Zones to CA General Commercial Zone; and Resolution R-93-11-142 - Consideration of a resolution of the Commission of Knox County approving the appeal of Triad Development Corporation on MPC denial of zoning from PC Planned Commercial Zone to CB Business and Manufacturing Zone after completing all remaining rezoning items. Commissioner DeSelm seconded the motion.

Commissioner Leuthold moved as a substitute motion to hear Resolution R-93-11-132 - Consideration of a resolution of the Commission of Knox County approving the request of Robert Bedwell for rezoning from CB Business and Manufacturing, PC Planned Commercial & A Agricultural Zones to CA General Commercial Zone at this time and to amend the agenda to hear Resolution R-93-11-142 - Consideration of a resolution of the Commission of Knox County approving the appeal of Triad Development Corporation on MPC denial of zoning from PC Planned Commercial Zone to CB Business and Manufacturing Zone after completing Resolution R-93-11-132. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Tindell, May, Ragsdale, Leuthold, Cawood, Teague, Cooper, McMillan and Walker voted aye. Commissioners Dirl, Rogero, Moody, Norman, DeSelm, Horner, Flenniken, Bratton and Pinkston voted no. The substitute motion carried 10-9-0-0.

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IN RE: REZONING REQUESTS - (CONTINUED):

2. Consideration of a resolution of the Commission of Knox County approving the request of Robert Bedwell for rezoning from CB Business and Manufacturing, PC Planned Commercial & A Agricultural Zones to CA General Commercial Zone was before the Board of Commissioners. Property located northeast side Wakefield Road, southwest side and northeast side Cogdill Road, 5th Commission District.

Mr. Buzz Johnson, MPC Staff, was present and spoke on the matter.

Mr. Tom McAdams, Attorney representing Robert Bedwell, and Mr. Robert Bedwell, Petitioner, were present and spoke on behalf of the request.

Mr. Gene Kelly, representing Landoak Lane residents and Cogdill Road residents, was present and spoke in opposition to the request.

Commissioner Teague moved to approve Resolution R-93-11-132 - Resolution of the Commission of Knox County approving the request of Robert Bedwell for rezoning from CB Business and Manufacturing, PC Planned Commercial & A Agricultural Zones to CA General Commercial Zone for the property North of the proposed Trucker Lane extension. (MPC's recommendation was to approve PC Planned Commercial Zone) Commissioner Dirl seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Tindell, Moody, Norman, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Rogero, DeSelm, Ragsdale, Leuthold and Cawood voted no. Commissioner May abstained from voting. The motion carried 13-5-1-0. Property located northeast side Wakefield Road, southwest side and northeast side Cogdill Road, 5th Commission District.

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IN RE: REZONING APPEALS:

1. Consideration of a resolution of the Commission of

Knox County approving the appeal of Triad Development Corporation on MPC denial of zoning from PC Planned Commercial Zone to CB Business and Manufacturing Zone was before the Board of Commissioners. Property located northeast of Cogdill Road, southeast of I-40/75, 5th Commission District.

Mr. Buzz Johnson, MPC Staff, was present and spoke on the matter.

Mr. Arthur Seymour, Attorney representing Triad Development Corporation, was present and spoke on behalf of the request.

Mr. Gene Kelly, representing Landoak Lane residents and Cogdill Road residents, was present and spoke in opposition to the request.

Commissioner Dirl moved to approve Resolution R-93-11-142 - Resolution of the Commission of Knox County approving the appeal of Triad Development Corporation on MPC denial of zoning from PC Planned Commercial Zone to CB Business and Manufacturing Zone for the property North of the proposed Truckers Lane extension; and to rezone to CA General Commercial Zone for the property South of Truckers Lane. Commissioner Teague seconded the motion.

Commissioner Leuthold requested a division of the motions.

Commissioner Dirl moved to approve the rezoning appeal (R-93-11-142) of Triad Development Corporation on MPC denial of zoning from PC Planned Commercial Zone to CA General Commercial Zone for the property South of Truckers Lane. Commissioner Teague seconded the motion and upon roll call vote Commissioners Dirl, Tindell, Norman, Teague, Horner and Walker voted aye. Commissioners Rogero, DeSelm, Ragsdale, Leuthold, Cawood, Cooper, Flenniken, Bratton and Pinkston voted no. Commissioners Moody, May and McMillan abstained from voting. Commissioner Bowden was absent from the vote. The motion failed 6-9-3-1 and the property South of Truckers Lane remained zoned PC Planned Commercial.

Commissioner Dirl moved to approve the rezoning appeal

(R-93-11-142) of Triad Development Corporation on MPC denial of zoning from PC Planned Commercial Zone to CB Business and Manufacturing Zone for the property North of the proposed Truckers Lane extension. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Tindell, Moody, Norman, May, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioners Rogero, Ragsdale Leuthold, Cawood and Bratton voted no. Commissioner DeSelm abstained from voting. The motion carried 13-5-1-0.

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IN RE: REZONING REQUESTS - (CONTINUED):

3. Consideration of a resolution of the Commission of Knox County approving the request of Patterson Brothers for rezoning from A Agricultural Zone to PR Planned Residential Zone at 3 dwelling units per acre was before the Board of Commissioners. Property fronting approximately 150' west side Clapps Chapel Road, fronting approximately 4' northwest side Clapps Chapel Road, east side depths approximately 37' & 212', south side depths approximately 192', 226' & 826', northeast side depths approximately 95', 66' & 50', west side depth approximately 590', north side depth approximately 1082', an irregular shaped parcel located approximately 995' north of Gibbs Road, part of parcels 165 and 167, CLT Map 13, Northeast County Sector Plan, 8th Commission District.

Mr. Buzz Johnson, MPC Staff, was present and spoke on the matter.

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

Commissioner Walker moved to approve Resolution R-93-11-133 - Resolution of the Commission of Knox County approving the request of Patterson Brothers for rezoning from A Agricultural Zone to PR Planned Residential Zone at 3 dwelling units per acre as per MPC's recommendation. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman,

DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner May was absent from the vote. The motion carried 18-0-0-1. Property fronting approximately 150' west side Clapps Chapel Road, fronting approximately 4' northwest side Clapps Chapel Road, east side depths approximately 37' & 212', south side depths approximately 192', 226' & 826', northeast side depths approximately 95', 66' & 50', west side depth approximately 590', north side depth approximately 1082', an irregular shaped parcel located approximately 995' north of Gibbs Road, part of parcels 165 and 167, CLT Map 13, Northeast County Sector Plan, 8th Commission District.

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4. Consideration of a resolution of the Commission of Knox County approving the request of James Dyer for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property fronting approximately 165' northeast side Garrison Road, fronting approximately 165' southwest side Dolph Drive, northwest side depth approximately 400', southeast side depth approximately 400', located approximately 1050' west of Byington Beaver Ridge, parcel 38.03, CLT Map 90, Northwest County Sector Plan, 6th Commission District.

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

Commissioner Cawood moved to approve Resolution R-93-11-134 - Resolution of the Commission of Knox County approving the request of James Dyer for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per MPC's recommendation. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner May was absent from the vote. The motion carried 18-0-0-1. Property fronting approximately 165'

northeast side Garrison Road, fronting approximately 165' southwest side Dolph Drive, northwest side depth approximately 400', southeast side depth approximately 400', located approximately 1050' west of Byington Beaver Ridge, parcel 38.03, CLT Map 90, Northwest County Sector Plan, 6th Commission District.

