

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, January, 23, 1995 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Also present were Mr. Mike Padgett, Knox County Clerk, Mr. Richard Beeler, Knox County Law Director, Mr. Thomas Schumpert, Knox County Executive, Ms. Kathy Hamilton, Knox County Finance Director, Mr. Mike Moyers, Knox County Senior 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 Don Wilson, Associate Pastor at Sevier Heights Baptist Church, was present and gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Rogero 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 hear the following items before Delegations to be Heard: Resolution R-95-1-106 - Resolution of the Commission of Knox County, Tennessee, memorializing the life and service of Rex Norman; Resolution R-95-1-107 - Resolution of the Commission of Knox County, Tennessee memorializing Edward L. "Eddie" Sharp; and Resolution R-95-1-108 - Resolution of the Commission of Knox County, Tennessee, honoring H. Douglas Nichol.

2. Without objection Commissioner Cooper amended the agenda to defer the following item until the February 1995 Board of Commissioners regular session meeting: Resolution R-95-1-105 Resolution of the Commission of Knox County, Tennessee memorializing Mrs. Clara Mitchell Moody.

3. Commissioner Pinkston moved to amend the agenda to withdraw the following item: Resolution R-95-1-126 - Resolution of the Commission of Knox County approving the request of Dick Graf for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1 - 5 du/ac. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

4. Commissioner Griess moved to amend the agenda to refer the following item to MPC for re-consideration: Resolution R-95-1-127 - Resolution of the Commission of Knox County approving the request of Ed Loy for rezoning from PR Planned Residential Zone at 1 du/ac to PR Planned Residential Zone at 3 du/ac. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

5. Without objection, Commissioner Cooper amended the agenda to add the following item to be heard after Resolution R-95-1-108: Resolution R-95-1-142 - Resolution of the Commission of Knox County, Tennessee, requesting the Department of Labor review the current location of the Knoxville Job Corps.

6. Without objection, Commissioner Cooper amended the agenda to add the following item: Resolution R-95-1-143 - Resolution of the Commission of Knox County, Tennessee requesting the investigation of the use of Federal Funds to subsidize the shifting of jobs from Knox County to Illinois and supporting pending legislation to ban this practice.

7. Commissioner Cawood moved to defer the following item until the May 1995 Board of Commissioners regular session meeting: Resolution R-95-1-125 - Resolution of the Commission of Knox County approving the request of Bill Farnham for rezoning from PR Planned Residential Zone to OB Office, Medical & Related Services Zone. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

8. Without objection, Commissioner Cooper amended the agenda to defer the following item until the February 1995 Board of Commissioners regular session meeting: Resolution R-95-1-129 Resolution of the Commission of Knox County approving the request of Drew E. Gilbert for rezoning from A Agricultural Zone to PR Planned Residential Zone at 3 du/ac.

9. Without objection, Commissioner Cooper amended the agenda to add the following item to be heard after Resolution R-95-1-142: Resolution R-95-1-141 - Resolution of the Commission of Knox County, Tennessee, requesting that the legislature create the Fifth Division of the Knox County General Sessions Court for the purpose of enforcing the Environmental regulations and for other purposes.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING THE LIFE AND SERVICE OF REX NORMAN - R-95-1-106:

Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing the life and service of Rex Norman was before the Board of Commissioners.

Ms. Martha Smiddy, Administrative Assistant to the Knox County Clerk, read the resolution into the record.

Commissioner Moody moved to approve Resolution R-95-1-106 - Resolution of the Commission of Knox County, Tennessee, memorializing the life and service of Rex Norman. All Commissioners seconded the motion and upon roll call vote

Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

Ms. Rebecca Norman, spouse, and Mr. Tony Norman, son, were present and expressed appreciation to the commission for the resolution.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING EDWARD L. "EDDIE" SHARP - R-95-1-107:

Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing Edward L. "Eddie" Sharp was before the Board of Commissioners.

Ms. Martha Smiddy, Administrative Assistant to the Knox County Clerk, read the resolution into the record.

Commissioner Horner moved to approve Resolution R-95-1-107 - Resolution of the Commission of Knox County, Tennessee, memorializing Edward L. "Eddie" Sharp. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

Ms. Kay Sharp, wife, and Mr. Barry Sharp, son, were present and expressed appreciation to the commission for the resolution.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING H. DOUGLAS NICHOL - R-95-1-108:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring H. Douglas Nichol was before the Board of Commissioners.

Ms. Martha Smiddy, Administrative Assistant to the Knox County Clerk, read the resolution into the record.

Commissioner Ragsdale moved to approve Resolution R-95-1-108 - Resolution of the Commission of Knox County, Tennessee, honoring H. Douglas Nichol. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

Mr. Nichol was present and expressed appreciation to the commission for the resolution.

Mr. Bill Hendon, Chairman of the Knox County Sheriff's Department Merit System Council, was present and spoke on the matter.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING THE DEPARTMENT OF LABOR REVIEW THE CURRENT LOCATION OF THE KNOXVILLE JOB CORPS R-95-1-142:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting the Department of Labor review the current location of the Knoxville Job Corps was before the Board of Commissioners.

Mr. Richard Beeler, Knox County Law Director, and Mr. Harold Dodson, Deputy Regional Director for the Office of Job Corps, were present and spoke on the matter.

Commissioner Davis moved to approve Resolution R-95-1-142 - Resolution of the Commission of Knox County, Tennessee, requesting the Department of Labor review the current location of the Knoxville Job Corps with the following amendment: add the following language to the resolution: "The Knox County Commission requests a full investigation by the Department of Labor's Regional and National Offices into the management and operation of the Knoxville Job Corps Center. This Commission further requests that the State Department of Employment Security review the process and criteria used in the selection of the participants for the program, and that the management of the Jobs

Corps Center track the students and see that they are placed accordingly after they finish the program." Commissioner Jordan seconded the motion.

Commissioner Cawood moved as a substitute motion to ask Congressman Duncan and Senators Frisk and Thompson to look into the possibility of the abolishment of Job Corps nationwide. Commissioner Teague seconded the motion and upon roll call vote Commissioners Cawood, Teague, McMillan, Mills and Pinkston voted aye. Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Greiss, Horner, Cooper and Bratton voted no. The substitute motion failed 5-14-0-0.

Upon roll call vote of the original motion to approve Resolution R-95-1-142 - Resolution of the Commission of Knox County, Tennessee, requesting the Department of Labor review the current location of the Knoxville Job Corps with the following amendment: add the following language to the resolution: "The Knox County Commission requests a full investigation by the Department of Labor's Regional and National Offices into the management and operation of the Knoxville Job Corps Center. This Commission further requests that the State Department of Employment Security review the process and criteria used in the selection of the participants for the program, and that the management of the Jobs Corps Center track the students and see that they are placed accordingly after they finish the program.", Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 LEGISLATURE CREATE THE FIFTH DIVISION OF THE KNOX COUNTY GENERAL SESSIONS COURT FOR THE PURPOSE OF ENFORCING THE ENVIRONMENTAL REGULATIONS AND FOR OTHER PURPOSES - R-95-1-141:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting that the Legislature create the Fifth Division of the Knox County General Sessions Court for the purpose of enforcing the Environmental regulations and for other purposes was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-95-1-141 - Resolution of the Commission of Knox County, Tennessee, requesting that the Legislature create the Fifth Division of the Knox County General Sessions Court for the purpose of enforcing the Environmental regulations and for other purposes. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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

10. Without objection, Commissioner Cooper amended the agenda to hear the following item at this time: Resolution R-95-1-109 - Resolution of the Commission of Knox County, Tennessee, honoring Dorothy Quinn as Tennessee's Middle School Physical Education Teacher of the Year.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING DOROTHY QUINN AS TENNESSEE'S MIDDLE SCHOOL PHYSICAL EDUCATION TEACHER OF THE YEAR - R-95-1-109:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Dorothy Quinn as Tennessee's Middle School Physical Education Teacher of the Year was before the Board of Commissioners.

Ms. Kim Bowen, Minute Clerk to the Knox County Clerk, read the resolution into the record.

Commissioner Rogero moved to approve Resolution R-95-1-109 - Resolution of the Commission of Knox County, Tennessee, honoring Dorothy Quinn as Tennessee's Middle School

Physical Education Teacher of the Year. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

Ms. Quinn was present and expressed appreciation to the commission for the resolution.

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IN RE: DELEGATIONS TO BE HEARD:

1. Mr. Neal McPherson, President of a local workers union, was present and spoke concerning Resolution R-95-1-143.

2. Mr. Oscar "Poor Boy" Brown, concerned citizen, was present and spoke concerning training programs for job placement.

3. Ms. Cornelia Cartwright, concerned citizen, was present and spoke concerning Resolution R-95-1-142.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on December 8, 1994 (Special Session) and December 19, 1994 (Regular Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on December 8, 1994 (Special Session) and December 19, 1994 (Regular Session). Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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.

Commissioner DeSelm indicated the Education Committee would hold a workshop session with the Knox County School System Thursday, February 2, 1995 at 4:00 p.m. She encouraged all commissioners to attend.

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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 Moody indicated the Board would meet in Nashville on Tuesday, February 7, 1995 to deal with Legislation matters and encouraged the Commissioners to contact her for any concerns to forward at the meeting.

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

Commissioner Horner indicated the Legislation meetings would be held March 4 - 7, 1995 and encouraged the Commissioners to contact their Senators and Congressmen for concerns.

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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 KNOX COUNTY JAIL INSPECTION COMMITTEE FOR A ONE YEAR TERM - R-95-1-101:

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 Ragsdale nominated Ms. Patsy McClure. Commissioner Griess nominated Mr. Brian Hornback. Commissioner Rogero nominated Mr. William Patrick Fitzsimmons. Commissioner Bratton nominated Mr. Owen Seay. Commissioner Jordan nominated Ms. Andrea Hughes.

Upon roll call vote for the appointment of three members to the Knox County Jail Inspection Committee for a one year term, Commissioners Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted for Mr. Hornback. Commissioners Dirl, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner and Cooper voted for Ms. McClure. Commissioners Jordan, Rogero, Tindell, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper and Pinkston voted for Mr. Fitzsimmons. Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Teague, McMillan, Mills, Bratton and Pinkston voted for Mr. Seay. Commissioners Jordan, Dirl, Rogero, Tindell, Horner, McMillan, Mills and Bratton voted for Ms. Hughes. Mr. Hornback received 15 votes. Ms. McClure received 12 votes. Mr. Fitzsimmons received 11 votes. Mr. Seay received 11 votes. Ms. Hughes received 8 votes. Mr. Hornback and Ms. McClure were appointed to the Knox County Jail Inspection Committee.

Upon roll call vote for the appointment of one member to the Knox County Jail Inspection Committee for a one year term, Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper,

McMillan, Mills, Bratton and Pinkston voted for Mr. Seay. Commissioner Tindell voted for Mr. Fitzsimmons. Mr. Seay received 18 votes. Mr. Fitzsimmons received 1 vote. Mr. Seay was appointed to the Knox County Jail Inspection Committee.

At this time, there was discussion concerning the appointment of an alternate member to the Knox County Jail Inspection Committee for a one year term.

Commissioner Rogero nominated Mr. William Patrick Fitzsimmons. Commissioner Jordan nominated Ms. Andrea Hughes.

Upon roll call vote for the appointment of an alternate member to the Knox County Jail Inspection Committee for a one year term, Commissioners Rogero, Tindell, Moody, Medley, Davis, Leuthold, Cooper, Bratton and Pinkston voted for Mr. Fitzsimmons. Commissioners Jordan, Dirl, DeSelm, Ragsdale, Griess, Cawood, Horner and Mills voted for Ms. Hughes. Commissioners Teague and McMillan abstained from voting. Mr. Fitzsimmons received 9 votes. Ms. Hughes received 8 votes. Mr. Fitzsimmons was appointed as an alternate member to the Knox County Jail Inspection Committee.

Commissioner Ragsdale moved to approve Resolution R-95-1-101 - 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 Ms. Patsy McClure be re-appointed to the Knox County Jail Inspection Committee for a one year term; Mr. Brian Hornback and Mr. Owen Seay be appointed to the Knox County Jail Inspection Committee for a one year term; and Mr. William Patrick Fitzsimmons be appointed as an alternate member to the Knox County Jail Inspection Committee for a one year term. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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

11. Without objection, Commissioner Cooper amended the agenda to add the following item to be heard after Resolution R-95-1-143: Resolution R-95-1-144 - Resolution of the Commission of Knox County, Tennessee, regarding requests for legislation to make counties with a charter form of government "Class B" counties with regard to alcohol regulations.

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IN RE: ELECTIONS AND APPOINTMENTS - (CONTINUED):

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, CONFIRMING THE APPOINTMENT OF ONE MEMBER TO THE BOARD OF DIRECTORS OF THE KNOX COUNTY EMERGENCY COMMUNICATIONS DISTRICT - R-95-1-102:

Consideration of a resolution of the Commission of Knox County, Tennessee, confirming the appointment of one member to the Board of Directors of the Knox County Emergency Communications District was before the Board of Commissioners.

Commissioner Ragsdale moved to defer until the February 1995 Board of Commissioners meeting Resolution R-95-1-102 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of one member to the Board of Directors of the Knox County Emergency Communications District. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 METROPOLITAN PLANNING ORGANIZATION URBAN TRANSPORTATION ISSUES COMMITTEE - R-95-1-103:

Consideration of a resolution of the Commission of Knox County, Tennessee, confirming the appointment of one member to the Metropolitan Planning Organization Urban Transportation Issues Committee was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Resolution R-95-1-103 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of one member to the Metropolitan Planning Organization Urban Transportation Issues Committee and that Ms. Connie Whitehead be appointed. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 FIVE PERSONS TO THE KNOX COUNTY VACANT PROPERTY REVIEW COMMISSION - R-95-1-104:

Consideration of a resolution of the Commission of Knox County, Tennessee, confirming the appointment of five persons to the Knox County vacant property review commission was before the Board of Commissioners.

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

Commissioner Ragsdale moved to approve Resolution R-95-1-104 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of five persons to the Knox County vacant property review commission and that Commissioners Leuthold, Dirl, and Teague, Mr. Mike Dontje and Ms. Marian Geohegan, be appointed. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: REPORTS OF OFFICIALS: (QUARTERLY):

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

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

Commissioner Bratton moved to refer the reports of the officials to the appropriate committees. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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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 Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

IN RE: DRIVES AND ROADS:

A. To be accepted as completed:

1. Woodsprings Drive, Cedar Grove Subdivision, Unit 1, 495 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Carlton Enterprises, Inc., property owner.

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

Commissioner Bratton moved to accept as completed Woodsprings Drive, Cedar Grove Subdivision, Unit 1, 495 feet in length with a 50 foot right of way. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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2. Sun Point Road, Cedar Grove Subdivision, Unit 1, 780 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Carlton Enterprises, Inc., property owner.

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

Commissioner Bratton moved to accept as completed Sun Point Road, Cedar Grove Subdivision, Unit 1, 780 feet in length with a 50 foot right of way. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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3. Woodhill Lane, Lakeside Park Subdivision, Unit II, 1550 feet in length with a 50 foot right of way was before the

Board of Commissioners to be accepted as completed. Edward Justin Bondurant, property owner.

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

Commissioner Bratton moved to accept as completed Woodhill Lane, Lakeside Park Subdivision, Unit II, 1550 feet in length with a 50 foot right of way. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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4. Hoyle Beals Drive, Trails End Subdivision, Unit III, 1720 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. M.A. Schubert, property owner.

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

Commissioner Bratton moved to accept as completed Hoyle Beals Drive, Trails End Subdivision, Unit III, 1720 feet in length with a 50 foot right of way. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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5. Hickock Drive, Trails End Subdivision, Unit III, 1100 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. M.A. Schubert, property owner.

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

Commissioner Bratton moved to accept as completed Hickock Drive, Trails End Subdivision, Unit III, 1100 feet in length with a 50 foot right of way. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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6. Wayside Drive, Trails End Subdivision, Unit III, 1240 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. M.A. Schubert, property owner.

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

Commissioner Bratton moved to accept as completed Wayside Drive, Trails End Subdivision, Unit III, 1240 feet in length with a 50 foot right of way. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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7. Watering Place, Trails End Subdivision, Unit III, 580 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. M.A. Schubert, property owner.

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

Commissioner Bratton moved to accept as completed Watering Place, Trails End Subdivision, Unit III, 580 feet in length with a 50 foot right of way. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl,

Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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8. Denning Lane, Trails End Subdivision, Unit III, 720 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. M.A. Schubert, property owner.

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

Commissioner Bratton moved to accept as completed Denning Lane, Trails End Subdivision, Unit III, 720 feet in length with a 50 foot right of way. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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B. To be Closed:

1. Consideration of a request to close an undeveloped right of way off Sharp Road was before the Board of Commissioners.

Commissioner Ragsdale moved to approve the request to close an undeveloped right of way off Sharp Road. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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

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

R-95-1-115 - Resolution of the Commission of Knox County, Tennessee, appropriating \$95,400.00 and approving a contract with Allen & Hoshall, Inc. for architectural services for the expansion and renovation of the Knox County Health Department.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$95,400.00 AND APPROVING A CONTRACT WITH ALLEN & HOSHALL, INC. FOR ARCHITECTURAL SERVICES FOR THE EXPANSION AND RENOVATION OF THE KNOX COUNTY HEALTH DEPARTMENT - R-95-1-115:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$95,400.00 and approving a contract with Allen & Hoshall, Inc. for architectural services for the expansion and renovation of the Knox County Health Department was before the Board of Commissioners.

Mr. Thomas Schumpert, Knox County Executive, Ms. Stephanie Hall, Director of the Knox County Health Department, Mr. Robert Carpenter, Knox County Architect, and Ms. Kathy Hamilton, Knox County Finance Director, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-95-1-115 - Resolution of the Commission of Knox County, Tennessee, appropriating \$95,400.00 and approving a contract with Allen & Hoshall, Inc. for architectural services for the expansion and renovation of the Knox County Health Department. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 \$2,065,102.00 AND APPROVING A CONTRACT IN THE AMOUNT OF \$5,350,000.00 WITH JOHNSON & GALYON, INC. FOR RENOVATION, CONSTRUCTION, AND ADA/CODE COMPLIANCE WORK AT SARAH MOORE GREEN ELEMENTARY SCHOOL - R-95-1-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$2,065,102.00 and approving a contract in the amount of \$5,350,000.00 with Johnson & Galyon, Inc. for renovation, construction, and ADA/Code Compliance work at Sarah Moore Green Elementary School was before the Board of Commissioners.

Ms. Kathy Hamilton, Knox County Finance Director, Mr. Richard Beeler, Knox County Law Director, Mr. Allen Morgan, Superintendent of Knox County Schools, and Mr. Robert Carpenter, Knox County Architect, were present and spoke on the matter.

Commissioner DeSelm moved to approve Resolution R-95-1-110 - Resolution of the Commission of Knox County, Tennessee, appropriating \$2,065,102.00 and approving a contract in the amount of \$5,350,000.00 with Johnson & Galyon, Inc. for renovation, construction, and ADA/Code Compliance work at Sarah Moore Green Elementary School. Commissioner Medley seconded the motion.

Commissioner Horner moved as a substitute motion to defer this item until a workshop session has been held with the Knox County School System and to place this item on the February 1995 Board of Commissioners regular session meeting agenda. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Dirl, Moody, Davis, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan, Rogero, Tindell, Medley, DeSelm, Ragsdale, Leuthold and Griess voted no. The substitute motion carried 11-8-0-0.

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

13. At this time, there was discussion to determine if the business portion of the meeting would recess at this time to consider the rezoning agenda or continue in session.

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

Commissioner Griess moved to suspend the rules to hear the following items at this time: Resolution R-95-1-111; Resolution R-95-1-112; and Resolution R-95-1-113. Commissioner

Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess and Horner voted aye. Commissioners Dirl, Moody, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted no. The motion failed 10-9-0-0. (2/3 majority vote required)

Commissioner Bratton moved to recess the meeting at this time to consider the rezoning agenda and to consider the remaining business portion of the day's agenda after completing the rezoning agenda. The motion was seconded and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ROLL CALL - (6:00 P.M.):

Ms. Angie Nesbitt, Minute Clerk to the Knox County Clerk, called the roll. Those Commissioners responding were Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioner Dirl 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 Wayne F. Decker for rezoning from I Industrial & Agricultural Zone to PR Planned Residential Zone at 1 - 4 du/ac was before the Board of Commissioners. Property located northeast side Bell Road, northwest side Brackett Road, 8th Commission District.

Mr. Norman Whitaker, Executive Director of 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 Mills moved to approve Resolution R-95-1-128 - Resolution of the Commission of Knox County approving the request of Wayne F. Decker for rezoning from I Industrial & Agricultural Zone to PR Planned Residential Zone at 1 - 3 du/ac. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl arrived later in the meeting. The motion carried 18-0-0-1. Property located northeast side Bell Road, northwest side Brackett Road, 8th Commission District.

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2. Consideration of a resolution of the Commission of Knox County approving the request of James McCloud for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located southeast side Griffith Road, southwest side Hill Road, 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-95-1-130 - Resolution of the Commission of Knox County approving the request of James McCloud for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per MPC's recommendation. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl arrived later in the meeting. The motion carried 18-0-0-1. Property located southeast side Griffith Road, southwest side Hill Road, 7th Commission District.

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3. Consideration of a resolution of the Commission of Knox County approving the request of Larry B. Clark for rezoning from Residential Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located northwest

side Old Maryville Pike, northwest side Smith Lane, 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-95-1-131 - Resolution of the Commission of Knox County approving the request of Larry B. Clark for rezoning from Residential Zone to RA Low Density Residential Zone as per MPC's recommendation. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl arrived later in the meeting. The motion carried 18-0-0-1. Property located northwest side Old Maryville Pike, northwest side Smith Lane, 9th Commission District.

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4. Consideration of a resolution of the Commission of Knox County approving the request of Richard Olinger, Jr. for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located southeast side E. Beaver Creek Drive, southwest of Bayless Lane, 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-95-1-132 - Resolution of the Commission of Knox County approving the request of Richard Olinger, Jr. for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per MPC's recommendation. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl arrived later in the meeting. The motion carried 18-0-0-1. Property located southeast side E. Beaver Creek Drive, southwest of Bayless Lane, 6th Commission District.

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5. Consideration of a resolution of the Commission of Knox County approving the request of William Wise & Henry Grahl for rezoning from I Industrial Zone to PR Planned Residential Zone at 5 du/ac was before the Board of Commissioners. Property located east and west side Bell Road, south of Bracket Road, 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-95-1-133 - Resolution of the Commission of Knox County approving the request of William Wise & Henry Grahl for rezoning from I Industrial Zone to PR Planned Residential Zone at 1 du/ac for the east side of Bell Road; and PR Planned Residential Zone at 1 - 3 du/ac for the west side of Bell Road as per MPC's recommendation. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl arrived later in the meeting. The motion carried 18-0-0-1. Property located east and west side Bell Road, south of Bracket Road, 7th Commission District.

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6. Consideration of a resolution of the Commission of Knox County approving the request of Jim Hill for rezoning from A Agricultural & F Floodway Zone to PR Planned Residential Zone at 5 du/ac & PR/F Planned Residential Floodway Zone was before the Board of Commissioners. Property located north side Beaver Ridge Road, northwest of Oak Ridge Highway, 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-95-1-134 - Resolution of the Commission of Knox County approving the request of Jim Hill for rezoning from A Agricultural & F Floodway Zone to PR Planned Residential Zone at 1 - 5 du/ac & PR/F Planned Residential Floodway Zone as per MPC's

recommendation. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl arrived later in the meeting. The motion carried 18-0-0-1. Property located north side Beaver Ridge Road, northwest of Oak Ridge Highway, 6th Commission District.

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7. Consideration of a resolution of the Commission of Knox County approving the request of Randy Nicely for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located northeast side Pelleaux Road, northwest of Gordon Smith Road, 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-95-1-135 - Resolution of the Commission of Knox County approving the request of Randy Nicely for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1 - 3 du/ac as per MPC'c recommendation. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl arrived later in the meeting. The motion carried 18-0-0-1. Property located northeast side Pelleaux Road, northwest of Gordon Smith Road, 6th Commission District.

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8. Consideration of a resolution of the Commission of Knox County approving the request of Parnell C. Powell for rezoning from A Agricultural Zone to CB Business & Manufacturing Zone was before the Board of Commissioners. Property located southeast side Oak Ridge Highway, southwest of Wright Road, 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-95-1-136 - Resolution of the Commission of Knox County approving the request of Parnell C. Powell for rezoning from A Agricultural Zone to CB Business & Manufacturing Zone as per MPC's recommendation. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl arrived later in the meeting. The motion carried 18-0-0-1. Property located southeast side Oak Ridge Highway, southwest of Wright Road, 6th Commission District.

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9. Consideration of a resolution of the Commission of Knox County approving the request of Bill McSpadden, Trustee, for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1 - 3 du/ac was before the Board of Commissioners. Property located northwest of Troutman Lane, southwest of Andes Road, 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-95-1-137 - Resolution of the Commission of Knox County approving the request of Bill McSpadden, Trustee, for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1 - 3 du/ac. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl arrived later in the meeting. The motion carried 18-0-0-1. Property located northwest of Troutman Lane, southwest of Andes Road, 6th 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 Rutherford Property for a concept plan was before the Board of Commissioners. Property located northwest side E. Emory Road, northeast side Conner Road, 7th Commission District.

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

Commissioner Horner moved to approve Resolution R-95-1-138 - Resolution of the Commission of Knox County approving the appeal of Rutherford Property for a concept plan. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl arrived later in the meeting. The motion carried 18-0-0-1. Property located northwest side E. Emory Road, northeast side Conner Road, 7th Commission District.

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2. Consideration of a resolution of the Commission of Knox County approving the appeal of Wanda & Carson Atkins for rezoning from A Agricultural Zone to CB Business & Manufacturing Zone was before the Board of Commissioners. Property located northwest side Tazewell Pike, southwest of Atkins Road, 8th Commission District.

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

Mr. Arthur Seymour, Attorney representing the appellants, was present and spoke on behalf of the request.

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

Mr. Bob Miller, adjoining property owner, was present and spoke in opposition to the request.

Commissioner Mills moved to deny Resolution R-95-1-139 Resolution of the Commission of Knox County approving the appeal

of Wanda & Carson Atkins for rezoning from A Agricultural Zone to CB Business & Manufacturing Zone. Commissioner DeSelm seconded the motion.

Commissioner Horner moved as a substitute motion to approve Resolution R-95-1-139 - Resolution of the Commission of Knox County approving the appeal of Wanda & Carson Atkins for rezoning from A Agricultural Zone to CB Business & Manufacturing Zone with the following deed restriction the appellants agreed to: prohibit mini warehouses being used on the property and give Mr. Bob Miller, adjoining property owner, the right to enforce the restriction. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner and Bratton voted aye. Commissioners DeSelm, Cooper, Mills and Pinkston voted no. Commissioner Teague abstained from voting. Commissioner McMillan recused himself from the vote. The motion carried 13-4-2-0. Property located northwest side Tazewell Pike, southwest of Atkins Road, 8th Commission District.

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3. Consideration of a resolution of the Commission of Knox County approving the appeal of George & Barbara Fielden for rezoning from A Agricultural Zone to CB Business & Manufacturing Zone was before the Board of Commissioners. Property located southwest side Gov. John Sevier Highway, east side Armstrong Road, 8th Commission District.

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

Mr. Courtney Pearre, Attorney representing the appellants, was present and spoke on behalf of the request.

Mr. John King, Attorney representing Mr. John & Tommie Jordan, area residents, was present and spoke in opposition to the request.

Mr. Randy Snyder, Steele Meadow Subdivision resident, and Mr. John Webber, area resident, were present and spoke on the matter.

Commissioner McMillan moved to deny the appeal of George & Barbara Fielden for rezoning from A Agricultural Zone to CB Business & Manufacturing Zone and uphold MPC's recommendation. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Griess voted no. Commissioner Horner abstained from voting. The motion carried 16-2-1-0.

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IN RE: TECHNOLOGY CORRIDOR:

Consideration of the appeal of John King on Technology Corridor Development Authority approval of certificate of appropriateness to Chander Bhateja and Cope Associates, Inc. was before the Board of Commissioners.

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

Mr. John King, appellant, was present and spoke on behalf of the request.

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

Mr. Jeff Deardorff, Technology Corridor Development Authority Executive Director, was present and spoke on the matter.

Mr. Lannie Cope, Architect for project and also representing Chander Bhateja, was present and spoke on the matter.

Commissioner Griess moved to defer until the February 1995 Board of Commissioners regular session meeting the appeal of John King on Technology Corridor Development Authority approval of certificate of appropriateness to Chander Bhateja and Cope Associates, Inc. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: RESOLUTIONS - (CONTINUED):

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE SCHOOLS GENERAL PURPOSE FUND BUDGET AND APPROPRIATING \$3,276,282.00 FOR MAJOR MAINTENANCE AND CAPITAL IMPROVEMENTS - R-95-1-111:

Consideration of a resolution of the Commission of Knox County, Tennessee amending the Schools General Purpose Fund Budget and appropriating \$3,276,282.00 for major maintenance and capital improvements was before the Board of Commissioners.

Commissioner Horner moved to defer until the February 1995 Board of Commissioners regular session meeting Resolution R-95-1-111 - Resolution of the Commission of Knox County, Tennessee amending the Schools General Purpose Fund Budget and appropriating \$3,276,282.00 for major maintenance and capital improvements. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 \$750,000.00 AND APPROVING A CONTRACT WITH KAATZ, BINKLEY, JONES & MORRIS FOR ARCHITECTURAL AND ENGINEERING FEES, AND SITE DEVELOPMENT FOR THE NEW WEST KNOX MIDDLE SCHOOL - R-95-1-112:

Consideration of a resolution of the Commission of Knox County, Tennessee appropriating \$750,000.00 and approving a contract with Kaatz, Binkley, Jones & Morris for architectural and engineering fees, and site development for the new West Knox Middle School was before the Board of Commissioners.

Commissioner Horner moved to defer until the February 1995 Board of Commissioners regular session meeting Resolution R-95-1-112 - Resolution of the Commission of Knox County,

Tennessee appropriating \$750,000.00 and approving a contract with Kaatz, Binkley, Jones & Morris for architectural and engineering fees, and site development for the new West Knox Middle School. Commissioner Bratton seconded the motion.

Commissioner Griess moved as a substitute motion to approve Resolution R-95-1-112 - Resolution of the Commission of Knox County, Tennessee appropriating \$750,000.00 and approving a contract with Kaatz, Binkley, Jones & Morris for architectural and engineering fees, and site development for the new West Knox Middle School. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Rogero, Tindell, Medley, Ragsdale, Leuthold and Griess voted aye. Commissioners Jordan, Dirl, Moody, DeSelm, Davis, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted no. The substitute motion failed 6-13-0-0.

Upon roll call vote of the original motion to defer until the February 1995 Board of Commissioners regular session meeting Resolution R-95-1-112 - Resolution of the Commission of Knox County, Tennessee appropriating \$750,000.00 and approving a contract with Kaatz, Binkley, Jones & Morris for architectural and engineering fees, and site development for the new West Knox Middle School, Commissioners Jordan, Dirl, Tindell, Moody, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Medley and Ragsdale voted no. The motion carried 16-3-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH DURACAP ASPHALT PAVING COMPANY IN THE AMOUNT OF \$114,069.00 FOR PAVING WORK AT SEVEN (7) SCHOOL SITES - R-95-1-113:

Consideration of a resolution of the Commission of Knox County, Tennessee approving a contract with Duracap Asphalt Paving Company in the amount of \$114,069.00 for paving work at seven (7) school sites was before the Board of Commissioners.

Commissioner Horner moved to defer until the February 1995 Board of Commissioners regular session meeting Resolution R-95-1-113 - Resolution of the Commission of Knox County, Tennessee approving a contract with Duracap Asphalt Paving Company in the amount of \$114,069.00 for paving work at seven (7) school sites. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Rogero 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, PROPOSING AN AMENDMENT TO TENNESSEE CODE ANNOTATED § 10-3-108 - R-95-1-114:

Consideration of a resolution of the Commission of Knox County, Tennessee, proposing an amendment to Tennessee Code Annotated § 10-3-108 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-95-1-114 - Resolution of the Commission of Knox County, Tennessee, proposing an amendment to Tennessee Code Annotated § 10-3-108. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 \$29,769.00 TO THE SHERIFF'S DEPARTMENT AS A MATCHING GRANT FOR THE "COPS AHEAD" PROGRAM - R-95-1-116:

Consideration of a resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and

appropriating \$29,769.00 to the Sheriff's Department as a matching grant for the "Cops Ahead" Program was before the Board of Commissioners.

Ms. Kathy Hamilton, Knox County Finance Director, and Mr. Tim Hutchison, Knox County Sheriff, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-95-1-116 - Resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$29,769.00 to the Sheriff's Department as a matching grant for the "Cops Ahead" Program. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 \$8,250.00 TO THE SHERIFF'S DEPARTMENT AS A MATCHING GRANT FOR THE SELECTIVE TRAFFIC SAFETY ENFORCEMENT PROGRAM - R-95-1-117:

Consideration of a resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$8,250.00 to the Sheriff's Department as a matching grant for the Selective Traffic Safety Enforcement Program was before the Board of Commissioners.

Mr. Tim Hutchison, Knox County Sheriff, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-95-1-117 - Resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$8,250.00 to the Sheriff's Department as a matching grant for the Selective Traffic Safety Enforcement Program. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis,

Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale 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 AMENDING THE GENERAL FUND BUDGET AND APPROPRIATING \$46,695.00 TO THE SHERIFF'S DEPARTMENT FOR THREE WARRANT OFFICERS AND TWO CLERICAL SUPPORT STAFF FOR THE WARRANTS DIVISION - R-95-1-118:

Consideration of a resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$46,695.00 to the Sheriff's Department for three Warrant Officers and two Clerical Support Staff for the Warrants Division was before the Board of Commissioners.

Mr. Tim Hutchison, Knox County Sheriff, was present and spoke on the matter.

Commissioner Horner moved to approve Resolution R-95-1-118 - Resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$46,695.00 to the Sheriff's Department for three Warrant Officers and two Clerical Support Staff for the Warrants Division.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Ragsdale and Cooper 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 AMENDING THE GENERAL FUND BUDGET AND APPROPRIATING \$71,258.00 TO THE SHERIFF'S DEPARTMENT FOR SEVEN NEW COURT OFFICERS FOR COURTROOM SECURITY - R-95-1-119:

Consideration of a resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$71,258.00 to the Sheriff's Department for seven new court officers for courtroom security was before the Board of Commissioners.

Mr. Tim Hutchison, Knox County Sheriff, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-95-1-119 - Resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$71,258.00 to the Sheriff's Department for seven new court officers for courtroom security. Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 \$18,130.00 TO THE SHERIFF'S DEPARTMENT FOR TWO SUPPORT SERVICES CLERKS - R-95-1-120:

Consideration of a resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$18,130.00 to the Sheriff's Department for two Support Services Clerks was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-95-1-120 - Resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$18,130.00 to the Sheriff's Department for two Support Services Clerks. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Davis and Ragsdale voted no. The motion carried 16-3-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$24,428.00 FOR DEVELOPMENT AND MANAGEMENT OF AN OVERALL MASTER PLAN FOR KNOX COUNTY - R-95-1-121:

Consideration of a resolution of the Commission of Knox County, Tennessee appropriating \$24,428.00 for development and management of an overall Master Plan for Knox County was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-95-1-121 - Resolution of the Commission of Knox County, Tennessee appropriating \$24,428.00 for development and management of an overall Master Plan for Knox County. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 \$92,463.00 TO THE PROPERTY ASSESSOR AS A MATCHING GRANT FOR REAPPRAISALS - R-95-1-122:

Consideration of a resolution of the Commission of Knox County, Tennessee, amending the General Fund Budget and appropriating \$92,463.00 to the Property Assessor as a matching grant for reappraisals was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-95-1-122 - Resolution of the Commission of Knox County, Tennessee, amending the General Fund Budget and appropriating \$92,463.00 to the Property Assessor as a matching grant for reappraisals. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 TO EXEMPT PERSONS AGE SIXTY-FIVE (65) AND OVER FROM THE PROVISIONS OF THE HALL INVESTMENT INCOME TAX -

R-95-1-123:

Consideration of a resolution of the Commission of Knox County, Tennessee, supporting legislation to exempt persons age sixty-five (65) and over from the provisions of the Hall Investment Income Tax was before the Board of Commissioners.

Commissioner Ragsdale moved to defer until the February 1995 Board of Commissioners regular session meeting Resolution R-95-1-123 - Resolution of the Commission of Knox County, Tennessee, supporting legislation to exempt persons age sixty-five (65) and over from the provisions of the Hall Investment Income Tax. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 RULES OF THE COMMISSION REGARDING MAJORITY VOTING REQUIREMENTS TO PASS MOTIONS IN COMMITTEE AND MODIFYING THE COMMISSION AGENDA FORMAT - R-95-1-124:

Consideration of a resolution of the Commission of Knox County, Tennessee, amending the Rules of the Commission regarding majority voting requirements to pass motions in Committee and modifying the Commission Agenda format was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-95-1-124 - Resolution of the Commission of Knox County, Tennessee, amending the Rules of the Commission regarding majority voting requirements to pass motions in Committee and modifying the Commission Agenda format. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 THE INVESTIGATION OF THE USE OF FEDERAL FUNDS TO SUBSIDIZE THE SHIFTING OF JOBS FROM KNOX COUNTY TO ILLINOIS AND SUPPORTING PENDING LEGISLATION TO BAN THIS PRACTICE - R-95-1-143:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting the investigation of the use of Federal Funds to subsidize the shifting of jobs from Knox County to Illinois and supporting pending Legislation to ban this practice was before the Board of Commissioners.

Commissioner Rogero moved to approve Resolution R-95-1-143 - Resolution of the Commission of Knox County, Tennessee, requesting the investigation of the use of Federal Funds to subsidize the shifting of jobs from Knox County to Illinois and supporting pending Legislation to ban this practice. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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, REGARDING REQUESTS FOR LEGISLATION TO MAKE COUNTIES WITH A CHARTER FORM OF GOVERNMENT "CLASS B" COUNTIES WITH REGARD TO ALCOHOL REGULATIONS R-95-1-144:

Consideration of a resolution of the Commission of Knox County, Tennessee, regarding requests for legislation to make counties with a charter form of government "Class B" counties with regard to alcohol regulations was before the Board of Commissioners.

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

Commissioner Medley moved to approve Resolution R-95-1-144 - Resolution of the Commission of Knox County, Tennessee, regarding requests for legislation to make counties

with a charter form of government "Class B" counties with regard to alcohol regulations. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING ORDINANCE O-91-10-104 AS TO TERMS OF THE MEMBERS OF THE BOARD OF ZONING APPEALS - O-95-1-101 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Ordinance O-91-10-104 as to terms of the members of the Board of Zoning Appeals was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to defer until the February 1995 Board of Commissioners regular session meeting Ordinance O-95-1-101 - Ordinance of the Commission of Knox County, Tennessee amending Ordinance O-91-10-104 as to terms of the members of the Board of Zoning Appeals. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ORDINANCES ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE ADOPTING 1991 BUILDING AND LIFE SAFETY CODES - O-94-9-101 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee adopting 1991 Building and Life Safety Codes was before the Board of Commissioners on second reading.

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

Commissioner Ragsdale moved to approve Ordinance O-94-9-101 - Ordinance of the Commission of Knox County, Tennessee adopting 1991 Building and Life Safety Codes on second reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 PROVIDING FOR THE DEFENSE AND INDEMNIFICATION OF EMPLOYEES OF KNOX COUNTY - O-94-12-101 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee providing for the defense and indemnification of employees of Knox County was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve Ordinance O-94-12-101 - Ordinance of the Commission of Knox County, Tennessee providing for the defense and indemnification of employees of Knox County on second reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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

14. Commissioner Griess requested the Rules Committee to review the following issues at the next Rules Committee meeting: (1) Consent agenda; (2) organization of the agenda; and (3) times of the Commission meetings.

Commissioner Cawood, Chairman of the Rules Committee, indicated he would add these items to the next Rules Committee agenda.

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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's Office.

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B. Trustee:

Ms. Angie Nesbitt, Minute Clerk to the Knox County Clerk, reported no tax refunds from the Trustee's Office.

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IN RE: NOTARY PUBLIC:

Ms. Angie Nesbitt, Minute Clerk to the Knox County Clerk, reported 175 applications for Notary Public.

Commissioner Horner moved to approve 175 applications for Notary Public. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ROLL CALL BY DISTRICTS:

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

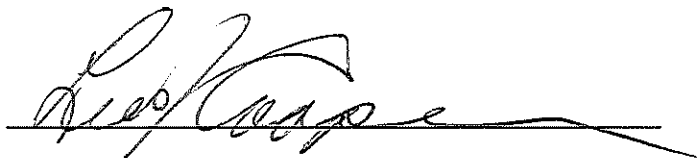
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IN RE: ADJOURNMENT:

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, February 27, 1995 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Also present were Mr. Thomas Schumpert, Knox County Executive, Mr. Richard Beeler, Knox County Law Director Mr. Mike Padgett, Knox County Clerk, Ms. Kathy Hamilton, Director, Knox County Finance and news media.

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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:

Commissioner Pat Medley, 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. Defer to the March regular Board of Commissioners meeting R-95-2-123 - Request of Drew E. Gilbert for rezoning from A Agricultural Zone to PR Planned Residential at 5 dwelling units per acre.

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2. Commissioner Griess moved the following Resolutions to be

heard after approval of minutes resolutions: R-95-2-103 -
 Consideration of a Resolution of the Commission of Knox County,
 Tennessee appropriating \$1,950,102.00 and approving a contract in the
 amount of \$5,036,000.00 with Johnson & Galyon, Inc. for renovation,
 construction, and ADA/Code compliance work at Sarah Moore Green
 Elementary School.

R-95-2-105 - Consideration of a Resolution of the Commission of Knox
 County, Tennessee appropriating \$375,000.00 for architectural and
 engineering fees, and site development for the new West Knox Middle
 School and R-95-2-108 - Consideration of a Resolution of the
 Commission of Knox County, Tennessee appropriating \$4,070,599.00 and
 approving a contract in the amount of \$7,368,899.00 with Rouse
 Construction Company for construction of the new Christenberry
 Elementary School. Commissioner Teague seconded the motion
 and upon voice vote the motion carried 18-1-0-0. Commissioner Bratton
 voted no.

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3. Add R-95-2-129 - Resolution of the Commission of Knox
 County, Tennessee appropriating \$125,000.00 for the acquisition of
 land and expansion of the Carter Convenience Center.

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4. Withdraw from the agenda R-95-2-120 - Resolution of the
 Commission of Knox County, Tennessee supporting legislation to exempt
 persons age sixty-five (65) and over from the provisions of the Hall
 Investment Income Tax.

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5. Commissioner Moody moved to defer to the March regular
 Board of Commissioners meeting Appeal of John King on Technology
 Corridor Development Authority Approval of Certificate of
 Appropriateness to Chander Bhateja and Cope Associates, Inc.
 Commissioner Horner seconded the motion and upon roll call vote
 Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm,
 Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper,
 McMillan, Mills, Bratton and Pinkston voted aye. The motion carried
 19-0-0-0.

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6. Without objection, Commissioner Cooper added to Reports of Committees: Report of Job Corps.