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5. Consideration of a resolution of the Commission of Knox County approving the request of Wallace A. Conard for rezoning from Agricultural Zone to PR Planned Residential Zone at 2 dwelling units per acre was before the Board of Commissioners. Property fronting approximately 480' southeast side Fox Road, southwest side depth shaped irregular approximately 280', southeast side depth shaped irregular approximately 600', northeast side depth approximately 450', located approximately 1425' southwest of Emory Church Road, parcel 139, CLT Map 143 & 144, Southwest County Sector Plan, 5th Commission District.

Mr. Buzz Johnson, MPC Staff, was present and spoke on the matter.

Mr. Wallace Conard, petitioner, was present and spoke on behalf of the request.

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

Commissioner Leuthold moved to approve Resolution R-93-11-135 - Resolution of the Commission of Knox County approving the request of Wallace A. Conard for rezoning from Agricultural Zone to PR Planned Residential Zone at 1 - 2 dwelling units per acre as recommended by MPC with a development of a single access point. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 17-0-0-2. Commissioners Dirl and May were absent from the vote. Property fronting approximately 480' southeast side Fox Road, southwest side depth

shaped irregular approximately 280', southeast side depth shaped irregular approximately 600', northeast side depth approximately 450', located approximately 1425' southwest of Emory Church Road, parcel 139, CLT Map 143 & 144, Southwest County Sector Plan, 5th Commission District.

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6. Consideration of a resolution of the Commission of Knox County approving the request of Jean Godsey/Thrift Center for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located approximately 175' northeast of Chapman Highway, southwest side depth approximately 380', northwest side depths approximately 325' & 90', northeast side depths approximately 185' & 145', southeast side depth approximately 425', an irregular shaped parcel located approximately 470' northwest of White School Road, part of parcel 81, CLT Map 138, South County Sector Plan, 9th Commission District.

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

Commissioner Flenniken moved to approve Resolution R-93-11-136 - Resolution of the Commission of Knox County approving the request of Jean Godsey/Thrift Center for rezoning from A Agricultural Zone to CA General Business Zone as per MPC's recommendation. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Dirl and May were absent from the vote. The motion carried 17-0-0-2. Property located approximately 175' northeast of Chapman Highway, southwest side depth approximately 380', northwest side depths approximately 325' & 90', northeast side depths approximately 185' & 145', southeast side depth approximately 425', an irregular shaped parcel located approximately 470' northwest of White School Road, part of parcel 81, CLT Map 138, South County Sector Plan, 9th Commission District.

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7. Consideration of a resolution of the Commission of Knox County approving the request of Aurelia Spires for rezoning from I Industrial Zone to A Agricultural Zone was before the Board of Commissioners. Property fronting on Byington-Solway 250', approximately 600' from Crosslane Road, thence east depth 400', west 200', thence southwest 400' to Byington-Solway, part of parcel 86, CLT Map 90, Northwest County Sector Plan, 6th Commission District.

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

Commissioner Teague moved to approve Resolution R-93-11-137 - Resolution of the Commission of Knox County approving the request of Aurelia Spires for rezoning from I Industrial Zone to A Agricultural Zone. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner May was absent from the vote. The motion carried 18-0-0-1. Property fronting on Byington-Solway 250', approximately 600' from Crosslane Road, thence east depth 400', west 200', thence southwest 400' to Byington-Solway, part of parcel 86, CLT Map 90, Northwest County Sector Plan, 6th Commission District.

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8. Consideration of a resolution of the Commission of Knox County approving the request of Burl E. Cloninger for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property fronting approximately 271' southwest side Catlett Road, northwest side depth approximately 770', southwest side depth approximately 630', southeast side depths approximately 171' & 640', northeast side depth approximately 490', an irregular shaped parcel located approximately 260' southeast of Alanridge Lane, parcel 157, CLT Map 130, Northwest County Sector Plan, 6th Commission District.

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

Commissioner Cawood moved to approve Resolution R-93-11-138 - Resolution of the Commission of Knox County approving the request of Burl E. Cloninger for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1 - 3.5 dwelling units per acre as per MPC's recommendation.

Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner May was absent from the vote. The motion carried 18-0-0-1. Property fronting approximately 271' southwest side Catlett Road, northwest side depth approximately 770', southwest side depth approximately 630', southeast side depths approximately 171' & 640', northeast side depth approximately 490', an irregular shaped parcel located approximately 260' southeast of Alanridge Lane, parcel 157, CLT Map 130, Northwest County Sector Plan, 6th Commission District.

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9. Consideration of a resolution of the Commission of Knox County approving the request of John V. McBride, Jr. for rezoning from Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property fronting approximately 1000' southeast & southwest side Bakertown Road, southwest side depth approximately 450', southeast side depth approximately 550', located south of Sands Road extended, parcel 284.01, CLT Map 91 & 105, Northwest County Sector Plan, 3rd Commission District.

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

Commissioner Norman moved to approve Resolution R-93-11-139 - Resolution of the Commission of Knox County approving the request of John V. McBride, Jr. for rezoning from Agricultural Zone to PR Planned Residential Zone at 1 - 5

dwelling units per acre as per MPC's recommendation.

Commissioner Moody seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye.

Commissioner May was absent from the vote. The motion carried 18-0-0-1. Property fronting approximately 1000' southeast & southwest side Bakertown Road, southwest side depth approximately 450', southeast side depth approximately 550', located south of Sands Road extended, parcel 284.01, CLT Map 91 & 105, Northwest County Sector Plan, 3rd Commission District.

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10. Consideration of a resolution of the Commission of Knox County approving the request of James Clark Croley for rezoning from CA General Business Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property south side Beaver Ridge Road, east and west side of Gray Hendrix Road, north of Oak Ridge Highway, parcels 2, 3, 4, 5 & 10.01, CLT Map 91, Northwest County Sector Plan, 6th Commission District.

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

Commissioner Cawood moved to approve Resolution R-93-11-140 - Resolution of the Commission of Knox County approving the request of James Clark Croley for rezoning from CA General Business Zone to RA Low Density Residential Zone.

Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye.

Commissioner May was absent from the vote. The motion carried 18-0-0-1. Property south side Beaver Ridge Road, east and west side of Gray Hendrix Road, north of Oak Ridge Highway, parcels 2, 3, 4, 5 & 10.01, CLT Map 91, Northwest County Sector Plan, 6th Commission District.

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11. Consideration of a resolution of the Commission of Knox County approving the request of Andy Hutsell for Carlton Homes for rezoning from RB General Residential Zone to PR Planned Residential Zone was before the Board of Commissioners. Property fronting approximately 320 southeast side Beaver Creek Drive, northeast side depths approximately 380' & 280', southeast side depth approximately 775', south side approximately 300' southwest side depth approximately 2300' northeast of I-75, parcels 112.08 & 112.09, CLT Map 57, North County Sector Plan, 6th Commission District.

Mr. Buzz Johnson, MPC Staff, was present and spoke on the matter.

Commissioner Cawood moved to approve Resolution R-93-11-141 - Resolution of the Commission of Knox County approving the request of Andy Hutsell for Carlton Homes for rezoning from RB General Residential Zone to PR Planned Residential Zone at 1 - 12 dwelling units per acre. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner May was absent from the vote. The motion carried 18-0-0-1. Property fronting approximately 320 southeast side Beaver Creek Drive, northeast side depths approximately 380' & 280', southeast side depth approximately 775', south side approximately 300' southwest side depth approximately 2300' northeast of I-75, parcels 112.08 & 112.09, CLT Map 57, North County Sector Plan, 6th Commission District.

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IN RE: REZONING APPEALS - (CONTINUED):

2. Consideration of a resolution of the Commission of Knox County approving the appeal of L & D Transportation Services Inc. on MPC denial of zoning from A Agricultural Zone to CB General Business and Manufacturing Zone was before the Board of Commissioners. Property fronting approximately 300' northwest

side Everett Road, southwest side depth approximately 1625', northwest side depth approximately 275', northeast side depth approximately 1570', located approximately 1450' northwest of Yarnell Road, parcel 40, CLT Map 141, Northwest County Sector Plan, 6th Commission District.

Mr. David Jones, representing L & D Transportation Services Inc., was present and spoke on behalf of the request.

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

Commissioner Ragsdale moved to approve Resolution R-93-11-143 - Resolution of the Commission of Knox County approving the appeal of L & D Transportation Services Inc. on MPC denial of zoning from A Agricultural Zone to CB General Business and Manufacturing Zone. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner DeSelm voted no. Commissioner May was absent from the vote. The motion carried 17-1-0-1. Property fronting approximately 300' northwest side Everett Road, southwest side depth approximately 1625', northwest side depth approximately 275', northeast side depth approximately 1570', located approximately 1450' northwest of Yarnell Road, parcel 40, CLT Map 141, Northwest County Sector Plan, 6th Commission District.

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IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY AMENDING ARTICLE 5 OF THE KNOX COUNTY ZONING ORDINANCE FOR THE PURPOSE OF INCREASING THE MAXIMUM ALLOWABLE HEIGHT OF ACCESSORY STRUCTURES - 0-93-11-104 (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County amending Article 5 of the Knox County Zoning Ordinance for

the purpose of increasing the maximum allowable height of accessory structures was before the Board of Commissioners on first reading.

Commissioner Flenniken moved to approve Ordinance O-93-11-104 - Ordinance of the Commission of Knox County amending Article 5 of the Knox County Zoning Ordinance for the purpose of increasing the maximum allowable height of accessory structures on first reading. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners May and Ragsdale were absent from the vote. The motion carried 17-0-0-2.

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IN RE: SUBDIVISION APPEALS/ONE LOT VARIANCES:

Consideration of the appeal of Randy Compton on MPC approval of Concept Plan for South Point, revised Unit 2 was before the Board of Commissioners. Property located northwest side Maryville Pike, southwest dead end South Lake Boulevard, 9th Commission District.

Mr. Mike Moyers, Knox County Chief Deputy Law Director, was present and swore in those who were to testify in the matter.

Mr. Buzz Johnson, MPC Staff, was present and spoke on the matter.

Mr. Randy Compton, appellant, was present and spoke on behalf of the request.

Mr. Norman Smith, and Mr. Eddie Bush, area residents, were present and spoke on behalf of the request. Approximately seven (7) area residents were present to show support of the request.

Mr. Richard Graf, appellee, was present and spoke in opposition to the request.

Commissioner Pinkston moved to uphold the appeal of Randy Compton on MPC approval of Concept Plan for South Point, revised Unit 2 and to request the developer to refer to the

original Concept Plan. Commissioner Flenniken seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Norman, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner Moody voted no. Commissioners DeSelm, May and Ragsdale were absent from the vote. The motion carried 15-1-0-3.

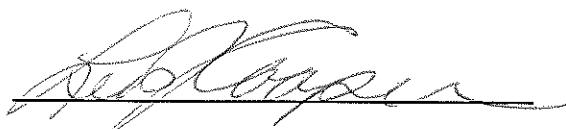
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IN RE: ADJOURNMENT:

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

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KNOX COUNTY BOARD OF COMMISSIONERS



LEO J. COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, December 20, 1993 at 9:00 a.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston. Also present were Mr. Dwight Kessel, Knox County Executive, Mr. Mike Moyers, Knox County Deputy Law Director, Mr. Mike Padgett, Knox County Clerk and news media.

Commissioner Cooper, Chairman, presided.

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

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IN RE: ROLL CALL:

Mr. Mike Padgett, Knox County Clerk, called the roll.

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IN RE: DEVOTIONAL:

Mr. Dwight Kessel, Knox County Executive, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Mary Lou Horner led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

Without objection, Commissioner Cooper amended the agenda as follows:

1. Defer R-93-12-110 - Resolution of the Commission of Knox County, Tennessee adopting the state fee schedule for subsurface sewage disposal system inspections to the January regular session of Board of Commissioners.
2. Add R-93-12-135 - Resolution of the Commission of Knox County, Tennessee for a change order on the Roseberry Creek Project.

3. Add R-93-12-136 - Resolution of the Commission of Knox County, Tennessee concerning Three Ridges Golf Course.

4. Commissioner Horner moved to withdraw R-93-12-130 - Resolution of the Commission of Knox County, Tennessee requesting that the State of Tennessee make Alcoa Highway a priority item. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Horner, Cooper, McMillan and Walker voted aye. Commissioners Dirl, Cawood, Flenniken, Bratton and Pinks-ton voted no. Commissioner Teague abstained from the vote. The motion carried 13-5-1-0.

Mr. Jeff Welch, Metropolitan Planning Commission, was present and spoke on the matter.

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IN RE: DELEGATIONS TO BE HEARD:

1. Ms. Bonnie Naugher, President of the Friends of Knox County Public Library, was present and handed out calendars for 1994.

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2. Mr. Oscar Brown, was present and spoke on Morning Side Park.

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3. Mr. Cas Walker, was present and spoke on the Farmer's Market.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on September 27, 1993 was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on September 27, 1993. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: REPORTS OF COMMITTEES:

A. The Report of the Finance Committee was before the Board of Commissioners.

Commissioner Leuthold stated that in January there would be a meeting on the Bond Issues.

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B. The Report of the Economic Development Committee was before the Board of Commissioners.

No report was given.

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C. The Report of the Education Committee was before the Board of Commissioners.

No report was given.

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D. The Report of the Intergovernmental Committee was before the Board of Commissioners.

No report was given.

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E. The Report of the Community Services and Personnel Committee was before the Board of Commissioners.

No report was given.

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F. The Report of the Tennessee County Services Association was before the Board of Commissioners.

No report was given.

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G. The Report of the National Association of Counties was before the Board of Commissioners.

No report was given.

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H. The Report of the Cable TV Committee was before the Board of Commissioners.

No report was given.

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IN RE: ELECTIONS AND APPOINTMENTS:

CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE CONFIRMING THE APPOINTMENT OF
TWO MEMBERS TO THE BOARD OF DIRECTORS OF THE KNOX
COUNTY EMERGENCY COMMUNICATIONS DISTRICT: R-93-12-101

Consideration of a Resolution of the Commission of Knox County, Tennessee confirming the appointment of two members to the Board of Directors of the Knox County Emergency Communications District was before the Board of Commissioners.