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7. Without objection, Commissioner Cooper withdrew from the agenda R-95-2-121- Resolution of the Commission of Knox County, Tennessee amending the selection process for the Administrative Director.

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IN RE: HONORARY AND MEMORIAL RESOLUTION:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE MEMORIALIZING MRS. CLARA MITCHELL MOODY: R-95-2-101:

Consideration of a Resolution of the Commission of Knox County, Tennessee memorializing Mrs. Clara Mitchell Moody was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-95-2-101 - Resolution of the Commission of Knox County, Tennessee memorializing Mrs. Clara Mitchell Moody. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: DELEGATIONS TO BE HEARD:

1. Mr. Richard Meschendorf appointed Vice-President of Governmental Affairs at the Chamber of Commerce, was present and introduced himself.

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2. Ms. Robin Peck, President elect of Farragut Middle School PTSA, was present and spoke on the West Middle School.

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3. Mr. Charles Giles, was present and spoke on school funding.

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4. Mr. Bob Hill, former member of Commission from 1970-1980, was present and spoke on capital budget on school construction.

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5. Mr. Rell Smith, was present and spoke on Sanitary Sewer Easement on Shipetown Road.

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IN RE: CONSIDERATION OF APPROVAL OF MINUTES OF THE PREVIOUS MEETING ON JANUARY 23, 1995 (REGULAR SESSION)

Consideration of approval of minutes of the previous meeting on January 23, 1995 (regular session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on January 23, 1995 (regular session). Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF THE RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$1,950,102.00 AND APPROVING A CONTRACT IN THE AMOUNT OF \$5,036,000.00 WITH JOHNSON & GALYON, INC. FOR RENOVATION, CONSTRUCTION, AND ADA/CODE COMPLIANCE WORK AT SARAH MOORE GREEN ELEMENTARY SCHOOL: R-95-2-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$1,950,102.00 and approving a contract in the amount of \$5,036,000.00 with Johnson & Galyon, Inc. for renovation, construction, and ADA/Code compliance work at Sarah Moore Green Elementary School was before the Board of Commissioners.

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

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

Commissioner Leuthold moved to approve R-95-2-103 -

Resolution of the Commission of Knox County, Tennessee appropriating \$1,950,102.00 and approving a contract in the amount of \$5,036,000.00 with Johnson & Galyon, Inc. for renovation, construction, and ADA/Code compliance work at Sarah Moore Green Elementary School. Commissioner Dirl seconded the motion.

Commissioner Horner moved as a substitute motion to approve \$950,102.00 and remove \$1,000,000.00 from the bottom line. The substitute motion failed for lack of a second.

Commissioner Medley called for the question and upon voice vote the motion carried.

Upon roll call vote of the original motion to approve R-95-2-103 - Resolution of the Commission of Knox County, Tennessee appropriating \$1,950,102.00 and approving a contract in the amount of \$5,036,000.00 with Johnson & Galyon, Inc. for renovation, construction, and ADA/Code compliance work at Sarah Moore Green Elementary School by Commissioner Leuthold and seconded by Commissioner Dirl. Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper and Mills. Commissioners Bratton and Pinkston voted no. Commissioner McMillan 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 APPROPRIATING \$375,000.00 FOR ARCHITECTURAL AND ENGINEERING FEES, AND SITE DEVELOPMENT FOR THE NEW WEST KNOX MIDDLE SCHOOL: R-95-2-105:

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$375,000.00 for architectural and engineering fees, and site development for the new West Knox Middle School was before the Board of Commissioners.

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

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

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

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

Commissioner Leuthold moved to approve R-95-2-105 - Resolution of the Commission of Knox County, Tennessee appropriating \$375,000.00 for architectural and engineering fees, and site development for the new West Knox Middle School. Commissioners Jordan and Griess seconded the motion.

Commissioner Mills moved as a substitute motion to approve R-95-2-105 - Resolution of the Commission of Knox County, Tennessee appropriating \$375,000.00 for architectural and engineering fees, and site development for the new West Knox Middle School with the following amendment: "In the northwest section (Hardin Valley area) appropriate \$250,000.00 for architectural and engineering fees, and site preparation. In the northeast section appropriate \$350,000.00 for architectural and engineering fees, and site preparation. Commissioner McMillan seconded the motion.

Upon roll call for call for the question on R-95-2-105 Commissioners Rogero, Tindell, Moody, Davis, Ragsdale and Leuthold voted aye. Commissioners Jordan, Dirl, Medley, DeSelm, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted no. The call for the question failed 6-13-0-0.

Upon roll call vote for the substitute motion by Commissioner Mills and seconded by Commissioner McMillan to approve R-95-2-105 - Resolution of the Commission of Knox County, Tennessee appropriating \$375,000.00 for architectural and engineering fees, and site development for the new West Knox Middle School with the following amendment: "In the northwest section (Hardin Valley area) appropriate \$250,000.00 for architectural and engineering fees, and site preparation. In the northeast section appropriate \$350,000.00 for architectural and engineering fees, and site preparation." Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Horner, Cooper, McMillan, Mills and Pinkston voted aye. Commissioners Medley, Cawood, Teague, and Bratton voted no. The motion carried 15-4-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$4,070,599.00 AND APPROVING A CONTRACT IN THE AMOUNT OF \$7,368,899.00 WITH ROUSE CONSTRUCTION COMPANY FOR CONSTRUCTION OF THE NEW CHRISTENBERRY ELEMENTARY SCHOOL: R-95-2-108:

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$4,070,599.00 and approving a contract in the amount of \$7,368,899.00 with Rouse Construction Company for construction of the new Christenberry Elementary School was before the Board of Commissioners.

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

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

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

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

Commissioner Rogero moved to approve R-95-2-108 - Resolution of the Commission of Knox County, Tennessee appropriating \$4,070,599.00 and approving a contract in the amount of \$7,368,899.00 with Rouse Construction Company for construction of the new Christenberry Elementary School. Commissioner Tindell seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Horner, Cooper, Mills and Bratton voted aye. Commissioners Cawood, Teague and Pinkston voted no. Commissioner McMillan abstained from the vote. The motion carried 15-3-1-0.

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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.

Commissioner Teague spoke on the Administrative Assistant's position and Knox County Personnel will go through the 160 applications and get back with the Personnel Committee.

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

Commissioner Horner spoke on the Legislative meeting that will be Monday and Tuesday of next week.

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

Commissioner Horner spoke on attending the National Association of Counties meeting.

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H. The Report of the Rules Committee was before the Board of Commissioners.

No report was given.

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

No report was given.

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J. The Report of Job Corps was before the Board of Commissioners.

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

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 BOARD OF DIRECTORS OF THE KNOX COUNTY EMERGENCY COMMUNICATIONS DISTRICT: R-95-2-102:

Consideration of a Resolution of the Commission of Knox County, Tennessee confirming the appointment of one member to the Board of Directors of the Knox County Emergency Communications District was before the Board of Commissioners.

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

Commissioner Ragsdale moved to approve R-95-2-102 - Resolution of the Commission of Knox County, Tennessee confirming the appointment of one member to the Board of Directors of the Knox County Emergency Communications District with the name of Mr. Richard Maples. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 Dirl moved to receive and file the report of the County Executive. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, Horner, McMillan, Mills, 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 Dirl moved to receive and file the report of the County Law Director. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, Horner, McMillan, Mills, 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 Dirl moved to receive and file the report of the Superintendent of Schools. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, Horner, McMillan, Mills, 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 Dirl moved to receive and file the the report of the Trustee. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, Horner, McMillan, Mills, 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 Dirl moved to receive and file the the report of the Medical Examiner. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, Horner, McMillan, Mills, 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 Dirl moved to receive and file the the report of the Sheriff. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, Horner, McMillan, Mills, 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 Dirl moved to receive and file the report of the Public Library. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, Horner, McMillan, Mills, 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 Dirl moved to receive and file the report of Old Records. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, Horner, McMillan, Mills, 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 Bratton moved to refer to committee the Reports of County Agencies. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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. Chapel Bend Drive, Chapel Bend Subdivision, Unit 1, 340 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; Patterson Brothers property owner.

Mr. Hollis McPhetridge, Knox County Engineering and Public Works, was present and stated that the road has been inspected and was found to meet all County requirements.

Commissioner Dirl moved to accept as completed Chapel Bend Drive, Chapel Bend Subdivision, Unit 1, 340 feet in length with a 50 foot right of way. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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2. Chapel Grove Drive, Chapel Bend Subdivision, Unit 1, 420 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; Patterson Brothers property owner.

Mr. Hollis McPhetridge, Knox County Engineering and Public Works, was present and stated that the road has been inspected and was found to meet all County requirements.

Commissioner Dirl moved to accept as completed Chapel Grove Drive, Chapel Bend Subdivision, Unit 1, 420 feet in length with a 50 foot right of way. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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3. Chapel Hill Road, Chapel Bend Subdivision, Unit 1, 460 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; Patterson Brothers property owner.

Mr. Hollis McPhetridge, Knox County Engineering and Public Works, was present and stated that the road has been inspected and was found to meet all County requirements.

Commissioner Dirl moved to accept as completed Chapel Hill Road, Chapel Bend Subdivision, Unit 1, 460 feet in length with a 50 foot right of way. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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4. Canter Lane, Trotter's Gate Subdivision, Unit 1, 890 feet in length with a 50 right of way was before the Board of Commissioners to be accepted as completed; Gerry L. Neely, property owner.

Mr. Hollis McPhetridge, Knox County Engineering and Public Works, was present and stated that the road has been inspected and was found to meet all County requirements.

Commissioner Dirl moved to accept as completed Canter Lane, Trotter's Gate Subdivision, Unit 1, 890 feet in length with a 50 right of way. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner,

Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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5. Royal Springs Blvd., Castlegate Subdivision, Unit 4, 440 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; Denny Patterson property owner.

Mr. Hollis McPhetridge, Knox County Engineering and Public Works, was present and stated that the road has been inspected and was found to meet all County requirements.

Commissioner Dirl moved to accept as completed Royal Springs Blvd., Castlegate Subdivision, Unit 4, 440 feet in length with a 50 foot right of way. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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6. Draw Bridge Blvd., Castlegate Subdivision, Unit 4, 540 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; Denny Patterson property owner.

Mr. Hollis McPhetridge, Knox County Engineering and Public Works, was present and stated that the road has been inspected and was found to meet all County requirements.

Commissioner Dirl moved to accept as completed Draw Bridge Blvd., Castlegate Subdivision, Unit 4, 540 feet in length with a 50 foot right of way. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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B. To be closed:

1. Consideration of a request to close an unnamed and unimproved alley of "E" Street on first reading was before the Board of Commissioners.

Commissioner Ragsdale moved to approve the request to close an unnamed and unimproved alley of "E" Street on first reading. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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2. Consideration of a request to close an undeveloped right of way off Sharp Road on second reading was before the Board of Commissioners.

Commissioner Ragsdale moved to approve the request to close an undeveloped right of way off Sharp Road on second reading. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 SCHOOLS GENERAL PURPOSE FUND BUDGET AND APPROPRIATING \$3,276,282.00 FOR MAJOR MAINTENANCE AND CAPITAL IMPROVEMENTS: R-95-2-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee amending the Schools General Purpose Fund Budget and appropriating \$3,276,282.00 for major maintenance and capital improvements was before the Board of Commissioners.

Commissioner DeSelm moved to approve R-95-2-104 - Resolution of the Commission of Knox County, Tennessee amending the Schools General Purpose Fund Budget and appropriating \$3,276,282.00 for major maintenance and capital improvements. Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan,

Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, Mills, Bratton and Pinkston voted aye. Commissioner McMillan 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 APPROVING A CONTRACT WITH DURACAP ASPHALT PAVING COMPANY IN THE AMOUNT OF \$114,069.00 FOR PAVING WORK AT SEVEN (7) SCHOOL SITES: R-95-2-106:

Consideration of a Resolution of the Commission of Knox County approving a contract with Duracap Asphalt Paving Company in the amount of \$114,069.00 for paving work at seven (7) school sites was before the Board of Commissioners.

Commissioner DeSelm moved to approve R-95-2-106 - Resolution of the Commission of Knox County approving a contract with Duracap Asphalt Paving Company in the amount of \$114,069.00 for paving work at seven (7) school sites. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, Mills, Bratton and Pinkston voted aye. Commissioner McMillan 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 CONTRACT WITH MORRISTOWN AUTOMATIC SPRINKLER COMPANY, INC. IN THE AMOUNT OF \$206,300.00 FOR THE INSTALLATION OF A SPRINKLER SYSTEM AT FORT SANDERS CENTER AND THE KNOXVILLE ADAPTIVE EDUCATION CENTER: R-95-2-107:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Morristown Automatic Sprinkler Company, Inc. in the amount of \$206,300.00 for the installation of a sprinkler system at Fort Sanders Center and the Knoxville Adaptive Education Center was before the Board of Commissioners.

Commissioner DeSelm moved to approve R-95-2-107 - Resolution of the Commission of Knox County, Tennessee approving a contract with Morrystown Automatic Sprinkler Company, Inc. in the amount of \$206,300.00 for the installation of a sprinkler system at Fort Sanders Center and the Knoxville Adaptive Education Center. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 CONTRACT WITH HELEN ROSS MCNABB CENTER TO PROVIDE ON-SITE MENTAL HEALTH SERVICES AT LONSDALE ELEMENTARY SCHOOL: R-95-2-109:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Helen Ross McNabb Center to provide on-site mental health services at Lonsdale Elementary School was before the Board of Commissioners.

Commissioner DeSelm moved to approve R-95-2-109 - Resolution of the Commission of Knox County, Tennessee approving a contract with Helen Ross McNabb Center to provide on-site mental health services at Lonsdale Elementary School. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 THE SALE OF A BUILDING TRADES HOUSE LOCATED AT 9209 HOLLANDER DRIVE: R-95-2-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing the sale of a building trades house located at 9209 Hollander Drive was before the Board of Commissioners.

Commissioner DeSelm moved to approve R-95-2-110 - Resolution of the Commission of Knox County, Tennessee authorizing the sale of a building trades house located at 9209 Hollander Drive. Commissioner Rogero seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 LIBRARY FUND BUDGET AND APPROPRIATING \$55,035.27 TO PURCHASE A BACK-UP CHILLER FOR THE EAST TENNESSEE HISTORICAL CENTER: R-95-2-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee amending the Library Fund Budget and appropriating \$55,035.27 to purchase a back-up chiller for the East Tennessee Historical Center was before the Board of Commissioners.

Commissioner DeSelm moved to approve R-95-2-111 - Resolution of the Commission of Knox County, Tennessee amending the Library Fund Budget and appropriating \$55,035.27 to purchase a back-up chiller for the East Tennessee Historical Center. Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 CONTRACT WITH FARRAGUT DITCHING CO., INC., FOR CONSTRUCTION OF THE SHIPETOWN NEIGHBORHOOD SANITARY SEWER PROJECT: R-95-2-112:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Farragut Ditching Co., Inc., for construction of the Shipetown Neighborhood Sanitary Sewer Project was before the Board of Commissioners.

Mr. Russ Newman, Development Corporation, was present and spoke on the matter.

Mr. Rell Smith, area resident, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-95-2-112 - Resolution of the Commission of Knox County, Tennessee approving a contract with Farragut Ditching Co., Inc., for construction of the Shipetown Neighborhood Sanitary Sewer Project. Commissioner Mills seconded the motion.

Commissioner McMillan moved as a substitute motion to defer to the March Regular session of Board of Commissioners R-95-2-112 - Resolution of the Commission of Knox County, Tennessee approving a contract with Farragut Ditching Co., Inc., for construction of the Shipetown Neighborhood Sanitary Sewer Project. Commissioner Mills seconded the motion and upon roll call vote Commissioners Dirl, Tindell, Moody, DeSelm, Ragsdale, Griess, Cawood, Teague, Cooper, McMillan and Mills voted aye. Commissioners Jordan, Rogero, Medley, Davis, Leuthold, Bratton and Pinkston voted no. Commissioner Horner was absent from the vote. The substitute motion carried 11-7-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH MILBOURN CONSTRUCTION, INC. FOR CONSTRUCTION OF THE MOUNT OLIVE SANITARY SEWER PROJECT: R-95-2-113:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Milbourn Construction, Inc. for construction of the Mount Olive Sanitary Sewer Project was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-95-2-113 - Resolution of the Commission of Knox County, Tennessee approving a contract with Milbourn Construction, Inc. for construction of the Mount Olive Sanitary Sewer Project. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 CHARLES HOBSON COMPANY, INC. FOR CONSTRUCTION OF THE PELLISSIPPI PARKWAY GREENWAY TRAIL: R-95-2-114:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Charles Hobson Company, Inc. for construction of the Pellissippi Parkway Greenway Trail was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-95-2-114 - Resolution of the Commission of Knox County, Tennessee approving a contract with Charles Hobson Company, Inc. for construction of the Pellissippi Parkway Greenway Trail. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 CLERK'S EXCESS FEES FOR COMPUTERIZING THE MARRIAGE LICENSE PROCESS AND PURCHASING ADDITIONAL POSTAGE: R-95-2-115:

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$75,000.00 from the Clerk's excess fees for computerizing the marriage license process and purchasing additional postage was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-95-2-115 - Resolution of the Commission of Knox County, Tennessee appropriating \$75,000.00 from the Clerk's excess fees for computerizing the marriage license process and purchasing additional postage. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 OF THE PUBLIC BUILDING AUTHORITY OF THE COUNTY OF KNOX AND THE CITY OF KNOXVILLE, TENNESSEE FOR FISCAL YEAR 1995-1996 FOR THE CITY-COUNTY BUILDING, AND THE ANDREW JOHNSON BUILDING AND DWIGHT KESSEL METROPOLITAN PARKING GARAGE: R-95-2-116:

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 1995-1996 for the City-County Building, and the Andrew Johnson Building and Dwight Kessel Metropolitan Parking Garage was before the Board of Commissioners.

Mr. Mike Edwards, Administrator, Public Building Authority, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-95-2-116 - 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 1995-1996 for the City-County Building, and the Andrew Johnson Building and Dwight Kessel Metropolitan Parking Garage. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 REVISED TRAVEL REGULATIONS FOR KNOX COUNTY: R-95-2-117:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the revised travel regulations 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 R-95-2-117 -

Resolution of the Commission of Knox County, Tennessee approving the revised travel regulations for Knox County. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Moody 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 AMENDING THE GENERAL FUND BUDGET AND APPROPRIATING \$9,700.00 TO THE COUNTY COMMISSION OFFICE FOR TRAVEL EXPENSES: R-95-2-118:

Consideration of a Resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$9,700.00 to the County Commission Office for travel expenses was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-95-2-118 - Resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$9,700.00 to the County Commission Office for travel expenses. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 THE KNOX COUNTY EXECUTIVE TO INITIATE PROCEEDINGS PURSUANT TO THE CHARTER GOVERNMENT UNIFICATION ACT TO PROVIDE FOR THE UNIFICATION OF THE GOVERNMENTS OF THE TOWN OF FARRAGUT, THE CITY OF KNOXVILLE, AND KNOX COUNTY, TENNESSEE: R-95-2-119:

Consideration of a Resolution of the Commission of Knox County, Tennessee requesting the Knox County Executive to initiate proceedings pursuant to the Charter Government Unification Act to provide for the unification of the Governments of the town of

Farragut, the City of Knoxville, and Knox County, Tennessee was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-95-2-119 - Resolution of the Commission of Knox County, Tennessee requesting the Knox County Executive to initiate proceedings pursuant to the Charter Government Unification Act to provide for the unification of the Governments of the town of Farragut, the City of Knoxville, and Knox County, Tennessee. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, Mills, Bratton and Pinkston voted aye. Commissioner McMillan abstained 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 APPROPRIATING \$125,000.00 FOR THE ACQUISITION OF LAND AND EXPANSION OF THE CARTER CONVENIENCE CENTER: R-95-2-129:

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$125,000.00 for the acquisition of land and expansion of the Carter Convenience Center was before the Board of Commissioners.

Commissioner McMillan moved to approve R-95-2-129 - Resolution of the Commission of Knox County, Tennessee appropriating \$125,000.00 for the acquisition of land and expansion of the Carter Convenience Center. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 for the County Clerk.

B. Trustee:

Mr. Mike Padgett, Knox County Clerk 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.

Mr. Mike Padgett, Knox County Clerk, reported 191 Notary Public Applications.

Commissioner Bratton moved to approve 191 Notary Public Applications. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ROLL CALL: 6:00 P.M.

Ms. Kim Bowen, Minutes Clerk, to Knox County Clerk Mike Padgett, called the roll. Those Commissioners present were Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston.

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IN RE: AMENDMENT TO THE AGENDA:

Technology Corridor:

Appeal of John King on Technology Corridor Development Authority Approval of Certificate of Appropriateness to Chander Bhateja and Cope Associates was deferred to the March regular session of Board of Commissioners.

Mr. John King, Attorney, was present and spoke on the matter.

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IN RE: REZONING REQUEST:

- 1. Request of Ed Loy for rezoning from PR Planned Residential at 1 dwelling unit per acre to Planned Residential at 3 dwelling units per acre R-95-2-122 was before the Board of Commissioners. Fronting

approximately 1040 feet northeast of Harvey Road, northwest side depths approximately 60 feet & 1750 feet, northeast side depths approximately 470 feet & 1040 feet, southeast side depths approximately 420 feet, 100 feet & 340 feet, located approximately 800 feet southeast of Boyd Station Road. Part of parcel 47, CLT Map 162, 5th Commission District, Southwest County Sector Plan.

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

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

Mr. Craig Runger, President, Homeowners Association, was present and spoke in opposition to the request.

Commissioner Davis moved to approve R-95-2-122 Request of Ed Loy for rezoning from PR Planned Residential as per Metropolitan Planning Commission's Recommendation: Approve PR Planned Residential at 1-2.4 dwelling units per acre. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Davis, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Medley, DeSelm, Ragsdale, Leuthold and Teague voted no. The motion carried 13-6-0-0.

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2. Request of David W. Kitts for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-95-2-124 was before the Board of Commissioners. Property located southwest side dead end of unnamed ROW in Hallbrook Subdivision, southwest of Arlie Drive, 7th Commission District.

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

Mr. Carl Eshbaugh, Attorney, representing Mr. David Kitts, was present and spoke on the matter.

Mr. Jerry Saia, area resident, was present and spoke in opposition to the request.

Mr. Randy DeVault, area resident, was present and spoke in opposition to the request.

Ms. Gayla Storment, area resident, was present and spoke in

opposition to the request.

Mr. Bruce Wuethrich, Public Works and Engineering, was present and spoke on the matter.

Mr. Ken Grooms, area resident, was present and spoke on the matter.

Mr. Bruce A. Tschantz, Professor of Civil & Environmental Engineering, University of Tennessee, was present and spoke on the matter.

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

Mr. Greg Mesing, area resident, was present and spoke in opposition to the request.

Commissioner Davis moved to approve R-95-2-124 - Request of David W. Kitts for rezoning from A Agricultural Zone to PR Planned Residential at 1-2 dwelling units per acre as per Metropolitan Planning Commission's Recommendation. Commissioner Cawood seconded the motion.

Commissioner Rogero moved as a substitute motion to defer R-95-2-124 - Request of David W. Kitts for rezoning from A Agricultural Zone to RA Low Density Residential Zone to the March regular Board of Commissioners meeting. Commissioner DeSelm seconded the motion.

Commissioner Ragsdale moved to call for the question on the substitute motion to defer to the March Board of Commissioners meeting. The motion was seconded and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero and DeSelm voted no. The motion carried 17-2-0-0.

Upon roll call vote of the substitute motion to defer R-95-2-124 - Request of David W. Kitts for rezoning from A Agricultural Zone to RA Low Density Residential Zone to the March regular Board of Commissioners meeting by Commissioner Rogero and seconded by Commissioner DeSelm. Commissioner Rogero voted aye.

Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted no. The substitute motion failed 1-18-0-0.

Upon roll call vote of the original motion to approve R-95-2-124 Request of David W. Kitts for rezoning from A Agricultural Zone to PR Planned Residential at 1-2 dwelling units per acre as per Metropolitan Planning Commission's Recommendation by Commissioner Davis and seconded by Commissioner Cawood. Commissioners Jordan, Dirl, Tindell, Moody, Medley, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero and DeSelm voted no. The original motion carried 17-2-0-0.

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3. Request of David Fawver for rezoning from I Industrial Zone to A Agricultural Zone R-95-2-125 was before the Board of Commissioners. Property located West side Patty Road, south of Asheville Highway, Eighth Commission District.

Commissioner McMillan moved to approve R-95-2-125 - Request of David Fawver for rezoning from I Industrial Zone to A Agricultural Zone as per Metropolitan Planning Commission's Recommendation: Approve A Agricultural Zone. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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4. Request of Calvin Humphrey for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-95-2-126 was before the Board of Commissioners. Property located northwest of Callahan Drive, northeast of Clinton Highway, Sixth Commission District.

Commissioner Cawood moved to approve R-95-2-126 - Request of Calvin Humphrey 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 Mills and Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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5. Request of Enterprise Rent-A-Car/Brad Riley for rezoning from OA Office, Medical & Related Services Zone to CA General Business Zone R-95-2-127 was before the Board of Commissioners. Property located south side of Kingston Pike, southwest of Clearfield Road, Fifth Commission District.

Commissioner Griess moved to approve R-95-2-127 - Request of Enterprise Rent-A-Car/Brad Riley for rezoning from OA Office, Medical & Related Services Zone to CA General Business Zone. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: REZONING APPEALS:

Appeal of Scott E. Day for rezoning from A Agricultural Zone and RB General Residential Zone to CA General Business Zone R-95-2-128 was before the Board of Commissioners. Property located north side of Callahan Road, northeast of Clinton Highway, sixth Commission District.

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

Ms. Ruby Dusina, was present and spoke on the matter.

Commissioner Cawood moved to uphold the appeal of Scott E. Day for rezoning from A Agricultural Zone and RB General Residential Zone to CA General Business Zone. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale,

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

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IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE:

ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE
AMENDING THE KNOX COUNTY ZONING ORDINANCE (0-90-9-130)
TO PROVIDE FOR THE RESTORATION AND INSPECTION OF GRADED
LAND. (FIRST READING) 0-95-2-101:

Ordinance of the Commission of Knox County, Tennessee amending the Knox County Zoning Ordinance (0-90-9-130) to provide for the restoration and inspection of graded land on first reading 0-95-2-101 was before the Board of Commissioners.

Commissioner Horner moved to defer to the March regular Board of Commissioners meeting 0-95-2-101. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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.

BOARD OF COMMISSIONERS



LEO COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, March 27, 1995 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Also present were Mr. Mike Padgett, Knox County Clerk, Ms. Kathy Hamilton, Knox County Finance Director, Mr. Thomas Schumpert, Knox County Executive, Mr. Richard Beeler, Knox County Law Director, Mr. Mike Moyers, Knox County Senior 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:

Sister Elizabeth Ronnie, St. Mary's Medical Center, was present and gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Davis 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 defer the following items: Resolution R-95-3-111 - Resolution of the Commission of Knox County, Tennessee, for an acquisition of land for the new West Middle School; and Resolution R-95-3-118 - Resolution of the Commission of Knox County, Tennessee in consideration of the location of Daikin Drivetrain, authorizing a waiver for a portion of future payments from the Development Corporation. He also amended the agenda to

withdraw the following item: Resolution R-95-3-120 - Resolution of the Commission of Knox County, Tennessee, amending the Hotel-Motel Tax Trustee Fund Budget and appropriating \$25,000.00 to the 1995 Tennessee Sportsfest.

2. Commissioner Bratton moved to amend the agenda to add the following item: Resolution R-95-3-134 - Resolution of the Commission of Knox County, Tennessee, in support of legislation to repeal the exemption of the Knox County Trustee from collecting commission on sales tax distributions. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Dirl, Rogero, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale and Griess voted no. The motion failed 11-8-0-0. (2/3 majority vote required)

3. Commissioner Bratton moved to amend the agenda to add the following item: Resolution R-95-3-133 - Resolution of the Commission of Knox County, Tennessee encouraging U.S. Senators Thompson and Frist and Congressman Duncan to oppose the proposed Federal Budget cuts which would eliminate the schools lunch program. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Cawood, Griess, Ragsdale, Tindell, Rogero, Dirl and Jordan voted aye. Commissioners Pinkston, Bratton Mills, McMillan, Cooper, Horner, Teague, Leuthold, DeSelm, Medley and Moody voted no. Commissioner Davis abstained from voting. The motion failed 7-11-1-0.

4. Commissioner Bratton moved to amend the agenda to add the following item: Resolution R-95-3-135 - Resolution of the Commission of Knox County, Tennessee appointing two members to the Board of Construction Standards and applications. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Griess, Leuthold, Ragsdale, Davis, DeSelm, Medley, Moody, Tindell, Rogero, Dirl and Jordan voted aye. Commissioners Pinkston, Bratton, Mills, McMillan, Cooper, Horner, Teague and Cawood voted no. The motion failed 11-8-0-0. (2/3 majority voted required)

5. Commissioner Bratton moved to amend the agenda to add the following item: Resolution R-95-3-136 - Resolution of the Commission of Knox County, Tennessee, requesting that the Knoxville Bar Association conduct a bar poll to determine interested applicants and their qualifications for the position of judge of the Fifth Division of the Knox County General Sessions Court. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Cooper, Horner, Griess, Leuthold, Ragsdale, Davis, DeSelm, Medley, Moody, Tindell, Rogero, Dirl and Jordan voted aye. Commissioners Pinkston, Bratton, Mills, McMillan, Teague and Cawood voted no. The motion carried 13-6-0-0.

6. Without objection, Commissioner Cooper amended the agenda to defer the following item until the April 1995 Board of Commissioners regular session meeting: Ordinance O-95-3-104 - Ordinance of the Commission of Knox County, Tennessee establishing additional qualifications for persons to serve as members of the Knox County Sheriff's Department Merit System Council.

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IN RE: HONORARY AND MEMORIAL RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE MEMORIALIZING H. PAT WOOD, JR. - R-95-3-101:

Consideration of a resolution of the Commission of Knox County, Tennessee memorializing H. Pat Wood, Jr. was before the Board of Commissioners.

Ms. Angie Nesbitt, Minute Clerk to the Knox County Clerk, read the resolution into the record.

Commissioner Pinkston moved to approve Resolution R-95-3-101 - Resolution of the Commission of Knox County, Tennessee memorializing H. Pat Wood, Jr. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan,

Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

Mr. Pat Wood, Sr., and family members were present and expressed appreciation to the Commission for the resolution.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING LYNN NIPPER FOR HIS YEARS OF SERVICE AT ST. MARY'S MEDICAL CENTER - R-95-3-102:

Consideration of a resolution of the Commission of Knox County, Tennessee honoring Lynn Nipper for his years of service at St. Mary's Medical Center was before the Board of Commissioners.

Ms. Angie Nesbitt, Minute Clerk to the Knox County Clerk, read the resolution into the record.

Commissioner Medley moved to approve Resolution R-95-3-102 - Resolution of the Commission of Knox County, Tennessee honoring Lynn Nipper for his years of service at St. Mary's Medical Center. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

Mr. Nipper was present and expressed appreciation to the Commission for the resolution.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING GWYNN TAFT PEARMAN, A 1994 PRESIDENTIAL AWARDEE FOR EXCELLENCE IN SCIENCE AND MATHEMATICS TEACHING - R-95-3-103:

Consideration of a resolution of the Commission of Knox County, Tennessee honoring Gwynn Taft Pearman, a 1994 Presidential Awardee for excellence in Science and Mathematics Teaching was before the Board of Commissioners.

Ms. Angie Nesbitt, Minute Clerk to the Knox County Clerk, read the resolution into the record.

Commissioner Moody moved to approve Resolution R-95-3-103 - Resolution of the Commission of Knox County, Tennessee honoring Gwynn Taft Pearman, a 1994 Presidential Awardee for excellence in Science and Mathematics Teaching. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

Ms. Pearman was present and expressed appreciation to the Commission for the resolution.

Ms. Vickie Andrews, Principal at West Hills Elementary School, was present and spoke on the matter.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING THE RONALD MCDONALD HOUSE ON THEIR TENTH ANNIVERSARY - R-95-3-104:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring the Ronald McDonald House on their tenth anniversary was before the Board of Commissioners.

Ms. Angie Nesbitt, Minute Clerk to the Knox County Clerk, read the resolution into the record.

Commissioner Medley moved to approve Resolution R-95-3-104 - Resolution of the Commission of Knox County, Tennessee, honoring the Ronald McDonald House on their tenth anniversary. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

Ms. Myra Haynes, President of the Board of Directors of the Ronald McDonald House, was present and expressed appreciation to the Commission for the resolution. She also gave the Commissioners a token of appreciation for their support.

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IN RE: DELEGATIONS TO BE HEARD:

1. Mr. Thomas Schumpert, Knox County Executive, was present and spoke concerning a workshop regarding the revised Capital Improvement Plan to be held on Monday, April 3, 1995 at 3:00 p.m. in the Small Assembly Room of the City-County Building. Hel also read a proclamation from the American Records Management Association recognizing Knox County Records Management Day.

2. Commissioner Horner spoke regarding the clean up of an illegal dump located on Hill Road. She also presented a plaque to Knox County and the Knox County Executive for their support in cleaning the dump.

3. Commissioner Medley acknowledged the presence of Ms. Linda Webster, Teacher of the Special Education Program at South-Doyle Middle School, who was attending the meeting on behalf of the Adopt A Teacher Program.

4. Mr. Harold Godson, U.S. Department of Labor Office of Job Corp in Atlanta, was present and spoke concerning the closure of the Job Corp Center in Knoxville.

5. Mr. Bob Zivee, concerned citizen, was present and spoke concerning protection for the ADA from the Federal Government.

6. Mr. Jim Golden, concerned citizen, was present and spoke concerning operations of the legal system.

7. Mr. Steve Leadman, concerned citizen, was present and spoke concerning funding reductions for Indigent Care in Knox County.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on February 27, 1995 (Regular Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on February 27, 1995 (Regular Session). Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague,

Horner, Cooper, McMillan, Mills, 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.

Commissioner Rogero spoke regarding a letter from the Department of Commerce inviting the Commission to a forum to be held on Tuesday, March 28, 1995 from 11:30 a.m. to 1:30 p.m. at the TVA Headquarters in the West Town Auditorium. She advised all Commissioners to attend the meeting to give their ideas about Economic Development for the Commerce to forward to their National Summit in Atlanta.

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

Commissioner DeSelm indicated the Education Committee would tour the following schools on Monday, April 10, 1995: Farragut Middle School - 12:00 p.m.; and Bearden High School - 1:30 p.m.

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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.

Commissioner Teague indicated the Committee Services and Personnel Committee would begin interviewing for the Administrative position for the Commission Office on Thursday, March 30, 1995 beginning at 1:30 p.m.

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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.

Commissioner Cawood spoke regarding the time change for the Commission meetings and advised Commissioners to forward their request to the Committee in writing.

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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 KNOX COUNTY AIR POLLUTION CONTROL BOARD - R-95-3-105:

Consideration of a resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Air Pollution Control Board was before the Board of Commissioners.

Commissioner Ragsdale moved to defer until the April 1995 Board of Commissioners regular session meeting Resolution R-95-3-105 - Resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Air Pollution Control Board. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 KNOX COUNTY GREENS COMMITTEE - R-95-3-106:

Consideration of a resolution of the Commission of Knox County appointing one member to the Knox County Greens Committee was before the Board of Commissioners.

Commissioner Tindell moved to approve Resolution R-95-3-106 - Resolution of the Commission of Knox County appointing one member to the Knox County Greens Committee and that Joe Armstrong be appointed. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 AN ALTERNATE MEMBER TO THE SHERIFF'S DEPARTMENT MERIT SYSTEM COUNCIL FOR A 3 YEAR TERM - R-95-3-107:

Consideration of a resolution of the Commission of Knox County, Tennessee appointing an alternate member to the Sheriff's Department Merit System Council for a 3 year term was before the Board of Commissioners.

Commissioner Griess nominated Mr. Mike Arms.

Commissioner Horner moved that the nominations cease. The motion was seconded and upon voice vote the motion carried 19-0-0-0.

Commissioner Griess moved to approve Resolution R-95-3-107 - Resolution of the Commission of Knox County, Tennessee appointing an alternate member to the Sheriff's Department Merit System Council for a 3 year term and that Mr. Mike Arms be appointed. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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. Scenic Valley Drive, Lake Ridge Subdivision, Unit 4, 2060 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Robert L. Huber, property owner. (District 4)

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

Commissioner Mills moved to accept as completed Scenic Valley Drive, Lake Ridge Subdivision, Unit 4, 2060 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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2. Rising View Lane, Lake Ridge Subdivision, Unit 4, 120 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Robert L. Huber, property owner. (District 4)

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

Commissioner Mills moved to accept as completed Rising View Lane, Lake Ridge Subdivision, Unit 4, 120 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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3. Breezy Ridge Trail, Lake Ridge Subdivision, Unit 4, 400 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Robert L. Huber, property owner. (District 4)

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

Commissioner Mills moved to accept as completed Breezy Ridge Trail, Lake Ridge Subdivision, Unit 4, 400 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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4. Persimmon Lane, Lake Ridge Subdivision, Unit 4, 1020 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Robert L. Huber, property owner. (District 4)

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

Commissioner Mills moved to accept as completed Persimmon Lane, Lake Ridge Subdivision, Unit 4, 1020 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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5. Shady View Lane, Lake Ridge Subdivision, Unit 4, 200 feet in length with a 50 foot right of way was before the Board of Commissioners. Robert L. Huber, property owner. (District 4)

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

Commissioner Mills moved to accept as completed Shady View Lane, Lake Ridge Subdivision, Unit 4, 200 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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B. To be Closed:

1. Consideration of a request to close an undeveloped and unimproved alley of "E" Street was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve the request to close an undeveloped and unimproved alley of "E" Street on second reading. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 A MODIFICATION TO AGREEMENT WITH DURACAP ASPHALT PAVING COMPANY IN THE AMOUNT OF \$32,352.00 - R-95-3-108:

Consideration of a resolution of the Commission of Knox County, Tennessee approving a Modification to Agreement with Duracap Asphalt Paving Company in the amount of \$32,352.00 was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-95-3-108 - Resolution of the Commission of Knox County,

Tennessee approving a Modification to Agreement with Duracap Asphalt Paving Company in the amount of \$32,352.00. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 KAATZ, BINKLEY, JONES & MORRIS FOR ARCHITECTURAL SERVICES FOR THE NEW WEST KNOX MIDDLE SCHOOL - R-95-3-109:

Consideration of a resolution of the Commission of Knox County, Tennessee approving a contract with Kaatz, Binkley, Jones & Morris for architectural Services for the new West Knox Middle School was before the Board of Commissioners.

Mr. Allen Morgan, Superintendent of Knox County Schools, Mr. Thomas Schumpert, Knox County Executive, and Mr. Richard Beeler, Knox County Law Director, were present and spoke on the matter.

Commissioner DeSelm moved to approve Resolution R-95-3-109 - Resolution of the Commission of Knox County, Tennessee approving a contract with Kaatz, Binkley, Jones & Morris for architectural Services for the new West Knox Middle School with the following amendment: the correct amount should be \$85,000.00 and not \$375,000.00 in all areas of the resolution. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Teague 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, TO REQUIRE THE KNOX COUNTY SCHOOL SYSTEM TO SUBMIT INFORMATION IN ADVANCE OF REQUESTS FOR CAPITAL IMPROVEMENT - R-95-3-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, to require the Knox County School System to submit information in advance of requests for capital improvement 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-95-3-110 - Resolution of the Commission of Knox County, Tennessee, to require the Knox County School System to submit information in advance of requests for capital improvement. Commissioner Bratton seconded the motion.

Commissioner Rogero moved as a substitute motion to defer until the April 1995 Board of Commissioners regular session meeting Resolution R-95-3-110 - Resolution of the Commission of Knox County, Tennessee, to require the Knox County School System to submit information in advance of requests for capital improvement. Commissioner Jordan seconded the motion and upon voice vote the substitute motion failed.

Upon roll call vote of the original motion to approve Resolution R-95-3-110 - Resolution of the Commission of Knox County, Tennessee, to require the Knox County School System to submit information in advance of requests for capital improvement, Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Rogero 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, FOR AN ACOUISITION OF LAND FOR THE NEW WEST MIDDLE SCHOOL - R-95-3-111:

This item was deferred until the April 1995 Board of Commissioners Regular Session meeting. (See Amendments to the Agenda, Page 271)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$445,890.00 AND

APPROVING A PIPELINE ADJUSTMENT AGREEMENT WITH EAST
TENNESSEE NATURAL GAS FOR UTILITY ADJUSTMENTS FOR THE
HARDIN VALLEY ROAD PROJECT - R-95-3-112:

Consideration of a resolution of the Commission of Knox County, Tennessee appropriating \$445,890.00 and approving a Pipeline Adjustment Agreement with East Tennessee Natural Gas for utility adjustments for the Hardin Valley Road Project was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-95-3-112 - Resolution of the Commission of Knox County, Tennessee appropriating \$445,890.00 and approving a Pipeline Adjustment Agreement with East Tennessee Natural Gas for utility adjustments for the Hardin Valley Road Project. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 THE STATE
TREASURY DEPARTMENT TO TRANSFER \$12,800.00 FROM KNOX
COUNTY'S LGIP ACCOUNT FOR THE RIGHT OF WAY PHASE OF THE
BRIDGE AND APPROACHES ON MASCOT PIKE OVER ROSEBERRY
CREEK PROJECT - R-95-3-113:

Consideration of a resolution of the Commission of Knox County, Tennessee approving a contract with the State Treasury Department to transfer \$12,800.00 from Knox County's LGIP Account for the Right of Way Phase of the Bridge and Approaches on Mascot Pike over Roseberry Creek Project was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-95-3-113 - Resolution of the Commission of Knox County, Tennessee approving a contract with the State Treasury Department to transfer \$12,800.00 from Knox County's LGIP Account for the Right of Way Phase of the Bridge and Approaches on Mascot Pike

over Roseberry Creek Project. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 \$78,500.00 AND APPROVING AN ENGINEERING AGREEMENT WITH WILBUR SMITH ASSOCIATES TO DEVELOP FINAL RIGHT OF WAY PLANS AND FINAL CONSTRUCTION PLANS FOR MURDOCK LANE FROM LOVELL ROAD TO DUTCHTOWN ROAD - R-95-3-114:

Consideration of a resolution of the Commission of Knox County, Tennessee appropriating \$78,500.00 and approving an Engineering Agreement with Wilbur Smith Associates to develop final right of way plans and final construction plans for Murdock Lane from Lovell Road to Dutchtown Road was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-95-3-114 - Resolution of the Commission of Knox County, Tennessee appropriating \$78,500.00 and approving an Engineering Agreement with Wilbur Smith Associates to develop final right of way plans and final construction plans for Murdock Lane from Lovell Road to Dutchtown Road. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 EXPRESSING AN INTENT TO FUND \$4,000,000.00 FOR THE INDIGENT CARE PROGRAM FOR THE FISCAL YEAR 1995-1996 AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A STATEMENT OF AGREEMENT (CONTRACT) ON INDIGENT CARE FOR 1995-1996 - R-95-3-115:

Consideration of a resolution of the Commission of Knox County expressing an intent to fund \$4,000,000.00 for the Indigent Care Program for the fiscal year 1995-1996 and authorizing the County Executive to execute a Statement of Agreement (Contract) on Indigent Care for 1995-1996 was before the Board of Commissioners.