Mr. Mike Moyers, Knox County Deputy Law Director, was present and spoke on the matter.

Commissioner Moody moved to refer back to the Intergovernmental Committee R-93-12-101 - Resolution of the Commission of Knox County, Tennessee confirming the appointment of two members to the Board of Directors of the Knox County Emergency Communications District and back in January's regular Board of Commissioners meeting. Commissioner Horner seconded the motion.

Commissioner Bratton moved to defer R-93-12-101 - Resolution of the Commission of Knox County, Tennessee confirming the appointment of two members to the Board of Directors of the Knox County Emergency Communications District to be heard after the rezonings this afternoon. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Cawood, Flenniken, Bratton and Pinkston voted aye. Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Teague, Horner, Cooper, McMillan and Walker voted no. Commissioner May was absent from the vote. The motion to defer failed 4-14-0-1.

Upon roll call vote of the original motion to refer back to the Intergovernmental Committee R-93-12-101 - Resolution of the Commission of Knox County, Tennessee confirming the appointment of two members to the Board of Directors of the Knox County Emergency Communications District by Commissioner Moody and seconded by Commissioner Horner Commissioners Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston

voted aye. The motion carried 15-0-0-4. Commissioners Bowden, Dirl, May and Teague were absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPOINTING ONE MEMBER TO THE BOARD OF CONSTRUCTION STANDARDS AND APPLICATIONS: R-93-12-102:

Consideration of a Resolution of the Commission of Knox County, Tennessee appointing one member to the Board of Construction Standards and Applications was before the Board of Commissioners.

Commissioner Flenniken moved to approve R-93-12-102 - Resolution of the Commission of Knox County, Tennessee appointing one member to the Board of Construction Standards and Applications with the name of Charles Ross. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Rogero, Tindell, Moody, Norman, DeSelm, May, Ragsdale, Leuthold, Cawood, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 16-0-0-3. Commissioners Bowden, Dirl and Teague were absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPOINTING ONE MEMBER TO THE SHERIFF'S DEPARTMENT MERIT SYSTEM COUNCIL FOR A 3 YEAR TERM: R-93-12-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee appointing one member to the Sheriff's Department Merit System Council for a 3 year term was before the Board of Commissioners.

Commissioner Flenniken moved the following names Mr. Gary Parker and Ms. Rhonda Bradshaw be submitted.

Commissioner Bowden voted for Parker

Commissioner Dirl voted for Bradshaw

Commissioner Rogero voted for Bradshaw

Commissioner Tindell voted for Parker

Commissioner Moody voted for Bradshaw

Commissioner Norman voted for Parker
Commissioner DeSelm voted for Bradshaw
Commissioner May voted for Bradshaw
Commissioner Ragsdale voted for Bradshaw
Commissioner Leuthold voted for Bradshaw
Commissioner Cawood voted for Bradshaw
Commissioner Teague voted for Parker
Commissioner Horner voted for Parker
Commissioner Cooper voted for Bradshaw
Commissioner McMillan voted for Parker
Commissioner Walker voted for Parker
Commissioner Flenniken voted for Parker
Commissioner Bratton voted for Parker
Commissioner Pinkston voted for Parker

Mr. Gary Parker received 10 votes

Ms. Rhonda Bradshaw received 9 votes

Commissioner Flenniken moved to approve R-93-12-103 - Resolution of the Commission of Knox County, Tennessee appointing one member to the Sheriff's Department Merit System Council for a 3 year term naming Mr. Gary Parker. Commissioners Horner and Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Tindell, Norman, Teague, Horner, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Dirl, Rogero, Moody, DeSelm, May, Ragsdale, Leuthold, Cawood and Cooper voted no. The motion carried 10-9-0-0.

Commissioner Flenniken moved that Mr. Gary Parker be named Chairman of the Sheriff's Department Merit System Council. Commissioner Horner seconded the motion.

Commissioner Bratton moved to suspend the rules and vote the Chairman for the Sheriff's Department Merit System Council. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Tindell, Norman, Horner, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioners Rogero, Moody, DeSelm, Ragsdale, Leuthold, Cawood, Teague and McMillan voted no. Commissioner Cooper abstained from the vote.

Commissioner May was absent from the vote. The motion failed for lack of majority vote 9-8-1-1.

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IN RE: DRIVES AND ROADS:

A. To be accepted as completed.

1. Mill Chase Drive, Mill Glen Subdivision, Unit 2, 700 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. T.D. Underwood, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Walker moved to accepted as completed Mill Chase Drive, Mill Glen Subdivision, Unit 2, 700 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner May was absent from the vote.

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2. Mill Sound Drive, Mill Glen Subdivision, Unit 2, 610 feet in length with a 50 foot right of way was before the Board of Commissioners. T. D. Underwood, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Walker moved to accept as completed Mill Sound Drive, Mill Glen Subdivision, Unit 2, 610 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner May was absent from the vote.

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3. Napoli Boulevard, Venice Place Subdivision, Unit 1, 130 feet in length with a 50 foot right of way was before the Board of Commissioners. Trantanella Construction Company, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Cawood moved to accept as completed Napoli Boulevard, Venice Place Subdivision, Unit 1, 130 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner May was absent from the vote.

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4. Pisa Circle, Venice Place Subdivision, Unit 1, 2400 feet in length with a 50 foot right of way was before the Board of Commissioners. Trantanella Construction Company, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Cawood moved to accept as completed Pisa Circle, Venice Place Subdivision, Unit 1, 2400 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner May was absent from the vote.

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5. Sicillia Lane, Venice Place Subdivision, 850 feet in length with a 50 foot right of way was before the Board of Commissioners. Trantanella Construction Company, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Cawood moved to accept as completed Sicillia Lane, Venice Place Subdivision, 850 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner May was absent from the vote.

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6. Tyler Lane, Cedardale Subdivision, 120 feet in length with a 50 foot right of way was before the Board of Commissioners. James R. White, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Cawood moved to accept as completed Tyler Lane, Cedardale Subdivision, 120 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Bratton and Pinkston voted aye. The motion carried 17-0-1-1. Commissioner May was absent from the vote. Commissioner Flenniken recused himself from the vote.

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7. Cedar Dale Lane, Cedardale Subdivision, 1500 feet in length with a 50 foot right of way was before the Board of Commissioners. James R. White, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Cawood moved to accept as completed Cedar Dale Lane, Cedardale Subdivision, 1500 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion

and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Bratton and Pinkston voted aye. The motion carried 17-0-1-1. Commissioner Flenniken recused himself from the vote. Commissioner May was absent from the vote.

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8. Ashton Lane, Cedardale Subdivision, Unit 1, 120 feet in length with a 50 foot right of way was before the Board of Commissioners. James R. White, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Cawood moved to accept as completed Ashton Lane, Cedardale Subdivision, Unit 1, 120 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Bratton and Pinkston voted aye. The motion carried 17-0-1-1. Commissioner Flenniken recused him self from the vote. Commissioner May was absent from the vote.