Mr. Thomas Schumpert, Knox County Executive, Dr. Stephanie Hall, Director of the Knox County Health Department, and Mr. Gary Acuff, Knox County Health Department, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-95-3-115 - Resolution of the Commission of Knox County expressing an intent to fund \$4,000,000.00 for the Indigent Care Program for the fiscal year 1995-1996 and authorizing the County Executive to execute a Statement of Agreement (Contract) on Indigent Care for 1995-1996. Commissioner Moody seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 ENTER INTO A LEASE AGREEMENT WITH THE DEVELOPMENT CORPORATION FOR THE FAIRVIEW TECHNOLOGY CENTER - R-95-3-116:

Consideration of a resolution of the Commission of Knox County, Tennessee authorizing the County Executive to enter into a Lease Agreement with the Development Corporation for the Fairview Technology Center was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve Resolution R-95-3-116 - Resolution of the Commission of Knox County, Tennessee authorizing the County Executive to enter into a Lease

Agreement with the Development Corporation for the Fairview Technology Center. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 HOUSE AND LOT LOCATED AT 7701 MCDANIEL LANE - R-95-3-117:

Consideration of a resolution of the Commission of Knox County, Tennessee approving the sale of a house and lot located at 7701 McDaniel Lane was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-95-3-117 - Resolution of the Commission of Knox County, Tennessee approving the sale of a house and lot located at 7701 McDaniel Lane. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 IN CONSIDERATION OF THE LOCATION OF DAIKIN DRIVETRAIN, AUTHORIZING A WAIVER FOR A PORTION OF FUTURE PAYMENTS FROM THE DEVELOPMENT CORPORATION - R-95-3-118:

This item was deferred until the April 1995 Board of Commissioners Regular Session meeting. (See Amendments to the Agenda, Page 271)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH FARRAGUT DITCHING CO., INC. FOR CONSTRUCTION OF THE SHIPETOWN NEIGHBORHOOD SANITARY SEWER PROJECT - R-95-3-119:

Consideration of a resolution of the Commission of Knox County, Tennessee approving a contract with Farragut Ditching Co., Inc. for construction of the Shipetown Neighborhood Sanitary Sewer Project was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-95-3-119 - Resolution of the Commission of Knox County, Tennessee approving a contract with Farragut Ditching Co., Inc. for construction of the Shipetown Neighborhood Sanitary Sewer Project. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 HOTEL-MOTEL TAX TRUST FUND BUDGET AND APPROPRIATING \$25,000.00 TO THE 1995 TENNESSEE SPORTSFEST - R-95-3-120:

This item was withdrawn from the agenda. See Amendments to the Agenda, Page 271)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING ITT HARTFORD AS THE STOP LOSS CARRIER FOR KNOX COUNTY - R-95-3-121:

Consideration of a resolution of the Commission of Knox County, Tennessee approving ITT Hartford as the stop loss carrier for Knox County was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-95-3-121 - Resolution of the Commission of Knox County, Tennessee approving ITT Hartford as the stop loss carrier for Knox County. Commissioner DeSelm seconded and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 KNOX COUNTY'S INTENT TO ALLOCATE \$1,000,000.00 FROM BOND PROCEEDS FOR THE NEW E-911 CAD SYSTEM WITH AN APPROPRIATE REPAYMENT SCHEDULE TO KNOX COUNTY FROM THE KNOX COUNTY EMERGENCY COMMUNICATIONS DISTRICT - R-95-3-122:

Consideration of a resolution of the Commission of Knox County, Tennessee approving Knox County's intent to allocate \$1,000,000.00 from Bond Proceeds for the new E-911 CAD System with an appropriate repayment schedule to Knox County from the Knox County Emergency Communications District was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-95-3-122 - Resolution of the Commission of Knox County, Tennessee approving Knox County's intent to allocate \$1,000,000.00 from Bond Proceeds for the new E-911 CAD System with an appropriate repayment schedule to Knox County from the Knox County Emergency Communications District. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 TO RESOLUTION R-95-2-114 (RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH CHARLES HOBSON COMPANY, INC. FOR CONSTRUCTION OF THE PELLISSIPPI PARKWAY GREENWAY TRAIL) - R-95-3-123:

Consideration of a resolution of the Commission of Knox County, Tennessee authorizing a technical correction to Resolution R-95-2-114 (Resolution of the Commission of Knox County, Tennessee approving a contract with Charles Hobson Company, Inc. for construction of the Pellissippi Parkway Greenway Trail) was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-95-3-123 - Resolution of the Commission of Knox County, Tennessee authorizing a technical correction to Resolution R-95-2-114 (Resolution of the Commission of Knox County, Tennessee approving a contract with Charles Hobson Company, Inc. for construction of the Pellissippi Parkway Greenway Trail). Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 KNOXVILLE BAR ASSOCIATION CONDUCT A BAR POLL TO DETERMINE INTERESTED APPLICANTS AND THEIR QUALIFICATIONS FOR THE POSITION OF JUDGE OF THE FIFTH DIVISION OF THE KNOX COUNTY GENERAL SESSIONS COURT - R-95-3-136:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting that the Knoxville Bar Association conduct a Bar Poll to determine interested applicants and their qualifications for the position of Judge of the Fifth Division of the Knox County General Sessions Court was before the Board of Commissioners.

Commissioner Medley moved to approve Resolution R-95-3-136 - Resolution of the Commission of Knox County, Tennessee, requesting that the Knoxville Bar Association conduct a Bar Poll to determine interested applicants and their qualifications for the position of Judge of the Fifth Division of the Knox County General Sessions Court. Commissioner DeSelm seconded the motion.

Commissioner DeSelm challenged the ruling of the Chair.

Upon roll call vote to uphold the ruling of the Chairman, Commissioners Jordan, Tindell, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills and Bratton voted aye. Commissioners Rogero, Moody, Medley, DeSelm

and Davis voted no. Commissioners Dirl and Pinkston abstained from voting. The motion carried 12-5-2-0 and all debate ended.

Upon roll call vote of the original motion to approve Resolution R-95-3-136 - Resolution of the Commission of Knox County, Tennessee, requesting that the Knoxville Bar Association conduct a Bar Poll to determine interested applicants and their qualifications for the position of Judge of the Fifth Division of the Knox County General Sessions Court, Commissioners Griess, Leuthold, Ragsdale, Davis, DeSelm, Medley, Moody, Rogero, Dirl and Jordan voted aye. Commissioners Pinkston, Bratton, Mills, McMillan, Cooper, Horner, Teague, Cawood and Tindell voted no. The motion carried 10-9-0-0.

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IN RE: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING ORDINANCE (O-90-9-130) TO PROVIDE FOR THE RESTORATION AND INSPECTION OF GRADED LAND - O-95-3-101 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance (O-90-9-130) to provide for the restoration and inspection of graded land was before the Board of Commissioners on first reading.

Mr. Richard Beeler, Knox County Law Director, and Mr. Bill Kervin, Director of Engineering and Public Works for Knox County, were present and spoke on the matter.

Commissioner Horner moved to approve Ordinance O-95-3-101 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance (O-90-9-130) to provide for the restoration and inspection of graded land on first reading with the following amendment: On page 2, Section 6.11.04, change all areas that read "30" working days to "120" working days. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell,

Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 THE KNOX COUNTY ZONING ORDINANCE (O-90-9-130) TO REGULATE OUTDOOR STORAGE IN THE CA GENERAL BUSINESS ZONE - O-95-3-102 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance (O-90-9-130) to regulate outdoor storage in the CA General Business Zone was before the Board of Commissioners on first reading.

Commissioner Cawood moved to approve Ordinance O-95-3-102 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance (O-90-9-130) to regulate outdoor storage in the CA General Business Zone on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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, REGULATING THE USE OF RESTRICTED USE PESTICIDES - O-95-3-103 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, regulating the use of restricted use pesticides was before the Board of Commissioners on first reading.

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

Commissioner Leuthold moved to approve Ordinance O-95-3-103 - Ordinance of the Commission of Knox County, Tennessee, regulating the use of restricted use pesticides on

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first reading. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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, ESTABLISHING ADDITIONAL QUALIFICATIONS FOR PERSONS TO SERVE AS MEMBERS OF THE KNOX COUNTY SHERIFF'S DEPARTMENT MERIT SYSTEMS COUNCIL O-95-3-104 - (FIRST READING):

This item was deferred until the April 1995 Board of Commissioners Regular Session meeting. (See Amendments to the Agenda, Page 273)

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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 179 applications for Notary Public.

Commissioner Horner moved to approve 179 applications for Notary Public. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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

7. At this time, Commissioner Cooper appointed the

following individuals to a committee to review the Commission's Printing Budget and Travel Budget: Commissioners Tindell, DeSelm and Teague with Commissioner Tindell as Chairman.

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IN RE: ROLL CALL - (6:00 P.M.):

Ms. Angie Nesbitt, Minute Clerk to the Knox County Clerk, called the roll. Those Commissioners responding were Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper McMillan, Bratton and Pinkston. Commissioners Tindell, Davis and Mills arrived later in the meeting.

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

8. Commissioner DeSelm moved to amend the agenda to withdraw the following item: Technology Corridor - Appeal of John King on Technology Corridor Development Authority approval of certificate of appropriateness to Chander Bhateja and Cope Associates, Inc. Commissioner Horner seconded the motion.

Mr. John King, Appellant, and Mr. Jeff Deardorff, Technology Corridor Development Authority, were present and spoke on the matter.

Upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper McMillan, Bratton and Pinkston voted aye. Commissioners Tindell, Davis and Mills arrived later in the meeting. The motion carried 16-0-0-3.

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IN RE: REZONING REQUEST:

1. Consideration of a resolution of the Commission of Knox County approving the request of Drew E. Gilbert for rezoning from A Agricultural Zone to PR Planned Residential Zone at 5 du/ac (by letter applicant has requested that the density be reduced to 3 du/ac) was before the Board of Commissioners. Property located Northwest side South Northshore Drive, northeast side Choto Road, 5th Commission District.

Mr. Arthur Seymour, Attorney representing Drew E. Gilbert, was present and spoke on behalf of the request.

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

Mr. Buddy Gilbert, Developer, was present and spoke on the matter.

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

Commissioner Mills moved to approve Resolution R-95-3-124 - Resolution of the Commission of Knox County approving the request of Drew E. Gilbert for rezoning from A Agricultural Zone to PR Planned Residential Zone at 3 du/ac. Commissioner Dirl seconded the motion.

Commissioner Griess moved as a substitute motion to approve Resolution R-95-3-124 - Resolution of the Commission of Knox County approving the request of Drew E. Gilbert for rezoning from A Agricultural Zone to PR Planned Residential Zone at 2.4 units per developable acres. (MPC's recommendation was to approve for PR Planned Residential Zone at 1 du/ac) Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The substitute motion carried 19-0-0-0. Property located Northwest side South Northshore Drive, northeast side Choto Road, 5th Commission District.

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2. Consideration of a resolution of the Commission of Knox County approving the request of Mark Cawood/Jeff Friar for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-5 du/ac was before the Board of Commissioners. Property located North side Beaver Ridge Road, northwest of Oak Ridge Highway, 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-95-3-125 - Resolution of the Commission of Knox County approving the request of Mark Cawood/Jeff Friar for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-5 du/ac as per MPC's recommendation. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Moody, Medley, DeSelm, Ragsdale, Leuthold, Teague, Horner and Cooper voted aye. Commissioners Tindell, McMillan, Mills, Bratton and Pinkston voted no. Commissioners Dirl, Davis and Griess abstained from voting. Commissioner Cawood recused himself from the vote. The motion carried 10-5-4-0. Property located Northside Beaver Ridge Road, northwest of Oak Ridge Highway, 6th Commission District.

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3. Consideration of a resolution of the Commission of Knox County approving the request of Bill McSpadden for rezoning from CA General Business Zone to PR Planned Residential Zone at 1-3 du/ac was before the Board of Commissioners. Property located Northwest side Beaver Creek Drive, east of Central Avenue Pike, 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-95-3-126 - Resolution of the Commission of Knox County approving the request of Bill McSpadden for rezoning from CA General Business Zone to PR Planned Residential Zone at 1-3 du/ac as per MPC's recommendation. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0. Property located Northwest side Beaver Creek Drive, east of Central Avenue Pike, 7th Commission District.

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4. Consideration of a resolution of the Commission of Knox County approving the request of Adelaide M. Coleman for

rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-3 du/ac was before the Board of Commissioners. Property located Southeast side Westland Drive, southwest of Ebenezer Road, 5th Commission District.

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

Commissioner Griess moved to approve Resolution R-95-3-127 - Resolution of the Commission of Knox County approving the request of Adelaide M. Coleman for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-3 du/ac as per MPC's recommendation. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0. Property located Southeast side Westland Drive, southwest of Ebenezer Road, 5th Commission District.

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5. Consideration of a resolution of the Commission of Knox County approving the request of William Olin for rezoning from A Agricultural Zone to PR Planned Residential Zone at 7 du/ac was before the Board of Commissioners. Property located Northwest side McKamey Road, southwest of Carbury Drive, 3rd Commission District.

Mr. Chip Owen, representing William Olin, was present and spoke on behalf of the request.

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

Ms. Debbie Carpenter, area resident, was present and spoke in opposition to the request.

Commissioner Moody moved to approve Resolution R-95-3-128 - Resolution of the Commission of Knox County approving the request of William Olin for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-3 du/ac. (MPC's recommendation was to approve for PR Planned Residential Zone at 1-4 du/ac) Commissioner Medley seconded the motion.

Commissioner Griess moved as a substitute motion to approve Resolution R-95-3-128 - Resolution of the Commission of Knox County approving the request of William Olin for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-4 du/ac as per MPC's recommendation. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Davis, Griess, Cooper, McMillan and Bratton voted aye. Commissioners Rogero, Tindell, Moody, Medley, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Mills and Pinkston voted no. The substitute motion failed 7-12-0-0.

Upon roll call vote of the original motion to approve Resolution R-95-3-128 - Resolution of the Commission of Knox County approving the request of William Olin for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-3 du/ac, Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0. Property located Northwest side McKamey Road, southwest of Carbury Drive, 3rd Commission District.

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6. Consideration of a resolution of the Commission of Knox County approving the request of Dennis Gore for rezoning from A Agricultural Zone to Planned Residential Zone at 3 du/ac was before the Board of Commissioners. Property located East side Beeler Road, south of Emory Road, 8th Commission District.

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

Commissioner Mills moved to approve Resolution R-95-3-129 - Resolution of the Commission of Knox County approving the request of Dennis Gore 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 Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston

voted aye. Commissioner Davis was absent from the vote. The motion carried 18-0-0-1. Property located East side Beeler Road, south of Emory Road, 8th Commission District.

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7. Consideration of a resolution of the Commission of Knox County approving the request of Virgil Wilder for rezoning from RA Low Density Residential & F Floodway Zone to A Agricultural & F Floodway Zone was before the Board of Commissioners. Property located North side Garrison Road, west of Boomerang Lane, 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-95-3-130 - Resolution of the Commission of Knox County approving the request of Virgil Wilder for rezoning from RA Low Density Residential & F Floodway Zone to A Agricultural & F Floodway Zone as per MPC's recommendation. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Davis was absent from the vote. The motion carried 18-0-0-1. Property located North side Garrison Road, west of Boomerang Lane, 6th Commission District.

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8. Consideration of a resolution of the Commission of Knox County approving the request of Marshall Ivey for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located Southeast side Tazewell Pike, southwest of Henegar Road, 8th Commission District.

Mr. Marshall Ivey, Petitioner, and Mr. Bill Petty, Attorney representing the petitioner, were present and spoke on behalf of the request.

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

Ms. Wanda Williams, adjacent property owner, and Mr. Gene Woods, area resident, were present and spoke in opposition to the request.

Commissioner McMillan moved to deny Resolution R-95-3-131 - Resolution of the Commission of Knox County approving the request of Marshall Ivey for rezoning from A Agricultural Zone to RA Low Density Residential Zone. Commissioner Mills seconded the motion.

Commissioner Davis moved as a substitute motion to approve Resolution R-95-3-131 - Resolution of the Commission of Knox County approving the request of Marshall Ivey for rezoning from A Agricultural Zone to RAE Single-family Exclusive Residential Zone as per MPC's recommendation. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Moody, Medley, DeSelm, Davis, Ragsdale, Cawood and Bratton voted aye. Commissioners Rogero, Tindell, Leuthold, Teague, Horner, Cooper, McMillan, Mills and Pinkston voted no. Commissioner Griess recused himself from the vote. The substitute motion failed 9-9-1-0.

At this time, Commissioners McMillan and Mills withdrew the original motion to deny Resolution R-95-3-131 - Resolution of the Commission of Knox County approving the request of Marshall Ivey for rezoning from A Agricultural Zone to RA Low Density Residential Zone.

No other action was taken.

The property remained zoned Agricultural.

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9. Consideration of a resolution of the Commission of Knox County approving the request of Ronald L. Grimm, Trustee, for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-5 du/ac was before the Board of Commissioners. Property located Southeast side Northshore Drive, southwest of Pellissippi Parkway, 5th Commission District.

Mr. John Fowler, Attorney representing Ronald L. Grimm, 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-95-3-132 - Resolution of the Commission of Knox County approving the request of Ronald L. Grimm, Trustee, for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-3 du/ac. Commissioner Leuthold seconded the motion.

Commissioner Bratton moved as a substitute motion to defer until the April 1995 Board of Commissioners Regular Session meeting Resolution R-95-3-132 - Resolution of the Commission of Knox County approving the request of Ronald L. Grimm, Trustee, for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-5 du/ac. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, Davis, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, Mills, Bratton and Pinkston voted aye. Commissioners Dirl, DeSelm and Griess voted no. Commissioner McMillan was absent from the vote. The substitute motion carried 15-3-0-1.

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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 THE KNOX COUNTY ZONING ORDINANCE (O-90-9-130) TO PROVIDE FOR THE RESTORATION AND INSPECTION OF GRADED LAND - O-95-3-101 - (FIRST READING):

This item was heard earlier on the day's agenda. (See Ordinances on first reading, Page 292)

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING ORDINANCE (O-90-9-130) TO REGULATE OUTDOOR STORAGE IN THE CA GENERAL BUSINESS ZONE - O-95-3-102 - (FIRST READING):

This item was heard earlier on the day's agenda. (See Ordinances on first reading, Page 293)

IN RE: TECHNOLOGY CORRIDOR:

1. Consideration of the appeal of John King on Technology Corridor Development Authority approval of certificate of appropriateness to Chander Bhateja and Cope Associates, Inc. was before the Board of Commissioners.

This item was withdrawn from the agenda. (See Amendments to the Agenda, Page 295)

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IN RE: PLAN AND PLAN AMENDMENTS:

Consideration of the proposed plan amendment to the East Knox County Sector Plan was before the Board of Commissioners.

Commissioner Mills moved to defer until the April 1995 Board of Commissioners Regular Session meeting consideration of the proposed plan amendment to the East Knox County Sector Plan. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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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 24, 1995 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Also present were Mr. Thomas Schumpert, Knox County Executive, Mr. Mike Moyers, Knox County Senior Deputy Law Director, Ms. Kathy Hamilton, Director, Knox County Finance and news media.

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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:

Mr. Thomas Schumpert, Knox County Executive, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Wanda Moody 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 from the agenda R-95-4-105 - Resolution of the Commission of Knox County, Tennessee encouraging U.S. Senators Thompson and Frist and Congressman Duncan to oppose the proposed Federal Budget Cuts which would eliminate the School Lunch Program.

* * * * *

2. Add R-95-4-129 - Resolution of the Commission of Knox County, Tennessee in opposition to the federal railroad association proposed rules change on grade crossings.

* * * * *

3. Add R-95-4-130 - Resolution of the Commission of Knox County, appointing three members to the Board of Construction Standards and Applications.

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4. Defer to the May Regular Board of Commissioners meeting R-95-4-102 - Resolution of the Commission of Knox County, Tennessee approving an acquisition of land for the new West Middle School.

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5. Add R-95-4-131 - Resolution of the Commission of Knox County, Tennessee requesting that Knox County be excluded from the provisions of Senate Bill 1346 and House Bill 655 regarding Tourist Oriented Directional Signs on Scenic Highways.

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6. Add R-95-4-132 - Resolution of the Commission of Knox County, Tennessee requesting that Knox County be excluded from the provisions of Senate Bill 526 and House Bill 463 regarding Tourist Oriented Directional Signs on Scenic Highways.

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7. Defer to the May Regular Board of Commissioners meeting R-95-4-106 - Resolution of the Commission of Knox County, Tennessee, authorizing the transfer of school nurse positions from the Health Department to schools.

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8. Defer to the May Regular Board of Commissioners meeting R-95-4-112 - Resolution of the Commission of Knox County, Tennessee in consideration of the location of Daikin Drivetrain, authorizing a waiver for a portion of future payments from the Development Corporation.

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IN RE: DELEGATIONS TO BE HEARD:

1. Mr. Tony Columbo was present and spoke on drunk drivers.

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2. Oscar Poor Boy Brown was present and spoke on an appointment of an African-American for the Judge of Fifth Division.

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3. Mr. Thomas Schumpert, Knox County Executive was present and stated that April 23, 1995 - April 29, 1995 as Victims' Rights Week. Mr. Schumpert read a proclamation into the record.

PROCLAMATION

VICTIMS' RIGHTS WEEK

WHEREAS, Crime Victims' Rights Week offers our citizens the opportunity to join the East Tennessee Victims' Rights Task Force in recognition of the rights of crime victims; and

Whereas, the County of Knox is pleased to designate the week of April 23-29, 1995 as a time to make a commitment to do our part to stop violence by reporting crimes, by supporting more equitable sentencing laws, and by refusing to tolerate injustice in our homes or on our streets; and

Whereas, violence is on the rise in America, and there are over a million crimes committed each year in the United States; and

Whereas, as a result of criminal violation, the victims suffer financial, physical and emotional injuries that often need practical and psychological assistance; and

Whereas, as County Executive, I urge concerned citizens to join the East Tennessee Victims' Rights Task Force in efforts to obtain equal justice for innocent victims of crime and to help them overcome the trauma associated with the crimes.

E412218

NOW THEREFORE, I, THOMAS SCHUMPERT, KNOX COUNTY EXECUTIVE, DO HEREBY PROCLAIM APRIL 23-29, 1995 AS

VICTIMS' RIGHTS WEEK

in Knox County, and urge all citizens to join me in this worthwhile observance.

Let all within the reach of this proclamation heed its directive(s).

His Honor the Knox County Executive Thomas Schumpert.

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4. At this time Commissioner DeSelm introduced Ms. Terri LaSorsa, Adopt a Teacher from Doyle Middle School.

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IN RE: CONSIDERATION OF APPROVAL OF MINUTES OF THE PREVIOUS MEETING ON MARCH 27, 1995 (REGULAR SESSION):

Consideration of approval of minutes of the previous meeting on March 27, 1995 was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on March 27, 1995. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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.

Commissioner Teague reported on interviewing for the Commission Office Administrative Assistant and will try and set up a workshop on May 4, 1995.

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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 Rules 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 THREE MEMBERS TO THE KNOX COUNTY AIR POLLUTION CONTROL BOARD: R-95-4-101:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing three members to the Knox County Air Pollution Control Board was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-95-4-101 - Resolution of the Commission of Knox County, Tennessee, appointing three members to the Knox County Air Pollution Control Board with the following names: Dr. Wayne Davis, Mr. Steve Hillenbrand and Ms. Lisa

Stinton. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: REPORTS OF OFFICIALS:

Consideration of reports of the following 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 Libraries
- H. Old Records

Commissioner Griess moved to refer the reports of the Officials to the appropriate committees. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 Bratton moved to refer the reports of County Agencies to the appropriate committees. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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. Wake Bridge Boulevard, Worthington Place Subdivision, Unit 4, 1350 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; Steve Price property owner. (District 6)

Mr. Bruce Wuethrich, Knox County Engineering and Public Works, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Mills moved to accept as completed Wake Bridge Boulevard, Worthington Place Subdivision, Unit 4, 1350 feet in length with a 50 foot right of way. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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2. John Sevier Estates, John Sevier Estates Subdivision, Unit 1, 750 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; Alvin R. Webb property owner. (District 8)

Mr. Bruce Wuethrich, Knox County Engineering and Public Works, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Mills moved to accept as completed John Sevier Estates, John Sevier Estates Subdivision, Unit 1, 750 feet in length

with a 50 foot right of way. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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3. Hidden Brook Road, Hidden Brook Subdivision, Unit 1, 1900 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; Bill McSpadden property owner. (District 6)

Mr. Bruce Wuethrich, Knox County Engineering and Public Works, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Mills moved to accept as completed Hidden Brook Road, Hidden Brook Subdivision, Unit 1, 1900 feet in length with a 50 foot right of way. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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4. Pebble Creek Road, Hidden Brook Subdivision, Unit 1, 1140 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; Bill McSpadden property owner. (District 6)

Mr. Bruce Wuethrich, Knox County Engineering and Public Works, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Mills moved to accept as completed Pebble Creek Road, Hidden Brook Subdivision, Unit 1, 1140 feet in length with a 50 foot right of way. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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5. Berkford Road, Hidden Brook 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; Bill McSpadden property owner. (District 6)

Mr. Bruce Wuethrich, Knox County Engineering and Public Works, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Mills moved to accept as completed Berkford Road, Hidden Brook Subdivision, Unit 1, 620 feet in length with a 50 foot right of way. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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6. Frog Pond Lane, Woodland Springs Subdivision, Unit 2, 300 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; McClamrock, Schmid, & McLean property owners. (District 4)

Mr. Bruce Wuethrich, Knox County Engineering and Public Works, was present and stated that the road has been inspected and was found to meet all County requirements.

Commissioner Mills moved to accept as completed Frog Pond Lane, Woodland Springs Subdivision, Unit 2, 300 feet in length with a 50 foot right of way. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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7. Fox Field Lane, Woodland Springs Subdivision, Unit 3, 400 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; McClamrock, Schmid, & McLean property owners. (District 4)

Mr. Bruce Wuethrich, Knox County Engineering and Public Works, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Mills moved to accept as completed Fox Field Lane, Woodland Springs Subdivision, Unit 3, 400 feet in length with a 50 foot right of way. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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8. Ivy Point Lane, Woodland Springs Subdivision, Unit 3, 1020 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; McClamrock, Schmid, & McLean property owner. (District 4)

Mr. Bruce Wuethrich, Knox County Engineering and Public Works, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Mills moved to accept as completed Ivy Point Lane, Woodland Springs Subdivision, Unit 3, 1020 feet in length with a 50 foot right of way. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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9. Barbee Lane, Echo Valley Subdivision, Unit 9, 200 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; Nova, Inc. property owner. (District 4)

Mr. Bruce Wuethrich, Knox County Engineering and Public Works, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Mills moved to accept as completed Barbee Lane, Echo Valley Subdivision, Unit 9, 200 feet in length with a 50

foot right of way. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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10. Vienna Lane, Echo Valley Subdivision, Unit 9, 200 feet in length with a 50 foot right of way was before the Board of Commissioner to be accepted as completed; Nova, Inc. property owner. (District 4)

Mr. Bruce Wuethrich, Knox County Engineering and Public Works, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Mills moved to accept as completed Vienna Lane, Echo Valley Subdivision, Unit 9, 200 feet in length with a 50 foot right of way. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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To be closed:

1. Consideration of a request to close an undeveloped and unimproved road off Oak Ridge Highway (Solway Ferry Road) was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to approve the request to close an undeveloped and unimproved road off Oak Ridge Highway (Solway Ferry Road). Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 Mt. Olive Road was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to approve the request to close a portion of Mt. Olive Road. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 FEREDONNA COMMUNICATIONS IN THE AMOUNT OF \$73,634.50 FOR PRINTING OF SCHOOL COUPON BOOKS AND STUDENT BROCHURES: R-95-4-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Feredonna Communications in the amount of \$73,634.50 for printing of School Coupon Books and Student Brochures was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve R-95-4-103 - Resolution of the Commission of Knox County, Tennessee approving a contract with Feredonna Communications in the amount of \$73,634.50 for printing of School Coupon Books and Student Brochures. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 THE PURCHASE OF FIVE PARCELS OF PROPERTY NEEDED FOR THE AUSTIN-EAST MAGNET HIGH SCHOOL EXPANSION: R-95-4-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing the purchase of five parcels of property needed for the Austin-East Magnet High School expansion was before the Board of Commissioners.

Commissioner Jordan moved to approve R-95-4-104 - Resolution of the Commission of Knox County, Tennessee authorizing the purchase of five parcels of property needed for the Austin-East Magnet High School expansion. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 AN AMOUNT NOT TO EXCEED \$75,000.00 AND APPROVING A CONTRACT WITH FOX ENVIRONMENTAL SERVICES FOR CLEANUP OF A SITE WITH LEAKING UNDERGROUND STORAGE TANKS: R-95-4-107:

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating an amount not to exceed \$75,000.00 and approving a contract with Fox Environmental Services for cleanup of a site with leaking underground storage tanks was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve R-95-4-107 - Resolution of the Commission of Knox County, Tennessee appropriating an amount not to exceed \$75,000.00 and approving a contract with Fox Environmental Services for cleanup of a site with leaking underground storage tanks. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 \$746,000.00 FOR ARCHITECTURAL SERVICES FOR EXPANSION AND RENOVATION OF THE KNOX COUNTY HEALTH DEPARTMENT: R-95-4-108:

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$746,000.00 for architectural services for expansion and renovation of the Knox County Health Department was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-95-4-108 - Resolution of the Commission of Knox County, Tennessee appropriating \$746,000.00 for architectural services for expansion and renovation of the Knox County Health Department. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 KNOXVILLE METRO OFFICIALS ASSOCIATION IN THE AMOUNT OF \$72,414.00 FOR SOFTBALL, BASEBALL, AND FOOTBALL OFFICIALS: R-95-4-109:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Knoxville Metro Officials Association in the amount of \$72,414.00 for softball, baseball, and football officials was before the Board of Commissioners.

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

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

Commissioner Leuthold moved to approve R-95-4-109 - Resolution of the Commission of Knox County, Tennessee approving a contract with Knoxville Metro Officials Association in the amount of \$72,414.00 for softball, baseball, and football officials.

Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 AMENDMENT WITH
OGDEN ENVIRONMENTAL AND ENERGY SERVICES TO EXTEND CONTRACT
TERM AND ADD CONSTRUCTION SUPERVISION SERVICES ON THE
MOUNT OLIVE SEWER PROJECT: R-95-4-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract amendment with Ogden Environmental and Energy Services to extend contract term and add construction supervision services on the Mount Olive Sewer Project was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-95-4-110 - Resolution of the Commission of Knox County, Tennessee, approving a contract amendment with Ogden Environmental and Energy Services to extend contract term and add construction supervision services on the Mount Olive Sewer Project. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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-95-2-113 AND
APPROVING A CONTRACT WITH SAFFLES CONSTRUCTION CORPORATION
FOR CONSTRUCTION OF THE MOUNT OLIVE SANITARY SEWER
PROJECT: R-95-4-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee, rescinding Resolution R-95-2-113 and approving a contract with Saffles Construction Corporation for construction of the Mount Olive Sanitary Sewer Project was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-95-4-111 - Resolution of the Commission of Knox County, Tennessee, rescinding Resolution R-95-2-113 and approving a contract with Saffles Construction Corporation for construction of the Mount Olive Sanitary Sewer Project. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley,

DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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, ESTABLISHING A KNOX COUNTY REGIONAL FARMERS' MARKET ADVISORY AND DEVELOPMENT BOARD: R-95-4-113:

Consideration of a Resolution of the Commission of Knox County, Tennessee, establishing a Knox County Regional Farmers' Market Advisory and Development Board was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-95-4-113 - Resolution of the Commission of Knox County, Tennessee, establishing a Knox County Regional Farmers' Market Advisory and Development Board. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 BUDGET FOR THE DEVELOPMENT CORPORATION OF KNOX COUNTY FOR THE FISCAL YEAR 1995-1996: R-95-4-114:

Consideration of a Resolution of the Commission of Knox County, approving a budget for the Development Corporation of Knox County for the fiscal year 1995-1996 was before the Board of Commissioners.

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

Ms. Melissa Ziegler, Director, Development Corporation, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-95-4-114 - Resolution of the Commission of Knox County, approving a budget for the Development Corporation of Knox County for the fiscal year 1995-1996. Commissioner Pinkston seconded the motion.

Commissioner Ragsdale moved as a substitute motion to defer to the June Regular Board of Commissioners meeting R-95-4-114 - Resolution of the Commission of Knox County, approving a budget for the Development Corporation of Knox County for the fiscal year 1995-1996. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Moody, Medley, Davis, Ragsdale, Griess, Cawood, Mills and Bratton voted aye. Commissioners Dirl, Tindell, DeSelm, Leuthold, Teague, Horner, Cooper, McMillan 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, APPROVING A CONTRACT FOR AUDIT SERVICES:
R-95-4-115:

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 R-95-4-115 - Resolution of the Commission of Knox County, approving a contract for audit services. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. 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 \$17,000.00 TO THE TRUSTEE'S OFFICE FOR ADDITIONAL POSTAGE TO MAIL DELINQUENT TAX NOTICES:
R-95-4-116:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the General Fund Budget and appropriating \$17,000.00 to the Trustee's Office for additional postage to mail delinquent tax notices was before the Board of Commissioners.

Mr. Mike Lowe, Knox County Trustee, was present and spoke on the matter.

McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: AMENDMENT TO THE AGENDA:

Commissioner Griess moved to defer to the May regular Board of Commissioners meeting 0-95-4-102 - Consideration of an Ordinance of the Commission of Knox County, Tennessee, adopting the Unfit Building Ordinance. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 \$100,000.00 FOR NEW CAD EQUIPMENT FOR THE SHERIFF, EMS, AND FIRE SAFETY DEPARTMENT TO TIE TO THE E-911 SYSTEM: R-95-4-117:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the General Fund Budget and appropriating \$100,000.00 for new CAD equipment for the Sheriff, EMS, and Fire Safety Department to tie to the E-911 system was before the Board of Commissioners.

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

Commissioner Leuthold moved to defer R-95-4-117 - Resolution of the Commission of Knox County, Tennessee, amending the General Fund Budget and appropriating \$100,000.00 for new CAD equipment for the Sheriff, EMS, and Fire Safety Department to tie to the E-911 system to the May Regular Board of Commissioners meeting. Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: AMENDMENT TO THE AGENDA:

Commissioner Dirl moved to hear O-95-4-103 - Ordinance of the Commission of Knox County, Tennessee, regarding litigation tax and court cost assessed on county ordinance violatons (first reading). Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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, REGARDING LITIGATION TAX AND COURT COST ASSESSED ON COUNTY ORDINANCE VIOLATIONS: FIRST READING: O-95-4-103:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, regarding litigation tax and court cost assessed on County Ordinance Violations on first reading was before the Board of Commissioners.

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

Mrs. Laura Schaad, Chief Deputy Clerk, Knox County Sessions and Circuit Court, was present and spoke on the matter.

Judge Geoff Emory, was present and spoke on the matter.

Commissioner Leuthold moved to approve O-95-4-103 - Ordinance of the Commission of Knox County, Tennessee, regarding litigation tax and court cost assessed on County Ordinance Violations on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 THIRD NATIONAL BANK TO ACCEPT

FACSIMILE SIGNATURES: R-95-4-118:

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing Third National Bank to accept facsimile signatures was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-95-4-118 - Resolution of the Commission of Knox County, Tennessee authorizing Third National Bank to accept facsimile signatures. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 IN SUPPORT OF LEGISLATION TO REPEAL THE EXEMPTION OF THE KNOX COUNTY TRUSTEE FROM COLLECTING COMMISSION ON SALES TAX DISTRIBUTIONS: R-95-4-119:

Consideration of a Resolution of the Commission of Knox County, Tennessee in support of legislation to repeal the exemption of the Knox County Trustee from collecting commission on sales tax distributions was before the Board of Commissioners.

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

Mr. Mike Lowe, Knox County Trustee, was present and spoke on the matter.

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

Commissioner Bratton moved to approve R-95-4-119 - Resolution of the Commission of Knox County, Tennessee in support of legislation to repeal the exemption of the Knox County Trustee from collecting commission on sales tax distributions. Commissioner Horner seconded the motion.

Commissioner DeSelm moved as an amendment to delete Section 1 and to read as follows: Knox County Commission directs the Trustee to pay all Knoxville, Farragut and school system sales tax due without deleting Commission immediately and in the future. Commissioner Moody seconded the motion.

Commissioner Cooper overruled Commissioner DeSelm's amendment and Commissioner DeSelm challenged the ruling of the Chairman and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale and Griess voted aye. Commissioners Dirl, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted no. The challenge to the Chair failed 9-10-0-0.

Commissioner Moody moved as substitute motion to defer to the May regular Board of Commissioners meeting R-95-4-119 - Resolution of the Commission of Knox County, Tennessee in support of legislation to repeal the exemption of the Knox County Trustee from collecting commission on sales tax distributions. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis and Ragsdale voted aye. Commissioners Dirl, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted no. The substitute motion to defer to May regular Board of Commissioners meeting failed 8-11-0-0.

Upon roll call of the original motion by Commissioner Bratton and seconded by Commissioner Horner to approve R-95-4-119 - Resolution of the Commission of Knox County, Tennessee in support of legislation to repeal the exemption of the Knox County Trustee from collecting commission on sales tax distributions. Commissioners Dirl, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, and Griess. The motion carried 10-9-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE CAPITAL IMPROVEMENT PLAN FOR FISCAL YEAR 1999-2000: R-95-4-120:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the Capital Improvement Plan for fiscal year 1999-2000 was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve R-95-4-120 - Resolution of the Commission of Knox County, Tennessee, approving the Capital Improvement Plan for fiscal year 1999-2000. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Moody, Medley, DeSelm, Ragsdale, Leuthold, Griess, Cawood and Teague voted aye. Commissioners McMillan, Mills, Bratton and Pinkston voted no. Commissioners Rogero, Tindell, Davis, Horner, and Cooper abstained from the vote. The motion carried 10-4-5-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A REQUEST TO CHANGE A STREET NAME FROM ANNA JEAN LANE TO LAKE BLUFF COURT FROM TOPSIDE ROAD TO THE END OF THE CUL-DE-SAC: R-95-4-122:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a request to change a street name from Anna Jean Lane to Lake Bluff Court from Topside Road to the end of the cul-de-sac was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-95-4-122 - Resolution of the Commission of Knox County, Tennessee, approving a request to change a street name from Anna Jean Lane to Lake Bluff Court from Topside Road to the end of the cul-de-sac with the following change: On page 2 change from Anne to "Anna". Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 IN OPPOSITION TO THE FEDERAL RAILROAD ASSOCIATION PROPOSED RULE CHANGE ON GRADE CROSSINGS: R-95-4-129:

Consideration of a Resolution of the Commission of Knox County in opposition to the Federal Railroad Association proposed rule change on grade crossings was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-95-4-129 - Resolution of the Commission of Knox County in opposition to the Federal Railroad Association proposed rule change on grade crossings.

Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 THREE MEMBERS TO THE BOARD OF CONSTRUCTION STANDARDS AND APPLICATIONS: R-95-4-130:

Consideration of a Resolution of the Commission of Knox County, appointing three members to the Board of Construction Standards and Applications was before the Board of Commissioners.

Commissioner Griess moved to approve R-95-4-130 - Resolution of the Commission of Knox County, appointing three members to the Board of Construction Standards and Applications with the following names Mr. Dick Kelso and Al Barnes. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 18-0-1-0. Commissioner Ragsdale abstained from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING THAT KNOX COUNTY BE EXCLUDED FROM THE PROVISIONS OF SENATE BILL 1346 AND HOUSE BILL 655 REGARDING TOURIST ORIENTED DIRECTIONAL SIGNS ON SCENIC HIGHWAYS: R-95-4-131:

Consideration of a Resolution of the Commission of Knox County, Tennessee, requesting that Knox County be excluded from the provisions of Senate Bill 1346 and House Bill 655 regarding tourist oriented directional signs on scenic highways was before the Board of Commissioners.

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

Commissioner DeSelm moved to approve R-95-4-131 -

Resolution of the Commission of Knox County, Tennessee, requesting that Knox County be excluded from the provisions of Senate Bill 1346 and House Bill 655 regarding tourist oriented directional signs on scenic highways. Commissioner Davis seconded the motion.

Commissioner Bratton moved as a substitute motion to defer back to Intergovernmental Committee and bring back to Board of Commissioners at the May regular Board of Commissioners meeting. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Cawood, Cooper, Bratton and Pinkston voted aye. Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Teague and Mills voted no. Commissioner Horner abstained from the vote. Commissioners Tindell and McMillan were absent from the vote. The substitute motion failed 4-12-1-2.

Upon roll call of the original motion by Commissioner DeSelm and seconded by Commissioner Davis to approve R-95-4-131 - Resolution of the Commission of Knox County, Tennessee, requesting that Knox County be excluded from the provisions of Senate Bill 1346 and House Bill 655 regarding tourist oriented directional signs on scenic highways. Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Teague, Horner and Mills voted aye. Commissioners Cawood, Cooper, Bratton and Pinkston voted no. Commissioners Tindell and McMillan were absent from the vote. The motion carried 13-4-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING THAT KNOX COUNTY BE EXCLUDED FROM THE PROVISIONS OF SENATE BILL 526 AND HOUSE BILL 463 REGARDING TOURIST ORIENTED DIRECTIONAL SIGNS ON SCENIC HIGHWAYS: R-95-4-132:

Consideration of a Resolution of the Commission of Knox County, Tennessee requesting that Knox County be excluded from the provisions of Senate Bill 526 and House Bill 463 regarding tourist oriented directional signs on scenic highways was before the Board of Commissioners.

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

Commissioner Bratton moved as a substitute motion to defer back to Intergovernmental Committee and bring back to Board of Commissioners at the May regular Board of Commissioners meeting R-95-4-132 - Resolution of the Commission of Knox County, Tennessee requesting that Knox County be excluded from the provisions of Senate Bill 526 and House Bill 463 regarding tourist oriented directional signs on scenic highways. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Cawood, Cooper, Bratton and Pinkston voted aye. Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Teague and Mills voted no. Commissioner Horner abstained from the vote. Commissioners Tindell and McMillan were absent from the vote. The substitute motion failed 4-12-1-2.

Upon roll call vote of the original motion by Commissioner DeSelm and seconded by Commissioner Davis to approve R-95-4-132 - Resolution of the Commission of Knox County, Tennessee requesting that Knox County be excluded from the provisions of Senate Bill 526 and House Bill 463 regarding tourist oriented directional signs on scenic highways. Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Teague, Horner and Mills voted aye. Commissioners Cawood, Cooper, Bratton and Pinkston voted no. Commissioners Tindell and McMillan were absent from the vote. The motion carried 13-4-0-2.

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IN RE: ORDINANCES ON FIRST READING:

CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ESTABLISHING ADDITIONAL QUALIFICATIONS FOR PERSONS TO SERVE AS MEMBERS OF THE KNOX COUNTY SHERIFF'S DEPARTMENT MERIT SYSTEM COUNCIL: 0-95-4-101:

FIRST READING:

At this time Commissioner Cooper stepped down from the Chair and Commissioner Tindell Vice-Chairman presided.

Consideration of an Ordinance of the Commission of Knox County, Tennessee, establishing additional qualifications for persons

to serve as members of the Knox County Sheriff's Department Merit System Council was before the Board of Commissioners on first reading.

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

Commissioner Rogero moved to approve 0-95-4-101 - Ordinance of the Commission of Knox County, Tennessee, establishing additional qualifications for persons to serve as members of the Knox County Sheriff's Department Merit System Council. Commissioner DeSelm seconded the motion.

Commissioner Leuthold moved as a substitute motion to approve with the following amendment: Section 1: read as follows:

"No person shall be eligible to serve as a member of the council if they have previously been employed by the Department within the five (5) calendar years preceding their appointment by the Commission, or be appointed or re-appointed if any member of such persons immediate family is employed by the Knox County Sheriff's Department. For the purposes of this section, "immediately family" shall include spouse, parent, siblings, or children." Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Leuthold and Bratton voted aye. Commissioners Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Mills and Pinkston voted no. Commissioners Tindell, Teague, Horner, Cooper and McMillan recused themselves from the vote. The substitute motion failed 3-11-5-0.

Upon roll call vote for call for the question by Commissioner Ragsdale and seconded by Commissioner Medley. Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

Upon roll call of the original motion by Commissioner Rogero and seconded by Commisisoner DeSelm to approve 0-95-4-101 - Ordinance of the Commission of Knox County, Tennessee, establishing additional qualifications for persons to serve as members of the Knox

County Sheriff's Department Merit System Council. Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess and Cawood voted aye. Commissioners Leuthold, Horner, Cooper, Mills, Bratton and Pinkston voted no. Commissioner McMillan abstained from the vote. Commissioner Teague was absent from the vote. The motion carried 11-6-1-1. (NOTE COMMISSIONER BRATTON WANTED TO CHANGE HIS VOTE, BUT THE VOTE WAS ALREADY CALLED)

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IN RE: AMENDMENT TO THE AGENDA:

At this time Commissioner Cooper Chaired the meeting.

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IN RE: ORDINANCES ON SECOND READING:

CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING ORDINANCE (O-90-9-130) TO PROVIDE FOR THE RESTORATION AND INSPECTION OF GRADED LAND: O-95-3-101:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance (O-90-9-130) to provide for the restoration and inspection of graded land was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve O-95-3-101 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance (O-90-9-130) to provide for the restoration and inspection of graded land on second reading. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 THE KNOX COUNTY ZONING ORDINANCE (O-90-9-130) TO REGULATE OUTDOOR STORAGE IN THE CA GENERAL BUSINESS ZONE: O-95-3-102:

SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance (O-90-9-130) to regulate outdoor storage in the CA General Business Zone was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve O-95-3-102 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance (O-90-9-130) to regulate outdoor storage in the CA General Business Zone on second reading. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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, REGULATING THE USE OF RESTRICTED USE PESTICIDES: O-95-3-103: SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, regulating the use of restricted use of pesticides was before the Board of Commissioners on seconded reading.

Commissioner Ragsdale moved to approve O-95-3-103 - Ordinance of the Commission of Knox County, Tennessee, regulating the use of restricted use of pesticides on second reading. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: TAX REFUNDS:

A. County Clerk:

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

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B. Trustee:

Ms. Kim Bowen Minute Clerk 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.

Ms. Kim Bowen, Minute Clerk to Knox County Clerk, Mike Padgett reported 184 Notary Public Applications.

Commissioner Pinkston moved to approve 184 Notary Public Applications. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Griess recused himself from the vote. The motion carried 18-0-1-0.

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IN RE: ROLL CALL: 6:30 P.M.

Ms. Kim Bowen, Minutes Clerk to Knox County Clerk Mike Padgett, called the roll. Those Commissioners present Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston.

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IN RE: AMENDMENT TO THE AGENDA:

Commissioner Leuthold moved to suspend the rules and hear Mr. Dan Golden, who spoke on Victims Rights Week. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: REZONING REQUEST:

1. Request of Ronald L. Grimm, Trustee, for rezoning from A Agricultural Zone to PR Planned Residential at 1-5 dwelling units per acre R-95-4-123 was before the Board of Commissioners. Property located southeast side Northshore Drive, southwest of Pellissippi Parkway. 5th Commission District.

Commissioner Ragsdale moved to approve the Request of

Ronald L. Grimm, Trustee, for rezoning from A Agricultural Zone to PR Planned Residential at 1-3 dwelling units per acre. Commissioner Griess seconded the motion. Metropolitan Planning Commission's Recommendation: Approve PR Planned Residential at 1-4 dwelling units per acre. Upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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2. Request of David Trantanella for rezoning from A Agricultural Zone to PR Planned Residential at 1-4 dwelling units per acre R-95-4-124 was before the Board of Commissioners. Property located northeast side Norris Freeway, southwest of Andersonville Pike, 8th Commission District.

Commissioner McMillan moved to approve R-95-4-124 - Request of David Trantanella for rezoning from A Agricultural Zone to PR Planned Residential at 1-4 dwellings units per acre as per Metropolitan Planning Commission's Recommendation: Approve PR Planned Residential a 1-4 dwelling units per acre. Commissioners Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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3. Request of Russell & Charles Troutman for rezoning from I Industrial Zone to RA Low Density Residential Zone R-95-4-125 was before the Board of Commissioners. Property located southeast side Ball Road, northeast of Ball Camp Pike, 6th Commission District.

Commissioner Cawood moved to approve R-95-4-125 - Request of Russell & Charles Troutman for rezoning from I Industrial 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 Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried

Commissioner Horner moved to approve R-95-4-128 - Request of E. Doyle Johnson 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 Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: REZONING APPEALS:

Appeal of Charles E. Ball for rezoning from A Agricultural Zone to PR Planned Residential at 1-5 dwelling units per acre was before the Board of Commissioners. Property located west side of Gallaher View Road, north of High Lark Lane, 5th Commission District.

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

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

Commissioner Ragsdale moved for call of the question on appeal of Charles E. Ball and it was seconded. Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner DeSelm voted no. The motion carried 18-1-0-0.

Commissioner Davis moved to uphold appeal of Charles E. Ball for rezoning from A Agricultural Zone to PR Planned Residential at 1-4 dwelling units per acre. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, Davis, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner DeSelm voted no. Commissioner Griess recused himself from the vote. The motion carried 17-1-1-0.

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IN RE: SUBDIVISION APPEALS ONE LOT VARIANCES:

Moody, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and DeSelm voted no. The motion carried 17-2-0-0.

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IN RE: PLAN AND PLAN AMENDMENTS:

Proposed Plan Amendments to the East Knox County Sector Plan was before the Board of Commissioners.


Commissioner McMillan moved to receive and file the Proposed Plan Amendments to the East Knox County Sector Plan. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, DeSelm, Davis, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioners Rogero, Moody, Medley and Griess abstained from the vote. The motion carried 15-0-4-0.

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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.

BOARD OF COMMISSIONERS


LEO COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, May 22, 1995 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Griess, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioner Ragsdale was absent from the meeting. Also present were Mr. Thomas Shumpert, Knox County Executive, Mr. Richard Beeler, Knox County Law Director, Mr. Mike Padgett, Knox County Clerk, Ms. Kathy Hamilton, Knox County Finance Director, Mr. Mike Moyers, Senior 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. Thomas Shumpert, Knox County Executive, was present and gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Griess 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 adding the following item: Resolution R-95-5-147 - Resolution of the Commission of Knox County, Tennessee reaffirming support for legislation regarding enforcement of county ordinances by citation and grant of authority to District Attorneys General in counties with a Charter form of government to prosecute county ordinances.

2. Without objection, Commissioner Cooper amended the agenda to hear the following resolution at the beginning of the resolutions: Resolution R-95-5-129 - Resolution of the Commission of Knox County, Tennessee, to create a fifth division of the Knox County General Sessions Court.

3. Without objection, Commissioner Cooper amended the agenda to defer the following resolution to the June 1995 Board of Commissioners regular session meeting: Resolution R-95-5-122 Resolution of the Commission of Knox County, Tennessee, expressing an intent to participate with the City of Knoxville and the Town of Farragut on the Parkside Drive project.

4. Without objection, Commissioner Cooper amended the agenda to add the following items: Resolution R-95-5-144 - Resolution of the Commission of Knox County, Tennessee, appointing Dr. Sandra Elkins to be the Knox County Medical Examiner (to be heard after Resolution R-95-5-106 under Elections and Appointments); Resolution R-95-5-148 - Resolution of the Commission of Knox County, Tennessee, commemorating Sue Gray Walker for her extraordinary service to Knox County (to be heard after Resolution R-95-5-104 under Honorary and Memorial Resolutions); and Resolution R-95-5-142 - Resolution of the Commission of Knox County, Tennessee, honoring the Bearden Middle School Science Olympiad Team (to be heard after Resolution R-95-5-148 under Honorary and Memorial Resolutions).

5. Commissioner Teague requested to amend the agenda to add the following item: Resolution R-95-5-149 - Resolution of the Commission of Knox County, Tennessee, to fill the position of Administrative Director for the Knox County Commission.

Commissioner Moody objected to adding the resolution to the agenda.

Upon roll call vote to add Resolution R-95-5-149 - Resolution of the Commission of Knox County, Tennessee, to fill the position of Administrative Director for the Knox County Commission to the agenda, Commissioners Jordan, Dirl, Tindell, DeSelm, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero,

Moody, Medley, Davis and Griess voted no. Commissioner Ragsdale was absent from the meeting. The vote carried 13-5-0-1 and the resolution was added to the agenda to be heard at the end of the day's agenda.

6. Without objection, Commissioner Cooper amended the agenda to defer the following resolutions to the June 1995 Board of Commissioners regular session meeting: Resolution R-95-5-130 Resolution of the Commission of Knox County, Tennessee, regarding the 1996 Primary Elections; and Resolution R-95-5-132 - Resolution of the Commission of Knox County, Tennessee, approving an agreement to lease mineral rights.

7. Without objection, Commissioner Cooper amended the agenda to add the following items: Resolution R-95-5-143 - Resolution of the Commission of Knox County, Tennessee appropriating \$493,207.00 and approving an agreement with Kaatz, Binkley, Jones & Morris, Architects, Inc. for Comprehensive Planning Services for the schools Capital Improvement Plan (to be heard after Resolution R-95-5-117); and Resolution R-95-5-145 - Resolution of the Commission of Knox County, Tennessee, amending the Knox County Health Insurance Plan to include coverage for high dose chemotherapy/autologous bone marrow transplant for those employees who were diagnosed with breast cancer and prescribed the treatment of high dose chemotherapy/autologous bone marrow transplant prior to January 1, 1995 (to be heard after Resolution R-95-5-107)

8. Without objection, Commissioner Cooper amended the agenda to defer the following item to the June 1995 Board of Commissioners regular session meeting: Technology Corridor Appeal of James R. White on Technology Corridor Development Authority denial of application for rezoning to Lucy Setzer.

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IN RE: HONORARY AND MEMORIAL RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING ROBERT L. BROOME, KNOX COUNTY TRUSTEE FROM 1958 TO 1990 - R-95-5-101:

Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing Robert L. Broome, Knox County Trustee from 1958 to 1990 was before the Board of Commissioners.

Mr. Thomas Schumpert, Knox County Executive, read the resolution into the record.

Commissioner Moody moved to approve Resolution R-95-5-101 - Resolution of the Commission of Knox County, Tennessee, memorializing Robert L. Broome, Knox County Trustee from 1958 to 1990. All Commissioners seconded the motion and upon roll call vote seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale was absent from the meeting. The motion carried 18-0-0-1.

Ms. June Broome and family members were present and expressed appreciation to the commission for the resolution.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING TED LEON ALLEN - R-95-5-102:

Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing Ted Leon Allen was before the Board of Commissioners.

Ms. Martha Smiddy, Administrative Assistant to the Knox County Clerk, read the resolution into the record.

Commissioner Cawood moved to approve Resolution R-95-5-102 - Resolution of the Commission of Knox County, Tennessee, memorializing Ted Leon Allen. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale was absent from the meeting. The motion carried 18-0-0-1.

Ms. Geneva Allen and family members were present and expressed appreciation to the commission for the resolution.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING R.J. (RON) MAUER FOR BEING NAMED THE CODE OFFICIAL OF THE YEAR FOR THE EASTERN CHAPTER OF THE TENNESSEE BUILDING OFFICIALS ASSOCIATION R-95-5-103:

Consideration of a resolution of the Commission of Knox County, Tennessee honoring R.J. (Ron) Mauer for being named the Code Official of the Year for the Eastern Chapter of the Tennessee Building Officials Association was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-95-5-103 - Resolution of the Commission of Knox County, Tennessee honoring R.J. (Ron) Mauer for being named the Code Official of the Year for the Eastern Chapter of the Tennessee Building Officials Association. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale 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, HONORING DIANNA GLANDON, PTA STATE ELEMENTARY TEACHER OF THE YEAR - R-95-5-104:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Dianna Glandon, PTA State Elementary Teacher of the Year was before the Board of Commissioners.

Commissioner Leuthold indicated Ms. Glandon would arrive at the meeting later and requested that this item be deferred until she arrived.

Without objection, Commissioner Cooper deferred this item to be heard later on the day's agenda.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, COMMEMORATING SUE GRAY WALKER FOR HER EXTRAORDINARY SERVICE TO KNOX COUNTY - R-95-5-148:

Consideration of a resolution of the Commission of Knox County, Tennessee, commemorating Sue Gray Walker for her extraordinary service to Knox County was before the Board of Commissioners.

Ms. Martha Smiddy, Administrative Assistant to the Knox County Clerk, read the resolution into the record.

Commissioner Leuthold moved to approve Resolution R-95-5-148 - Resolution of the Commission of Knox County, Tennessee, commemorating Sue Gray Walker for her extraordinary service to Knox County. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale was absent from the meeting. The motion carried 18-0-0-1.

Ms. Sue Walker was present and expressed appreciation to the commission for the resolution.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING THE BEARDEN MIDDLE SCHOOL SCIENCE OLYMPIAD TEAM - R-95-5-142:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring the Bearden Middle School Science Olympiad Team was before the Board of Commissioners.

Ms. Kim Bowen, Minute Clerk to the Knox County Clerk, read the resolution into the record.

Commissioner Medley moved to approve Resolution R-95-5-142 - Resolution of the Commission of Knox County, Tennessee, honoring the Bearden Middle School Science Olympiad Team with the following amendment: reflect their standing of 5th Place in the National Competition held on May 19 and 20, 1995 and their first National Trophy. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale was absent from the meeting. The motion carried ~~18~~ 13-0-1.

The following coaches were present and expressed appreciation to the Commission for the resolution: Ms. Brenda Miller, (Head Coach), Ms. Joni Wilson, and Mr. Tim Simon.

The following team members were present to indicate various medals they had received from the competition: Kelly Milligan, Aaron Hodges, Carly Swab, Beth Cauble, Julia Gunn, Julia Molnar, Arnab Mukherjee, Kimberly Lorch, Jennifer Rymer, Frances Nichols, Katie Bahr, Daniel Smith, Kristie Lamine, Karl Jenrick, and Ellen Hill.

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IN RE: DELEGATIONS TO BE HEARD:

1. Ms. Ann Marie Tugwell, representing the Knoxville/Knox County Steering Committee for the State Bicentennial, was present and spoke concerning their work toward the project and grants for the project.

2. Mr. Tony Columbo, concerned citizen, was present and spoke concerning Legislation matters regarding drunk driving.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on April 24, 1995 (Regular Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on April 24, 1995 (Regular Session). Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale was absent from the meeting. 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.

Commissioner Leuthold indicated the Finance Committee would consider public inputs and hear from various departments

regarding Budget hearings on Monday, June 5, 1995 at 8:30 a.m. in the Main Assembly Room.

He also indicated deliberations for the Budget would be held on Thursday, June 8, 1995 at 8:30 a.m. in the Small Assembly Room.

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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 Moody indicated there would be a post legislation meeting on June 6 and 7, 1995, in Gatlinburg and advised the commissioners to attend the meeting for discussion of legislation and the impact it would have on county government next year.

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

Commissioner Horner indicated the NACO meeting would be held July 21-25, 1995 in Atlanta, GA.

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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, CONFIRMING THE APPOINTMENT OF TWO MEMBERS TO THE MPO ADVISORY BOARD - R-95-5-105:

Consideration of a resolution of the Commission of Knox County, Tennessee, confirming the appointment of two members to the MPO Advisory Board was before the Board of Commissioners.

Commissioner Moody moved to approve Resolution R-95-5-105 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of two members to the MPO Advisory Board and that the following individuals be appointed: Mr. Harold Black and Mr. Earl Hall. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale 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, CONFIRMING THE APPOINTMENT OF FIVE MEMBERS TO THE FARMERS MARKET ADVISORY AND DEVELOPMENT BOARD - R-95-5-106:

Consideration of a resolution of the Commission of Knox County, Tennessee, confirming the appointment of five members to the Farmers Market Advisory and Development Board was before the Board of Commissioners.

Commissioner Moody moved to approve Resolution R-95-5-106 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of five members to the Farmers Market Advisory and Development Board and that the following individuals be appointed: Mr. Harry Bryant, Mr. John

Brooker, Ms. Carol Whitehead, Mr. Steve Quiesser and Mr. Marvin Hammond. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale 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, APPOINTING DR. SANDRA ELKINS TO BE THE KNOX COUNTY MEDICAL EXAMINER - R-95-5-144:

Consideration of a resolution of the Commission of Knox County, Tennessee, appointing Dr. Sandra Elkins to be the Knox County Medical Examiner was before the Board of Commissioners.

Mr. Richard Beeler, Knox County Law Director, Dr. Sandra Elkins, M.D. Forensic Pathologist, Dr. John Neff, M.D. Head, Department of Pathology at U.T. Medical Center, Dr. David Dodd, Director of Impaired Physician's Program for the Tennessee Medical Association, Dr. John Lacey, President of the Knoxville Academy of Medicine, Dr. Bill Bass, Forensic Anthropologist, Dr. Gary Lethco, Knox County Interim Medical Examiner, Mr. Tim Hutchison, Knox County Sheriff, Mr. John Gill, Special Counsel to the Knox County District Attorney, and Mr. Thomas Schumpert, Knox County Executive, were present and spoke on the matter.

Commissioner Moody moved to approve Resolution R-95-5-144 - Resolution of the Commission of Knox County, Tennessee, appointing Dr. Sandra Elkins to be the Knox County Medical Examiner. Commissioner DeSelm seconded the motion.

Commissioner Pinkston moved as a substitute motion to defer until the June 1995 Board of Commissioners regular session meeting Resolution R-95-5-144 - Resolution of the Commission of Knox County, Tennessee, appointing Dr. Sandra Elkins to be the Knox County Medical Examiner. Commissioner Mills seconded the motion and upon roll call vote Commissioners Dirl, Tindell, Davis, Cawood, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan, Rogero, Moody, Medley, DeSelm,

scheduled for May 30, 1995 had been postponed to June 8, 1995 at 12:00 p.m. and the location would be given at a later date.

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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
- E. Pre-Trial Release
- G. Jail Inspection Committee
- H. Alternative Sentencing Program
- I. Ambulance Review Commission
- J. Metropolitan Knox Solid Waste Authority

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

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IN RE: DRIVES AND ROADS:

- A. To be accepted as completed:
 - 1. Tree Ridge Road, Lovell Hills Subdivision, Unit 9, 320 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Wallace McClure property owner.

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

Commissioner Cawood moved to accept as completed Tree Ridge Road, Lovell Hills Subdivision, Unit 9, 320 feet in length with a 50 foot right of way. Commissioner Mills seconded the

motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale was absent from the meeting. The motion carried 18-0-0-1.

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2. Trent Lane, Lovell Hills Subdivision, Unit 9, 330 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Wallace McClure property owner.

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

Commissioner Cawood moved to accept as completed Trent Lane, Lovell Hills Subdivision, Unit 9, 330 feet in length with a 50 foot right of way. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale was absent from the meeting. The motion carried 18-0-0-1.

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3. Forest Crest Road, Lovell Hills Subdivision, Unit 9, 1210 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Wallace McClure property owner.

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

Commissioner Cawood moved to accept as completed Forest Crest Road, Lovell Hills Subdivision, Unit 9, 1210 feet in length with a 50 foot right of way. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale was absent from the meeting. The motion carried 18-0-0-1.

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B. To be Closed:

1. Consideration of a request to close undeveloped Solway Ferry Road was before the Board of Commissioners on second reading.

Commissioner Moody moved to approve the request to close undeveloped Solway Ferry Road on second reading. Commissioner Rogero seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale was absent from the meeting. The motion carried 18-0-0-1.

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2. Consideration of a request to close a portion of Mt. Olive Road was before the Board of Commissioners on second reading.

Commissioner Bratton moved to approve the request to close a portion of Mt. Olive Road. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, TO CREATE A FIFTH DIVISION OF THE KNOX COUNTY GENERAL SESSIONS COURT - R-95-5-129:

Consideration of a resolution of the Commission of Knox County, Tennessee, to create a fifth division of the Knox County General Sessions Court was before the Board of Commissioners.

Commissioner Horner moved to defer until the June 1995 Board of Commissioners regular session meeting consideration of a resolution of the Commission of Knox County, Tennessee, to create

a fifth division of the Knox County General Sessions Court. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale 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 APPOINTING A JUDGE TO THE FIFTH DIVISION OF KNOX COUNTY GENERAL SESSIONS COURT - R-95-5-107:

Consideration of a resolution of the Commission of Knox County, Tennessee appointing a judge to the Fifth Division of Knox County General Sessions Court was before the Board of Commissioners.

Commissioner Horner moved to defer until the June 1996 Board of Commissioners regular session meeting consideration of a resolution of the Commission of Knox County, Tennessee appointing a judge to the Fifth Division of Knox County General Sessions Court. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Rogero, Medley, DeSelm, Leuthold, Griess, Cawood, Teague, Horner, Cooper, Bratton and Pinkston voted aye. Commissioners Jordan, Dirl, Moody, Davis, McMillan and Mills voted no. Commissioner Tindell abstained from voting. Commissioner Ragsdale was absent from the meeting. The motion carried 11-6-1-1.

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

10. At this time, Commissioner Leuthold moved to add the following item to the agenda: Resolution R-95-5-146 - Resolution of the Commission of Knox County, Tennessee, approving a management contract for Knox County Capital Improvement projects with the Public Building Authority of the County of Knox and the City of Knoxville (to be heard after Resolution R-95-5-143). Commissioner Horner seconded the motion and upon

roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner was absent from the vote. Commissioner Ragsdale 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, AMENDING THE KNOX COUNTY HEALTH INSURANCE PLAN TO INCLUDE COVERAGE FOR HIGH DOSE CHEMOTHERAPY/AUTOLOGOUS BONE MARROW TRANSPLANT FOR THOSE EMPLOYEES WHO WERE DIAGNOSED WITH BREAST CANCER AND PRESCRIBED THE TREATMENT OF HIGH DOSE CHEMOTHERAPY/AUTOLOGOUS BONE MARROW TRANSPLANT PRIOR TO JANUARY 1, 1995 - R-95-5-145:

Consideration of a resolution of the Commission of Knox County, Tennessee, amending the Knox County Health Insurance Plan to include coverage for high dose chemotherapy/autologous bone marrow transplant for those employees who were diagnosed with breast cancer and prescribed the treatment of high dose chemotherapy/autologous bone marrow transplant prior to January 1, 1995 was before the Board of Commissioners.

Mr. Russell Treadway, Director of Human Resource, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-95-5-145 - Resolution of the Commission of Knox County, Tennessee, amending the Knox County Health Insurance Plan to include coverage for high dose chemotherapy/autologous bone marrow transplant for those employees who were diagnosed with breast cancer and prescribed the treatment of high dose chemotherapy/autologous bone marrow transplant prior to January 1, 1995 with the following amendment: change the date from January 1, 1995 to February 3, 1995. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and

Pinkston voted aye. Commissioner Ragsdale 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 DECLARING THE OLD HEISKELL ELEMENTARY SCHOOL AS SURPLUS AND AUTHORIZING THE TRANSFER OF SAID PROPERTY TO THE HEISKELL VOLUNTEER FIRE DEPARTMENT - R-95-5-108:

Consideration of a resolution of the Commission of Knox County, Tennessee declaring the old Heiskell Elementary School as surplus and authorizing the transfer of said property to the Heiskell Volunteer Fire Department was before the Board of Commissioners.

Commissioner DeSelm moved to approve Resolution R-95-5-108 - Resolution of the Commission of Knox County, Tennessee declaring the old Heiskell Elementary School as surplus and authorizing the transfer of said property to the Heiskell Volunteer Fire Department. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale 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 APPROVING THE TRANSFER OF SCHOOL NURSE POSITIONS FROM THE HEALTH DEPARTMENT TO SCHOOLS - R-95-5-109:

Consideration of a resolution of the Commission of Knox County, Tennessee approving the transfer of school nurse positions from the Health Department to schools was before the Board of Commissioners.

Commissioner DeSelm moved to approve Resolution R-95-5-109 - Resolution of the Commission of Knox County, Tennessee approving the transfer of school nurse positions from the Health Department to schools. Commissioner Teague seconded

the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale 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, TO RATIFY THE PROVISIONS OF TCA §49-2-301 (H) TO PROVIDE FOR AN ELECTION FOR COUNTY SCHOOL SUPERINTENDENT IN 1996 - R-95-5-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, to ratify the provisions of TCA §49-2-301 (h) to provide for an election for county School Superintendent in 1996 was before the Board of Commissioners.

Commissioner Bratton moved to approve Resolution R-95-5-110 - Resolution of the Commission of Knox County, Tennessee, to ratify the provisions of TCA §49-2-301 (h) to provide for an election for county School Superintendent in 1996. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Medley, DeSelm, Davis and Griess voted no. Commissioner Ragsdale was absent from the meeting. The motion carried 13-5-0-1.

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

11. Without objection, Commissioner Cooper amended the agenda to hear the following resolutions jointly at this time: R-95-5-111; R-95-5-112; R-95-5-113; R-95-5-114; R-95-5-115; and R-95-5-116.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH STANDARD CONSTRUCTION COMPANY IN THE AMOUNT OF \$220,059.00 FOR RE-ROOFING BONNY KATE ELEMENTARY SCHOOL - R-95-5-111:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH FOY ROOFING COMPANY IN THE AMOUNT OF \$345,652.00 FOR RE-ROOFING GRESHAM MIDDLE SCHOOL - R-95-5-112:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH DIXIE ROOFING COMPANY IN THE AMOUNT OF \$110,232.00 FOR RE-ROOFING SHANNONDALE ELEMENTARY SCHOOL - R-95-5-113:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH HOUSTON BARNES COMPANY IN THE AMOUNT OF \$152,130.00 FOR RE-ROOFING WEST VIEW ELEMENTARY SCHOOL - R-95-5-114:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH HOUSTON BARNES COMPANY IN THE AMOUNT OF \$142,109.00 FOR RE-ROOFING SUNNYVIEW ELEMENTARY SCHOOL - R-95-5-115:

AND

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH SPACEMASTER INTERNATIONAL, INC. IN THE AMOUNT OF \$129,711.00 FOR THE PURCHASE OF THREE TEMPORARY BUILDINGS FOR FARRAGUT MIDDLE SCHOOL - R-95-5-116:

Consideration of the following resolutions was before the Board of Commissioners:

Resolution R-95-5-111 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Standard Construction Company in the amount of \$220,059.00 for re-roofing Bonny Kate Elementary School;

Resolution R-95-5-112 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Foy Roofing Company in the amount of \$345,652.00 for re-roofing Gresham Middle School;

Resolution R-95-5-113 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Dixie Roofing Company in the amount of \$110,232.00 for re-roofing Shannondale Elementary School;

Resolution R-95-5-114 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Houston Barnes Company in the amount of \$152,130.00 for re-roofing West View Elementary School;

Resolution R-95-5-115 - Resolution of the Commission of Knox County, Tennessee approving a contract with Houston Barnes Company in the amount of \$142,109.00 for re-roofing Sunnyview Elementary School; and

Resolution R-95-5-116 - Resolution of the Commission of Knox County, Tennessee approving a contract with Spacemaster International, Inc. in the amount of \$129,711.00 for the purchase of three temporary buildings for Farragut Middle School.

Commissioner Bratton moved to waive all Committee Reports regarding the resolutions. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale was absent from the meeting. The motion carried 18-0-0-1.

Commissioner Horner moved to approve the following resolutions:

Resolution R-95-5-111 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Standard Construction Company in the amount of \$220,059.00 for re-roofing Bonny Kate Elementary School;

Resolution R-95-5-112 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Foy Roofing Company in the amount of \$345,652.00 for re-roofing Gresham Middle School;

Resolution R-95-5-113 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Dixie Roofing Company in the amount of \$110,232.00 for re-roofing Shannondale Elementary School;

Resolution R-95-5-114 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Houston Barnes Company in the amount of \$152,130.00 for re-roofing West View Elementary School;

Resolution R-95-5-115 - Resolution of the Commission of Knox County, Tennessee approving a contract with Houston Barnes Company in the amount of \$142,109.00 for re-roofing Sunnyview Elementary School; and

Resolution R-95-5-116 - Resolution of the Commission of Knox County, Tennessee approving a contract with Spacemaster International, Inc. in the amount of \$129,711.00 for the purchase of three temporary buildings for Farragut Middle School.

Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale was absent from the meeting. The motion carried 18-0-0-1.

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

12. Commissioner Cooper amended the agenda to hear the following resolutions jointly at this time in the following order: R-95-5-117; R-95-5-146; and R-95-5-143.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AN OPERATING CONTRACT FOR SCHOOL CONSTRUCTION WITH THE PUBLIC BUILDING AUTHORITY OF THE COUNTY OF KNOX AND THE CITY OF KNOXVILLE -

R-95-5-117:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A MANAGEMENT CONTRACT FOR KNOX COUNTY CAPITAL IMPROVEMENT PROJECTS WITH THE PUBLIC BUILDING AUTHORITY OF THE COUNTY OF KNOX AND THE CITY OF KNOXVILLE - R-95-5-146:

AND

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$493,207.00 AND APPROVING AN AGREEMENT WITH KAATZ, BINKLEY, JONES & MORRIS, ARCHITECTS, INC. FOR COMPREHENSIVE PLANNING SERVICES FOR THE SCHOOLS CAPITAL IMPROVEMENT PLAN -

R-95-5-143:

Consideration of the following resolutions was before the Board of Commissioners:

Resolution R-95-5-117 - Resolution of the Commission of Knox County, Tennessee approving an operating contract for school construction with the Public Building Authority of the County of Knox and the City of Knoxville.

Resolution R-95-5-146 - Resolution of the Commission of Knox County, Tennessee, approving a management contract for Knox County Capital Improvement Projects with the Public Building Authority of the County of Knox and the City of Knoxville; and

Resolution R-95-5-143 - Resolution of the Commission of Knox County, Tennessee appropriating \$493,207.00 and approving an agreement with Kaatz, Binkley, Jones & Morris, Architects, Inc. for Comprehensive Planning Services for the Schools Capital Improvement Plan.

Mr. Thomas Schumpert, Knox County Executive, Mr. Allen Morgan, Superintendent of Knox County Schools, and Mr. Richard Beeler, Knox County Law Director, were present and spoke on the matter.

Commissioner Moody moved to approve Resolution R-95-5-117 - Resolution of the Commission of Knox County, Tennessee approving an operating contract for school construction with the Public Building Authority of the County of Knox and the City of Knoxville. Commissioner Davis seconded the motion.

At this time, Commissioner Cooper recessed the meeting until 6:00 p.m. and indicated rezoning items would be heard at that time. He indicated discussion on these items would continue after completion of all rezoning items followed by the remainder of the day's agenda.

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IN RE: ROLL CALL - (6:20 P.M.):

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

Those Commissioners responding were Commissioners Jordan, Rogero, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and

Pinkston. Commissioners Dirl and Tindell arrived later in the meeting. Commissioner Ragsdale was absent from the meeting.

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IN RE: REZONING REQUEST:

1. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Paul Naylor for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-3 du/ac was before the Board of Commissioners. Property located southeast side Boyd Station Road, southwest of Harvey Road, 5th Commission District.

Mr. Larry Bullner, representing Paul Naylor, 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 Davis moved to approve Resolution R-95-5-133 - Resolution of the Commission of Knox County, Tennessee approving the request of Paul Naylor for rezoning from A Agricultural Zone to PR Planned Residential Zone at up to 2.4 du/ac. (MPC's recommendation was to approve for PR Planned Residential Zone at 1 du/ac. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Moody, Medley, Davis, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills and Pinkston voted aye. Commissioners DeSelm, Leuthold and Bratton voted no. Commissioners Dirl and Tindell were absent from the vote. Commissioner Ragsdale was absent from the meeting. The motion carried 13-3-0-3. Property located southeast side Boyd Station Road, southwest of Harvey Road, 5th Commission District.

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2. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Herbert Buckner for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-3 du/ac was before the Board of Commissioners. Property located north side Troutman Lane, west of Andes Road, 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-95-5-134 - Resolution of the Commission of Knox County, Tennessee approving the request of Herbert Buckner for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-3 du/ac as per MPC's recommendation. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl and Tindell were absent from the vote. Commissioner Ragsdale was absent from the meeting. The motion carried 16-0-0-3. Property located north side Troutman Lane, west of Andes Road, 6th Commission District.

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3. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Arbor Terrace of Knoxville, L.P. for rezoning from CA General Business to OB Office, Medical & Related Services Zone was before the Board of Commissioners. Property located north side Cross Park Drive, south side Ten Mile Drive, 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-95-5-135 - Resolution of the Commission of Knox County, Tennessee approving the request of Arbor Terrace of Knoxville, L.P. for rezoning from CA General Business to OB Office, Medical & Related Services Zone as per MPC's recommendation. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl and Tindell were absent from the vote. Commissioner Ragsdale was absent from the meeting. The motion carried 16-0-0-3. Property located north side Cross Park Drive, south side Ten Mile Drive, 5th Commission District.

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4. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Rufus Smith & Associates for rezoning from A Agricultural & F Floodway Zone to PR Planned Residential at 1-5 du/ac & F Floodway Zone was before the Board of Commissioners. Property located southeast side West Emory Road, southeast of Macmont Circle, 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-95-5-136 - Resolution of the Commission of Knox County, Tennessee approving the request of Rufus Smith & Associates for rezoning from A Agricultural & F Floodway Zone to PR Planned Residential at 1-5 du/ac & F Floodway Zone as per MPC's recommendation. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl and Tindell were absent from the vote. Commissioner Ragsdale was absent from the meeting. The motion carried 16-0-0-3. Property located southeast side West Emory Road, southeast of Macmont Circle, 6th Commission District.

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5. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Louis A. Browning for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located south of Kingston Pike, west of Canton Hollow Road, 5th Commission District.

Mr. Norman Whitaker, Executive Director of 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 Griess moved to approve Resolution R-95-5-137 - Resolution of the Commission of Knox County, Tennessee approving the request of Louis A. Browning for rezoning

from A Agricultural Zone to CA General Business Zone as per MPC's recommendation. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl and Tindell were absent from the vote. Commissioner Ragsdale was absent from the meeting. The motion carried 16-0-0-3. Property located south of Kingston Pike, west of Canton Hollow Road, 5th Commission District.

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6. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Edward Sanchez for rezoning from PR Planned Residential Zone to CA General Business Zone was before the Board of Commissioners. Property located south of Emory Road, north of Fairview Drive, west of Tazewell Pike, 8th Commission District.

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

Commissioner Mills moved to approve Resolution R-95-5-138 - Resolution of the Commission of Knox County, Tennessee approving the request of Edward Sanchez for rezoning from PR Planned Residential Zone to CA General Business Zone as per MPC's recommendation with an additional 40 feet added on the back side of the property. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl and Tindell were absent from the vote. Commissioner Ragsdale was absent from the meeting. The motion carried 16-0-0-3. Property located south of Emory Road, north of Fairview Drive, west of Tazewell Pike, 8th Commission District.

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7. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Rufus Smith & Associates for rezoning from RA Low Density Residential & A Agricultural Zone to PR Planned Residential Zone at 1-5 du/ac was

before the Board of Commissioners. Property located north side Shallowford Road, east of Chert Pit Road, 5th Commission District.

Mr. Jim Gorman, area resident, was present and spoke on the matter.

Mr. Mike Moyers, Knox County Senior Deputy Law Director, 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 deny Resolution R-95-5-139 - Resolution of the Commission of Knox County approving the request of Rufus Smith & Associates for rezoning from RA Low Density Residential & A Agricultural Zone to PR Planned Residential Zone at 1-5 du/ac based on the fact that there is no proper access as shown on the map. Commissioner DeSelm seconded the motion.

Commissioner Moody moved as a substitute motion to defer until the June 1995 Board of Commissioners regular session meeting Resolution R-95-5-139 - Resolution of the Commission of Knox County approving the request of Rufus Smith & Associates for rezoning from RA Low Density Residential & A Agricultural Zone to PR Planned Residential Zone at 1-5 du/ac. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale was absent from the meeting. The motion carried 18-0-0-1.

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8. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Scott Smith for rezoning from A Agricultural Zone to GA General Business Zone was before the Board of Commissioners. Property located northwest side Northshore Drive, northeast of Pellissippi Parkway, 5th Commission District.

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

Commissioner Griess moved to approve Resolution R-95-5-140 - Resolution of the Commission of Knox County, Tennessee approving the request of Scott Smith as per MPC's recommendation. Commissioner Moody seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Griess recused himself from the vote. Commissioner Ragsdale was absent from the meeting. The motion carried 17-0-1-1. Property located northwest side Northshore Drive, northeast of Pellissippi Parkway, 5th Commission District.

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9. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Mark Senn (Blanchard & Calhoun Commercial Corporation) for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located north side Middlebrook Pike, southeast of Frederick Drive, 5th Commission District.

Mr. Courtney Pearre, Attorney representing Mark Senn, was present and spoke on the matter.

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

Commissioner Dirl moved to approve Resolution R-95-5-141 - Resolution of the Commission of Knox County, Tennessee approving the request of Mark Senn (Blanchard & Calhoun Commercial Corporation) for rezoning from A Agricultural Zone to CA General Business Zone. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Davis and Griess recused themselves from the vote. Commissioner Ragsdale was absent from the meeting. The motion carried 16-0-2-1. Property located north side Middlebrook Pike, southeast of Frederick Drive, 5th Commission District.

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IN RE: SUBDIVISION APPEALS/ONE LOT VARIANCES:

1. Consideration of the appeal of John Allen on MPC denial of the final plat for John Allen Subdivision was before the Board of Commissioners. Property located north side Knight Road, south of Pickens Gap Road, 9th Commission District.

Mr. Mike Moyers, Knox County Senior 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.

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

Commissioner Pinkston moved to approve the appeal of John Allen on MPC denial of the final plat for John Allen Subdivision. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Tindell, Moody, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Medley and DeSelm voted no. Commissioner Dirl was absent from the vote. Commissioner Ragsdale was absent from the meeting. The motion carried 14-3-0-2. Property located north side Knight Road, south of Pickens Gap Road, 9th Commission District.

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2. Consideration of the appeal of Tim Graham on MPC denial of the final plat for Crown Point Plaza Subdivision was before the Board of Commissioners. Property located west side Clinton Highway, southeast of Callahan Drive, 6th Commission District.

Mr. Mike Moyers, Knox County Senior 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. Tim Graham, Appellant, 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 Cawood moved to uphold the appeal of Tim Graham on MPC denial of the final plat for Crown Point Plaza Subdivision as per Exhibit A. (Exhibit A attached).

Commissioner Teague seconded the motion and upon roll call vote Commissioners Tindell, Davis, Cawood, Teague, Horner, Cooper and Mills voted aye. Commissioners Jordan, Dirl, Rogero, Medley, DeSelm, Leuthold, Griess and Bratton voted no. Commissioner Moody abstained from voting. Commissioners McMillan and Pinkston were absent from the vote. Commissioner Ragsdale was absent from the meeting. The motion failed 7-8-1-3.

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IN RE: TECHNOLOGY CORRIDOR:

1. Consideration of the appeal of John King on Technology Corridor Development Authority approval of certificate of appropriateness to Chander Bhateja and Cope Associates Inc. was before the Board of Commissioners.

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

Mr. John King, Appellant, was present and spoke on behalf of the request.

Commissioner Leuthold moved to uphold the appeal of John King on Technology Corridor Development Authority approval of certificate of appropriateness to Chander Bhateja and Cope Associates Inc. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Davis, Leuthold, Cawood, Teague, Horner, McMillan and Mills voted aye. Commissioners Rogero, Medley, DeSelm, Griess, Cooper, Bratton and Pinkston voted no. Commissioner Ragsdale was absent from the meeting. The motion carried 11-7-0-1.

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2. Consideration of the appeal of James R. White on Technology Corridor Development Authority denial of application for rezoning to Lucy Setzer.

This item was deferred earlier on the day's agenda.

(See Amendments to the Agenda, Page _____)

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

13. Commissioner Bratton moved to amend the agenda to re-consider the following item at this time: Consideration of the appeal of Tim Graham on MPC denial of the final plat for Crown Point Plaza Subdivision; property located west side Clinton Highway, southeast of Callahan Drive, 6th Commission District. The motion was seconded and upon roll call vote Commissioners Jordan, Dirl, Tindell, Davis, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Moody, Medley, DeSelm and Griess voted no. Commissioner Ragsdale was absent from the meeting. The motion carried 13-5-0-1.

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IN RE: RE-CONSIDERATION OF SUBDIVISION APPEAL/ONE LOT VARIANCE:

1. Re-consideration of the appeal of Tim Graham on MPC denial of the final plat for Crown Point Plaza Subdivision was before the Board of Commissioners. Property located west side Clinton Highway, southeast of Callahan Drive, 6th Commission District.

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

Mr. Tim Graham, Appellant, was present and spoke on behalf of the request.

Commissioner Cawood moved to uphold the appeal of Tim Graham on MPC denial of the final plat for Crown Point Plaza Subdivision. Commissioner Bratton seconded the motion.

Commissioner Griess moved as a substitute motion to approve the appeal of Tim Graham on MPC denial of the final plat for Crown Point Plaza Subdivision with a 35 foot setback from the center line. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell,

Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale was absent from the meeting. The motion carried 18-0-0-1. Property located west side Clinton Highway, southeast of Callahan Drive, 6th Commission District.

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IN RE: RESOLUTIONS - (CONTINUED):

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AN OPERATING CONTRACT FOR SCHOOL CONSTRUCTION WITH THE PUBLIC BUILDING AUTHORITY OF THE COUNTY OF KNOX AND THE CITY OF KNOXVILLE - R-95-5-117:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A MANAGEMENT CONTRACT FOR KNOX COUNTY CAPITAL IMPROVEMENT PROJECTS WITH THE PUBLIC BUILDING AUTHORITY OF THE COUNTY OF KNOX AND THE CITY OF KNOXVILLE - R-95-5-146:

AND

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$493,207.00 AND APPROVING AN AGREEMENT WITH KAATZ, BINKLEY, JONES & MORRIS, ARCHITECTS, INC. FOR COMPREHENSIVE PLANNING SERVICES FOR THE SCHOOLS CAPITAL IMPROVEMENT PLAN - R-95-5-143:

Consideration of the following resolutions was before the Board of Commissioners:

Resolution R-95-5-117 - Resolution of the Commission of Knox County, Tennessee approving an operating contract for school construction with the Public Building Authority of the County of Knox and the City of Knoxville.