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9. Pinestraw Lane, Cedardale Subdivision, Unit 1, 1140 feet in length with a 50 foot right of way was before the Board of Commissioners. James R. White, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Cawood moved to accept as completed Pinestraw Lane, Cedardale Subdivision, Unit 1, 1140 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Bratton and Pinkston voted aye. The motion carried 17-0-1-1. Commissioner

Flenniken recused himself from the vote. Commissioner May was absent from the vote.

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10. Huber Lane, Cedardale Subdivision, Unit 1, 130 feet in length with a 50 foot right of way was before the Board of Commissioners. James R. White, property owner.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Cawood moved to accept as completed Huber Lane, Cedardale Subdivision, Unit 1, 130 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Bratton and Pinkston voted aye. The motion carried 17-0-1-1. Commissioner Flenniken recused himself from the vote. Commissioner May was absent from the vote.

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IN RE: DRIVES AND ROADS TO BE CLOSED:

1. Consideration of request from Power Equipment Company to close a road was before the Board of Commissioners on second reading.

Commissioner Flenniken moved to approve the request from Power Equipment Company to close a road on second reading. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner May was absent from the vote.

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2. Consideration of request to close a portion of Martha Knight Circle, 100 feet in length was before the Board of Commissioners on first reading.

Commissioner Flenniken moved to approve the request to close a portion of Martha Knight Circle, 100 feet in length on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner May was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE MEMORIALIZING MARK CURRIER R-93-12-104:

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

Commissioner Flenniken moved to approve R-93-12-104 - Resolution of the Commission of Knox County, Tennessee memorializing Mark Currier. The full Commission seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner May was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH GRINNELL FIRE PROTECTION SYSTEMS COMPANY IN THE AMOUNT OF \$197,396.00 FOR REPAIRS TO VARIOUS FIRE SPRINKLER SYSTEMS IN THE SCHOOL SYSTEM: R-93-12-105:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Grinnell Fire Protection Systems Company in the amount of \$197,396.00 for repairs to various fire sprinkler systems in the school system was before the Board of Commissioners.

Mr. Wayne Waggoner, Knox County Fire Marshall, was present and spoke on the matter.

Mr. Mike Moyers, Knox County Deputy Law Director, was present and spoke on the matter.

Mr. Bob Thomas, Knox County Schools, was present and spoke on the matter.

Mr. Joe Hamby, Director, Knox County Purchasing and Personnel, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-93-12-105 - Resolution of the Commission of Knox County, Tennessee approving a contract with Grinnell Fire Protection Systems Company in the amount of \$197,396.00 for repairs to various fire sprinkler systems in the school system and ask the School Administration to decide how to spend the funds and work with the Knox County Fire Marshall. Commissioner Bowden seconded the motion.

Commissioner Ragsdale moved as a substitute motion to send back to committee and resubmit the bid. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 17-0-0-2. Commissioners May and Dirl were absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$148,444.00 AND APPROVING A CONTRACT WITH BELL SOUTH TELECOMMUNICATIONS, INC. FOR RELOCATING FIBER OPTIC CABLE ON EBENEZER ROAD: R-93-12-106:

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$148,444.00 and approving a contract with Bell South Telecommunications, Inc. for relocating Fiber Optic Cable on Ebenezer Road was before the Board of Commissioners.

Mr. Hollis McPhetridge, Knox County Highway Director, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-93-12-106 -

Resolution of the Commission of Knox County, Tennessee appropriating \$148,444.00 and approving a contract with Bell South Telecommunications, Inc. for relocating Fiber Optic Cable on Ebenezer Road. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 16-0-1-2. Commissioner Teague recused himself from the vote. Commissioners Dirl and May were absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE REQUESTING LOCAL INTERSTATE CONNECTOR FUNDING FOR THE WALKER SPRINGS CONNECTOR: R-93-12-107:

Consideration of a Resolution of the Commission of Knox County, Tennessee requesting local interstate connector funding for the Walker Springs Connector was before the Board of Commissioners.

Mr. Jeff Welch, Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Hollis McPhetridge, Director, Knox County Highways, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-93-12-107 - Resolution of the Commission of Knox County, Tennessee requesting local interstate connector funding for the Walker Springs Connector. Commissioner DeSelm seconded the motion.

Commissioner Bratton moved as a substitute motion to withdraw from the agenda R-93-12-107 - Resolution of the Commission of Knox County, Tennessee requesting local interstate connector funding for the Walker Springs Connector. Commissioner Horner seconded the motion and upon roll call vote Commissioners Horner, Flenniken, Bratton and Pinksnton voted aye. Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Cooper, McMillan and Walker voted no. Commissioners Dirl and May were absent from the vote. The motion to withdraw failed 4-13-0-2.

Upon roll call vote of the original motion to approve R-93-12-107 - Resolution of the Commission of Knox County, Tennessee requesting local interstate connector funding for the Walker Springs Connector Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Cooper, McMillan and Walker voted aye. Commissioners Flenniken, Bratton and Pinkston voted no. Commissioner Horner abstained from the vote. The motion carried 13-3-1-2. Commissioners May and Dirl were absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY TENNESSEE APPROVING A CONTRACT WITH THE STATE DEPARTMENT OF TRANSPORTATION FOR REPLACEMENT OF THE ROSEBERRY CREEK BRIDGE AND APPROPRIATING \$119,000.00 AS MATCHING FUNDS FOR THIS PROJECT:
R-93-12-108:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with the State Department of Transportation for replacement of the Roseberry Creek Bridge and appropriating \$119,000.00 as matching funds for this project was before the Board of Commissioners.

Mr. Hollis McPhetridge, Director, Knox County Highway Department, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-93-12-108 - Resolution of the Commission of Knox County, Tennessee approving a contract with the State Department of Transportation for replacement of the Roseberry Creek Bridge and appropriating \$119,000.00 as matching funds for this project. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 17-0-0-2. Commissioners Dirl and May were absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF

KNOX COUNTY, TENNESSEE REQUESTING THE STATE
DEPARTMENT OF TRANSPORTATION TO RECONSIDER THE
PLANS FOR THE DUTCHTOWN ROAD/PELLISSIPPI PARKWAY
INTERCHANGE: R-93-12-109:

Consideration of a Resolution of the Commission of Knox County, Tennessee requesting the State Department of Transportation to reconsider the plans for the Dutchtown Road/Pellissippi Parkway Interchange was before the Board of Commissioners.

Commissioner Flenniken moved to approve R-93-12-109 - Resolution of the Commission of Knox County, Tennessee requesting the State Department of Transportation to reconsider the plans for the Dutchtown Road/Pellissippi Parkway Interchange. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 17-0-0-2. Commissioners Dirl and May were absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE APPROVING THE SALE OF PROPERTY
LOCATED AT 3606 EAKERS STREET: R-93-12-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the sale of property located at 3606 Eakers Street was before the Board of Commissioners.

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-93-12-111- Resolution of the Commission of Knox County, Tennessee approving the sale of property located at 3606 Eakers Street. Commissioner Bowden seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioner Bratton voted no.

The motion carried 16-1-0-2. Commissioners Dirl and May were absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE SALE OF PROPERTY LOCATED AT 506 CAMBRIDGE AVENUE: R-93-12-112:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the sale of property located at 506 Cambridge Avenue was before the Board of Commissioners.