Resolution R-95-5-146 - Resolution of the Commission of Knox County, Tennessee, approving a management contract for Knox County Capital Improvement Projects with the Public Building Authority of the County of Knox and the City of Knoxville; and

Resolution R-95-5-143 - Resolution of the Commission of Knox County, Tennessee appropriating \$493,207.00 and approving an agreement with Kaatz, Binkley, Jones & Morris, Architects, Inc. for Comprehensive Planning Services for the Schools Capital Improvement Plan.

Mr. Thomas Schumpert, Knox County Executive, Mr. Allen Morgan, Superintendent of Knox County Schools, Mr. Richard Beeler, Knox County Law Director, Mr. Greg Deathridge, Dycus Incorporated, Mr. Mike Edwards, Public Building Authority, and Mr. Larry Binkley, Kaatz, Binkley, Jones & Morris, Architects, Inc., were present and spoke on the matter.

Commissioner Davis requested a call for the question to end debate at this time to vote on the resolutions.

Upon voice vote, the call for the question failed.

Commissioner Moody moved to approve Resolution R-95-5-117 - Resolution of the Commission of Knox County, Tennessee approving an operating contract for school construction with the Public Building Authority of the County of Knox and the City of Knoxville. Commissioner Davis seconded the motion.

Commissioner Dirl moved as a substitute motion to defer until the June 1995 Board of Commissioners regular session meeting Resolution R-95-5-117 - Resolution of the Commission of Knox County, Tennessee approving an operating contract for school construction with the Public Building Authority of the County of Knox and the City of Knoxville. Commissioner Jordan seconded the motion and upon voice vote the substitute motion failed.

Upon roll call vote of the original motion to approve Resolution R-95-5-117 - Resolution of the Commission of Knox County, Tennessee approving an operating contract for school construction with the Public Building Authority of the County of Knox and the City of Knoxville, Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, McMillan, Mills and Pinkston voted aye. Commissioners Dirl and Bratton voted no. Commissioners Teague, Horner and Cooper abstained from voting. Commissioner Ragsdale was absent from the meeting. The motion carried 13-2-3-1.

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Commissioner Griess moved to approve Resolution R-95-5-146 - Resolution of the Commission of Knox County, Tennessee, approving a management contract for Knox County Capital Improvement Projects with the Public Building Authority of the County of Knox and the City of Knoxville. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl and Teague voted no. Commissioner Cooper abstained from voting. Commissioner Ragsdale was absent from the meeting. The motion carried 15-2-1-1.

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At this time, there was a request to end debate to vote on Resolution R-95-5-143.

Upon voice vote, the call for the question carried.

Commissioner Griess moved to approve Resolution R-95-5-143 - Resolution of the Commission of Knox County, Tennessee appropriating \$493,207.00 and approving an agreement with Kaatz, Binkley, Jones & Morris, Architects, Inc. for Comprehensive Planning Services for the Schools Capital Improvement Plan. Commissioner Davis seconded the motion.

Commissioner Bratton moved as a substitute motion to defer until the June 1995 Board of Commissioners regular session meeting Resolution R-95-5-143 - Resolution of the Commission of Knox County, Tennessee appropriating \$493,207.00 and approving an agreement with Kaatz, Binkley, Jones & Morris, Architects, Inc. for Comprehensive Planning Services for the Schools Capital Improvement Plan. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Cawood, Teague, Horner, Cooper, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold and Griess voted no. Commissioner McMillan was absent from the vote. Commissioner Ragsdale was absent from the meeting. The substitute motion failed 9-8-0-2.

Upon roll call vote of the original motion to approve Resolution R-95-5-143 - Resolution of the Commission of Knox County, Tennessee appropriating \$493,207.00 and approving an agreement with Kaatz, Binkley, Jones & Morris, Architects, Inc. for Comprehensive Planning Services for the Schools Capital Improvement Plan, Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold and Griess voted aye. Commissioners Dirl, Cawood, Teague, Horner, Mills, Bratton and Pinkston voted no. Commissioner Cooper abstained from voting. Commissioner McMillan was absent from the vote. Commissioner Ragsdale was absent from the meeting. The motion failed 9-7-1-2.

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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-95-5-118:

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.

Mr. Thomas Schumpert, Knox County Executive, Ms. Stephanie Hall, Director of the Knox County Health Department, and Ms. Kathy Hamilton, Knox County Finance Director, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-95-5-118 - Resolution of the Commission of Knox County approving a contract with the Knox County Humane Society for animal shelter services. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner voted no. Commissioners Dirl and Davis were absent from the vote. Commissioner Ragsdale was absent from the meeting. The motion carried 15-1-0-3.

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

14. Commissioner Griess moved to re-consider the following item at this time: Resolution R-95-5-143 - Resolution of the Commission of Knox County, Tennessee appropriating \$493,207.00 and approving an agreement with Kaatz, Binkley, Jones & Morris, Architects, Inc. for Comprehensive Planning Services for the Schools Capital Improvement Plan. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cooper, McMillan and Mills voted aye. Commissioners Dirl, Cawood, Horner, Bratton and Pinkston voted no. Commissioner Teague abstained from voting. Commissioner Ragsdale was absent from the meeting. The motion carried 12-5-1-1.

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IN RE: RE-CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$493,207.00 AND APPROVING AN AGREEMENT WITH KAATZ, BINKLEY, JONES & MORRIS, ARCHITECTS, INC. FOR COMPREHENSIVE PLANNING SERVICES FOR THE SCHOOLS CAPITAL IMPROVEMENT PLAN - R-95-5-143:

Re-consideration of a resolution of the Commission of Knox County, Tennessee appropriating \$493,207.00 and approving an agreement with Kaatz, Binkley, Jones & Morris, Architects, Inc. for Comprehensive Planning Services for the Schools Capital Improvement Plan was before the Board of Commissioners.

Mr. Allen Morgan, Superintendent of Knox County Schools, and Mr. Thomas Schumpert, Knox County Executive, were present and spoke on the matter.

Commissioner Griess moved to defer no later than 30 days Resolution R-95-5-143 - Resolution of the Commission of Knox County, Tennessee appropriating \$493,207.00 and approving an agreement with Kaatz, Binkley, Jones & Morris, Architects, Inc. for Comprehensive Planning Services for the Schools Capital Improvement Plan. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague,

Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale 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 APPROVING THE SALE OF A HOUSE AND LOT LOCATED AT 7136 PERIWINKLE ROAD TO JASON E. AND WENDY N. LISTON - R-95-5-119:

Consideration of a resolution of the Commission of Knox County, Tennessee approving the sale of a house and lot located at 7136 Periwinkle Road to Jason E. and Wendy N. Liston was before the Board of Commissioners.

Commissioner Pinkston moved to approve Resolution R-95-5-119 - Resolution of the Commission of Knox County, Tennessee approving the sale of a house and lot located at 7136 Periwinkle Road to Jason E. and Wendy N. Liston. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale 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 APPROVING THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM CITIZEN PARTICIPATION PLAN - R-95-5-120:

Consideration of a resolution of the Commission of Knox County, Tennessee approving the Community Development Block Grant Program Citizen Participation Plan was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-95-5-120 - Resolution of the Commission of Knox County, Tennessee approving the Community Development Block Grant Program Citizen Participation Plan. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess,

Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale 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 AUTHORIZING THE REIMBURSEMENT OF FUNDS TO THE DEVELOPMENT CORPORATION FOR THE DAIKIN DRIVETRAIN INCENTIVE PACKAGE - R-95-5-121:

Consideration of a resolution of the Commission of Knox County, Tennessee authorizing the reimbursement of funds to the Development Corporation for the Daikin Drivetrain Incentive Package was before the Board of Commissioners.

Commissioner Pinkston moved to approve Resolution R-95-5-121 - Resolution of the Commission of Knox County, Tennessee authorizing the reimbursement of funds to the Development Corporation for the Daikin Drivetrain Incentive Package. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale 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, EXPRESSING AN INTENT TO PARTICIPATE WITH THE CITY OF KNOXVILLE AND THE TOWN OF FARRAGUT ON THE PARKSIDE DRIVE PROJECT - R-95-5-122:

This item was deferred earlier on the day's agenda.

(See Amendments to the Agenda, Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE ALLOWING THE COUNTY EXECUTIVE TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE TENNESSEE DEPARTMENT OF AGRICULTURE, THE UNIVERSITY OF TENNESSEE, NATURAL RESOURCE CONSERVATION SERVICES, THE CITY OF KNOXVILLE, AND THE TOWN OF FARRAGUT TO DEVELOP AN UPDATED SOIL SURVEY FOR KNOX COUNTY - R-95-5-123:

Consideration of a resolution of the Commission of Knox County, Tennessee allowing the County Executive to enter into a Cooperative Agreement with the Tennessee Department of Agriculture, the University of Tennessee, Natural Resource Conservation Services, the City of Knoxville, and the Town of Farragut to develop an updated soil survey for Knox County was before the Board of Commissioners.

Commissioner Moody moved to approve Resolution R-95-5-123 - Resolution of the Commission of Knox County, Tennessee allowing the County Executive to enter into a Cooperative Agreement with the Tennessee Department of Agriculture, the University of Tennessee, Natural Resource Conservation Services, the City of Knoxville, and the Town of Farragut to develop an updated soil survey for Knox County. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale 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 AMENDING THE GENERAL FUND BUDGET AND APPROPRIATING \$105,984.00 FOR NEW CAD EQUIPMENT FOR THE SHERIFF, EMS, AND FIRE SAFETY DEPARTMENT TO TIE TO THE E-911 SYSTEM - R-95-5-124:

Consideration of a resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$105,984.00 for new CAD equipment for the Sheriff, EMS, and Fire Safety Department to tie to the E-911 System was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-95-5-124 - Resolution of the Commission of Knox County, Tennessee amending the General Fund Budget and appropriating \$105,984.00 for new CAD equipment for the Sheriff, EMS, and Fire Safety Department to tie to the E-911 System. Commissioner

Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale 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 APPROPRIATING \$29,450.00 FOR SECURITY DESIGN OF COURTROOMS, E-911, AND THE ATTORNEY GENERAL'S OFFICE - R-95-5-125:

Consideration of a resolution of the Commission of Knox County, Tennessee appropriating \$29,450.00 for security design of courtrooms, E-911, and the Attorney General's Office was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve Resolution R-95-5-125 - Resolution of the Commission of Knox County, Tennessee appropriating \$29,450.00 for security design of courtrooms, E-911, and the Attorney General's Office. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale 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 ESTABLISHING A COURT SECURITY COMMITTEE - R-95-5-126:

Consideration of a resolution of the Commission of Knox County, Tennessee establishing a Court Security Committee was before the Board of Commissioners.

Commissioner Moody moved to approve Resolution R-95-5-126 - Resolution of the Commission of Knox County,

Tennessee establishing a Court Security Committee. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale 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 APPROVING A CONTRACT WITH C & M LEASING, A SUBSIDIARY OF T.R. SYSTEMS, INC. FOR THE COLLECTION AND DISPOSAL OF USED TIRES TO AND FROM THE TIRE CORRAL OF KNOX COUNTY - R-95-5-127:

Consideration of a resolution of the Commission of Knox County, Tennessee approving a contract with C & M Leasing, a subsidiary of T.R. Systems, Inc. for the collection and disposal of used tires to and from the tire corral of Knox County was before the Board of Commissioners.

Mr. John Evans, Director of Knox County Solid Waste, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-95-5-127 - Resolution of the Commission of Knox County, Tennessee approving a contract with C & M Leasing, a subsidiary of T.R. Systems, Inc. for the collection and disposal of used tires to and from the tire corral of Knox County. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale 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 APPROPRIATING \$30,000.00 FROM THE COUNTY CLERK'S EXCESS FEES FOR ADDITIONAL OFFICE EXPENDITURES - R-95-5-128:

Consideration of a resolution of the Commission of Knox County, Tennessee appropriating \$30,000.00 from the County

Clerk's excess fees for additional office expenditures was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve Resolution R-95-5-128 - Resolution of the Commission of Knox County, Tennessee appropriating \$30,000.00 from the County Clerk's excess fees for additional office expenditures. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale 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, TO CREATE A FIFTH DIVISION OF THE KNOX COUNTY GENERAL SESSIONS COURT - R-95-5-129:

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REGARDING THE 1996 PRIMARY ELECTIONS R-95-5-130:

This item was deferred until the June 1995 Board of Commissioners regular session meeting. (See Amendments to the agenda, Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING THE TRANSFER OF PROPERTIES ON GAINES ROAD, CRANBERRY DRIVE, AND CLAIRIDGE ROAD IN HARRELL HEIGHTS TO THE CITY OF KNOXVILLE FOR DRAINAGE PURPOSES - R-95-5-131:

Consideration of a resolution of the Commission of Knox County, Tennessee authorizing the transfer of properties on Gaines Road, Cranberry Drive, and Clairidge Road in Harrell

Heights to the City of Knoxville for drainage purposes 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-95-5-131 - Resolution of the Commission of Knox County, Tennessee authorizing the transfer of properties on Gaines Road, Cranberry Drive, and Clairidge Road in Harrell Heights to the City of Knoxville for drainage purposes. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale 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, APPROVING AN AGREEMENT TO LEASE MINERAL RIGHTS - R-95-5-132:

This item was deferred until the June 1995 Board of Commissioners regular session meeting. (See Amendments to the Agenda, Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REAFFIRMING SUPPORT FOR LEGISLATION REGARDING ENFORCEMENT OF COUNTY ORDINANCES BY CITATION AND GRANT OF AUTHORITY TO DISTRICT ATTORNEYS GENERAL IN COUNTIES WITH A CHARTER FORM OF GOVERNMENT TO PROSECUTE COUNTY ORDINANCES - R-95-5-147:

Consideration of a resolution of the Commission of Knox County, Tennessee, reaffirming support for legislation regarding enforcement of county ordinances by citation and grant of authority to District Attorneys General in counties with a Charter form of government to prosecute county ordinances was before the Board of Commissioners.

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

Commissioner Bratton moved to approve Resolution R-95-5-147 - Resolution of the Commission of Knox County, Tennessee, reaffirming support for legislation regarding enforcement of county ordinances by citation and grant of authority to District Attorneys General in counties with a Charter form of government to prosecute county ordinances with the following amendment: Under "Now therefore be it resolved, Section 2 where it reads in the third line: "and supports legislation empowering county attorneys, Attorneys General" should read the same as it does up above, "allowing Charter forms of government to contract with." Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale 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 HONORING DIANNA GLANDON, PTA STATE ELEMENTARY TEACHER OF THE YEAR - R-95-5-104:

Consideration of a resolution of the Commission of Knox County, Tennessee honoring Dianna Glandon, PTA State Elementary Teacher of the Year was before the Board of Commissioners.

Commissioner Leuthold moved to defer until the June 1995 Board of Commissioners regular session meeting Resolution R-95-5-104 - Resolution of the Commission of Knox County, Tennessee honoring Dianna Glandon, PTA State Elementary Teacher of the Year. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the vote. Commissioner Ragsdale was absent from the meeting. The motion carried 17-0-0-2.

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IN RE: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING ORDINANCE O-91-8-102 RELATIVE TO THE GENERAL SESSIONS COURT FOR KNOX COUNTY O-95-5-101 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Ordinance O-91-8-102 relative to the General Sessions Court for Knox County was before the Board of Commissioners on first reading.

Commissioner Moody moved to approve Ordinance O-95-5-101 - Ordinance of the Commission of Knox County, Tennessee, amending Ordinance O-91-8-102 relative to the General Sessions Court for Knox County on first reading. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the vote. Commissioner Ragsdale was absent from the meeting. The motion carried 17-0-0-2.

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IN RE: ORDINANCES ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ESTABLISHING ADDITIONAL QUALIFICATIONS FOR PERSONS TO SERVE AS MEMBERS OF THE KNOX COUNTY SHERIFF'S DEPARTMENT MERIT SYSTEM COUNCIL - O-95-4-101 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, establishing additional qualifications for persons to serve as members of the Knox County Sheriff's Department Merit System Council was before the Board of Commissioners on second reading.

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

Commissioner Rogero moved to approve Ordinance O-95-4-101 - Ordinance of the Commission of Knox County, Tennessee, establishing additional qualifications for persons to serve as members of the Knox County Sheriff's Department Merit System Council on second reading. Commissioner DeSelm seconded the motion.

Commissioner Leuthold moved as an amendment to add the following language to Section 1: "or be appointed or re-appointed if any member or such persons immediate family is employed by the Knox County Sheriff's Department." Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Tindell, Moody, Leuthold, Teague, Horner, Cooper and Bratton voted aye. Commissioners Rogero, Medley, DeSelm, Griess, Cawood and Mills voted no. Commissioners Davis, McMillan and Pinkston abstained from voting. Commissioner Dirl was absent from the vote. Commissioner Ragsdale was absent from the meeting. The amendment failed 8-6-3-2.

Upon roll call vote of the original motion to approve Ordinance O-95-4-101 - Ordinance of the Commission of Knox County, Tennessee, establishing additional qualifications for persons to serve as members of the Knox County Sheriff's Department Merit System Council on second reading, Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Griess, Cawood and Teague voted aye. Commissioners Leuthold, Horner, Cooper, Mills, Bratton and Pinkston voted no. Commissioner McMillan abstained from voting. Commissioner Dirl was absent from the vote. Commissioner Ragsdale was absent from the meeting. The motion carried 10-6-1-2.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REGARDING LITIGATION TAX AND COURT COST ASSESSED ON COUNTY ORDINANCE VIOLATIONS - O-95-4-103 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, regarding litigation tax and court cost assessed on county ordinance violations was before the Board of Commissioners on second reading.

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

Commissioner Moody moved to approve Ordinance O-95-4-103 - Ordinance of the Commission of Knox County, Tennessee, regarding litigation tax and court cost assessed on county ordinance violations. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the vote. Commissioner Ragsdale was absent from the meeting. The motion carried 17-0-0-2.

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IN RE: NOTARY PUBLIC APPLICATIONS:

Mr. Mike Padgett, Knox County Clerk, reported 129 applications for Notary Public.

Commissioner Horner moved to approve 129 applications for Notary Public. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale was absent from the meeting. The motion carried 18-0-0-1.

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

15. At this time, Commissioner Cooper spoke regarding the position of the Knox County Beer Board Inspector for budget purposes and supervision of the position.

No action was taken.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, TO FILL THE POSITION OF ADMINISTRATIVE DIRECTOR FOR THE KNOX COUNTY COMMISSION R-95-5-149:

Consideration of a resolution of the Commission of Knox County, Tennessee, to fill the position of Administrative

Director for the Knox County Commission was before the Board of Commissioners.

Commissioner Teague nominated Ms. Patsy Miller.

Commissioner Griess nominated Ms. Tina Jones.

Upon roll call vote for the position of Administrative Director for the Knox County Commission, Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, Davis, Griess, Cawood, Mills and Bratton voted for Ms. Jones. Commissioners DeSelm, Leuthold, Teague, Horner, Cooper, McMillan and Pinkston voted for Ms. Miller. Commissioner Ragsdale was absent from the meeting. Ms. Jones received 11 votes. Ms. Miller received 7 votes.

Commissioner Griess moved to approve Resolution R-95-5-149 - Resolution of the Commission of Knox County, Tennessee, to fill the position of Administrative Director for the Knox County Commission and that Ms. Tina Jones be hired to fill the position of Administrative Director for the Knox County Commission. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale 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 special session on Tuesday, May 30, 1995 at 2:00 p.m. in the Small Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Bratton and Pinkston. Commissioners Medley and Mills were absent from the meeting. Also present were Mr. Thomas Schumpert, 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:

Ms. Angie Nesbitt, Minute Clerk to the Knox County Clerk, called the roll.

* * * * *

IN RE: PRESENTATION OF THE 1995-1996 KNOX COUNTY BUDGET:

Presentation of the 1995-1996 Knox County Budget was before the Board of Commissioners.

Mr. Thomas Schumpert, Knox County Executive, was present and submitted the recommended 1995-1996 Knox County Budget to the Commission.

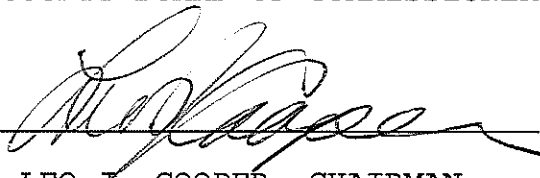
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IN RE: ADJOURNMENT:

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 special session on Tuesday, May 30, 1995 following the budget presentation in the Small Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Bratton and Pinkston. Commissioners Medley and Mills were absent from the meeting. Also present were Mr. Thomas Schumpert, 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:

* * * * *

IN RE: ROLL CALL:

Ms. Angie Nesbitt, Minute Clerk to the Knox County Clerk, called the roll.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$493,207.00 AND APPROVING AN AGREEMENT WITH KAATZ, BINKLEY, JONES & MORRIS, ARCHITECTS, INC. FOR COMPREHENSIVE PLANNING SERVICES FOR THE SCHOOLS CAPITAL IMPROVEMENT PLAN - R-95-5-SS-101:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$493,207.00 and approving an agreement with Kaatz, Binkley, Jones & Morris, Architects, Inc. for Comprehensive Planning Services for the Schools Capital Improvement Plan was before the Board of Commissioners.

Commissioner Davis moved to approve Resolution R-95-5-SS-101 - Resolution of the Commission of Knox County, Tennessee, appropriating \$493,207.00 and approving an agreement with Kaatz, Binkley, Jones & Morris, Architects, Inc. for

Comprehensive Planning Services for the Schools Capital Improvement Plan. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Bratton and Pinkston voted aye. Commissioners Medley and Mills 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



LEO J. COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Special Session on consideration of the 1995-1996 budget and tax rate on Friday, June 16, 1995 at 9:00 a.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioner Cawood was absent due to the death of his father. Also present were Mr. Thomas Schumpert, Knox County Executive, Mr. Richard Beeler, Knox County Law Director, Ms. Kathy Hamilton, Director, Knox County Finance, was present and spoke on the matter.

and news media.

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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.

* * * * *

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, 1995 AND ENDING JUNE 30, 1996:R-95-6-SS102

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, 1995 and ending June 30, 1996 was before the Board of Commissioners.

~~Mr. J. B. Hill, concerned citizen of Knox County, was~~

present and spoke on the tax increase for Knox County.

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

Ms. representing the League of Women's Voters, was present and spoke on the matter.

Mr. Harry Brooks, Knox County Sheriff's Department, 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 the budget as recommended by the County Executive, Thomas Schumpert, with the following amendments:

1. Remove the traffic division (19) by \$953,901.00
2. Lower salary increase of County Commissioners to 4% \$51,796.00.
3. Remove in the Sheriff's Department \$700.00 salary scale \$207,389.00 and give all people in the Sheriff's Department 2 step increases and fringe benefits (\$655,076.00)
4. Hotel-Motel Restore Ballet \$1,000.00
5. Hotel-Motel Restore Opera \$500.00
6. Hotel-Motel Childrens Dance \$3,00.00
7. Hotel-Motel Knoxville Symphony \$22,000.00
8. Reduce Dogwood Arts Festival \$20,000.00

this will remove \$655,076.00 (remove 2 cents from 26 cents to 24 cents). Tax rate from \$2.91 to \$3.15. Commissioner DeSelm seconded the motion.

Commissioner Dirl moved as an amendment to include the patrol division and change the start up date to January 1, 1996 and delay the second step in the Sheriff's Department to January 1, 1996 and add back to the budget \$480,617.00 a 1.3 cent increase.

Commissioner Jordan seconded the motion and upon voice vote the motion failed 1-17-0-1. Commissioner Cawood was absent from the meeting.

Upon roll call vote of the original motion with amendments by Commissioner Leuthold and seconded by Commissioner DeSelm Commissioners Dirl, Rogero, Tindell, Medley, DeSelm, Leuthold and

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~~Griess voted aye. Commissioners Moody, Davis, Ragsdale, Teague,~~

Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted no. Commissioner Jordan abstained from the vote. The original motion failed 7-10-1-1. Commissioner Cawood was absent from the meeting.

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Commissioner Bratton moved to approve the County Executive budget with the following amendments: (to be attached in the final minutes.) Commissioner DeSelm seconded the motion.

Mrs. Amanda Fowler, Knox County Finance, was present and stated that the Governmental Law Library, Engineering Traffic Control, Highway Administration and Highway and Bridge Maintenance does not effect the tax rate.

Ms. Mary Beth, Administrative Assistant, Knox County Law Department, was present and spoke on the matter.

Commissioner DeSelm moved for the previous question and upon roll call vote Commissioners Jordan, Rogero, Tindell, Medley, DeSelm and Leuthold voted aye. Commissioners Dirl, Davis, Ragsdale, Bratton and Pinkston voted no. Commissioners Moody, Griess, Teague, Horner, Cooper, McMillan and Mills abstained from the vote. The motion for call for the question failed 6-5-7-1. Commissioner Cawood was absent from the vote.

* * * * *

Commissioner Bratton moved to approve the County Executive budget with the following amendment cut County Commission by \$17,389.00. Commissioner Pinkston seconded the motion.

Commissioner Leuthold moved to recess until 1:30 today. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Leuthold, Griess, Teague, Cooper, Bratton and Pinkston voted aye. Commissioners Tindell, Davis, Ragsdale, Horner, McMillan and Mills voted no. The motion carried 12-6-0-1. Commissioner Cawood was absent from the meeting.

The Board of Commissioners were in recess until 1:30 p.m.

* * * * *

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

~~Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley,~~

DeSelm, Ragsdale, Leuthold, Griess, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioners Davis and Cawood were absent from the meeting.

* * * * *

Commissioner Bratton moved to approve the County Executive budget with the following amendment cut County Commission by \$17,389.00. Commissioner Pinkston seconded the motion and upon roll call vote Commissioner Bratton and Pinkston voted aye. Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan and Mills voted no. The motion failed 2-15-0-2. Commissioners Cawood and Davis were absent from the meeting.

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Upon roll call vote to approve the County Executive's budget by Commissioner Bratton and seconded by Commissioner DeSelm with the following amendments: (to be attached in the final minutes) Commissioners Teague, Bratton and Pinkston voted aye. Commissioners Jordan, Rogero, DeSelm, Leuthold, Griess, McMillan and Mills voted no. Commissioners Dirl, Moody, Ragsdale, Horner and Cooper abstained from the vote. The motion on the amendments failed 3-7-5-4. Commissioners Cawood and Davis were absent from the meeting. Commissioners Tindell, Davis, Medley were absent from the vote.

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Commissioner Pinkston moved to call for the question and upon roll call vote Commissioners Ragsdale and Pinkston voted aye. Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Leuthold, Griess, Teague, Horner, Cooper, Mills and Bratton voted no. The motion failed 2-13-0-4. Commissioners Tindell and McMillan were absent from the vote. Commissioners Davis and Cawood were absent from the meeting.

Commissioner Bratton moved to approve the County Budget as recommended by the County Executive. Commissioner DeSelm seconded the motion.

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~~Commissioner Moody moved approval of the following~~

amendments to the County Executive's budget. Commissioner Ragsdale seconded the motion.

1. Page 1: Delete new program of increase in salary for Commissioners along with benefits a reductions of \$59,380.00.

2. Page 7: ADA Office: reduce \$65,000.00 leaving \$19,158.00 with opportunity for Human Resource Office to contract with schools.

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3. Page 8: Reduce salary code \$12,970.00, reduce corresponding amount on benefits which gave a total savings of \$7,563.00.

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4. Page 10: Reduce travel acct.#5355: \$3,000.00;tuition \$2,500.00; library supplies \$10,000.00 a total of \$15,500.00.

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5. Page 12: Request for 3 new vehicles for codes compliance just by 1 at \$30,000.00.

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6. Page 13: Reduce travel \$1,000.00; tuition \$6,560.00.

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7. Page 18: Finance Department: There were two (2) people above the mid point reduce from 4% to 2%; reduce salary and wages by \$1,344.00; communications \$800.00; travel \$500.00 and small equipment \$250.00.

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8. Page 19: Human Resources: Eliminate 1 new position \$22,917.00 only gave 2% to 1 employee above mid point and corresponding benefits; reduce travel \$1,500.00; small equipment \$1,000.00; tuition \$1,000.00 a total of \$32,183.00.

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9. Page 23: Reduce travel \$1,000.00; tuition \$500.00.

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10. Page 26: Property Assessor: Reduce wages by \$760.00

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11. Page 27: County Trustee: Reduce communications by \$2,000.00, travel \$1,500.00

12. Page 29: Data Processing: travel \$10,000.00, tuition \$20,00.00.

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13. Page 49: Jury Commission: Circuit jury witness fee reduce \$1,000.00; criminal jury witness fee \$5,000.00; reduce personal services 2%;-\$460.00 savings; postage \$1,500.00; tuition \$500.00; circuit jury parking by \$5,000.00; reduce criminal jury parking by \$5,000.00; Total savings of \$22,460.00.

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14. Page 50: Circuit jury witness fee reduce \$5,000.00; Criminal jury witness fee \$5,000.00 a \$460.00 keeping in line 2% above the midpoint. Reduce postage \$1,500.00; tuition \$500.00; Court officers reduce Personnel Services \$50,000.00; Reduce corresponding social security and retirement benefits \$3,800.00 one social security was \$3,800.00; retirement \$3,000.00; reduce printing by \$300.00; reduce travel by \$200.00; and tuition \$200.00; reduce office supplies by \$500.00 Total of \$58,000.00.

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15. Page 51: Probation Office: eliminate 1 position of the 5 new probation officers and keep secretary. Funded 4 probation officers \$18,000.00; social security \$1,368.00; insurance \$1,500.00; retirement \$1,080.00; communications \$500.00; printing \$1,000.00 a total of \$23,448.00.

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16. Page 52: Reduce salary account by \$500.00; corresponding benefits \$38.00 and \$30.00 a total of \$568.00.

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17. Page 55: Sheriff Administration: Reduce travel \$2,000.00; Reduce uniforms allowance \$9,500.00 a total of \$11,500.00

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18. Page 57: Reduce printing \$5,000.00

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19. Page 59: Training: Reduce consultants \$1,000.00; reduce travel \$2,000.00; tuition \$5,000.00; Reduce Law Enforcement supplies \$5,000.00; inservice staff training by \$5,000.00.

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20. Page 61: Traffic Division: Reduce salaries \$485,697.00

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21. Page 68: Special Patrols Reduce \$5,000.00

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22. Page 70: Reduce travel \$1,500.00; tuition \$750.00.

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23. Page 71: Reduce new programs by \$50,00.00;social security \$3,800.00; retirement \$3,000.00; communications: \$3,000.00; travel \$2,000.00; custodial supplies \$10,000.00;

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24. Page 72: Reduce small equipment #5493 by \$10,000.00

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25. Page 74: Juvenile Services: Reduce salary by \$946.00;benefits by \$70.00 and \$60.00 and small equipment \$1,000.00

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26. Page 77: Fire Prevention: eliminate 1 vehicle by \$18,000.00.

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27. Page 85: Health Department Lab Consultant reduce by \$3,000.00 budget 5308: maintenance and service equipment \$5,000.00.

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28. Page 87: Building Operations: \$5,000.00 reduce custodial supplies.

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29. Page 89: Reduce travel \$2,000.00

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30. Page 90: Reduce travel \$5,000.00;tuition \$500.00; reduce drugs and medical supplies \$20,000.00;

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31. Page 121: John Tarleton: Reduce janitorial services \$2,000.00; laundry services \$500.00

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32. Page 236: Solid Waste: Reduce \$10,000.00 engineering services; \$2,000.00 travel.

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~~33. Page 240: Convenience Center: reduce \$25,000.00 contract~~

with other agencies.

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34. Page 243: Recycling Program #5790 other equipment \$50,000.00.

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35. Page 263: Reduce \$20,000.00 and benefits \$1,600.00 and \$1,200.00.

36. Add \$8,500.00 from the fund balance of the Tourist Commission.

Commissioner Cooper called for a 5 minutes recess.

Commissioner Ragsdale challenged the Chair on the call for a 5 minute recess and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, Leuthold, Teague and Cooper voted aye. Commissioners Moody, DeSelm, Ragsdale, Griess, Mills, Bratton and Pinkston voted no. The motion failed 8-7-0-4. Commissioners Horner and McMillan were absent from the vote. Commissioners Davis and Cawood were absent from the meeting.

Upon roll call by Commissioner Moody to approve with the amendments as stated above and seconded by Commissioner Ragsdale. Commissioners Rogero, Moody, Medley, DeSelm, Ragsdale, Leuthold, and Griess voted aye. Commissioners Jordan, Teague, Cooper, Mills, Bratton and Pinkston voted no. The motion failed 7-6-2-4. Commissioners Dirl and Tindell abstained from the vote. Commissioners Horner and McMillan were absent from the vote. Commissioners Davis and Cawood were absent from the meeting.

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Commissioner Leuthold moved to recess the meeting until Monday, June 26, 1995 at 8:30 a.m. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Ragsdale, Leuthold, Griess, Teague, Horner, Cooper, Mills, Bratton and Pinkston voted aye. The motion carried 16-0-0-3. Commissioners Cawood and Davis were absent from the meeting. Commissioner Horner was absent from the vote.

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and tax rate recessed until Monday, June 26, 1995 at 8:30 a.m.

The Knox County Board of Commissioners met in regular session on Monday, June 26, 1995 at 2:00 p.m. in the Main Assembly Room of the City-County Building. Those members present were Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioner Moody was absent from the meeting. Also present were Mr. Thomas Schumpert, Knox County Executive, Ms. Kathy Hamilton, Director, Knox County Finance, Mr. Richard Beeler, Knox County Law Director and news media.

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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:

Commissioner Diane Jordan gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner John Mills 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 R-95-6-138 - Resolution of the Commission of Knox County, Tennessee, in memory of Clarence Frederick Cawood and move to the head of the agenda.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX

ELEMENTARY TEACHER OF THE YEAR: R-95-6-101 :

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Dianna Glandon, PTA State Elementary Teacher of the Year was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-95-6-101 - Resolution of the Commission of Knox County, Tennessee, honoring Dianna Glandon, PTA State Elementary Teacher of the Year. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 MARTHA PHILLIPS, KNOX COUNTY CRIMINAL COURT CLERK, FOR FIFTY YEARS OF SERVICE TO KNOX COUNTY: R-95-6-102:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Martha Phillips, Knox County Criminal Court Clerk, for fifty years of service to Knox County was before the Board of Commissioners.

Ms. Martha Phillips, Knox County Criminal Court Clerk, was present and spoke on the matter.

Commissioner Ragsdale moved to approve R-95-6-102 - Resolution of the Commission of Knox County, Tennessee, honoring Martha Phillips, Knox County Criminal Court Clerk, for fifty years of service to Knox County. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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:

~~Without objection, Commissioner Cooper heard next on the~~

agenda R-95-6-138 - Resolution of the Commission of Knox County, Tennessee in memory of Clarence Fredrick Cawood.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, IN MEMORY OF CLARENCE FREDRICK CAWOOD: R-95-6-138:

Consideration of a Resolution of the Commission of Knox County, Tennessee, in memory of Clarence Fredrick Cawood was before the Board of Commissioners.

Commissioner Mark Cawood, son of Clarence Frederick Cawood and a Commissioner in the sixth district, was present and spoke on the matter.

Mr. Chris Cawood, son of Clarence Frederick Cawood, was present and spoke on the matter.

Mrs. Joyce Cawood, wife of Clarence Frederick Cawood was present and spoke on the matter.

Commissioner Teague moved to approve R-95-6-138 - Resolution of the Commission of Knox County, Tennessee, in memory of Clarence Fredrick Cawood. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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: DELEGATIONS TO BE HEARD:

1. Mr. Jim Golden, East Knoxville resident spoke on drugs in Knox County.

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IN RE: CONSIDERATION OF APPROVAL OF MINUTES OF THE PREVIOUS MEETINGS ON MARCH 22, 1995 (REGULAR SESSION), MAY 30, 1995 (SPECIAL SESSION)

Consideration of approval of minutes of the previous meeting on March 22, 1995 (regular session), and May 30, 1995 (special session) was before the Board of Commissioners.

~~Commissioner Leuthold moved to approve the minutes of the~~

previous meeting on March 22, 1995 (regular session), and May 30, 1995 (special session). Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 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.

 No report was given.

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

~~Commissioner Horner stated NACo will meet in Atlanta,~~

Georgia on July 21 -25, 1995 and move to change the July Regular Board of Commissioners on July 24, 1995 to July 31, 1995 and have zonings on July 24, 1995 at 6:00 p.m. and committee meetings moved to July 17, 1995. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Medley, DeSelm and Horner voted aye. Commissioners Dirl, Rogero, Tindell, Davis, Ragsdale, Leuthold, Griess, Cawood, McMillan, Mills, Bratton and Pinskton voted no. Commissioners Teague and Cooper abstained from the vote. The motion failed 4-12-2-1. Commissioner Moody was absent from the 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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I. The Report of the Rules Committee was before the Board of Commissioners.

Commissioner Mark Cawood was present and sent out a report concerning some suggestions of the Rules Committee.

Commissioner Horner moved to defer the Rules Committee recommendations to the August Regular Board of Commissioners meeting. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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: ELECTIONS AND APPOINTMENTS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING THREE MEMBERS TO THE KNOX COUNTY LIBRARY BOARD OF TRUSTEES: R-95-6-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing three members to the Knox County Library Board of Trustees was before the Board of Commissioners.

~~Commissioner DeSelm, Chairwoman of the Education Committee,~~

nominated the following individuals by district and the Committee made no recommendation on preference: Ms. Melinda Davis and Mr. H. C. Sumter (District 7), Mr. Sam Bell and Mr. Bill Tallent (District 4), Leslie Welch, and Mr. Charles Burchett (District 3).

Commissioner Ragsdale moved that nominations cease and to proceed to vote preference for each district seat. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

District 7: Mr. C. H. Sumter and Ms. Melinda Davis:

- Commissioner Jordan voted for Melinda Davis.
- Commissioner Dirl voted for Melinda Davis.
- Commissioner Rogero voted for Melinda Davis.
- Commissioner Tindell voted for H. C. Sumter.
- Commissioner Medley voted for Melinda Davis.
- Commissioner DeSelm voted for Melinda Davis.
- Commissioner Davis voted for H. C. Sumter.
- Commissioner Ragsdale voted for H. C. Sumter.
- Commissioner Leuthold voted for H. C. Sumter.
- Commissioner Griess voted for H. C. Sumter.
- Commissioner Cawood voted for H. C. Sumter.
- Commissioner Teague voted for H. C. Sumter.
- Commissioner Horner voted for H. C. Sumter.
- Commissioner Cooper voted for H. C. Sumter.
- Commissioner McMillan voted for H. C. Sumter.
- Commissioner Mills voted for H. C. Sumter.
- Commissioner Bratton voted for H. C. Sumter.
- Commissioner Pinkston voted for H. C. Sumter.

Ms. Melinda Davis received 5 votes.

Mr. H. C. Sumter received 13 votes.

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District 4: Mr. Sam Bell and Mr. Bill Tallent.

Commissioner Jordan voted for Sam Bell.
Commissioner Dirl voted for Bill Tallent.
Commissioner Rogero voted for Sam Bell.
Commissioner Tindell voted for Bill Tallent.
Commissioner Medley voted for Sam Bell.
Commissioner DeSelm voted for Sam Bell.
Commissioner Davis voted for Bill Tallent.
Commissioner Ragsdale voted for Bill Tallent.
Commissioner Leuthold voted for Bill Tallent.
Commissioner Griess voted for Bill Tallent.
Commissioner Cawood voted for Bill Tallent.
Commissioner Teague voted for Bill Tallent.
Commissioner Horner voted for Bill Tallent.
Commissioner Cooper voted for Bill Tallent.
Commissioner McMillan voted for Bill Tallent.
Commissioner Mills voted for Bill Tallent.
Commissioner Bratton voted for Sam Bell.
Commissioner Pinkston voted for Bill Tallent.

Mr. Bill Tallent received 13 votes.

Mr. Sam Bell received 5 votes.

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District 3: Mr. Charles Burchett and Ms. Leslie Welch.

Commissioner Jordan voted for Charles Burchett.
Commissioner Dirl voted for Charles Burchett.
Commissioner Rogero voted for Leslie Welch.
Commissioner Tindell voted for Charles Burchett.
Commissioner Medley voted for Leslie Welch.
Commissioner DeSelm voted for Leslie Welch.
Commissioner Davis voted for Charles Burchett.
Commissioner Ragsdale voted for Charles Burchett.
Commissioner Leuthold voted for Charles Burchett.
Commissioner Griess voted for Charles Burchett.
Commissioner Cawood voted for Charles Burchett.

~~Commissioner Teague voted for Charles Burchett.~~

Commissioner Horner voted for Charles Burchett.
 Commissioner Cooper voted for Charles Burchett.
 Commissioner McMillan voted for Charles Burchett.
 Commissioner Mills voted for Charles Burchett.
 Commissioner Bratton voted for Charles Burchett.
 Commissioner Pinkston voted for Charles Burchett.

Mr. Charles Burchett received 15 votes.

Ms. Leslie Welch received 3 votes.

Commissioner DeSelm moved to approve R-96-6-103 - Resolution of the Commission of Knox County, Tennessee, appointing three members to the Knox County Library Board of Trustees with the following names: Mr. H. C. Sumter (District 7), Mr. Bill Tallent (District 4), and Mr. Charles Burchett (District (District 3)). Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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, APPOINTING TWO MEMBERS TO THE BOARD OF DIRECTORS OF THE DEVELOPMENT CORPORATION OF KNOX COUNTY: R-95-6-104:

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 Teague moved to approve R-95-6-104 - Resolution of the Commission of Knox County, Tennessee, re-appointing Mr. Thad Cox and Ms. Sharon Miller to the Board of Directors of the Development Corporation of Knox County. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood,

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~~Teague, Horner, Cooper, McMillan, Mills, 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. Penny Royal Drive, Kimberlin Subdivision, Unit 2, 600 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; J.N.S. Properties; property owner. (District 3).

Mr. Bill Kervin, Director, Knox County Public Works, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Teague moved to accept as completed Penny Royal Drive, Kimberlin Subdivision, Unit 2, 600 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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2. Ghiradelli Road, Ghiradelli 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; David Trantenella property owner. (District 7)

Mr. Bill Kervin, Director, Knox County Public Works, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Teague moved to accept as completed Ghiradelli Road, Ghiradelli Place Subdivision, Unit 1, 300 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the

meeting.