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-93-12-112 - Resolution of the Commission of Knox County, Tennessee approving the sale of property located at 506 Cambridge Avenue.

Commissioner Bowden seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioner Bratton voted no. The motion carried 16-1-0-2. Commissioners Dirl and May were absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE SALE OF PROPERTY LOCATED AT 2339 LOUISE AVENUE: R-93-12-113:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the sale of property located at 2339 Louise Avenue was before the Board of Commissioners.

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-93-12-113 - Resolution of the Commission of Knox County, Tennessee approving the sale of property located at 2339 Louise Avenue. Commissioner Bowden seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioner Bratton voted no.

The motion carried 16-1-0-2. Commissioners Dirl and May were absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE SALE OF PROPERTY LOCATED AT 3106 MARTIN LUTHER KING BOULEVARD: R-93-12-114:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the sale of property located at 3106 Martin Luther King Boulevard was before the Board of Commissioners.

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-93-12-114 - Resolution of the Commission of Knox County, Tennessee approving the sale of property located at 3106 Martin Luther King Boulevard. Commissioner Bowden seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioner Bratton voted no. The motion carried 16-1-0-2. Commissioners Dirl and May were absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE SALE OF PROPERTY LOCATED AT 3519 SKYLINE DRIVE: R-93-12-115:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the sale of property located at 3519 Skyline Drive was before the Board of Commissioners.

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-93-12-115 - Resolution of the Commission of Knox County, Tennessee approving the sale of property located at 3519 Skyline Drive. Commissioner Bowden seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale,

Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioner Bratton voted no. The motion carried 16-1-0-2. Commissioners Dirl and May were absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE SALE OF PROPERTY LOCATED AT 4206 MANSION AVENUE: R-93-12-116:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the sale of property located at 4206 Mansion Avenue was before the Board of Commissioners.

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-93-12-116 - Resolution of the Commission of Knox County, Tennessee approving the sale of property located at 4206 Mansion Avenue.

Commissioner Bowden seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioner Bratton voted no. The motion carried 16-1-0-2. Commissioners Dirl and May were absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE SALE OF PROPERTY LOCATED AT 1727 BOONE STREET: R-93-12-117

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the sale of property located at 1727 Boone Street was before the Board of Commissioners.

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-93-12-117 - Resolution of the Commission of Knox County, Tennessee approving the sale of property located at 1727 Boone Street. Commissioner Bowden seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale,

Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioner Bratton voted no. The motion carried 16-1-0-2. Commissioners Dirl and May were absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE SALE OF PROPERTY LOCATED AT 2832 TEEPLE STREET: R-93-12-118

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the sale of property located at 2832 Teeple Street was before the Board of Commissioners.

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-93-12-118 - Resolution of the Commission of Knox County, Tennessee approving the sale of property located at 2832 Teeple Street. Commissioner Bowden seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioner Bratton voted no. The motion carried 16-1-0-2. Commissioners Dirl and May were absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE SALE OF PROPERTY LOCATED AT 4013 ACORN STREET: R-93-12-119

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the sale of property located at 4013 Acorn Street was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-93-12-119 - Resolution of the Commission of Knox County, Tennessee approving the sale of property located at 4013 Acorn Street. Commissioner Bowden seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken and Pinkston voted aye. Commissioner Bratton voted no.

The motion carried 16-1-0-2. Commissioners Dirl and May were absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING THE TRANSFER OF PROPERTY AT FORKS OF THE RIVER INDUSTRIAL PARK FROM THE DEVELOPMENT CORPORATION TO KNOX COUNTY FOR RECREATION FACILITIES: R-93-12-120

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing the transfer of property at Forks of the River Industrial Park from the Development Corporation to Knox County for recreation facilities was before the Board of Commissioners.

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

Commissioner Teague moved to approve R-93-12-120 - Resolution of the Commission of Knox County, Tennessee authorizing the transfer of property at Forks of the River Industrial Park from the Development Corporation to Knox County for recreation facilities. Commissioners Walker and McMillan seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner May was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE ACCEPTING A PARCEL OF LAND AT STERCHI HILLS FOR A COUNTY PARK: R-93-12-121

Consideration of a Resolution of the Commission of Knox County, Tennessee accepting a parcel of land at Sterchi Hills for a county park was before the Board of Commissioners.

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

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

Commissioner Flenniken moved to approve R-93-12-121- Resolution of the Commission of Knox County, Tennessee accepting a parcel of land at Sterchi Hills for a county park.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner May was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING RENEWAL OF THE CONTRACT WITH THE KNOX COUNTY-KNOXVILLE ALCOHOLIC REHABILITATION CENTER, INC. FOR MANAGEMENT AND OPERATION SERVICES FOR THE KNOX COUNTY DETOXIFICATION CENTER: R-93-12-122

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing renewal of the contract with the Knox County-Knoxville Alcoholic Rehabilitation Center, Inc. for management and operation services for the Knox County Detoxification Center was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-93-12-122 - Resolution of the Commission of Knox County, Tennessee authorizing renewal of the contract with the Knox County-Knoxville Alcoholic Rehabilitation Center, Inc. for management and operation services for the Knox County Detoxification Center. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 17-0-0-2. Commissioners Dirl and May were absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE OPPOSING STATE MANDATES FOR MENTAL HEALTH EVALUATIONS OF JUVENILES: R-93-12-123

Consideration of a Resolution of the Commission of Knox County, Tennessee opposing state mandates for mental health evaluations of juveniles was before the Board of Commissioners.

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

Mr. Mike Moyers, Knox County Deputy Law Director, was present and spoke on the matter.

Commissioner Flenniken moved to approve R-93-12-123 - Resolution of the Commission of Knox County, Tennessee opposing state mandates for mental health evaluations of juveniles with the following change to read as follows: "State Mandates upon the counties for cost of Mental Health evaluations". Commissioner Bowden seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 17-0-0-2. Commissioners Dirl and May were absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT EXTENSION FOR FIRE SERVICES FOR THE FORKS OF THE RIVER FIRE DISTRICT: R-93-12-124:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract extension for fire services for the Forks of the River Fire District was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-93-12-124 - Resolution of the Commission of Knox County, Tennessee approving a contract extension for fire services for the Forks of the River Fire District. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 17-0-0-2. Commissioners Dirl and May were absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH
CH2M HILL COMPANY FOR SOLID WASTE CONSULTANT
SERVICES: R-93-12-125:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with CH2M Hill Company for Solid Waste Consultant Services was before the Board of Commissioners.

Mr. John Evans, Director of Solid Waste, was present and spoke on the matter.

Commissioner Teague moved to approve R-93-12-125 - Resolution of the Commission of Knox County, Tennessee approving a contract with CH2M Hill Company for Solid Waste Consultant Services with the following change in the contract: "not to increase the rates no more than 3%." Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 17-0-0-2. Commissioners Dirl and May were absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE APPROPRIATING ADDITIONAL FUNDS
IN THE AMOUNT OF \$12,500.00 FROM THE TRUSTEE'S EXCESS
FEE ACCOUNT FOR THE TAX MAILER: R-93-12-126

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating additional funds in the amount of \$12,500.00 from the Trustee's excess fee account for the tax mailer was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-93-12-126 - Resolution of the Commission of Knox County, Tennessee appropriating additional funds in the amount of \$12,500.00 from the Trustee's excess fee account for the tax mailer. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Norman, DeSelm,

Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 17-0-0-2. Commissioners Dirl and May were absent from the vote.