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3. Galileo Drive, Ghiradelli Place Subdivision, Unit 1, 400 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; David Trantenella property owner. (District 7)

Mr. Bill Kervin, Director, Knox County Public Works, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Teague moved to accept as completed Galileo Drive, Ghiradelli Place Subdivision, Unit 1, 400 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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4. Florenza Lane, Ghiradelli Place Subdivision, Unit 1, 140 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; David Trantenella property owner. (District 7)

Mr. Bill Kervin, Director, Knox County Public Works, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Teague moved to accept as completed Florenza Lane, Ghiradelli Place Subdivision, Unit 1, 140 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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5. Pompeii Lane, Ghiradelli Place Subdivision, Unit 1, 140 feet in length with 50 foot right of way was before the Board of

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~~Commissioners to be accepted as completed; David Trantenella property~~

owner. (District 7)

Mr. Bill Kervin, Director, Knox County Public Works, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Teague moved to accept as completed Pompeii Lane, Ghiradelli Place Subdivision, Unit 1, 140 feet in length with 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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6. Davinci Lane, Ghiradelli Place Subdivision, Unit 1, 170 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; David Trantenella property owner. (District 7)

Mr. Bill Kervin, Director, Knox County Public Works, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Teague moved to accept as completed Davinci Lane, Ghiradelli Place Subdivision, Unit 1, 170 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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7. Josepi Drive, Ghiradelli Place Subdivision, Unit 1, 460 feet in length with a foot right of way was before the Board of Commissioners to be accepted as completed; David Trantenella property owner. (District 7)

~~Mr. Bill Kervin, Director, Knox County Public Works, was~~

present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Teague moved to accept as completed Josepi Drive, Ghiradelli Place Subdivision, Unit 1, 460 feet in length with a foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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8. Emerald Heath Street, Emerald Court Subdivision, Unit 1, 1100 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; Zarb Construction property owner. (District 6)

Mr. Bill Kervin, Director, Knox County Public Works, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Teague moved to accept as completed Emerald Heath Street, Emerald Court Subdivision, Unit 1, 1100 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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9. Sheringham Drive, Emerald Court 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; Zarb Construction property owner. (District 6)

Mr. Bill Kervin, Director, Knox County Public Works, was present and stated that the road had been inspected and was found to meet all County requirements.

~~Commissioner Teague moved to accept as completed Sheringham~~

Drive, Emerald Court Subdivision, Unit 1, 230 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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10. Elston Brae Drive, Emerald Court Subdivision, Unit 1, 220 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; Zarb Construction property owner. (District 6)

Mr. Bill Kervin, Director, Knox County Public Works, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Teague moved to accept as completed Elston Brae Drive, Emerald Court Subdivision, Unit 1, 220 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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, TO CREATE A FIFTH DIVISION OF THE KNOX COUNTY GENERAL SESSIONS COURT: R-95-6-105:

Consideration of a Resolution of the Commission of Knox County, Tennessee, to create a fifth division of the Knox County General Sessions Court was before the Board of Commissioners.

Attorney General Randy Nichols, was present and spoke on the matter.

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

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

~~Commissioner Davis moved to approve R-95-6-105 - Resolution~~

of the Commission of Knox County, Tennessee, to create a fifth division of the Knox County General Sessions Court. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 APPOINTING A JUDGE TO THE FIFTH DIVISION OF KNOX COUNTY GENERAL SESSIONS COURT:

R-95-6-106:

Consideration of a Resolution of the Commission of Knox County, Tennessee appointing a Judge to the Fifth Division of Knox County General Sessions Court was before the Board of Commissioners.

Attorney General Randy Nichols, was present and spoke on the matter.

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

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

Commissioner DeSelm moved to defer to the July Regular Board of Commissioners meeting R-95-6-106 - Resolution of the Commission of Knox County, Tennessee appointing a Judge to the Fifth Division of Knox County General Sessions Court. Commissioner Griess seconded the motion.

Commissioner Tindell moved to as a substitute motion to approve R-95-6-106 - Resolution of the Commission of Knox County, Tennessee appointing a Judge to the Fifth Division of Knox County General Sessions Court and fill the position today with effective date of August 1, 1995. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the

meeting.

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Upon roll call for nominations for Judge of the Fifth Division of Knox County General Sessions Court, Commissioner Jordan passed. Commissioner Dirl passed. Commissioner Rogero passed. Commissioner Tindell passed. Commissioner Medley passed. Commissioner DeSelm nominated Ms. Ann Barker. Commissioner Davis passed. Commissioner Ragsdale nominated Mr. Dan McGehee. Commissioner Leuthold passed. Commissioner Griess passed. Commissioner Cawood passed. Commissioner Teague nominated Mr. Tony Stansberry. Commissioner Horner passed. Commissioner Cooper passed. Commissioner McMillan passed. Commissioner Mills passed. Commissioner Bratton passed. Commissioner Pinkston passed.

Upon roll call for Judge of the Fifth Division of Knox County General Sessions Court, Commissioner Jordan voted for Tony Stansberry.

Commissioner Dirl voted for Tony Stansberry.
Commissioner Rogero voted for Ann Barker.
Commissioner Tindell voted for Tony Stansberry.
Commissioner Medley voted for Ann Barker.
Commissioner DeSelm voted for Ann Barker.
Commissioner Davis voted for Tony Stansberry.
Commissioner Ragsdale voted for Dan McGehee.
Commissioner Leuthold voted for Dan McGehee.
Commissioner Griess voted for Dan McGehee.
Commissioner Cawood voted for Tony Stansberry.
Commissioner Teague voted for Tony Stansberry.
Commissioner Horner voted for Ann Barker.
Commissioner Cooper voted for Dan McGehee.
Commissioner McMillan voted for Tony Stansberry.
Commissioner Mills voted for Tony Stansberry.
Commissioner Bratton voted for Tony Stansberry.
Commissioner Pinkston voted for Tony Stansberry.

Mr. Tony Stansberry received 10 votes.

Ms. Ann Barker received 4 votes.

~~Mr. Dan McGehee received 4 votes.~~

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Commissioner Dirl moved to approve R-95-6-106 - Resolution of the Commission of Knox County, Tennessee, appointing Mr. Tony Stansberry as Judge to the Fifth Division of Knox County General Sessions Court. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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, APPROPRIATING \$1,280,296.00 AND APPROVING A CONTRACT IN THE AMOUNT OF \$4,040,000.00 WITH MERIT CONSTRUCTION, INC. FOR RENOVATIONS AND ADDITIONS TO RITTA ELEMENTARY SCHOOL: R-95-6-107:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$1,280,296.00 and approving a contract in the amount of \$4,040,000.00 with Merit Construction, Inc. for renovations and additions to Ritta Elementary School was before the Board of Commissioners.

Commissioner Leuthold moved to defer to the July Regular Board of Commissioners meeting R-95-6-107 - Resolution of the Commission of Knox County, Tennessee, appropriating \$1,280,296.00 and approving a contract in the amount of \$4,040,000.00 with Merit Construction, Inc. for renovations and additions to Ritta Elementary School. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 A CONTRACT WITH PRECISION ELECTRIC COMPANY, INC. IN THE AMOUNT OF \$92,032.00 FOR FIRE ALARM SYSTEM AT GRESHAM MIDDLE SCHOOL: R-95-6-108:

County, Tennessee, approving a contract with Precision Electric Company, Inc. in the amount of \$92,032.00 for fire alarm system at Gresham Middle School was before the Board of Commissioners.

Commissioner DeSelm moved to approve R-95-6-108 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Precision Electric Company, Inc. in the amount of \$92,032.00 for fire alarm system at Gresham Middle School.

Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 A CONTRACT WITH PRECISION ELECTRIC COMPANY, INC. IN THE AMOUNT OF \$24,521.00 FOR ALARM SYSTEM AT LONSDALE ELEMENTARY SCHOOL:
R-95-6-109:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Precision Electric Company, Inc. in the amount of \$24,521.00 for alarm system at Lonsdale Elementary School was before the Board of Commissioners.

Commissioner DeSelm moved to approve R-95-6-109 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Precision Electric Company, Inc. in the amount of \$24,521.00 for alarm system at Lonsdale Elementary School.

Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 A CONTRACT WITH BESCO ELECTRICAL CONTRACTORS IN THE AMOUNT OF \$19,656.00 FOR

FIRE ALARM SYSTEM AT STERCHI ELEMENTARY SCHOOL:

R-95-6-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Besco Electrical Contractors in the amount of \$19,656.00 for fire alarm system at Sterchi Elementary School was before the Board of Commissioners.

Commissioner DeSelm moved to approve R-95-6-110 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Besco Electrical Contractors in the amount of \$19,656.00 for fire alarm system at Sterchi Elementary School. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 A CONTRACT WITH BESCO ELECTRICAL CONTRACTORS IN THE AMOUNT OF \$22,562.00 FOR FIRE ALARM SYSTEM AT WEST HAVEN ELEMENTARY SCHOOL:

R-95-6-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Besco Electrical Contractors in the amount of \$22,562.00 for fire alarm system at West Haven Elementary School was before the Board of Commissioners.

Commissioner DeSelm moved to approve R-95-6-111 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Besco Electrical Contractors in the amount of \$22,562.00 for fire alarm system at West Haven Elementary School. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 A CONTRACT WITH BESCO

ELECTRICAL CONTRACTORS IN THE AMOUNT OF \$27,653.00 FOR
FIRE ALARM SYSTEM AT KAEC (KNOXVILLE ADAPTIVE EDUCATION
CENTER) R-95-6-112:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Besco Electrical Contractors in the amount of \$27,653.00 for fire alarm system at KAEC (Knoxville Adaptive Education Center) was before the Board of Commissioners.

Commissioner DeSelm moved to approve R-95-6-112 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Besco Electrical Contractors in the amount of \$27,653.00 for fire alarm system at KAEC (Knoxville Adaptive Education Center). Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 BUILDING
TRADES HOUSE LOCATED AT 217 CRAWFORD STREET: R-95-6-113:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the sale of a building trades house located at 217 Crawford Street was before the Board of Commissioners.

Commissioner DeSelm moved to approve R-95-6-113 - Resolution of the Commission of Knox County, Tennessee, authorizing the sale of a building trades house located at 217 Crawford Street. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 A CONTRACT WITH EMPIRE

~~PAVING AND SEALING, INC. IN THE AMOUNT OF \$515,624.00 FOR~~

RENOVATION OF THE HIGH SCHOOL TRACKS AT AUSTIN-EAST,
BEARDEN, CARTER, CENTRAL, FULTON, HALLS, POWELL AND
SOUTH-DOYLE: R-95-6-114:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Empire Paving and Sealing, Inc. in the amount of \$515,624.00 for renovation of the High School Tracks at Austin-East, Bearden, Carter, Central, Fulton, Halls, Powell and South-Doyle was before the Board of Commissioners.

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

Commissioner DeSelm moved to approve R-95-6-114 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Empire Paving and Sealing, Inc. in the amount of \$515,624.00 for renovation of the High School Tracks at Austin-East, Bearden, Carter, Central, Fulton, Halls, Powell and South-Doyle. Commissioner Rogero seconded the motion.

Based on the recommendation of the Finance Committee, Commissioner Leuthold moved as a substitute motion to approve R-95-6-114 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Empire Paving and Sealing, Inc. in the amount of \$515,624.00 for renovation of the High School Tracks at Austin-East, Bearden, Carter, Central, Fulton, Halls, Powell and South-Doyle with the following amendment: approve a total of \$525,000.00 and add the Gibbs High School project for an amount of \$9,376.00. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, Davis, Leuthold, Griess, Cawood, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioner DeSelm voted no. Commissioner Teague abstained from the vote. Commissioner Ragsdale recused himself from the vote. The motion carried 14-1-2-2. Commissioner Horner was absent from the vote. Commissioner Moody was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE, APPROPRIATING \$346,200.00 FOR THE
PURCHASE OF TEMPORARY CLASSROOMS: R-95-6-115:

Consideration of a Resolution of the Commission of Knox

County, Tennessee, appropriating \$346,200.00 for the purchase of temporary classrooms was before the Board of Commissioners.

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

Commissioner DeSelm moved to approve R-95-6-115 - Resolution of the Commission of Knox County, Tennessee, appropriating \$346,200.00 for the purchase of temporary classrooms. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 A CONTRACT WITH DAVIS & LONGWORTH FOR FIELD LIGHTING AT KARNS HIGH SCHOOL:
R-95-6-116:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Davis & Longworth for field lighting at Karns High School was before the Board of Commissioners.

Commissioner DeSelm moved to approve R-95-6-116 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Davis & Longworth for field lighting at Karns High School. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 A CHANGE ORDER IN THE AMOUNT OF \$231,158.00 WITH HICKORY CONSTRUCTION, INC. FOR WINDOW REPLACEMENT AT BEAUMONT ELEMENTARY SCHOOL:
R-95-6-117:

County, Tennessee, approving a change order in the amount of \$231,158.00 with Hickory Construction, Inc. for Window Replacement at Beaumont Elementary School was before the Board of Commissioners.

Commissioner DeSelm moved to approve R-95-6-117 - Resolution of the Commission of Knox County, Tennessee, approving a change order in the amount of \$231,158.00 with Hickory Construction, Inc. for Window Replacement at Beaumont Elementary School.

Commissioner Rogero seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 A CONTRACT WITH T.R.A.M. ROOFING COMPANY TO RE-ROOF LAWSON MCGEE LIBRARY:
R-95-6-118:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with T.R.A.M. Roofing Company to re-roof Lawson McGee Library was before the Board of Commissioners.

Commissioner DeSelm moved to approve R-95-6-118 - Resolution of the Commission of Knox County, Tennessee, approving a contract with T.R.A.M. Roofing Company to re-roof Lawson McGee Library. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 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-95-6-119:

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 was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-95-6-119 - 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. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 TENNESSEE DEPARTMENT OF TRANSPORTATION TO DESIGN AND INSTALL STREET LIGHTING AT THE RACCOON VALLEY INTERCHANGE AT I-75: R-95-6-120:

Consideration of a Resolution of the Commission of Knox County, Tennessee, requesting the Tennessee Department of Transportation to design and install street lighting at the Raccoon Valley Interchange at I-75 was before the Board of Commissioners.

Commissioner Teague moved to approve R-95-6-120 - Resolution of the Commission of Knox County, Tennessee, requesting the Tennessee Department of Transportation to design and install street lighting at the Raccoon Valley Interchange at I-75. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 A CHANGE ORDER IN THE AMOUNT

~~OF \$98,528.71 WITH RENFRO CONSTRUCTION CO., INC. FOR~~

PHASE I OF THE EBENEZER ROAD IMPROVEMENT PROJECT:

R-95-6-121:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a change order in the amount of \$98,528.71 with Renfro Construction Co., Inc., for Phase I of the Ebenezer Road Improvement Project was before the Board of Commissioners.

Mr. Bill Kervin, Director, Knox County Public Works, was present and spoke on the matter.

Commissioner Ragsdale moved to approve R-95-6-121 - Resolution of the Commission of Knox County, Tennessee, approving a change order in the amount of \$98,528.71 with Renfro Construction Co., Inc., for Phase I of the Ebenezer Road Improvement Project. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 A CONTRACT WITH APAC-TENNESSEE, INC. IN THE AMOUNT OF \$114,955.00 FOR CONSTRUCTION OF A NEW PARKING LOT FOR THE HEALTH DEPARTMENT: R-95-6-122:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with APAC-Tennessee, Inc. in the amount of \$114,955.00 for construction of a new parking lot for the Health Department was before the Board of Commissioners.

Commissioner Teague moved to approve R-95-6-122- Resolution of the Commission of Knox County, Tennessee, approving a contract with APAC-Tennessee, Inc. in the amount of \$114,955.00 for construction of a new parking lot for the Health Department. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan,

~~Mills, 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 THE SALE OF A HOUSE AND LOT LOCATED AT FOUR DRIVE, 176 RIVERHILL ROAD, MASCOT, TENNESSEE TO WADE H. AND MARILYN DICKENS: R-95-6-123:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the sale of a house and lot located at Four Drive, 176 Riverhill Road, Mascot, Tennessee to Wade H. and Marilyn Dickens was before the Board of Commissioners.

Mr. Russ Newman, Development Corporation, was present and spoke on the matter.

Commissioner Teague moved to approve R-95-6-123 - Resolution of the Commission of Knox County, Tennessee, approving the sale of a house and lot located at Four Drive, 176 Riverhill Road, Mascot, Tennessee to Wade H. and Marilyn Dickens. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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, APPROPRIATING \$125,000.00 FOR THE ACQUISITION OF LAND AND EXPANSION OF THE HALLS CONVENIENCE CENTER: R-95-6-124:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$124,000.00 for the acquisition of land and expansion of the Halls Convenience Center was before the Board of Commissioners.

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

Ms. Mary Beth Ramey, Administrative Assistant, to Knox County Law Director, Richard Beeler, was present and spoke on the matter.

~~Commissioner Leuthold moved to approve R-95-6-124~~

Resolution of the Commission of Knox County, Tennessee, appropriating \$125,000.00 for the acquisition of land and expansion of the Halls Convenience Center. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 AN OPERATING CONTRACT FOR THE OLD COURTHOUSE PROPERTY WITH THE PUBLIC BUILDING AUTHORITY OF THE COUNTY OF KNOX AND THE CITY OF KNOXVILLE: R-95-6-125:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an operating contract for the Old Courthouse property with the Public Building Authority of the County of Knox and the City of Knoxville was before the Board of Commissioners.

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

Commissioner Teague moved to approve R-95-6-125 - Resolution of the Commission of Knox County, Tennessee, approving an operating contract for the Old Courthouse property with the Public Building Authority of the County of Knox and the City of Knoxville. Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 TRANSFER OF TWO SURPLUS VEHICLES TO THE KARNS VOLUNTEER FIRE DEPARTMENT:
R-95-6-126:

Consideration of a Resolution of the Commission of Knox

County, Tennessee authorizing the transfer of two surplus vehicles to the Karns Volunteer Fire Department was before the Board of Commissioners.

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

Commissioner Teague moved to approve R-95-6-126 - Resolution of the Commission of Knox County, Tennessee authorizing the transfer of two surplus vehicles to the Karns Volunteer Fire Department. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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, REQUIRING COUNTY COMMISSION APPROVAL OF THE ANNUAL BUDGET FOR ALL FEE OFFICES: R-95-6-127:

Consideration of a Resolution of the Commission of Knox County, Tennessee, requiring County Commission approval of the annual budget for all fee offices was before the Board of Commissioners.

Commissioner Ragsdale moved to defer R-95-6-127 - Resolution of the Commission of Knox County, Tennessee, requiring County Commission approval of the annual budget for all fee offices to the July Regular Board of Commissioners meeting. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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, REGARDING THE 1996 PRIMARY ELECTIONS: R-95-6-128:

~~Consideration of a Resolution of the Commission of Knox~~

County, Tennessee, regarding the 1996 primary elections was before the Board of Commissioners.

Commissioner DeSelm moved to withdraw from the agenda R-96-6-128 - Resolution of the Commission of Knox County, Tennessee, regarding the 1996 primary elections. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 GRANTS TO NON-PROFIT ORGANIZATIONS ON FIRST READING: R-95-6-129:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving grants to non-profit organizations on first reading was before the Board of Commissioners.

Commissioner DeSelm moved to withdraw from the agenda R-95-6-129 - Resolution of the Commission of Knox County, Tennessee, approving grants to non-profit organizations on first reading. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING ORDINANCE (0-90-9-130) TO REGULATE TELECOMMUNICATIONS TOWERS: 0-95-6-101:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance

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~~(0-90-9-130) to regulate Telecommunications Towers was before the~~

Board of Commissioners.

Commissioner DeSelm moved to withdraw from the agenda 0-95-6-101 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance (0-90-9-130) to regulate Telecommunications Towers. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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: ORDINANCES ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING 0-91-8-102 WITH REGARD TO THE SESSIONS COURT SYSTEM FOR KNOX COUNTY, TENNESSEE.

0-95-5-101:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending 0-91-8-102 with regard to the Sessions Court System for Knox County, Tennessee was before the Board of Commissioners.

Commissioner Ragsdale moved to approve 0-95-5-101 - Ordinance of the Commission of Knox County, Tennessee, amending 0-91-8-102 with regard to the Sessions Court System for Knox County, Tennessee. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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. County Clerk:

Mr. Mike Padgett, Knox County Clerk reported no tax refunds for the County Clerk.

B. Trustee:

Mr. Mike Padgett, Knox County Clerk 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.

Mr. Mike Padgett, Knox County Clerk, reported 146 Notary Public Applications.

Commissioner Horner moved to approve 146 Notary Public Applications. Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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The meeting was recessed until the 6:00 p.m. rezoning session.

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IN RE: ROLL CALL: 6:00 P.M.

Mrs. Martha Smiddy, Administrative Assistant to Knox County Clerk Mike Padgett called the roll. Those Commissioners present were Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioner Moody was absent from the meeting.

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IN RE: REZONING REQUEST:

1. Request of Rufus Smith & Associates for rezoning from RA Low Density Residential & A Agricultural Zone to PR Planned Residential at 1-5 dwelling units per acre R-95-6-130 was before the Board of Commissioners. Property located north side Shallowford Road, east of Chert Pit Road; 5th 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.

Mr. Jim Gorman, area resident, in present and spoke in opposition to the request.

Commissioner Leuthold moved to deny the request of R-95-6-130 - Request of Rufus Smith & Associates for rezoning from RA Low Density Residential & A Agricultural Zone to PR Planned Residential at 1-5 dwelling units per acre. Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 15-1-0-3. Commissioner Horner voted no. Commissioners Dirl and Tindell were absent from the vote. Commissioner Moody was absent from the meeting. (see amendments to the agenda for reconsideration.)

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2. Request of Claude Yow for rezoning from CA General Business Zone to CB Business and Manufacturing Zone R-95-6-131 was before the Board of Commissioners. Property located southwest side Clinton Highway, northwest of West Emory Road; 6th Commission District.

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

Commissioner Teague moved to aprrove R-95-6-131 - Request of Claude Yow for rezoning from CA General Business Zone to CB Business and Manufacturing Zone as per Metropolitan Planning Commission's recommendation: Approve CB Business and Manufacturing Zone. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 17-0-0-2.

Commissioner Dirl was absent from the vote. Commissioner Moody was absent from the meeting.

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3. Request of Larry E. Rodgers for rezoning from RA Low

~~Density Residential Zone to CA General Business Zone R-95-6-132 was~~

before the Board of Commissioners. Property located northwest side Tazewell Pike, northeast of West Luttrell Road; 8th Commission District.

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

Commissioner Mills moved to approve R-95-6-132 - Larry E. Rodgers for rezoning from RA Low Density Residential Zone to CA General Business Zone as per Metropolitan Planning Commission's recommendation: Approve CA General Business Zone. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 17-0-0-2.

Commissioner Dirl was absent from the vote. Commissioner Moody was absent from the meeting.

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4. Request of Ruth Gill Harrell for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-95-6-133 was before the Board of Commissioners. Property located east side Shard Road, south of Lula Bell Drive; 6th Commission District.

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

Commissioner Teague moved to approve R-95-6-133 - Request of Ruth Gill Harrell 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 Jordan, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 17-0-0-2.

Commissioner Dirl was absent from the vote. Commissioner Moody was absent from the meeting.

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5. Request of Robert Thornhill for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-95-6-134 was

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~~before the Board of Commissioners. Property located south side~~

Shipetown Road, east of Overlane Street; 8th Commission District.

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

Commissioner McMillan moved to approve R-95-6-134 - Request of Robert Thornhill 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 Mills seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 17-0-0-2.

Commissioner Dirl was absent from the vote. Commissioner Moody was absent from the meeting.

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6. Request of Rod Kirby for rezoning from PR Planned Residential Zone to RA Low Density Residential Zone R-95-6-135 was before the Board of Commissioners. Property located south side Robinson Road, southeast of Windbrook Road; 3rd Commission District.

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

Commissioner Medley moved to approve R-95-6-135 - Request of Rod Kirby for rezoning from PR Planned Residential Zone to RA Low Density Residential Zone. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 17-0-0-2. Commissioner Dirl was absent from the vote.

Commissioner Moody was absent from the meeting.

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7. Request of Ron Worley for rezoning from A Agricultural Zone to PR Planned Residential at 1-3 dwelling units per acre R-95-6-136 was before the Board of Commissioners. Property located southeast side East Emory Road; 8th Commission District.

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

Ron Worley for rezoning from A Agricultural Zone to PR Planned Residential at 1-3 dwelling units per acre as per Metropolitan Planning Commissions Recommendation: Approve PR Planned Residential at 1-3 dwelling units per acre. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 17-0-0-2. Commissioner Dirl was absent from the vote. Commissioner Moody was absent from the meeting.

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8. Request of C. W. Smith & Sons for rezoning from I Industrial and A Agricultural Zone to RA Low Density Residential Zone R-95-6-137 was before the Board of Commissioners. Property located northeast Amherst Road, southeast of Cain Road; 3rd Commission District.

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

Commissioner Medley moved to approve R-95-6-137 Request of C. W. Smith & Sons for rezoning from I Industrial and A Agricultural Zone to RA Low Density Residential Zone. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 17-0-0-2. Commissioner Dirl was absent from the vote. Commissioner Moody was absent from the meeting.

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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 THE KNOX COUNTY ZONING ORDINANCE (0-90-9-130) TO REGULATE TELECOMMUNICATION TOWERS: 0-95-6-101: FIRST READING:

Without objection, Commissioner Cooper withdrew from the agenda Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance

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IN RE: TECHNOLOGY CORRIDOR:

IN RE: APPEAL OF JAMES R. WHITE ON TECHNOLOGY CORRIDOR DEVELOPMENT
AUTHORITY DENIAL OF APPLICATION FOR REZONING TO LUCY
SETZER:

Appeal of James R. White on Technology Corridor Development Authority Denial of Application for rezoning to Lucy Setzer was before the Board of Commissioners.

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

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

Mr. David Buuck, Attorney representing James R. White, was present and spoke on the matter.

Commissioner Cawood moved to uphold the Appeal of James R. White on Technology Corridor Development Authority Denial of Application for rezoning to Lucy Setzer. Commissioner Griess seconded the motion.

Commissioner DeSelm moved as a substitute motion to deny the Appeal of James R. White on Technology Corridor Development Authority Denial of Application for rezoning to Lucy Setzer. Commissioner Medley seconded the motion and upon roll call vote Commissioners Rogero, Medley, DeSelm, Cooper and McMillan voted aye. Commissioners Jordan, Dirl, Tindell, Davis, Ragsdale, Leuthold, Griess, Cawood, Mills, Bratton and Pinkston voted no. Commissioner Horner abstained from the vote. The substitute motion failed 5-11-1-2. Commissioner Moody was absent from the meeting. Commissioner Teague was absent from the vote.

Upon roll call of the original motion to uphold the Appeal of James R. White on Technolgoy Corridor Development Authority Denial of Application for rezoning to Lucy Setzer by Commissioner Cawood and seconded by Commissioner Griess. Commissioners Jordan, Dirl, Tindell, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Medley, DeSelm, Cooper and

~~McMillan voted no. The motion carried 12-5-0-2. Commissioner Moody~~

was absent from the meeting. Commissioner Teague was absent from the vote.

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IN RE: AMENDMENT TO THE AGENDA:

Commissioner DeSelm stated she was resigning from the Technology Corridor Board effective as soon as someone can be appointed.

Commissioner Cooper referred to the July meeting of the Intergovernmental Committee the appointment of a new member to the Technology Corridor Board.

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IN RE: PLAN AND PLAN AMENDMENTS:

Consideration of the proposed South Knox County Sector Plan was before the Board of Commissioners.

Commissioner Bratton moved to receive and file the proposed South Knox County Sector Plan. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Medley and DeSelm voted no. The motion carried 14-3-0-2. Commissioner Moody was absent from the meeting. Commissioner Teague was absent from the vote.

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IN RE: AMENDMENT TO THE AGENDA:

Commissioner Cawood moved to reconsider the denial R-95-6-130 - Request of Rufus Smith & Associates for rezoning from RA Low Density Residential & A Agricultural Zone to PR Planned Residential at 1-5 dwelling units per acre in order to defer action to the July meeting in order to hear from the developer and the neighborhood. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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Low Density Residential & A Agricultural Zone to PR Planned Residential at 1-5 dwelling units per acre was before the Board of Commissioners.

Commissioner Cawood moved to defer R-95-6-130 - Request of Rufus Smith & Associates for rezoning from RA Low Density Residential & A Agricultural Zone to PR Planned Residential at 1-5 dwelling units per acre. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. The motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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IN RE: AMENDMENTS TO THE AGENDA:

Commissioner Leuthold moved to reconsider deferral to the regular July meeting of R-95-6-107 - Consideration of a Resolution of the Commission of Knox County, Tennessee, for the purpose of consideration of appropriating \$1,280,296.00 and approving a contract in the amount of \$4,040,000.00 with Merit Construction, Inc. for renovations and additions to Ritta Elementary School. Commissioner Horner seconded the motion and upon roll vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 17-0-0-2. Commissioner Moody was absent from the meeting. Commissioner Teague was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$1,280,296.00 AND APPROVING A CONTRACT IN THE AMOUNT OF \$4,040,000.00 WITH MERIT CONSTRUCTION, INC. FOR RENOVATIONS AND ADDITIONS TO RITTA ELEMENTARY SCHOOL: R-95-6-107:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$1,280,296.00 and approving a contract in the amount of \$4,040,000.00 with Merit Construction, Inc.

~~for renovations and additions to Ritta Elementary School was before~~

the Board of Commissioners.

Commissioner Leuthold moved to defer hearing R-95-6-107 - Resolution of the Commission of Knox County, Tennessee, appropriating \$1,280,296.00 and approving a contract in the amount of \$4,040,000.00 with Merit Construction, Inc. for renovations and additions to Ritta Elementary School until after the budget meeting. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 17-0-0-2. Commissioner Moody was absent from the meeting. Commissioner Teague was absent from the vote.

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The regular session of the of the Commission was recessed until 7:00p.m.

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The recessed meeting was called back into session after the special session on the Knox County Budget was adjourned.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$1,280,296.00 AND APPROVING A CONTRACT IN THE AMOUNT OF \$4,040,000.00 WITH MERIT CONSTRUCTION, INC. FOR RENOVATIONS AND ADDITIONS TO RITTA ELEMENTARY SCHOOL: R-95-6-107:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$1,280,296.00 and approving a contract in the amount of \$4,040,000.00 with Merit Construction, Inc. for renovations and additions to Ritta Elementary School was before the Board of Commissioners.

Commissioner McMillan moved to approve R-95-6-107 - Resolution of the Commission of Knox County, Tennessee, appropriating \$1,280,296.00 and approving a contract in the amount of \$4,040,000.00 with Merit Construction, Inc. for renovations and additions to Ritta Elementary School. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner,

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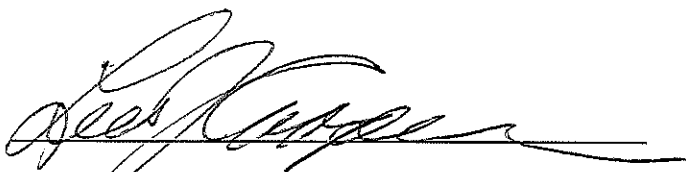
~~Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion~~
carried 18-0-0-1. Commissioner Moody was absent from the meeting.

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IN RE: 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

The Knox County Board of Commissioners met in recess (from June 16, 1995) session for consideration of the budget on Monday, June 26, 1995 at 8:30 a.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioner Moody was absent from the meeting. Also present were Mr. Thomas Schumpert, Knox County Executive, Mr. Mike Moyers, Knox County Senior Deputy Law Director, Mr. Richard Beeler, Knox County 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: 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, 1995 AND ENDING JUNE 30, 1996 R-95-6-SS-102:

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, 1995 and ending June 30, 1996 was before the Board of Commissioners.

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

Mr. John Evans, Knox County Solid Waste, was present and spoke on the matter.

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

~~Mr. Tom Hasking, Chairman, Solid Waste Board, was present~~

and spoke on the matter.

Mr. John "Sunshine" Madden, concerned citizen, was present and spoke in opposition to the proposed property tax increase.

Ms. Mabel Teague, concerned citizen, was present and stated she wanted the law enforcement officers to have a salary increase.

Mr. Jeff Henchy, Knox County Sheriff's Department officer, was present and spoke regarding injuries while on duty.

Commissioner Bratton moved to approve the budget as recommended by the County Executive. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Medley, DeSelm, Leuthold and Griess voted aye. Commissioners Davis, Ragsdale, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted no. The motion to approve failed 6-9-0-4. Commissioners Dirl, Tindell and Horner were absent from the vote. Commissioner Moody was absent from the meeting.

Commissioner Leuthold moved 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 of Knox County, Tennessee, for the fiscal year beginning July 1, 1995 and ending June 30, 1996 with the following amendments: (to be attached in final minutes) and Resolution of the Commission of Knox County, Tennessee, establishing the Knox County Tax Rates for the fiscal year beginning July 1, 1995 and ending June 30, 1996. Commissioner Jordan seconded the motion.

Commissioner Medley requested permission to ask the school system administration question and this was granted.

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

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

Commissioner Davis moved as an amendment to the motion by Commissioner Leuthold the following: Approve the County Executive's recommended budget with the following amendments (see attached amendments). Commissioner Ragsdale seconded the motion.

~~Commissioner Davis moved for the call of the question on the~~

amendment and to end debate and upon roll call vote Commissioners Jordan, DeSelm, Davis, Ragsdale, Cawood, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl, Rogero, Tindell, Medley, Leuthold, Griess, Horner and Cooper voted no. Commissioner Teague abstained from the vote. The motion failed 9-8-1-1. Commissioner Moody was absent from the meeting.

Commissioner Horner moved to recess the Special Session Commission meeting on the budget meeting until after the afternoon session of the regular meeting. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Leuthold, Griess, Cawood, Teague, Horner and Cooper voted aye. Commissioners Davis, McMillan, Bratton and Pinkston voted no. Commissioners Ragsdale and Mills abstained from the vote. The motion carried 12-4-2-1. Commissioner Moody was absent from the meeting.

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The meeting was recessed until completion of the afternoon regular session of the Board of Commissioners regular session meeting.

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IN RE: ROLL CALL:

Upon reconvening the Special Session Commission meeting on the budget, Mr. Mike Padgett, Knox County Clerk called the roll. Those Commissioners present were Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioner Moody was absent from the meeting.

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At this time Commissioner Cooper stepped down as Chairman and Commissioner Tindell, Vice-Chairman presided.

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Mr. Richard Moran, Data Processing, was present and spoke on the matter.

Mr. Bill Kervin, Director, Engineering and Public Works, was present and spoke on the matter.

~~Mr. Thomas Schumpert, Knox County Executive, was present~~

and spoke on the matter.

Mr. John Lutz, was present and spoke on the matter.

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

Commissioner Ragsdale requested a call of the question on the amendment by Commissioner Davis to approve the motion by Commissioner Leuthold the following: Approve the County Executive's recommended budget with the following amendments (see attached amendments) and upon voice vote the motion carried 18-0-0-1. Commissioner Moody was absent from the meeting.

Upon roll call vote on the amendment by Commissioner Davis and seconded by Commissioner Ragsdale Commissioners Pinkston, Bratton, Mills, McMillan, Cooper, Cawood, Ragsdale and Davis voted aye. Commissioners Jordan, Dirl, Rogero, Medley, DeSelm, and Leuthold voted no. Commissioners Tindell, Griess, Teague and Horner abstained from the vote the motion failed 8-6-4-1. Commissioner Moody was absent from the meeting.

Commissioner Ragsdale moved to recess the Special Session Commission meeting on the budget until after completion of the rezoning meeting. Commissioner Davis seconded the motion to recess and upon voice vote the motion carried 16-2-0-1. Commissioners DeSelm and Bratton voted no. Commissioner Moody was absent from the meeting.

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IN RE: ROLL CALL:

Upon reconvening the Special Session Commission meeting on the budget, Mr. Mike Padgett, Knox County Clerk called the roll. Those Commissioners present were Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioner Moody was absent from the meeting.

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

AND

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, 1995 AND ENDING JUNE 30, 1996 R-95-6-SS-103

Commissioner Cooper, Chairman, presided.

Commissioner Leuthold restated his original motion 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 of Knox County, Tennessee, for the fiscal year beginning July 1, 1995 and ending June 30, 1996 with the following amendments: (to be attached in final minutes) and Resolution of the Commission of Knox County, Tennessee, establishing the Knox County Tax Rates for the fiscal year beginning July 1, 1995 and ending June 30, 1996 and also include a tax rate in the Forks of the River Industrial Park at 29 cents for the fire district.

Commissioner Cooper called a 30 minute recess.

The meeting was called back to order by Commissioner Cooper.

Upon reconvening, Commissioner Teague moved as a substitute motion to approve the County Executive's recommended budget with the following amendments: (see attachment) and also include a tax rate in the Forks of the River Industrial Park at 29 cents for fire district.) Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Leuthold, Griess, Teague, Horner and Bratton voted aye. Commissioners Davis, Ragsdale, Cawood, Cooper, McMillan, Mills and Pinkston voted no. The motion carried 11-7-0-1. The resolution on the 1995-1996 budget was approved. Commissioner Moody was absent from the meeting.

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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, 1995 AND

Consideration of a Resolution of the Commission of Knox County, Tennessee, establishing the Knox County Tax Rates for the fiscal year beginning July 1, 1995 and ending June 30, 1996 was before the Board of Commissioners.

Commissioner Teague moved to approve with an increase of 25 cents making a new rate at \$3.16. Commisisoner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Leuthold, Griess, Teague, Horner and Bratton voted aye. Commissioners Davis, Ragsdale, Cawood, Cooper, McMillan, Mills and Pinkston voted no. The motion carried 11-7-0-1. The resolution on the 1995-1996 tax rate was approved. Commissioner Moody 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

Teague's proposed amendments

PROPOSAL FOR 26 CENT TAX INCREASE BUDGET

AMENDMENTS TO ORIGINAL BUDGET

DESCRIPTION	AMOUNT	
REDUCE TRAFFIC DIVISION TO NINE: SALARIES AND FRINGE BENEFITS	(132,524)	54120
10 CARS	(190,500)	58911
10 RADIOS	(24,960)	58911
5 RADAR GUNS	(8,250)	58911
CUT TRAINING	(17,779)	54116
CUT PROGRAM OPERATIONS	(24,370)	54120

	(398,383)	
ELIMINATE \$700 SCALE EQUALIZATION	(207,389)	VARIOUS
ADD SECOND STEP	568,259	VARIOUS

	(37,513)	

CHANGES TO GRANTS:		
BALLET -- INCREASE	1,000	
OPERA -- INCREASE	500	
CHILDRENS DANCE -- INCREASE	3,000	
SYMPHONY -- INCREASE	22,000	
DOGWOOD ARTS -- REDUCE	(20,000)	

	6,500	

ALL SALARY ACCOUNTS AND FRINGE BENEFIT ACCOUNTS TO BE ADJUSTED TO ACTUAL AS PROPOSED

ALL SPACE COSTS TO BE DISTRIBUTED TO FUNDS

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, July 24, 1995 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston.

Commissioner Horner was absent from the meeting due to her attending the NACO Conference in Atlanta, Georgia. Also present were Mr. Mike Moyers, Knox County Senior Deputy Law Director, Mr. Mike Padgett, Knox County Clerk, Mr. Thomas Schumpert, Knox County Executive, Ms. Kathy Hamilton, Knox County Finance 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. Parkey Strader, Knox County Property Assessor, was present and gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Mr. Mike Moyers, Knox County Senior Deputy Law Director, 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 adding the following items: Resolution R-95-7-134 - Resolution of the Commission of Knox County, Tennessee appropriating \$24,220.00 to the Sheriff's Department as matching funds for the Comprehensive Substance Abuse Treatment Program and the Alternative to Jail/Early Release Treatment Program;

Resolution R-95-7-135 - Resolution of the Commission of Knox County, Tennessee approving Knox County's Consolidated Plan for Housing and Community Development in order to secure a federal grant in the amount of \$1,961,000.00; and Resolution R-95-7-136 - Resolution of the Commission of Knox County, Tennessee appropriating \$10,000.00 to the Mechanicsville Historic Child Development Center, Inc.

2. Commissioner Cooper amended the agenda to defer the following item: Resolution R-95-7-133 - Resolution of the Commission of Knox County approving the request of Scott Smith for rezoning from RA Low Density Residential Zone to PR Planned Residential at 1-6 du/ac; property located South of Nubbin Ridge Road, Southwest side Sentry Lane; 4th Commission District.

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IN RE: DELEGATIONS TO BE HEARD:

1. Mr. John "Sunshine" Madden, concerned citizen, was present and spoke concerning consolidated government.

2. Mr. Thomas Schumpert, Knox County Executive, was present and spoke concerning the "Mr. Knoxville" contest in which he placed 1st runner up.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETINGS:

Consideration of approval of minutes of the previous meeting on June 16, 1995 (Special Session) and June 26, 1995 (Regular Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on June 16, 1995 (Special Session) and June 26, 1995 (Regular Session). Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: REPORTS OF THE 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.

Mr. Larry Binkley, Kaatz Binkley Jones & Morris Architects, was present and spoke concerning the status of the School Construction Program.

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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 Moody indicated there would be a board meeting held within the next 2 weeks regarding the Legislative Program for the upcoming year. She advised all Commissioners to forward suggestions to her.

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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.

Commissioner Cawood indicated all Commissioners had previously received a report from the Rule Committee and indicated this matter would be heard at next Commission meeting.

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IN RE: ELECTIONS AND APPOINTMENTS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPOINTING ELEVEN MEMBERS TO THE KNOX COUNTY GREENS COMMITTEE - R-95-7-101:

Consideration of a resolution of the Commission of Knox County, Tennessee appointing eleven members to the Knox County Greens Committee was before the Board of Commissioners.

Commissioner Tindell moved to approve Resolution R-95-7-101 - Resolution of the Commission of Knox County, Tennessee appointing eleven members to the Knox County Greens Committee and that the following individuals be appointed: Mr. Billy G. Tindell, Ms. Gloria Ray, Mr. Ron Bomers, Mr. John Mills, Mr. Chuck Severance, Mr. Joe Armstrong, Mr. Rudy Dirl, Mr. Tim Hutchison, Mr. Ralph Teague, Mr. Nick Pavlis and Mr. Leo Cooper. Commissioner Pinkston seconded the motion.

Commissioner Rogero moved as a substitute motion to defer for 30 days Resolution R-95-7-101 - Resolution of the Commission of Knox County, Tennessee appointing eleven members to the Knox County Greens Committee. Commissioner Jordan seconded the motion.

Commissioner DeSelm moved to defer this item until the end of the day's agenda for additional debate. Commissioner Jordan seconded the motion and upon voice vote the motion failed.

Upon roll call vote of the substitute motion to defer for 30 days Resolution R-95-7-101 - Resolution of the Commission of Knox County, Tennessee appointing eleven members to the Knox County Greens Committee, Commissioners Jordan, Rogero, Moody, Medley, DeSelm and Cawood voted aye. Commissioners Dirl, Tindell, Davis, Ragsdale, Leuthold, Griess, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted no. Commissioner Horner 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-95-7-101 - Resolution of the Commission of Knox County, Tennessee appointing eleven members to the Knox County Greens Committee and that the following individuals be appointed: Mr. Billy G. Tindell, Ms. Gloria Ray, Mr. Ron Bomers, Mr. John Mills, Mr. Chuck Severance, Mr. Joe Armstrong, Mr. Rudy Dirl, Mr. Tim Hutchison, Mr. Ralph Teague, Mr. Nick Pavlis and Mr. Leo Cooper, Commissioners Dirl, Tindell, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan, Rogero, Moody, Medley and DeSelm voted no. Commissioner Cooper recused himself from the vote. Commissioner Horner was absent from the meeting. The motion carried 12-5-1-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, CONFIRMING THE ESTABLISHMENT OF THE KNOXVILLE-KNOX COUNTY CHARTER COMMISSION AND THE APPOINTMENTS THERETO BY THE COUNTY EXECUTIVE - R-95-7-102:

Consideration of a resolution of the Commission of Knox County, Tennessee, confirming the establishment of the Knoxville-Knox County Charter Commission and the appointments thereto by the County Executive was before the Board of Commissioners.

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

Commissioner Ragsdale moved to approve Resolution R-95-7-102 - Resolution of the Commission of Knox County, Tennessee, confirming the establishment of the Knoxville-Knox County Charter Commission and the appointments thereto by the County Executive. Commissioner Davis seconded the motion.

Commissioner Medley called for the question to end debate and vote on the resolution and upon voice vote the motion carried.

Upon roll call vote of the original motion to approve Resolution R-95-7-102 - Resolution of the Commission of Knox County, Tennessee, confirming the establishment of the Knoxville-Knox County Charter Commission and the appointments thereto by the County Executive, Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Bratton and Pinkston voted aye. Commissioners Cooper, McMillan and Mills voted no. Commissioner Horner was absent from the meeting. The motion carried 15-3-0-1.

The following individuals were appointed: Mr. Richard T. Beeler, Mr. Philip French, Ms. Henrietta Grant, Ms. Helen Seymour, Mr. Frank Leuthold, Mr. Robert H. Watson, Jr., Mr. Sam Furrow and Ms. Bonnie Carpenter.

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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 TO FILL THE VACANCY CREATED BY THE RESIGNATION OF GARY PARKER - R-95-7-103:

Consideration of a resolution of the Commission of Knox County, Tennessee appointing one member to the Sheriff's Department Merit System Council to fill the vacancy created by the resignation of Gary Parker was before the Board of Commissioners.

Commissioner Ragsdale nominated Mr. Mike Arms for the appointment of a member to the Sheriff's Department Merit System Council to fill the vacancy created by the resignation of Gary

Parker. He also nominated Mr. John Ray and Mr. Michael Beatty for the appointment of an alternate member to the Sheriff's Department Merit System Council.

Mr. Michael Beatty and Mr. John Ray, nominees for the appointment of an alternate member to the Sheriff's Department Merit System Council, was present and spoke on the matter.

Upon roll call vote for the appointment of an alternate member to the Sheriff's Department Merit System Council, Commissioners Tindell, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted for Mr. Ray. Commissioners Jordan, Dirl, Rogero, Moody, Medley and DeSelm voted for Mr. Beatty. Commissioner Horner was absent from the meeting. Mr. Ray received 12 votes. Mr Beatty received 6 votes.

Commissioner Ragsdale moved to approve Resolution R-95-7-103 - Resolution of the Commission of Knox County, Tennessee appointing one member to the Sheriff's Department Merit System Council to fill the vacancy created by the resignation of Gary Parker and that Mr. Mike Arms be appointed. Also included in the motion was that Mr. John Ray be appointed as an alternate member to the Sheriff's Department Merit System Council. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner was absent from the meeting. The motion carried 18-0-0-1.

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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 Libraries
- H. Old Records

Commissioner Teague moved to refer the reports of officials to the appropriate committees. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner was absent from the meeting. The motion carried 18-0-0-1.

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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 Teague moved to refer the reports of county agencies to the appropriate committees. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: DRIVES AND ROADS:

A. To be accepted as completed:

1. Lawnpark Drive, Westland Meadows Subdivision, Unit 1, 1780 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Charles Varnell, property owner. (4th District)

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

Commissioner Mills moved to accept as completed Lawnpark Drive, Westland Meadows Subdivision, Unit 1, 1780 feet in length with a 50 foot right of way. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner was absent from the meeting. The motion carried 18-0-0-1.

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2. Meadowfield Drive, Westland Meadows Subdivision, Unit 1, 1200 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Charles Varnell, property owner. (4th District)

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

Commissioner Mills moved to accept as completed Meadowfield Drive, Westland Meadows Subdivision, Unit 1, 1200 feet in length with a 50 foot right of way. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner was absent from the meeting. The motion carried 18-0-0-1.

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3. Crosswood Boulevard, Eastview Commercial Park Subdivision, Unit 1, 2050 feet in length with a 60 foot right of

way was before the Board of Commissioners to be accepted as completed. Oliver Smith, property owner. (2nd District)

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

Commissioner Mills moved to accept as completed Crosswood Boulevard, Eastview Commercial Park Subdivision, Unit 1, 2050 feet in length with a 60 foot right of way. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner was absent from the meeting. The motion carried 18-0-0-1.

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4. Blakely Court Boulevard, Eastview Commercial Park Subdivision, Unit 1, 550 feet in length with a 60 foot right of way was before the Board of Commissioners to be accepted as completed. Oliver Smith, property owner. (2nd District)

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

Commissioner Mills moved to accept as completed Blakely Court Boulevard, Eastview Commercial Park Subdivision, Unit 1, 550 feet in length with a 60 foot right of way. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner was absent from the meeting. The motion carried 18-0-0-1.

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5. Silver Edge Way, Victoria's Landing Subdivision, Unit 1, 225 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Betty T. Rule, property owner. (7th District)

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

Commissioner Mills moved to accept as completed Silver Edge Way, Victoria's Landing Subdivision, Unit 1, 225 feet in length with a 50 foot right of way. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner was absent from the meeting. The motion carried 18-0-0-1.

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6. Water Lilly Way, Victoria's Landing Subdivision, Unit 1, 525 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Betty T. Rule, property owner. (7th District)

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

Commissioner Mills moved to accept as completed Water Lilly Way, Victoria's Landing Subdivision, Unit 1, 525 feet in length with a 50 foot right of way. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner was absent from the meeting. The motion carried 18-0-0-1.

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

3. At this time, Commissioner Ragsdale moved to amend the agenda to add the following item to be heard under Drives and Roads to be closed: Consideration of a request for a road closure on Beaver Ridge Road on first reading. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis,

Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: DRIVES AND ROADS - (CONTINUED):

B. To be Closed:

1. Consideration of a request to close an un-named and unimproved fifty foot wide stub road in Berkley Estates Subdivision was before the Board of Commissioners on first reading.

Mr. Bill Kervin, Director of Engineering and Public Works for Knox County, was present and spoke on the matter.

Commissioner Ragsdale moved to approve the request to close an un-named and unimproved fifty foot wide stub road in Berkley Estates Subdivision on first reading. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Teague recused himself from the vote. Commissioner Horner was absent from the meeting. The motion carried 17-0-1-1.

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2. Consideration of a request for a road closure on Beaver Ridge Road was before the Board of Commissioners on first reading.

Commissioner Cawood moved to approve the request for a road closure on Beaver Ridge Road on first reading. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner 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 APPROPRIATING \$219,037.00 FOR THE

PURCHASE OF PROPERTY AND RELATED EXPENSES AND
ARCHITECTURAL FEES FOR EXPANSION OF THE WEST KNOX
LIBRARY BRANCH AND APPROVING A CONTRACT WITH GOODSTEIN
AND ASSOCIATES FOR ARCHITECTURAL SERVICES FOR SAID
PROJECTS - R-95-7-104:

Consideration of a resolution of the Commission of Knox County, Tennessee appropriating \$219,037.00 for the purchase of property and related expenses and architectural fees for expansion of the West Knox Library Branch and approving a contract with Goodstein and Associates for architectural services for said projects was before the Board of Commissioners.

Commissioner DeSelm moved to approve Resolution R-95-7-104 - Resolution of the Commission of Knox County, Tennessee appropriating \$219,037.00 for the purchase of property and related expenses and architectural fees for expansion of the West Knox Library Branch and approving a contract with Goodstein and Associates for architectural services for said projects. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner 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 APPROPRIATING \$79,524.00 FOR
ARCHITECTURAL FEES, GEOLOGICAL TESTING, UTILITIES
UPGRADE, ENGINEERING AND SURVEY COSTS FOR EXPANSION AND
RENOVATION OF THE CARTER LIBRARY BRANCH AND APPROVING A
CONTRACT WITH MARTELLA ASSOCIATES FOR ARCHITECTURAL
SERVICES FOR SAID PROJECT - R-95-7-105:

Consideration of a resolution of the Commission of Knox County, Tennessee appropriating \$79,524.00 for architectural fees, geological testing, utilities upgrade, engineering and survey costs for expansion and renovation of the Carter Library

Branch and approving a contract with Martella Associates for architectural services for said project was before the Board of Commissioners.

Commissioner DeSelm moved to approve Resolution R-95-7-105 - Resolution of the Commission of Knox County, Tennessee appropriating \$79,524.00 for architectural fees, geological testing, utilities upgrade, engineering and survey costs for expansion and renovation of the Carter Library Branch and approving a contract with Martella Associates for architectural services for said project. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner 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 APPROPRIATING \$103,749.00 FOR ARCHITECTURAL FEES, GEOLOGICAL TESTING, UTILITIES UPGRADE AND SURVEY COSTS FOR EXPANSION AND RENOVATION OF THE FARRAGUT LIBRARY BRANCH AND APPROVING A CONTRACT WITH DESIGNERS ALLIANCE, INC. FOR ARCHITECTURAL SERVICES FOR SAID PROJECT - R-95-7-106:

Consideration of a resolution of the Commission of Knox County, Tennessee appropriating \$103,749.00 for architectural fees, geological testing, utilities upgrade and survey costs for expansion and renovation of the Farragut Library Branch and approving a contract with Designers Alliance, Inc. for architectural services for said project was before the Board of Commissioners.

Commissioner DeSelm moved to approve Resolution R-95-7-106 - Resolution of the Commission of Knox County, Tennessee appropriating \$103,749.00 for architectural fees, geological testing, utilities upgrade and survey costs for expansion and renovation of the Farragut Library Branch and

approving a contract with Designers Alliance, Inc. for architectural services for said project. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner 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 APPROPRIATING \$102,124.00 FOR ARCHITECTURAL FEES, GEOLOGICAL TESTING AND SURVEY COSTS FOR CONSTRUCTION OF THE CEDAR BLUFF LIBRARY BRANCH AND APPROVING A CONTRACT WITH THE LEWIS GROUP FOR ARCHITECTURAL SERVICES FOR SAID PROJECT - R-95-7-107:

Consideration of a resolution of the Commission of Knox County, Tennessee appropriating \$102,124.00 for architectural fees, geological testing and survey costs for construction of the Cedar Bluff Library Branch and approving a contract with the Lewis Group for architectural services for said project was before the Board of Commissioners.

Commissioner DeSelm moved to approve Resolution R-95-7-107 - Resolution of the Commission of Knox County, Tennessee appropriating \$102,124.00 for architectural fees, geological testing and survey costs for construction of the Cedar Bluff Library Branch and approving a contract with the Lewis Group for architectural services for said project. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner 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; APPROPRIATING \$315,000.00 FOR THE ACQUISITION OF LAND AND SURVEY AND TITLE COSTS FOR THE HALLS LIBRARY BRANCH - R-95-7-108:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$315,000.00 for the acquisition of land and survey and title costs for the Halls Library Branch was before the Board of Commissioners.

Commissioner DeSelm moved to approve Resolution R-95-7-108 - Resolution of the Commission of Knox County, Tennessee, appropriating \$315,000.00 for the acquisition of land and survey and title costs for the Halls Library Branch.

Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner 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 APPROPRIATING \$26,154.00 FOR PROGRAMMING SERVICES FOR THE LIBRARY SYSTEM - R-95-7-109:

Consideration of a resolution of the Commission of Knox County, Tennessee appropriating \$26,154.00 for programming services for the library system was before the Board of Commissioners.

Commissioner DeSelm moved to approve Resolution R-95-7-109 - Resolution of the Commission of Knox County, Tennessee appropriating \$26,154.00 for programming services for the library system. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner 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, APPROPRIATING \$15,000.00 FOR A

SURVEY OF THE BEARDEN HIGH SCHOOL PROPERTY -R-95-7-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$15,000.00 for a survey of the Bearden High School Property was before the Board of Commissioners.

Mr. Larry Binkley, Kaatz Binkley Jones & Morris Architects, Mr. Robert Carpenter, Knox County Architect, and Mr. Allen Morgan, Superintendent of Knox County Schools, were present and spoke on the matter.

Commissioner Deselm moved to approve Resolution R-95-7-110 - Resolution of the Commission of Knox County, Tennessee, appropriating \$15,000.00 for a survey of the Bearden High School Property with the following amendment: change the amount of \$15,000.00 to an amount not to exceed \$11,800.00 and add the following language to the caption: "for a boundary and topographical survey." Commissioner Teague seconded the motion.

Commissioner Medley moved as a substitute motion to approve Resolution R-95-7-110 - Resolution of the Commission of Knox County, Tennessee, appropriating \$15,000.00 for a survey of the Bearden High School Property with the following amendment: allocate the amount of \$3,700.00 for a boundary survey. Commissioner Mills seconded the motion.

Commissioner Mills called for the question to end debate and vote on the substitute motion. Upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills and Pinkston voted aye. Commissioner Bratton voted no. Commissioner Horner was absent from the meeting. The motion carried 17-1-0-1.

Upon roll call vote of the substitute motion to approve Resolution R-95-7-110 - Resolution of the Commission of Knox County, Tennessee, appropriating \$15,000.00 for a survey of the Bearden High School Property with the following amendment: allocate the amount of \$3,700.00 for a boundary survey,

Commissioners Moody, Medley, Mills and Pinkston voted aye. Commissioners Jordan, Dirl, Rogero, Tindell, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan and Bratton voted no. Commissioner Horner was absent from the meeting. The substitute motion failed 4-14-0-1.

Upon roll call vote of the original motion to approve Resolution R-95-7-110 - Resolution of the Commission of Knox County, Tennessee, appropriating \$15,000.00 for a survey of the Bearden High School Property with the following amendment: change the amount of \$15,000.00 to an amount not to exceed \$11,800.00 and add the following language to the caption: "for a boundary and topographical survey," Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner 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, AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH FARRAGUT LAND PARTNERS, LLC AND TURKEY CREEK LAND PARTNERS, LLC FOR THE CONSTRUCTION OF PARKSIDE DRIVE - R-95-7-111:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing the County Executive to enter into a memorandum of understanding with Farragut Land Partners, LLC and Turkey Creek Land Partners, LLC for the construction of Parkside Drive was before the Board of Commissioners.

Mr. Mike Moyers, Knox County Senior Deputy Law Director, and Mr. Thomas Schumpert, Knox County Executive, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-95-7-111 - Resolution of the Commission of Knox County, Tennessee, authorizing the County Executive to enter into a memorandum of understanding with Farragut Land Partners, LLC and Turkey Creek Land Partners, LLC for the construction of Parkside

Drive. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess and Mills voted aye. Commissioners Cawood, Cooper, McMillan, Bratton and Pinkston voted no. Commissioner Teague abstained from voting. Commissioner Horner was absent from the meeting. The motion carried 12-5-1-1.

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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 ROAD IMPROVEMENTS AT THE INTERSECTION OF CHAPMAN HIGHWAY WITH DICK FORD LANE - R-95-7-112:

Consideration of a resolution of the Commission of Knox County, Tennessee approving a contract with the State Department of Transportation for road improvements at the intersection of Chapman Highway with Dick Ford Lane was before the Board of Commissioners.

Commissioner Pinkston moved to approve Resolution R-95-7-112 - Resolution of the Commission of Knox County, Tennessee approving a contract with the State Department of Transportation for road improvements at the intersection of Chapman Highway with Dick Ford Lane. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner 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 APPROVING A CONTRACT WITH TENNESSEE ASPHALT COMPANY FOR SIDEWALK CONSTRUCTION ON TIPTON STATION ROAD BETWEEN BONNIE KATE SCHOOL AND SOUTH DOYLE HIGH SCHOOL - R-95-7-113:

Consideration of a resolution of the Commission of Knox County, Tennessee approving a contract with Tennessee Ashpalt Company for sidewalk construction on Tipton Station Road between Bonnie Kate School and South Doyle High School was before the Board of Commissioners.

Mr. Bill Kervin, Director of Engineering and Public Works for Knox County, was present and spoke on the matter.

Commissioner Bratton moved to approve Resolution R-95-7-113 - Resolution of the Commission of Knox County, Tennessee approving a contract with Tennessee Ashpalt Company for sidewalk construction on Tipton Station Road between Bonnie Kate School and South Doyle High School. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner 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, ADOPTING TCA §68-211-701 ET SEQ., RELATIVE TO LOCAL APPROVAL OF SOLID WASTE FACILITIES - R-95-7-114:

Consideration of a resolution of the Commission of Knox County, Tennessee, adopting TCA §68-211-701 ET SEQ., relative to local approval of Solid Waste facilities was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Resolution R-95-7-114 - Resolution of the Commission of Knox County, Tennessee, adopting TCA §68-211-701 ET SEQ., relative to local approval of Solid Waste facilities. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner 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 AUTHORIZING THE TRANSFER OF A 1.3 ACRE RECREATION SITE LYING BETWEEN HOLSTON HILLS ROAD AND THE HOLSTON RIVER TO THE CITY OF KNOXVILLE - R-95-7-115:

Consideration of a resolution of the Commission of Knox County, Tennessee authorizing the transfer of a 1.3 acre recreation site lying between Holston Hills Road and the Holston River to the City of Knoxville was before the Board of Commissioners.

Mr. Doug Bataille, City of Knoxville, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-95-7-115 - Resolution of the Commission of Knox County, Tennessee authorizing the transfer of a 1.3 acre recreation site lying between Holston Hills Road and the Holston River to the City of Knoxville. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner 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 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-95-7-116:

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 Resolution R-95-7-116 - 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 Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner 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 APPROVING THE LEASE OF TWO VEHICLES TO THE KNOX COUNTY-KNOXVILLE ALCOHOLIC REHABILITATION CENTER - R-95-7-117:

Consideration of a resolution of the Commission of Knox County, Tennessee approving the lease of two vehicles to the Knox County-Knoxville Alcoholic Rehabilitation Center was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-95-7-117 - Resolution of the Commission of Knox County, Tennessee approving the lease of two vehicles to the Knox County-Knoxville Alcoholic Rehabilitation Center. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner 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 APPROPRIATING \$30,624.00 TO THE SHERIFF'S DEPARTMENT AS MATCHING FUNDS FOR THE FAMILY CRISIS GRANT - R-95-7-118:

Consideration of a resolution of the Commission of Knox County, Tennessee appropriating \$30,624.00 to the Sheriff's Department as matching funds for the Family Crisis Grant was before the Board of Commissioners.

Mr. Dwight Vandevate, Knox County Sheriff's Department, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-95-7-118 - Resolution of the Commission of Knox County, Tennessee appropriating \$30,624.00 to the Sheriff's Department as matching funds for the Family Crisis Grant. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner 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 APPROPRIATING \$32,815.00 TO THE ATTORNEY GENERAL'S OFFICE AS MATCHING FUNDS FOR THE DOMESTIC VIOLENCE GRANT AND THE VIOLENT REPEAT JUVENILES GRANT - R-95-7-119:

Consideration of a resolution of the Commission of Knox County, Tennessee appropriating \$32,815.00 to the Attorney General's Office as matching funds for the Domestic Violence Grant and the Violent Repeat Juveniles Grant was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-95-7-119 - Resolution of the Commission of Knox County, Tennessee appropriating \$32,815.00 to the Attorney General's Office as matching funds for the Domestic Violence Grant and the Violent Repeat Juveniles Grant. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner 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, APPROVING A GRANT TO THE PROPERTY ASSESSOR FOR REAPPRAISALS - R-95-7-120:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant to the Property Assessor for reappraisals was before the Board of Commissioners.

Commissioner DeSelm moved to approve Resolution R-95-7-120 - Resolution of the Commission of Knox County, Tennessee, approving a grant to the Property Assessor for reappraisals. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner 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, DIRECTING METROPOLITAN PLANNING COMMISSION TO PROMULGATE REGULATIONS ON STORAGE OF VEHICLES ON RESIDENTIALLY AND AGRICULTURALLY ZONED PROPERTY - R-95-7-121:

Consideration of a resolution of the Commission of Knox County, Tennessee, directing Metropolitan Planning Commission to promulgate regulations on storage of vehicles on Residentially and Agriculturally zoned property was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Resolution R-95-7-121 - Resolution of the Commission of Knox County, Tennessee, directing Metropolitan Planning Commission to promulgate regulations on storage of vehicles on Residentially and Agriculturally zoned property. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills,

Bratton and Pinkston voted aye. Commissioner Horner 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 APPROPRIATING \$24,220.00 TO THE SHERIFF'S DEPARTMENT AS MATCHING FUNDS FOR THE COMPREHENSIVE SUBSTANCE ABUSE TREATMENT PROGRAM AND THE ALTERNATIVE TO JAIL/EARLY RELEASE TREATMENT PROGRAM - R-95-7-134:

Consideration of a resolution of the Commission of Knox County, Tennessee appropriating \$24,220.00 to the Sheriff's Department as matching funds for the Comprehensive Substance Abuse Treatment Program and the Alternative to Jail/Early Release Treatment Program was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-95-7-134 - Resolution of the Commission of Knox County, Tennessee appropriating \$24,220.00 to the Sheriff's Department as matching funds for the Comprehensive Substance Abuse Treatment Program and the Alternative to Jail/Early Release Treatment Program. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner 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 APPROVING KNOX COUNTY'S CONSOLIDATED PLAN FOR HOUSING AND COMMUNITY DEVELOPMENT IN ORDER TO SECURE A FEDERAL GRANT IN THE AMOUNT OF \$1,961,000.00 - R-95-7-135:

Consideration of a resolution of the Commission of Knox County, Tennessee approving Knox County's Consolidated Plan for housing and Community Development in order to secure a federal grant in the amount of \$1,961,000.00 was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-95-7-135 - Resolution of the Commission of Knox County, Tennessee approving Knox County's Consolidated Plan for housing and Community Development in order to secure a federal grant in the amount of \$1,961,000.00. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner 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 APPROPRIATING \$10,000.00 TO THE MECHANICSVILLE HISTORIC CHILD DEVELOPMENT CENTER, INC.

R-95-7-136:

Consideration of a resolution of the Commission of Knox County, Tennessee appropriating \$10,000.00 to the Mechanicsville Historic Child Development Center, Inc. was before the Board of Commissioners.

Ms. Kathy Hamilton, Knox County Finance Director, and Mr. Thomas Schumpert, Knox County Executive, were present and spoke on the matter.

Commissioner Dirl moved to approve Resolution R-95-7-136 - Resolution of the Commission of Knox County, Tennessee appropriating \$10,000.00 to the Mechanicsville Historic Child Development Center, Inc. with the following amendment: include an additional \$3,000.00 for the East Knox Community Fund. Commissioner Mills seconded the motion.

Commissioner Jordan moved to divide the question and vote on the amendment separately. Commissioner Moody seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Ragsdale, Leuthold, Griess, Teague, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Davis, Cawood and Cooper voted no. Commissioner Horner was absent from the meeting. The motion carried 15-3-0-1.

Upon roll call vote on the motion to approve Resolution R-95-7-136 - Resolution of the Commission of Knox County, Tennessee appropriating \$10,000.00 to the Mechanicsville Historic Child Development Center, Inc., Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cooper voted no. Commissioner Horner was absent from the meeting. The motion carried 17-1-0-1.

Upon roll call vote on the amendment to include an additional \$3,000.00 for the East Knox Community Fund, Commissioners Dirl, Tindell, Leuthold, Griess, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan, Rogero, Moody, Medley, DeSelm, Davis, Cawood, Teague and Cooper voted no. Commissioner Ragsdale abstained from voting. Commissioner Horner was absent from the meeting. The amendment failed 8-9-1-1.

Upon roll call vote on the motion to approve Resolution R-95-7-136 - Resolution of the Commission of Knox County, Tennessee appropriating \$10,000.00 to the Mechanicsville Historic Child Development Center, Inc., Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE ADOPTING THE 1994 STANDARD HOUSING CODE AND AMENDMENTS - 0-95-7-101 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee adopting the 1994 Standard Housing Code and amendments was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to approve Ordinance 0-95-7-101 - Ordinance of the Commission of Knox County,

Tennessee adopting the 1994 Standard Housing Code and amendments on first reading. Commissioner Rogero seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner 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 ORDINANCE O-94-9-102 TO PROVIDE FOR THE DEPARTMENT OF MEDICAL EXAMINER AND REPEALING ORDINANCE O-90-10-101 - O-95-7-102 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County amending Ordinance O-94-9-102 to provide for the Department of Medical Examiner and repealing Ordinance O-90-10-101 was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to approve Ordinance O-95-7-102 - Ordinance of the Commission of Knox County amending Ordinance O-94-9-102 to provide for the Department of Medical Examiner and repealing Ordinance O-90-10-101 on first reading. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner 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.

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IN RE: NOTARY PUBLIC APPLICATIONS:

Mr. Mike Padgett, Knox County Clerk, reported 135 applications for Notary Public.

Commissioner Pinkston moved to approve 135 applications for Notary Public. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner was absent from the meeting. The motion carried 18-0-0-1.

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

4. Without objection, Commissioner Cooper recessed the meeting at this time until 6:00 p.m.

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IN RE: ROLL CALL - 6:00 P.M.:

Ms. Angie Nesbitt, Minute Clerk to the Knox County Clerk, called the roll. Those Commissioners responding were Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioner Dirl arrived later in the meeting. Commissioner Horner was absent from the meeting.

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IN RE: REZONING REQUESTS:

1. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Rufus Smith & Associates for rezoning from RA Low Density Residential & A Agricultural Zone to PR Planned Residential Zone at 1-5 du/ac was before the Board of Commissioners. Property located north side Shallowford Road, east of Chert Pit Road, 5th Commission District.

No one was present to represent the request.

Mr. Chris Ooten, Batson Himes & Norvell Engineers, was present and spoke on the matter.

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

Commissioner Davis moved to defer this item until the October regular session meeting. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl arrived later in the meeting. Commissioner Horner was absent from the meeting. The motion carried 17-0-0-2.

* * * * *

2. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Edna Stubbs for rezoning from A Agricultural Zone to CB Business and Manufacturing Zone was before the Board of Commissioners. Property located north side Palestine Lane, southeast side I-40/75, 5th Commission District.

Mr. Norman Whitaker, Executive Director of 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 Ragsdale moved to approve Resolution R-95-7-123 - Resolution of the Commission of Knox County, Tennessee approving the request of Edna Stubbs for rezoning from A Agricultural Zone to PC Planned Commercial Zone as per MPC's recommendation. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl arrived later in the meeting. Commissioner Horner was absent from the meeting. The motion carried 17-0-0-2. Property located north side Palestine Lane, southeast side I-40/75, 5th Commission District.

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3. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of George & Heidi Buxton for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located north side Guinn Road, west of Melton View Lane, 6th Commission District.

Mr. Norman Whitaker, Executive Director of 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 Cawood moved to approve Resolution R-95-7-124 - Resolution of the Commission of Knox County, Tennessee approving the request of George & Heidi Buxton 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 Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl arrived later in the meeting. Commissioner Horner was absent from the meeting. The motion carried 17-0-0-2. Property located north side Guinn Road, west of Melton View Lane, 6th Commission District.

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4. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of William Cabage for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located south side Cruze Drive, northeast side Aultom Drive, 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-95-7-125 - Resolution of the Commission of Knox County, Tennessee approving the request of William Cabage for rezoning

from A Agricultural Zone to RA Low Density Residential Zone as per MPC's recommendation. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl arrived later in the meeting. Commissioner Horner was absent from the meeting. The motion carried 17-0-0-2. Property located south side Cruze Drive, northeast side Aultom Drive, 6th Commission District.

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5. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Anthony Edwards for rezoning from A Agricultural Zone to RB General Residential Zone was before the Board of Commissioners. Property located south side East Beaver Creek Drive, southwest of Stanford Lane, 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-95-7-126 - Resolution of the Commission of Knox County, Tennessee approving the request of Anthony Edwards for rezoning from A Agricultural Zone to RB General Residential Zone as per MPC's recommendation. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl arrived later in the meeting. Commissioner Horner was absent from the meeting. The motion carried 17-0-0-2. Property located south side East Beaver Creek Drive, southwest of Stanford Lane, 6th Commission District.

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6. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Temple Baptist Church for rezoning from A Agricultural Zone to OB Office, Medical & Related Services Zone was before the Board of

Commissioners. Property located southeast side west Beaver Creek Drive, northeast side Bayless Drive, southwest side Adams Road, southwest of Irwin Road, 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-95-7-127 - Resolution of the Commission of Knox County, Tennessee approving the request of Temple Baptist Church for rezoning from A Agricultural Zone to OB Office, Medical & Related Services Zone as per MPC's recommendation. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale recused himself from the vote. Commissioner Dirl arrived later in the meeting. Commissioner Horner was absent from the meeting. The motion carried 16-0-1-2. Property located southeast side west Beaver Creek Drive, northeast side Bayless Drive, southwest side Adams Road, southwest of Irwin Road, 6th Commission District.

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7. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Temple Baptist Church for rezoning from RA Low Density Residential Zone to OB Office, Medical & Related Services Zone was before the Board of Commissioners. Property located southeast side West Beaver Creek Drive, southwest side Beelertown Road, 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-95-7-128 - Resolution of the Commission of Knox County, Tennessee approving the request of Temple Baptist Church for rezoning from RA Low Density Residential Zone to OB Office, Medical & Related Services Zone as per MPC's recommendation. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm,

Davis, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale recused himself from the vote. Commissioner Dirl arrived later in the meeting. Commissioner Horner was absent from the meeting. The motion carried 16-0-1-2. Property located southeast side West Beaver Creek Drive, southwest side Beelertown Road, 6th Commission District.

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8. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of David L. Alley, Jr., for rezoning from A Agricultural Zone to PR Planned Residential at 1-4 du/ac was before the Board of Commissioners. Property located south side Gallaher View Road, southwest of Dunkirk Drive, 4th Commission District.

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

Commissioner Davis moved to approve Resolution R-95-7-129 - Resolution of the Commission of Knox County, Tennessee approving the request of David L. Alley, Jr., for rezoning from A Agricultural Zone to PR Planned Residential at 1-4 du/ac. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner was absent from the meeting. The motion carried 18-0-0-1. Property located south side Gallaher View Road, southwest of Dunkirk Drive, 4th Commission District.

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At this time, Commissioner Cooper stepped down from the Chair and Commissioner Tindell, Vice-Chairman, presided.

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9. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Richard E. Johnson for rezoning from RA Low Density Residential Zone to PR Planned Residential at 1-8 du/ac was before the Board of

Commissioners. Property located west side Canton Hollow Road, north of Leeward Lane, 5th Commission District.

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

Ms. Rose Ann Johnson, representing Richard E. Johnson, was present and spoke on behalf of the request.

Mr. Don Caldwell, representing West Knox County Homeowners, and Ms. Linda Gilner, area resident, were present and spoke in opposition to the request.

Commissioner Leuthold moved to approve Resolution R-95-7-130 - Resolution of the Commission of Knox County, Tennessee approving the request of Richard E. Johnson for rezoning from RA Low Density Residential Zone to PR Planned Residential at 5 du/ac. Commissioner DeSelm seconded the motion.

Commissioner Griess moved as a substitute motion to approve Resolution R-95-7-130 - Resolution of the Commission of Knox County, Tennessee approving the request of Richard E. Johnson for rezoning from RA Low Density Residential Zone to PR Planned Residential at 1-8 du/ac. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Teague, Coepr, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Leuthold and Cawood voted no. Commissioner Horner was absent from the meeting. The substitute motion carried 15-3-0-1. Property located west side Canton Hollow Road, north of Leeward Lane, 5th Commission District.

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At this time, Commissioner Tindell stepped down from the Chair and Commissioner Cooper, Chairman, presided.

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10. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Trantabella Construction Company for rezoning from RB General & A Agricultural Zone to PR Planned Residential at 1-4 du/ac was before the Board of Commissioners. Property located northwest

side Brickyard Road, north of West Emory Road, 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-95-7-131 - Resolution of the Commission of Knox County, Tennessee approving the request of Trantabella Construction Company for rezoning from RB General & A Agricultural Zone to PR Planned Residential at 1-4 du/ac. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner was absent from the meeting. The motion carried 18-0-0-1. Property located northwest side Brickyard Road, north of West Emory Road, 6th Commission District.

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11. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Lyle Lee for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located southeast side Fort Sumter Road, southwest of McCloud Road, 7th Commission District.

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

Commissioner Teague moved to approve Resolution R-95-7-132 - resolution of the Commission of Knox County, Tennessee approving the request of Lyle Lee for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per MPC's recommendation. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner was absent from the meeting. The motion carried 18-0-0-1. Property located southeast side Fort Sumter Road, southwest of McCloud Road, 7th Commission District.

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12. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Scott Smith for rezoning from RA Low Density residential Zone to PR Planned Residential at 1-6 du/ac.

This item was deferred. (See Amendments to the Agenda, Page 55)

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IN RE: REZONING APPEALS:

1. Consideration of the appeal of Dwight Disney for rezoning from CB Business & Manufacturing Zone to OB Office, Medical & Related Services Zone was beofre the Board of Commissioners. Property located northeast side Camden Road, northwest of West Emory Road, 6th Commission District.

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

Mr. Dwight Disney, appellant, was present and spoke on behalf of the appeal.

Ms. Nancy Zimmerman Suite, Northfield Estates resident, and Ms. Tammy Hutchison, area resident, were present and spoke in opposition to the appeal.

Commissioner Teague moved to defer this item until the August meeting. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner was absent from the meeting. The motion carried 18-0-0-1.

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2. Consideration of the appeal of Edgar A. Brennan for rezoning from A Agricultural Zone to OB Office, Medical & Related Services Zone was before the Board of Commissioners. Property located south side Olive Street, east side Concord Road, 5th Commission District.

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

Mr. Edgar Brennan, appellant, was present and spoke on behalf of the appeal.

The following area residents were present and spoke in opposition to the appeal: Ms. Tammy Cash, Ms. Linda Jeter, Mr. Jack Houston, Ms. Jacqueline Jeter, Mr. Allen Houston and Mr. Damien Cash.

Commissioner Griess moved to approve the appeal of Edgar A. Brennan for rezoning from A Agricultural Zone to OB Office, Medical & Related Services Zone. Commissioner Bratton seconded the motion.

Commissioner Dirl moved as a substitute motion to deny the appeal of Edgar A. Brennan for rezoning from A Agricultural Zone to OB Office, Medical & Related Services Zone. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Medley, DeSelm, Leuthold, McMillan and Mills voted aye. Commissioners Tindell, Moody, Davis, Ragsdale, Griess, Cawood, Teague, Cooper, Bratton and Pinkston voted no. Commissioner Horner was absent from the meeting. The substitute motion failed 8-10-0-1.

Upon roll call vote of the original motion to approve the appeal of Edgar A. Brennan for rezoning from A Agricultural Zone to OB Office, Medical & Related Services Zone, Commissioners Tindell, Moody, Davis, Ragsdale, Griess, Cawood, Teague, Cooper, Mills, Bratton and Pinkston voted aye. Commissioners Jordan, Dirl, Rogero, Medley, DeSelm, Leuthold and McMillan voted no. Commissioner Horner was absent from the meeting. The motion carried 11-7-0-1. Property located south side Olive Street, east side Concord Road, 5th Commission District.

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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

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, August 28, 1995 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Also present were Mr. Thomas Schumpert, Knox County Executive, Mr. Richard Beeler, Knox County Law Director, Mr. Mike Moyers, Knox County Chief Deputy Law Director, Mr. Mike Padgett, Knox County Clerk and news media.

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Commissioner Leo 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:

Mrs. Kathy Hamilton, Director, Knox County Finance, 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:

1. Commissioner Ralph Teague spoke on contract changes to Blue Cross Blue Shield.

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

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

2. Without objection, Commissioner Cooper deferred to the

September Board of Commissioners meeting R-95-8-102 - Resolution of the Commission of Knox County, Tennessee, honoring the Executive Lakers Boys' Basketball Team for winning the 1995 AAU boys' Basketball National Championship.

3. Without objection, Commissioner Cooper heard R-95-8-118 - Resolution of the Commission of Knox County, Tennessee appropriating funds for security of courtrooms, E-911, and the Attorney General's Office before R-95-8-117 - Resolution of the Commission of Knox County, Tennessee, accepting the report from the Court Security Committee.

4. Without objection, Commissioner Cooper deferred R-95-8-123 Resolution of the Commission of Knox County, Tennessee, approving a contract for advertising services.

5. Without objection, Commissioner Cooper added Closure of Old Roseberry Road.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING BILLY J. STOKES FOR HIS RECENT APPOINTMENT TO SERVE AS SPECIAL ASSISTANT TO GOVERNOR DON SUNDQUIST: R-95-8-101:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Billy J. Stokes for his recent appointment to serve as special assistant to Governor Don Sundquist was before the Board of Commissioners.

Mr. Chubby Watts, was present and spoke on the matter.

Commissioner Ragsdale moved to approve R-95-8-101 - Resolution of the Commission of Knox County, Tennessee, honoring Billy J. Stokes for his recent appointment to serve as special assistant to Governor Don Sundquist. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: DELEGATIONS TO BE HEARD:

1. Mr. Jim Golden was present and spoke concerning alleged abuse from a private citizen. Commissioner Bratton moved to have his 5 minutes terminated. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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2. Mrs. Evon Easley, representing African American Appalachian Arts, was present and wanted to thank Commission for funding.

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3. Ms. Linda Hill, and Ms. Nancy Roberson, were present and spoke on Magnet schools.

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IN RE: CONSIDERATION OF APPROVAL OF MINUTES OF THE PREVIOUS MEETING ON JULY 24, 1995:

Consideration of approval of minutes of the previous meeting on July 24, 1995 was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on July 24, 1995. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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.

Regional meeting for Tennessee County Services Association is on Wednesday, September 6, 1995 at 6:30 p.m. 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: 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-95-8-103:

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 Ragsdale moved to approve R-95-8-103 - 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 with the names of Mr. Samuel J. Furrow and Dr. Arlene A. Garrison. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 JUDICIAL COMMISSIONERS TO SERVE ONE YEAR TERMS: R-95-8-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing four Judicial Commissioners to serve one year terms was before the Board of Commissioners.

Commissioner Horner moved to defer to the November regular Board of Commissioners meeting R-95-8-104 - Resolution of the Commission of Knox County, Tennessee, appointing four Judicial Commissioners to serve one year terms and the Judicial Commissioners that are serving now offer a contract to continue to serve until the November Board of Commissioners meeting. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: REPORTS OF OFFICIALS:

Consideration of Reports of the following 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 Libraries
- H. Old Records

Commissioner Bratton moved to receive and file the Reports of Officials. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 County Solid Waste Authority

Commissioner Mills moved to receive and file the Reports of County Agencies. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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. Silver Creek Road, Silver Creek Subdivision, Unit 1, 1060 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; William Thornell; property owner. (District 3)

Mr. Hollis McPhetridge, Knox County Public Works, 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 Silver Creek Road, Silver Creek Subdivision, Unit 1, 1060 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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2. Thimble Field Drive, The Cove at River Sound Subdivision Unit 3, 850 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; Ed Campbell property owner. (District 4)

Mr. Hollis McPhetridge, Knox County Public Works, 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 Thimble Field Drive, The Cove at River Sound Subdivision, Unit 3, 850 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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3. Conner's Creek Circle, Conner's Creek Subdivision, Unit 1, 1750 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; William J. Farnham property owner.

Mr. Hollis McPhetridge, Knox County Public Works, 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 Conner's Creek Circle, Conner's Creek Subdivision, Unit 1, 1750 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood,

Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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4. Huber Lane, Cedardale Subdivision, Unit 2, 720 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; James R. White property owner, (District 5)

Mr. Hollis McPhetridge, Knox County Public Works, 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 2, 720 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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5. Highgate Circle, Highgate Subdivision, Unit 2, 1820 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, (District 4)

Mr. Hollis McPhetridge, Knox County Public Works, 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 Highgate Circle, Highgate Subdivision, Unit 2, 1820 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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6. Shannon Run, Glen Cree Subdivision, Unit 2, 950 feet in length with a 50 foot right of way was before the Board of

Commissioners to be accepted as completed; Doug Erwin property owner.
(District 7)

Mr. Hollis McPhetridge, Knox County Public Works, 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 Shannon Run, Glen Cree Subdivision, Unit 2, 950 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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7. Maple Run Blvd., Maple Run Subdivision, Unit 1, 780 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; Traditional Designs property owner. (District 4)

Mr. Hollis McPhetridge, Knox County Public Works, 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 Maple Run Blvd., Maple Run Subdivision, Unit 1, 780 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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8. Night Cap Lane, Maple Run 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; Traditional Designs property owner. (District 4)

Mr. Hollis McPhetridge, Knox County Public Works, 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 Night Cap Lane, Maple Run 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 Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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9. Palm Leaf Road, Palmer Hill Subdivision, Unit 4, 30 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; Bob Palmer property owner. (District 7)

Mr. Hollis McPhetridge, Knox County Public Works, 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 Palm Leaf Road, Palmer Hill Subdivision, Unit 4, 30 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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B. To be closed:

1. Consideration of a request to close an un-named and unimproved fifty foot wide stub road in Berkley Estate Subdivision was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve a request to close an un-named and unimproved fifty foot wide stub road in Berkley Estate Subdivision on second reading. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 Beaver Ridge Road was before the Board of Commissioners on second reading.

Commissioner Cawood moved to defer the request to close a portion of Beaver Ridge Road on second reading to the September regular Board of Commissioners meeting. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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3. Consideration of a request to close a portion of Old Roseberry Road right of way was before the Board of Commissioners.

Commissioner Ragsdale moved to approve a request to close a portion of Old Roseberry Road right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 DANCO, INC. FOR ADA MODIFICATIONS TO LAWSON MCGHEE LIBRARY:
R-95-8-105:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Danco, Inc. for ADA Modifications to Lawson McGhee Library was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-95-8-105 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Danco, Inc. for ADA Modifications to Lawson McGhee Library. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 AUDIT CONTRACTS FOR THE SCHOOL CAFETERIA FUND AND THE SCHOOL ACTIVITY FUND, AND KNOX COUNTY GOVERNMENT FOR FISCAL YEAR ENDING JUNE 30, 1996: R-95-8-106:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving audit contracts for the School Cafeteria Fund and the School Activity Fund, and Knox County Government for fiscal year ending June 30, 1996 was before the Board of Commissioners.

Commissioner DeSelm moved to approve R-95-8-106 - Resolution of the Commission of Knox County, Tennessee, approving audit contracts for the School Cafeteria Fund and the School Activity Fund, and Knox County Government for fiscal year ending June 30, 1996. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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, ELECTING TO MAINTAIN THE CURRENT PROCEDURE FOR ELECTING MEMBERS OF THE KNOX COUNTY SCHOOL BOARD: R-95-8-107:

Consideration of a Resolution of the Commission of Knox County, Tennessee, electing to maintain the current procedure for electing members of the Knox County School Board was before the Board of Commissioners.

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

Commissioner DeSelm moved to approve R-95-8-107 - Resolution of the Commission of Knox County, Tennessee, electing to maintain the current procedure for electing members of the Knox County School Board. Commissioner Ragsdale seconded the motion and upon roll

call vote Commissioners Moody, Davis, Ragsdale, Leuthold, Teague, Horner, Cooper, McMillan, Mills and Pinkston voted aye. Commissioners Jordan, Dirl, Rogero, Medley, DeSelm, Griess, Cawood and Bratton voted no. Commissioner Tindell was absent from the vote. The motion failed 10-8-0-1. Failed by 2/3 vote.