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IN RE: ROLL CALL: (1:30P.M.)

Mr. Mike Padgett, Knox County Clerk, called the roll. Those members present were Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. Commissioner May was absent from the evening session.

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1. Consideration of request of Lee E. Caudill and Marlene Gibbons for rezoning from CB Business and Manufacturing Zone to A Agricultural Zone R-93-12-131 - was before the Board of Commissioners. Property located northwest side Babelay Road, southeast of Happy Acres Road, 8th Commission District)

Commissioner McMillan moved to withdraw from the agenda R-93-12-131 - Request of Lee E. Caudill and Marlene Gibbons for rezoning from CB Business and Manufacturing Zone to A Agricultural Zone. Commissioner Walker seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 17-1-0-1. Commissioner DeSelm voted no. Commissioner May was absent from the meeting.

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2. Consideration of request of Ed Loy for rezoning from A Agricultural Zone to PR Planned Residential Zone at 2 dwelling units per acre R-93-12-132 was before the Board of Commissioners. Property located northeast side Harvey Road, northeast of Peach View Drive, southeast of Farragut city limits, 5th Commission District.

Mr. Norman Whitaker, Director, Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Ed Loy, applicant, was present and spoke on behalf of the request.

Commissioner Cooper asked if there was any opposition to the request.

Mr. Craig Rounger, was present and spoke in opposition to the request of PR Planned Residential Zone at 2 dwelling units per acre.

Commissioner Leuthold moved to approve R-93-12-132 - Request of Ed Loy for rezoning from A Agricultural Zone to PR Planned Residential Zone at 2 dwelling units per acre with the following change "He would support 1 dwelling unit per acre as per Metropolitan Planning Commission's Sector Plan. Metropolitan Planning Commission's recommendation: Approve PR Planned Residential Zone at 1 dwelling unit per acre. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner May was absent from the meeting.

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3. Consideration of request of Meese and Associates for rezoning from RB General Residential Zone to PR Planned Residential Zone R-93-12-133 was before the Board of Commissioners. Property located southwest side deadend Rolling Ridge Drive, southwest of Ellesmere Drive, 6th Commission District)

Mr. John Meese, applicant, was present and spoke on behalf of the request.

Mr. Mike Moyers, Knox County Deputy Law Director, was present and spoke on the matter.

Commissioner Cooper asked if there was any opposition to the request.

Commissioner Moody moved to approve R-93-12-133 - Request of Meese and Associates for rezoning from RB General Residential Zone to PR Planned Residential Zone as per

Metropolitan Planning Commission's recommendation: Approve PR Planned Residential Zone at 1-4 dwelling units per acre.

Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner May was absent from the meeting.

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4. Consideration of request of Burl E. Cloninger for rezoning from RA Single-Family Residential Zone to PR Planned Residential Zone R-93-12-134 was before the Board of Commissioners. Property located southwest of Catlett Road, southwest of Alanridge Lane, 5th Commission District.

Mr. Burl Cloninger, applicant, was present and spoke on behalf of the request. Mr. Cloninger plans a single family subdivision.

Mr. Norman Whitaker, Director, Metropolitan Planning Commission, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-93-12-134 - Request of Burl E. Cloninger for rezoning from RA Single-Family Residential Zone to PR Planned Residential Zone as per Metropolitan Planning Commission's recommendation: Approve PR Planned Residential Zone at 1-3.5 dwelling units per acre. Based upon the agreement of the applicant to develop a single family subdivision. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner May was absent from the meeting.

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IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE:

CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF
KNOX COUNTY AMENDING ARTICLE 5 OF THE KNOX COUNTY

ZONING ORDINANCE FOR THE PURPOSE OF INCREASING THE
MAXIMUM ALLOWABLE HEIGHT OF ACCESSORY STRUCTURES

0-93-11-104: SECOND READING:

Consideration of an Ordinance of the Commission of Knox County amending Article 5 of the Knox County Zoning Ordinance for the purpose of increasing the maximum allowable height of accessory structures on second reading was before the Board of Commissioners.

Commissioner Flenniken moved to approve 0-93-11-104 Ordinance of the Commission of Knox County amending Article 5 of the Knox County Zoning Ordinance for the purpose of increasing the maximum allowable height of accessory structures on second reading. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner May was absent from the meeting.

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IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Cooper amended the agenda to hear Use on Review Appeals next.

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IN RE: REQUEST OF AMERICAN LIMESTONE COMPANY FOR APPROVAL
OF DEVELOPMENT PLANS FOR EXPANSION OF A QUARRY
OPERATION IN AN AGRICULTURAL ZONE AND I INDUSTRIAL
ZONE:

Consideration of request of American Limestone Company for approval of development plans for expansion of a quarry operation in an Agricultural Zone and I Industrial Zone was before the Board of Commissioners. Property located southwest side Governor John Sevier Highway, northwest side French Broad River, 8th Commission District.

Mr. Mike Moyers, Knox County Deputy Law Director, was present and spoke on the matter.

Mr. Arthur Seymour, Jr., Attorney representing American Limestone, was present and spoke on the matter.

Mr. Joe Fowler, Supervisor with American Limestone, was present and spoke on the matter.

Mr. Norman Whitaker, Director, Metropolitan Planning Commission, was present and spoke on the matter.

Commissioner Walker moved to approve the Request of American Limestone Company for approval of development plans for expansion of a quarry operation in an Agricultural Zone and I Industrial Zone as per Metropolitan Planning Commission's Recommendation: Approve. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner May was absent from the meeting.

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IN RE: SUBDIVISION APPEALS/ONE LOT VARIANCES:

Appeal of Marian F. Geohegan on Metropolitan Planning Commission's approval of Concept Plan for Lovell Hills, revised Unit 8 and 9 was before the Board of Commissioners. Property located southeast end Volwood Lane, northeast side Summit Lake Court, northeast Trent Lane, 5th Commission District.

Mr. Mike Moyers, Knox County Deputy Law Director, was present and swore in those who were to testify in the matter.

Mr. Norman Whitaker, Director, Metropolitan Planning Commission, was present and spoke on the matter.

Mr. John Buckingham, Attorney, representing Lovell Hills Homeowners Association, was present and spoke on the matter.

Mr. Arun Chatterjee, was present and spoke on the matter.

Ms. Kathy Harlis, representing Lovell Hills, was present and spoke on the matter.

Mr. James Jenkins, representing Lovell Hills, was present and spoke on the matter.

Mr. Stan Duke, representing Lovell Hills, was present and spoke on the matter.

Mrs. Marian Geohegan, representing Lovell Hills, was present and spoke on the matter.

Mr. John King, Attorney representing M&M Developers, was present and spoke on the matter.

Mr. Gary Norvell, Engineer with Batson, Hines and Norvell Engineers, representing M&M Developers, was present and spoke on the matter.

Mr. Steve Geohegan, representing Lovell Hills, was present and spoke on the matter.

Commissioner Ragsdale moved to uphold the Appeal of Marian F. Geohegan on Metropolitan Planning Commission's approval of Concept Plan for Lovell Hills, revised Unit 8 and 9 and the applicant redesign his subdivision to eliminate these connections. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Rogero, DeSelm, Ragsdale and Leuthold voted aye. Commissioners Bowden, Dirl, Tindell, Moody, Norman, Cawood, Teague, Horner, Walker, Flenniken, Bratton and Pinkston voted no. Commissioners Cooper and McMillan abstained from the vote. The motion to uphold the appeal failed 4-12-2-1. Commissioner May was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING TRAVEL REGULATIONS FOR KNOX COUNTY: R-93-12-127:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving travel regulations for Knox County was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-93-12-127 - Resolution of the Commission of Knox County, Tennessee approving travel regulations for Knox County. Commissioner Moody seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 15-0-0-4. Commissioners Dirl, Norman

and DeSelm were absent from the vote. Commisisoner May was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE COMMISSION RULES TO SCHEDULE ZONING ISSUES DURING EVENING HOURS: R-93-12-128:

Consideration of a Resolution of the Commission of Knox County, Tennessee amending the Commission rules to schedule zoning issues during evening hours was before the Board of Commissioners.

Commissioner Walker moved to approve R-93-12-128 - Resolution of the Commission of Knox County, Tennessee amending the Commission rules to schedule zoning issues starting at 5:30 p.m. on the first Monday of each month. Commissioner Ragsdale seconded the motion.

Commissioner Horner moved as a substitute motion to change the time from the first Monday to the third Monday. Commissioner Rogero seconded the motion and upon roll call vote Commissioners Rogero, Moody, DeSelm, Ragsdale, Leuthold, Horner, Bratton and Pinkston voted aye. Commissioners Bowden, Norman, Cawood, Teague, Cooper, McMillan, Walker and Flenniken voted no. Commissioner Tindell abstained from the vote. The motion failed 8-8-1-2. Commissioner Dirl was absent from the vote. Commissioner May was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE REGARDING INTRODUCTION OF RESOLUTIONS AND ORDINANCES: R-93-12-129

Consideration of a Resolution of the Commission of Knox County, Tennessee regarding introduction of Resolutions and Ordinances was before the Board of Commissioners.

Mr. Dwight Kessel, Knox County Executive, was present and spoke on the matter.

Mr. Mike Moyers, Knox County Deputy Law Director, was present and spoke on the matter.

Commissioner Walker moved to approve R-93-12-129 - Resolution of the Commission of Knox County, Tennessee regarding introduction of Resolutions and Ordinances. Commissioner Horner seconded the motion.

Commissioner Bratton moved as an amendment to change under A. delete two Commissioners and have it read as follows: "Any Resolution or Ordinance or Emergency Ordinance requested by a member of the Knox County Commission must have a Commission sponsor." Commissioner Ragsdale seconded the motion.

Commissioner Teague moved as a substitute motion to withdraw from the agenda R-93-12-129 - Resolution of the Commission of Knox County, Tennessee regarding introduction of Resolutions and Ordinances the amendment was the same as current procedures. Commissioner Rogero seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner May was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CHANGE ORDER TO THE ROSEBERRY CREEK TRUNK SANITARY SEWER PHASE 2 CONTRACT IN THE AMOUNT OF \$62,590.00: R-93-12-135

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a change order to the Roseberry Creek Trunk Sanitary Sewer Phase 2 contract in the amount of \$62,590.00 was before the Board of Commissioners.

Mr. Russ Newman, Development Corporation, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-93-12-135 - Resolution of the Commission of Knox County, Tennessee approving a change order to the Roseberry Creek Trunk Sanitary Sewer Phase 2 contract in the amount of \$62,590.00. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold,

Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner May was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE AMENDING THE GOLF COURSE
IMPROVEMENT FUND AND APPROPRIATING AN ADDITIONAL
\$500.00 FOR ENGINEERING STUDIES ON RETENTION POND:
R-93-12-136:

Consideration of a Resolution of the Commission of Knox County, Tennessee amending the Golf Course improvement fund and appropriating an additional \$500.00 for engineering studies on retention pond was before the Board of Commissioners.

Commissioner Tindell moved to approve R-93-12-136 - Resolution of the Commission of Knox County, Tennessee amending the Golf Course improvement fund and appropriating an additional \$500.00 for engineering studies on retention pond with the following change from retention pond to "retention ponds". Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner May was absent from the meeting.

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IN RE: ORDINANCES ON SECOND READING:
CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE AMENDING ORDINANCE 0-92-8-101A
TO ESTABLISH TERMS OF THE MEMBERS OF THE KNOX COUNTY
FIRE ASSESSMENT APPEALS COMMITTEE: 0-93-11-101:

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Ordinance 0-92-8-101A to establish terms of the members of the Knox County Fire Assessment Appeals Committee on second reading was before the Board of Commissioners.

Commissioner Flenniken moved to approve 0-93-11-101 -

Ordinance of the Commission of Knox County, Tennessee amending Ordinance 0-92-8-101A to establish terms of the members of the Knox County Fire Assessment Appeals Committee on second reading with the following change: in the first paragraph it should be 7 members. The last paragraph on the back page correctly reflects that number in specifying the terms. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner May was absent from the vote.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING ORDINANCE 0-90-10-103 (NOISE ORDINANCE), RESCINDING ORDINANCE 0-91-10-101, AND AMENDING ORDINANCE 0-93-3-102 (FALSE ALARM ORDINANCE) 0-93-11-103:

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Ordinance 0-90-10-103 (Noise Ordinance), rescinding Ordinance 0-91-10-101, and amending Ordinance 0-93-3-102 (False Alarm Ordinance) 0-93-11-103 was before the Board of Commissioners.

Commissioner Flenniken moved to approve 0-93-11-103 - Ordinance of the Commission of Knox County, Tennessee amending Ordinance 0-90-10-103 (Noise Ordinance), rescinding Ordinance 0-91-10-101, and amending Ordinance 0-93-3-102 (False Alarm Ordinance) 0-93-11-103. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner May was absent from the meeting.

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IN RE: TAX REFUNDS:

A. Mrs. Martha Smiddy, Administrative Assistant to Knox County Clerk Mike Padgett reported no tax refunds for the County Clerk.

B. Mrs. Martha Smiddy, Administrative Assistant to Knox County Clerk Mike Padgett reported no tax refunds for the Trustee.

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IN RE: NOTARY PUBLIC APPLICATIONS:

Consideration of the Notary Public Applications was before the Board of Commissioners.

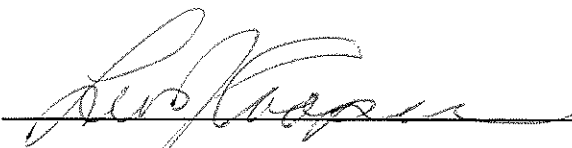
Mrs. Martha Smiddy, Administrative Assistant to Knox County Clerk Mike Padgett reported 139 notary public applications.

Commissioner Horner moved to approve 139 notary public applications. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Dirl, Rogero, Tindell, Moody, Norman, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Walker, Flenniken, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner May was absent from the meeting.

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IN RE: ADJOURNMENT:

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



LEO COOPER, CHAIRMAN