This item was reconsidered later on the day's agenda. See page _____.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A UTILITY ADJUSTMENT AGREEMENT WITH LENOIR CITY UTILITIES BOARD FOR UTILITY ADJUSTMENTS FOR THE HARDIN VALLEY ROAD PROJECT:

R-95-8-108:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a utility adjustment agreement with Lenoir City Utilities Board for utility adjustments for the Hardin Valley Road Project was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-95-8-108 - Resolution of the Commission of Knox County, Tennessee, approving a utility adjustment agreement with Lenoir City Utilities Board for utility adjustments for the Hardin Valley Road Project. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 THE METROPOLITAN PLANNING COMMISSION TO CONSIDER THE PROPOSED ACCESS ORDINANCE:

R-95-8-109:

Consideration of a Resolution of the Commission of Knox County, Tennessee, requesting the Metropolitan Planning Commission to consider the proposed access ordinance was before the Board of Commissioners.

Commissioner Ragsdale moved to defer for 90 days or until

the November regular Board of Commissioners meeting R-95-8-109 - Resolution of the Commission of Knox County, Tennessee, requesting the Metropolitan Planning Commission to consider the proposed access ordinance. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 \$259,624.05 AND APPROVING A CONSTRUCTION CONTRACT WITH RENFRO CONSTRUCTION COMPANY, INC. FOR ROAD IMPROVEMENTS AT THE INTERSECTION OF EMORY ROAD AND HEISKELL ROAD/CENTRAL AVENUE PIKE: R-95-8-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$259,624.05 and approving a construction contract with Renfro Construction Company, Inc. for road improvements at the intersection of Emory Road and Heiskell Road/Central Avenue Pike was before the Board of Commissioners.

Commissioner Teague moved to approve R-95-8-110 - Resolution of the Commission of Knox County, Tennessee, appropriating \$259,624.05 and approving a construction contract with Renfro Construction Company, Inc. for road improvements at the intersection of Emory Road and Heiskell Road/Central Avenue Pike. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 \$40,775.00 AND APPROVING A CHANGE ORDER WITH SIMPSON CONSTRUCTION CO., INC. FOR THE EBENEZER ROAD-PHASE II-BRIDGE UNDERPASS PROJECT: R-95-8-111

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$40,775.00 and approving a change

order with Simpson Construction, Co., Inc. for the Ebenezer Road-Phase II-Bridge Underpass Project was before the Board of Commissioners.

Mr. Bill Kervin, Director, Knox County Engineering and Public Works, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-95-8-111 - Resolution of the Commission of Knox County, Tennessee, appropriating \$40,775.00 and approving a change order with Simpson Construction, Co., Inc. for the Ebenezer Road-Phase II-Bridge Underpass Project. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 \$120,054.00 FOR THE POWELL GREENWAY PROJECT: R-95-8-112:

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$120,054.00 for the Powell Greenway Project was before the Board of Commissioners.

Commissioner Cawood moved to approve R-95-8-112 - Resolution of the Commission of Knox County, Tennessee appropriating \$120,054.00 for the Powell Greenway Project. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 WITH CHARLES HOBSON CONSTRUCTION COMPANY FOR THE PELLISSIPPI PARKWAY GREENWAY PROJECT: R-95-8-113:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a change order with Charles Hobson Construction Company for the Pellissippi Parkway Greenway Project was before the Board of Commissioners.

Commissioner Teague moved to defer to the September Regular Board of Commissioners meeting R-95-8-113 - Resolution of the Commission of Knox County, Tennessee, approving a change order with Charles Hobson Construction Company for the Pellissippi Parkway Greenway Project. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 \$101,200.00 AND APPROVING AN ARCHITECT CONTRACT WITH BULLOCK, SMITH & PARTNERS, INC. FOR RENOVATION OF EXISTING SOUTH PORTION OF CONCORD PARK IN WEST KNOX COUNTY: R-95-8-114:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$101,200.00 and approving an architect contract with Bullock, Smith & Partners, Inc. for renovation of existing south portion of Concord Park in west Knox County was before the Board of Commissioners.

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

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

Commissioner Leuthold moved to approve R-95-8-114 - Resolution of the Commission of Knox County, Tennessee, appropriating \$101,200.00 and approving an architect contract with Bullock, Smith & Partners, Inc. for renovation of existing south portion of Concord Park in west Knox County. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 CONVEYANCE OF PROPERTY
ON BAXTER AVENUE TO THE CITY OF KNOXVILLE: R-95-8-115:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the conveyance of property on Baxter Avenue to the City of Knoxville was before the Board of Commissioners.

Commissioner Rogero moved to approve R-95-8-115 - Resolution of the Commission of Knox County, Tennessee, authorizing the conveyance of property on Baxter Avenue to the City of Knoxville. Commissioner Tindell seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 AGREEMENT WITH KNOXVILLE
KNOX COUNTY COMMUNITY ACTION COMMITTEE TO PROVIDE MINOR
HOME REPAIR ASSISTANCE TO LOW INCOME ELDERLY OR
HANDICAPPED HOMEOWNERS: R-95-8-116:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an agreement with Knoxville Knox County Community Action Committee to provide minor home repair assistance to low income elderly or handicapped homeowners was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-95-8-116 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with Knoxville Knox County Community Action Committee to provide minor home repair assistance to low income elderly or handicapped homeowners. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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-95-8-118 - Resolution of the Commission of Knox County, Tennessee appropriating funds for security of courtrooms, E-911, and the Attorney General's Office was heard before R-95-8-117 - Resolution of the Commission of Knox County, Tennessee, accepting the report from the Court Security Committee.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING FUNDS FOR SECURITY OF COURTROOMS, E-911, AND THE ATTORNEY GENERAL'S OFFICE: R-95-8-118:

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating funds for security of courtrooms, E-911, and the Attorney General's Office was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-95-8-118 - Resolution of the Commission of Knox County, Tennessee appropriating funds for security of courtrooms, E-911, and the Attorney General's Office. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 THE REPORT FROM THE COURT SECURITY COMMITTEE: R-95-8-117:

Consideration of a Resolution of the Commission of Knox County, Tennessee, accepting the report from the Court Security Committee was before the Board of Commissioners.

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

Commissioner Ragsdale moved to approve R-95-8-117 - Resolution of the Commission of Knox County, Tennessee, accepting the report from the Court Security Committee. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan,

Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 RETAIN A PLANNING CONSULTANT FOR THE JUSTICE SYSTEM AND A PROGRAM CONSULTANT FOR THE INTAKE/RELEASE CENTER:

R-95-8-119:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the County Executive to retain a Planning Consultant for the Justice System and a Program Consultant for the Intake/Release Center was before the Board of Commissioners.

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

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

Commissioner Leuthold moved to approve R-95-8-119 - Resolution of the Commission of Knox County, Tennessee, authorizing the County Executive to retain a Planning Consultant for the Justice System and a Program Consultant for the Intake/Release Center with the following change: On Page 2 "Whereas, the Finance Committee recommends authorizing the County Executive to retain, instead of retain use the word "select". Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 CONTRACT FOR THE ATTORNEY GENERAL'S OFFICE TO PROSECUTE COUNTY ORDINANCES:

R-95-8-120:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract for the Attorney General's

Office to prosecute County Ordinances was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-95-8-120 - Resolution of the Commission of Knox County, Tennessee approving a contract for the Attorney General's Office to prosecute County Ordinances. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 \$6,008.00 FOR DESIGN SERVICES FOR MODIFICATIONS TO THE REGISTER OF DEEDS OFFICE AND APPROPRIATING \$85,309.00 FOR CONSTRUCTION COSTS FOR RENOVATIONS TO THE CRIMINAL COURT CLERK'S OFFICES:
R-95-8-121:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$6,008.00 for design services and modifications to the Register of Deeds Office and appropriating \$85,309.00 for construction costs for renovations to the Criminal Court Clerk's Offices was before the Board of Commissioners.

Mr. Lee Miracle, Knox County Register of Deeds, was present and spoke on the matter.

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

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

Commissioner Leuthold moved to approve R-95-8-121 - Resolution of the Commission of Knox County, Tennessee, appropriating \$6,008.00 for design services and modifications to the Register of Deeds Office and appropriating \$85,309.00 for construction costs for renovations to the Criminal Court Clerk's Offices. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Cawood,

Teague, Horner, Cooper and Mills voted aye. Commissioners Griess, McMillan, Bratton and Pinkston voted no. Commissioner Ragsdale abstained from the vote. The motion carried 14-4-1-0.

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IN RE: CONSIDERATION OF A RESOLUTION PRELIMINARILY APPROVING THE ISSUANCE AND SALE OF GENERAL OBLIGATION REFUNDING BONDS OF KNOX COUNTY, TENNESSEE FOR THE PURPOSE OF REFUNDING CERTAIN PRIOR COUNTY OBLIGATIONS AND AUTHORIZING THE PREPARATION AND DISTRIBUTION OF A PRELIMINARY OFFICIAL STATEMENT, INCLUDING NOTICE OF SALE IF APPLICABLE, WITH RESPECT THERETO; AND FURTHER AUTHORIZING THE PROPERTY COUNTY OFFICIALS TO DO ALL OTHER THINGS DEEMED NECESSARY OR ADVISABLE TO PREPARE FOR THE ISSUANCE, SALE AND DELIVERY OF SAID REFUNDING BONDS: R-95-8-122:

Consideration of a Resolution preliminarily approving the issuance and sale of General Obligation Refunding Bonds of Knox County, Tennessee for the purpose of refunding certain prior county obligations and authorizing the preparation and distribution of a preliminary official statement, including notice of sale if applicable, with respect thereto; and further authorizing the proper county officials to do all other things deemed necessary or advisable to prepare for the issuance, sale and delivery of said refunding bonds was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-95-8-122 - Resolution preliminarily approving the issuance and sale of General Obligation Refunding Bonds of Knox County, Tennessee for the purpose of refunding certain prior county obligations and authorizing the preparation and distribution of a preliminary official statement, including notice of sale if applicable, with respect thereto; and further authorizing the proper county officials to do all other things deemed necessary or advisable to prepare for the issuance, sale and delivery of said refunding bonds. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 TO RESOLUTION R-95-7-118 (RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$30,624.00 TO THE SHERIFF'S DEPARTMENT AS MATCHING FUNDS FOR THE FAMILY CRISIS GRANT): R-95-8-124:

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing a technical correction to R-95-7-118 (Resolution of the Commission of Knox County, Tennessee appropriating \$30,624.00 to the Sheriff's Department as matching funds for the Family Crisis Grant was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-95-8-124 - Resolution of the Commission of Knox County, Tennessee authorizing a technical correction to R-95-7-118 (Resolution of the Commission of Knox County, Tennessee appropriating \$30,624.00 to the Sheriff's Department as matching funds for the Family Crisis Grant. Commissioner Horner seconded the the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 TO RESOLUTION R-95-7-119 (RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$32,815.00 TO THE ATTORNEY GENERAL'S OFFICE AS MATCHING FUNDS FOR THE DOMESTIC VIOLENCE GRANT AND THE VIOLENT REPEAT JUVENILES GRANT) R-95-8-125:

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing a technical correction to R-95-7-119 (Resolution of the Commission of Knox County, Tennessee appropriating \$32,815.00 to the Attorney General's Office as matching funds for the Domestic Violence Grant and the Violent Repeat Juveniles Grant) was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-95-8-125 - Resolution of the Commission of Knox County, Tennessee authorizing a technical correction to R-95-7-119 (Resolution of the Commission of Knox County, Tennessee appropriating \$32,815.00 to the Attorney General's Office as matching funds for the Domestic Violence Grant and the Violent Repeat Juveniles Grant) Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 TO RESOLUTION R-95-7-134 (RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$24,220.00 TO THE SHERIFF'S DEPARTMENT AS MATCHING FUNDS FOR THE COMPREHENSIVE SUBSTANCE ABUSE TREATMENT PROGRAM AND THE ALTERNATIVE TO JAIL/EARLY RELEASE TREATMENT PROGRAM)
R-95-8-126:

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing a technical correction to R-95-7-134 (Resolution of the Commission of Knox County, Tennessee appropriating \$24,220.00 to the Sheriff's Department as matching funds for the Comprehensive Substance Abuse Treatment Program and the Alternative to Jail/Early Release Treatment Program) was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-95-8-126 - Resolution of the Commission of Knox County, Tennessee authorizing a technical correction to R-95-7-134 (Resolution of the Commission of Knox County, Tennessee appropriating \$24,220.00 to the Sheriff's Department as matching funds for the Comprehensive Substance Abuse Treatment Program and the Alternative to Jail/Early Release Treatment Program). Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner,

Cooper, McMillan, Mills, 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, REQUIRING COUNTY COMMISSION APPROVAL OF THE ANNUAL BUDGET FOR ALL FEE OFFICES: R-95-8-127:

Consideration of a Resolution of the Commission of Knox County, Tennessee, requiring County Commission approval of the annual budget for all fee offices was before the Board of Commissioners.

Commissioner Ragsdale moved to defer to the September regular Board of Commissioners meeting R-95-8-127 - Resolution of the Commission of Knox County, Tennessee, requiring County Commission approval of the annual budget for all fee offices. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ORDINANCES ON FIRST READING:
CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING ORDINANCE O-92-3-101 TO INCREASE THE LITIGATION TAX IN KNOX COUNTY: O-95-8-101:
FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending O-92-3-101 to increase the litigation tax in Knox County was before the Board of Commissioners.

Commissioner Leuthold moved to approve O-95-8-101 - Ordinance of the Commission of Knox County, Tennessee, amending O-92-3-101 to increase the litigation tax in Knox County on first reading. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 0-95-4-103 TO
INCREASE THE LITIGATION TAX ASSESSED ON COUNTY ORDINANCE
VIOLATIONS: 0-95-8-102: FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Ordinance 0-95-4-103 to increase the litigation tax assessed on County Ordinance Violations was before the Board of Commissioners on first reading.

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

Ms. Amanda Fowler, Knox County Finance, was present and spoke on the matter.

Commissioner Leuthold moved to approve 0-95-8-102 - Ordinance of the Commission of Knox County, Tennessee, amending Ordinance 0-95-4-103 to increase the litigation tax assessed on County Ordinance Violations on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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, ADOPTING THE 1994 STANDARD HOUSING
CODE AND AMENDMENTS: 0-95-7-101: SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, adopting the 1994 Standard Housing Code and Amendments was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve 0-95-7-101 - Ordinance of the Commission of Knox County, Tennessee, adopting the 1994 Standard Housing Code and Amendments on second reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 0-94-9-102 TO PROVIDE FOR THE DEPARTMENT OF MEDICAL EXAMINER AND REPEALING ORDINANCE 0-90-10-101: 0-95-7-102:SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Ordinance 0-94-9-102 to provide for the Department of Medical Examiner and repealing Ordinance 0-90-10-101 was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to withdraw from the agenda 0-95-7-102 - Ordinance of the Commission of Knox County, Tennessee, amending Ordinance 0-94-9-102 to provide for the Department of Medical Examiner and repealing Ordinance 0-90-10-101 on second reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

This item was added back to the agenda, see page ____

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IN RE: TAX REFUNDS:

A. County Clerk:

Ms. Kim Bowen, Knox County Minutes Clerk, reported no tax refunds for the County Clerk.

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B. Trustee:

Ms. Kim Bowen, Knox County Minutes Clerk, reported no tax refunds for the Trustee.

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IN RE: AMENDMENT TO THE AGENDA:

Commissioner Ragsdale moved to reconsider 0-95-7-102 Ordinance of the Commission of Knox County, Tennessee, amending Ordinance 0-94-9-102 to provide for the Department of Medical Examiner and repealing Ordinance 0-90-10-101 was before the Board of Commissioners on second reading. Commissioner Bratton seconded the

motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 0-94-9-102 TO PROVIDE FOR THE DEPARTMENT OF MEDICAL EXAMINER AND REPEALING ORDINANCE 0-90-10-101: 0-95-7-102: SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Ordinance 0-94-9-102 to provide for the Department of Medical Examiner and repealing Ordinance 0-90-10-101 was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve 0-95-7-102 - Ordinance of the Commission of Knox County, Tennessee, amending Ordinance 0-94-9-102 to provide for the Department of Medical Examiner and repealing Ordinance 0-90-10-101 on second reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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.

Ms. Kim Bowen, Minutes Clerk to Knox County Clerk Mike Padgett, reported 204 Notary Public Applications.

Commissioner Cawood moved to approve 204 Notary Public Applications. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ROLL CALL 6:00P.M. REZONING SESSION:

Ms. Kim Bowen, Knox County Minutes Clerk to Knox County Clerk Mike Padgett, called the roll. Those Commissioners present were Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston.

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IN RE: AMENDMENTS TO THE AGENDA:

Without objection, Commissioner Cooper amended the agenda as follows:

1. Moved R-95-8-134 to the top of the agenda-Request of Dossie Duncan Rutledge Estate for rezoning from A Agricultural Zone to CB Business & Manufacturing Zone.

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2. Deferred to the September regular Board of Commissioners meeting R-95-8-128 - Request of Scott Smith for rezoning from RA Low Density Residential Zone to PR Planned Residential at 1-6 dwelling units per acre.

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3. Withdraw from the agenda Appeal of Dwight Disney for rezoning from CB Business & Manufacturing Zone to OB Office, Medical & Related Services.

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4. Withdraw from the agenda R-95-8-129 - Request of Chris Scheevel for rezoning from A Agricultural Zone to PR Planned Residential at 1-3 dwelling units per acre.

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IN RE: REZONING REQUEST:

1. Request of Dossie Duncan Rutledge Estate for rezoning from A Agricultural Zone to CB Business & Manufacturing Zone R-95-8-134 was before the Board of Commissioners. Property located south side Everett Road, north side I-40/75, northeast of Watt Road; 6th Commission District.

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

Commissioner Cawood moved to approve R-95-8-134 - Request

of Dossie Duncan Rutledge Estate for rezoning from A Agricultural Zone to CB Business & Manufacturing Zone as per Metropolitan Planning Commission's recommendation: Approve CB Business & Manufacturing Zone. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the vote. The motion carried 18-0-0-1.

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2. Request of Charles Gary Meredith for rezoning from I Industrial Zone to A Agricultural Zone R-95-8-130 was before the Board of Commissioners. Property located west of Mine Road, north of Flat Creek Lane; 8th Commission District.

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

Commissioner McMillan moved to approve R-95-8-130 - Request of Charles Gary Meredith for rezoning from I Industrial Zone to A Agricultural Zone as per Metropolitan Planning Commission's recommendation: Approve A Agricultural Zone. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the vote. The motion carried 18-0-0-1.

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3. Request of Gary L. Clendenen for rezoning from A Agricultural Zone to CB Business & Manufacturing Zone R-95-8-131 was before the Board of Commissioners. Property located south side Everett Road, north of I-40/75; 6th Commission District.

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

Commissioner Teague moved to approve R-95-8-131 - Request of Gary L. Clendenen for rezoning from A Agricultural Zone to CB Business & Manufacturing Zone as per Metropolitan Planning Commission's recommendation: Approve CB Business & Manufacturing Zone.

Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the vote. The motion carried 18-0-0-1.

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4. Request of James D. Butler for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-95-8-132 was before the Board of Commissioners. Property located northeast side McCloud Road, north side Gray Road; 8th Commission District.

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

Commissioner Mills moved to approve R-95-8-132 - Request of James D. Butler 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 Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the vote. The motion carried 18-0-0-1.

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5. Request of Norbert Slovis for rezoning from A Agricultural Zone to RB General Residential Zone R-95-8-133 was before the Board of Commissioners. Property located south side Racoon Valley Road, west of Diggs Gap Road; 6th Commission District.

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

Commissioner Teague moved to approve R-95-8-133 - Request of Norbert Slovis for rezoning from A Agricultural Zone to RB General Residential Zone as per Metropolitan Planning Commission's recommendation: Approve RB General Residential Zone. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills,

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: REZONING APPEALS:

1. Appeal of Rodney Godwin for rezoning from BP Business & Technology Park/to Technology Overlay & RA Low Density Residential/To Technology Overlay Zone to CA General Business & To Technology Overlay Zone was before the Board of Commissioners. Property located southeast side Lovell Road, north of Bob Gray Road; 6th Commission District.

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

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

Mr. Rod Godwin, applicant, was present and spoke on the matter.

Mr. Tom Ammons, was present and spoke in opposition to the matter.

Mr. Karl Notz, was present and spoke on the matter.

Mr. Carl Gray, was present and spoke on the matter.

Mr. Ernest Whelchel, was present and spoke on the matter.

Mr. Glen Claiborne, was present and spoke on the matter.

Commissioner Griess moved to send back to Metropolitan Planning Commission for OA Zoning study. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: AMENDMENT TO THE AGENDA:

Commissioner Tindell moved to call a Special Session of the Board of Commissioners for Chairman and Vice Chairman of the Board of Commissioner on Monday, September 11, 1995 at 4:00 p.m. in the Main Assembly Room of the City-County Building. Commissioners Jordan,

Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: AMENDMENT TO THE AGENDA:

Commissioner DeSelm moved to reconsider R-95-8-107 - Consideration of a Resolution of the Commission of Knox County, Tennessee, electing to maintain the current procedure for electing members of the Knox County School Board. Commissioner Teague seconded the motion and upon roll call vote Commissioners Dirl, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan, Rogero and Medley voted no. The motion carried 16-3-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ELECTING TO MAINTAIN THE CURRENT PROCEDURE FOR ELECTING MEMBERS OF THE KNOX COUNTY SCHOOL BOARD: R-95-8-107:

Consideration of a Resolution of the Commission of Knox County, Tennessee, electing to maintain the current procedure for electing members of the Knox County School Board was before the Board of Commissioners.

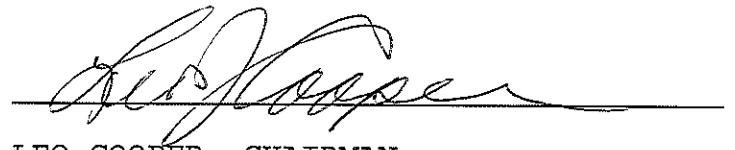
Commissioner Leuthold moved to approve R-95-8-107 - Resolution of the Commission of Knox County, Tennessee, electing to maintain the current procedure for electing members of the Knox County School Board. Commissioner Mills seconded the motion and upon roll call vote Commissioners Dirl, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan, Rogero, Medley and Griess voted no. The motion carried 15-4-0-0.

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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

A handwritten signature in cursive script, appearing to read "Leo Cooper", is written over a horizontal line.

LEO COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in special session on Monday, September 11, 1995 at 4:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Also present were Mr. Mike Padgett, Knox County Clerk, Mr. Richard Beeler, Knox County Law Director, and members of the news media.

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

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: ANY AND ALL ACTION NECESSARY WITH REGARD TO THE ORGANIZATION OF THE KNOX COUNTY COMMISSION, INCLUDING BUT NOT LIMITED TO THE ELECTION OF A CHAIRMAN, VICE-CHAIRMAN AND ANY OTHER MATTERS WITH REGARD TO THE ORGANIZATION OF THE COMMISSION WHICH ARE DEEMED APPROPRIATE, AS PROVIDED BY THE COMMISSION RULES:

Any and all action necessary with regard to the organization of the Knox County Commission, including but not limited to the election of a Chairman, Vice-Chairman and any other matters with regard to the organization of the Commission which are deemed appropriate, as provided by the Commission rules was before the Board of Commissioners.

Upon roll call for nominations for Chairman of the Board of Commissioners, Commissioner Jordan nominated Commissioner John Griess. Commissioner Dirl passed. Commissioner Rogero passed. Commissioner Tindell passed. Commissioner Moody passed. Commissioner Medley passed. Commissioner DeSelm passed. Commissioner Davis passed. Commissioner Ragsdale passed. Commissioner Leuthold passed.

Commissioner Griess passed. Commissioner Cawood passed.
 Commissioner Teague passed. Commissioner Horner nominated
 Commissioner Leo Cooper. Commissioner Cooper passed.
 Commissioner McMillan passed. Commissioner Mills passed.
 Commissioner Bratton passed. Commissioner Pinkston passed.

Upon roll call vote for the election of a Chairman of the Board of Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Griess and Cawood voted for Commissioner Griess. Commissioners Tindell, Leuthold, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted for Commissioner Cooper. Commissioner Griess received 10 votes. Commissioner Cooper received 9 votes. Commissioner John Griess was elected Chairman of the Board of Commissioners.

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At this time, Mr. Mike Padgett, Knox County Clerk, stepped down from the Chair and Commissioner Griess, Chairman, presided.

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At this time, Commissioner Ragsdale nominated Commissioner Billy Tindell for Vice-Chairman of the Board of Commissioners. No other nominations were given.

Commissioner Bratton moved that the nominations cease and Commissioner Billy Tindell be elected Vice-Chairman of the Board of Commissioners. The motion was seconded and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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At this time, Commissioner Leuthold moved that Commissioner Cooper be appointed as the 7th Commission District representative for the following Committees: Finance Committee and Roads Committee. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood,

Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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At this time, Commissioner Ragsdale moved that Commissioner Leuthold be appointed as the 5th Commission District representative for the Economic Development Committee; and that Commissioner Ragsdale be appointed as the 5th Commission District representative for the Education Committee. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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At this time, Commissioner Horner announced her resignation from the Knox County Beer Board.

Commissioner Horner moved that Commissioner Cooper be appointed to the Knox County Beer Board. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 Griess declared the meeting adjourned.

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KNOX COUNTY BOARD OF COMMISSIONERS



JOHN GRIESS, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, September 25, 1995 at 2:00 p.m. in the Main Assembly Room of the City-County Building Main Avenue. Those members present were Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioner Medley was absent from the meeting. Also present were Mr. Mike Padgett, Knox County Clerk, Mr. Richard Beeler, Knox County Law Director, Ms. Kathy Hamilton, Knox County Finance Director, Mr. Thomas Schumpert, Knox County Executive, Mr. Mike Moyers, Knox County Senior Deputy Law Director, and members of the news media.

Commissioner Griess, 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. Bill Bower, 4th and Gill neighborhood resident, was present and gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Bratton led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

1. Commissioner Griess amended the agenda by adding the following items: Resolution R-95-9-135 - Resolution of the Commission of Knox County exempting David M. Terry from payment of County privilege and license taxes; Resolution R-95-9-136 - Resolution of the Commission of Knox County exempting Todd Williams from payment of County privilege and license taxes; and

Resolution R-95-9-137 - Resolution of the Commission of Knox County, Tennessee, removing the restrictions imposed on the funds previously designated for Haley Heritage Square. He also amended the agenda to withdraw the following item: Resolution R-95-9-120 Resolution of the Commission of Knox County, Tennessee, authorizing the Knox County Law Director to institute litigation to condemn property located at 708 Bridgewater Road.

2. Commissioner Griess amended the agenda by adding the following item: Resolution R-95-9-138 - Resolution of the Commission of Knox County, Tennessee, approving a proposal with the State Department of Transportation to construct a project designated as No. 47019-4514-04, SR-33 Slide Repair on Copper Ridge (L.M. 19.38); and Resolution R-95-9-139 - Resolution of the Commission of Knox County, Tennessee honoring Leo Cooper (to be heard after Resolution R-95-9-102).

3. Without objection, Commissioner Griess amended the agenda to hear the following item after Amendments to the Agenda: Resolution R-95-9-123 - Resolution of the Commission of Knox County, Tennessee, exempting property taxation for certain property held by charitable institutions for the purpose of constructing single-family dwellings for low income households.

4. Without objection, Commissioner Griess amended the agenda by adding the following item: Resolution R-95-9-140 - Resolution of the Commission of Knox County, Tennessee, authorizing the execution of a quitclaim deed to Walter King.

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IN RE: RESOLUTION:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, EXEMPTING PROPERTY TAXATION FOR CERTAIN PROPERTY HELD BY CHARITABLE INSTITUTIONS FOR THE PURPOSE OF CONSTRUCTING SINGLE-FAMILY DWELLINGS FOR LOW INCOME HOUSEHOLDS - R-95-9-123:

Consideration of a resolution of the Commission of Knox County, Tennessee, exempting property taxation for certain

property held by charitable institutions for the purpose of constructing single-family dwellings for low income households was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-95-9-123 - Resolution of the Commission of Knox County, Tennessee, exempting property taxation for certain property held by charitable institutions for the purpose of constructing single-family dwellings for low income households. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: HONORARY AND MEMORIAL RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE MEMORIALIZING COREY D. BERGGREN - R-95-9-101:

Consideration of a resolution of the Commission of Knox County, Tennessee memorializing Corey D. Berggren was before the Board of Commissioners.

Ms. Martha Smiddy, Administrative Assistant to the Knox County Clerk, was present and read the resolution into the record.

Commissioner Pinkston moved to approve Resolution R-95-9-101 - Resolution of the Commission of Knox County, Tennessee memorializing Corey D. Berggren. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

Mr. and Mrs. Fred Berggren, parents of Corey Berggren, were present and expressed appreciation to the Commission for the resolution.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING THE EXECUTIVE LAKERS BOYS BASKETBALL TEAM FOR WINNING THE 1995 AAU BOYS BASKETBALL NATIONAL CHAMPIONSHIP - R-95-9-102:

Consideration of a resolution of the Commission of Knox County, Tennessee honoring the Executive Lakers Boys Basketball Team for winning the 1995 AAU Boys Basketball National Championship was before the Board of Commissioners.

Commissioner Dirl moved to approve Resolution R-95-9-102 - Resolution of the Commission of Knox County, Tennessee honoring the Executive Lakers Boys Basketball Team for winning the 1995 AAU Boys Basketball National Championship. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley 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 HONORING LEO COOPER - R-95-9-139:

Consideration of a resolution of the Commission of Knox County, Tennessee honoring Leo Cooper was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-95-9-139 - Resolution of the Commission of Knox County, Tennessee honoring Leo Cooper. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: DELEGATIONS TO BE HEARD:

1. Ms. Lynn Smichel, Corryton resident, was present and spoke concerning Resolution R-95-9-111.
2. Ms. Bonnie Berry, concerned citizen, was present and spoke concerning Resolution R-95-9-112.
3. Ms. Robin Peck, President of the PTSA for Farragut School, was present and spoke concerning Resolution R-95-9-111.
4. Mr. Norman Seblo, Knox County resident, was present and spoke concerning Resolution R-95-9-111.
5. Ms. Angie Miller, concerned citizen, was present and spoke concerning Resolution R-95-9-111.
6. Ms. Vicki Daisey, Knox County resident, was present and spoke concerning programs at the Knox County Magnet Schools.
7. Ms. Linda Clark, Knox County resident, was present and spoke concerning programs at the Knox County Magnet Schools.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on August 28, 1995 (Regular Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on August 28, 1995 (Regular Session). Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley was absent from the meeting. 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 Moody indicated the Tennessee County Services Association meetings would be held September 27 - 29 in Nashville.

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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: ELECTIONS AND APPOINTMENTS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING ONE MEMBER TO THE KNOX COUNTY INDUSTRIAL DEVELOPMENT BOARD - R-95-9-103:

Consideration of a resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Industrial Development Board was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Resolution R-95-9-103 - Resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Industrial Development Board and that Mr. David Swanner be appointed. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley 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, APPOINTING ONE MEMBER TO THE KNOX COUNTY HEALTH, EDUCATION & HOUSING FACILITIES BOARD - R-95-9-104:

Consideration of a resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Health, Education & Housing Facilities Board was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Resolution R-95-9-104 - Resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Health, Education & Housing Facilities Board and that Mr. David Swanner be appointed. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley 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, APPOINTING ONE MEMBER TO THE TECHNOLOGY CORRIDOR DEVELOPMENT AUTHORITY OF THE COUNTY OF KNOX - R-95-9-105:

Consideration of a resolution of the Commission of Knox County, Tennessee, appointing one member to the Technology Corridor Development Authority of the County of Knox was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-95-9-105 - Resolution of the Commission of Knox County, Tennessee, appointing one member to the Technology Corridor Development Authority of the County of Knox and that Ms. Pat Medley be appointed. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley 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, CONFIRMING THE APPOINTMENT OF ONE MEMBER TO THE KNOX COUNTY HISTORICAL ZONING COMMISSION R-95-9-106:

Consideration of a resolution of the Commission of Knox County, Tennessee, confirming the appointment of one member to the Knox County Historical Zoning Commission was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Resolution R-95-9-106 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of one member to the Knox County Historical Zoning Commission and that Ms. Judy Zachary beappointed. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye.

Commissioner Medley 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, APPOINTING ONE MEMBER TO THE KNOX COUNTY BOARD OF HEALTH - R-95-9-107:

Consideration of a resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Board of Health was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Resolution R-95-9-107 - Resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Board of Health and that Dr. John W. Lacey, III be appointed.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: DRIVES AND ROADS:

A. To be accepted as completed:

1. Medaris Lane, Peterson Place Subdivision, Unit 2, 750 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Don Duncan, property owner. (7th District)

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

Commissioner Mills moved to accept as completed Medaris Lane, Peterson Place Subdivision, Unit 2, 750 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and

Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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2. Amston Drive, Peterson Place Subdivision, Unit 2, 440 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Don Duncan, property owner. (7th District)

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

Commissioner Mills moved to accept as completed Amston Drive, Peterson Place Subdivision, Unit 2, 440 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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3. Cornwall Lane, Peterson Place 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. Don Duncan, property owner. (7th District)

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

Commissioner Mills moved to accept as completed Cornwall Lane, Peterson Place Subdivision, Unit 2, 390 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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4. Saint Thomas Way, Dutchtown Harbor Subdivision, Unit 1, 400 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Carlton Enterprises, property owner. (5th District)

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

Commissioner Mills moved to accept as completed Saint Thomas Way, Dutchtown Harbor Subdivision, Unit 1, 400 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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5. Light House Drive, Dutchtown Harbor 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. Carlton Enterprises, property owner. (5th District)

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

Commissioner Mills moved to accept as completed Light House Drive, Dutchtown Harbor 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 Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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6. Westerly Winds Road, Copperfield Subdivision, Unit 1, 2150 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Rufus Smith Company, property owner. (6th District)

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

Commissioner Mills moved to accept as completed Westerly Winds Road, Copperfield Subdivision, Unit 1, 2150 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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7. Copper Lantern Drive, Copperfield 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. Rufus Smith Company, property owner. (6th District)

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

Commissioner Mills moved to accept as completed Copper Lantern Drive, Copperfield 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 Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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8. Tamarack Drive, Northshore Grove 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. Winton Cox, property owner. (5th District)

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

Commissioner Mills moved to accept as completed Tamarack Drive, Northshore Grove Subdivision, Unit 1, 680 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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9. Broken Creek Lane, Twin Creek Subdivision, Unit 1, 800 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. R.W. Graph, property owner. (9th District)

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

Commissioner Mills moved to accept as completed Broken Creek Lane, Twin Creek Subdivision, Unit 1, 800 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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10. Geyser Lane, Twin Creek Subdivision, Unit 1, 360 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. R.W. Graph, property owner. (9th District)

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

Commissioner Mills moved to accept as completed Geyser Lane, Twin Creek Subdivision, Unit 1, 360 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion

and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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11. Geodite Lane, Twin Creek Subdivision, Unit 1, 420 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. R.W. Graph, property owner. (9th District)

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

Commissioner Mills moved to accept as completed Geodite Lane, Twin Creek Subdivision, Unit 1, 420 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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12. Barbee Lane Extension, The Colonies Subdivision, Unit 9, 210 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Nova, property owner. (5th District)

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

Commissioner Mills moved to accept as completed Barbee Lane Extension, The Colonies Subdivision, Unit 9, 210 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton

and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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B. To be closed:

1. Consideration of a request to close a portion of Old Roseberry right-of-way off Rutledge Pike was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve the request to close a portion of Old Roseberry right-of-way off Rutledge Pike on second reading. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE SALE OF A BUILDING TRADES HOUSE LOCATED AT 7734 WEST SESAME LANE TO CHRISTOPHER M. WHEATLEY - R-95-9-108:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the sale of a building trades house located at 7734 West Sesame Lane to Christopher M. Wheatley was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-95-9-108 - Resolution of the Commission of Knox County, Tennessee, approving the sale of a building trades house located at 7734 West Sesame Lane to Christopher M. Wheatley. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley 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, IN SUPPORT OF THE PROPOSED TOBACCO CONTROL PRODUCTS BY CHILDREN IN THE UNITED STATES -

R-95-9-109:

Consideration of a resolution of the Commission of Knox County, Tennessee, in support of the proposed tobacco control products by children in the United States was before the Board of Commissioners.

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

Commissioner DeSelm moved to approve Resolution R-95-9-109 - Resolution of the Commission of Knox County, Tennessee, in support of the proposed tobacco control products by children in the United States. Commissioner Cawood seconded the motion.

Commissioner McMillan moved as a substitute motion to approve Resolution R-95-9-109 - Resolution of the Commission of Knox County, Tennessee, in support of the proposed tobacco control products by children in the United States with the following amendments: delete the first paragraph on page 2 and all references regarding FDA. Also delete lines 6, 7 and 11 from the FDA proposed rule on tobacco regulation under Provisions. Commissioner Mills seconded the motion.

Commissioner Rogero moved to defer this item to the end of the day's legislative agenda. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley 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, REQUESTING AMENDMENTS TO THE TENNESSEE CODE TO CLARIFY THE PROCEDURE FOR ELECTION OF SCHOOL BOARD MEMBERS - R-95-9-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting amendments to the Tennessee Code to clarify the procedure for election of School Board members was before the Board of Commissioners.

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

Commissioner Ragsdale moved to approve Resolution R-95-9-110 - Resolution of the Commission of Knox County, Tennessee, requesting amendments to the Tennessee Code to clarify the procedure for election of School Board members. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley 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, AUTHORIZING THE CONDEMNATION OF PROPERTY ON GEORGE WILLIAMS ROAD FOR A NEW WEST MIDDLE SCHOOL IN THE EVENT NEGOTIATIONS TO PURCHASE THE PROPERTY FAIL - R-95-9-111:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing the condemnation of property on George Williams Road for a new West Middle School in the event negotiations to purchase the property fail was before the Board of Commissioners.

Mr. Richard Beeler, Knox County Law Director, Mr. Thomas Schumpert, Knox County Executive, Mr. Allen Morgan, and Mr. Bill Kervin, Director of Engineering and Public Works for Knox County, were present and spoke on the matter.

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

Superintendent of Knox County Schools, and Mr. Bill Kervin,

Commissioner Leuthold moved to approve Resolution R-95-9-111 - resolution of the Commission of Knox County, Tennessee, authorizing the condemnation of property on George Williams Road for a new West Middle School in the event negotiations to purchase the property fail. Commissioner Ragsdale seconded the motion.

Commissioner Tindell moved as a substitute motion that a recess session be held on Tuesday, October 3, 1995 at 4:00 p.m. and that this item be heard at that time. Commissioner Jordan seconded the motion.

Commissioner Dirl moved to call for the question to end debate and vote on the substitute motion. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Ragsdale, Leuthold and Griess voted no. Commissioner Teague abstained from voting. Commissioner Medley was absent from the meeting. The motion carried 14-3-1-1.

Upon roll call vote on the substitute motion that a recess session be held on Tuesday, October 3, 1995 at 4:00 p.m. and that this item be heard at that time, Commissioners Jordan, Dirl, Rogero, Tindell, Bratton and Pinkston voted aye. Commissioners Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper and McMillan voted no. Commissioners Teague and Mills abstained from voting. Commissioner Medley was absent from the meeting. The substitute motion failed 6-10-2-1.

Commissioner Horner moved as a substitute motion that the Knox County Commission instruct the County Executive to negotiate with developers/land owners of the Parkside Road area to acquire land for a West Knox County Middle School since the Parkside Road will be built with tax dollars for the benefit of private developers and since developers have indicated that land outside the corporate limits of Knoxville and Farragut will not be used for retail businesses, Knox County can obtain property in

the area suitable for a new school with adequate road access at little or not cost to taxpayers. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Tindell, Cawood, Teague, Horner, Coepr, McMillan, Bratton and Pinkston voted aye. Commissioners Jordan, Dirl, Rogero, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess and Mills voted no. Commissioner Medley was absent from the meeting. The substitute motion failed 8-10-0-1.

Commissioner Leuthold moved to re-consider the previous substitute motion that a recess session be held on Tuesday, October 3, 1995 at 4:00 p.m. and that this item be heard at that time. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Bratton and Pinkston voted aye. Commissioners Cawood, Horner, Cooper, McMillan and Mills voted no. Commissioner Teague abstained from voting. Commissioner Medley was absent from the meeting. The motion carried 12-5-1-1.

Commissioner Tindell moved as a substitute motion that a recess session be held on Tuesday, October 3, 1995 at 4:00 p.m. and that this item be heard at that time. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Mills, Bratton and Pinkston voted aye. Commissioners Cawood, Horner, Cooper and McMillan voted no. Commissioner Teague abstained from voting. Commissioners Medley was absent from the meeting. The substitute motion carried 13-4-1-1.

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

5. Commissioner Griess amended the agenda to hear Resolution R-95-9-122 at this time.

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IN RE: RESOLUTIONS - (CONTINUED):

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$24,612.00 TO THE PUBLIC DEFENDER'S OFFICE - R-95-9-122:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$24,612.00 to the Public Defender's Office was before the Board of Commissioners.

Mr. Thomas Schumpert, Knox County Executive, and Ms. Kathy Hamilton, Knox County Finance Director, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-95-9-122 - Resolution of the Commission of Knox County, Tennessee, appropriating \$24,612.00 to the Public Defender's Office. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Pinkston, Bratton, Griess, Leuthold, Davis, DeSelm, Moody, Tindell, Rogero, Dirl and Jordan voted aye. Commissioners Mills, McMillan, Cooper, Horner, Teague, Cawood and Ragsdale voted no. Commissioner Medley was absent from the meeting. The motion carried 11-7-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, TO RATIFY THE PROVISIONS OF TCA §49-2-301(H) TO PROVIDE FOR AN ELECTION FOR COUNTY SCHOOL SUPERINTENDENT IN 1996 - R-95-9-112:

Consideration of a resolution of the Commission of Knox County, Tennessee, to ratify the provisions of TCA §49-2-301(h) to provide for an election for County School Superintendent in 1996 was before the Board of Commissioners.

Commissioner Bratton moved to approve Resolution R-95-9-112 - Resolution of the Commission of Knox County, Tennessee, to ratify the provisions of TCA §49-2-301(h) to provide for an election for County School Superintendent in 1996. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Dirl, Tindell, Moody, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan, Rogero, DeSelm, Davis, Ragsdale and Griess voted no. Commissioner Medley was absent from the meeting. The motion failed 12-6-0-1. (2/3 majority vote required)

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At this time, Commissioner Griess stepped down from the Chair and Commissioner Tindell, Vice-Chairman, presided.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, TO CHANGE THE NAME OF TRUCKERS LANE AND A PORTION OF PETERS ROAD TO PARKSIDE DRIVE -

R-95-9-113:

Consideration of a resolution of the Commission of Knox County, Tennessee, to change the name of Truckers Lane and a portion of Peters Road to Parkside Drive was before the Board of Commissioners.

Commissioner Teague moved to approve Resolution R-95-9-113 - Resolution of the Commission of Knox County, Tennessee, to change the name of Truckers Lane and a portion of Peters Road to Parkside Drive. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley 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, APPROVING A PROPOSAL BY THE UNIVERSITY OF TENNESSEE TO PERFORM A TRAFFIC SIGN INVENTORY - R-95-9-114:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a proposal by the University of Tennessee to perform a traffic sign inventory was before the Board of Commissioners.

Mr. Bill Kervin, Director of Engineering and Public Works for Knox County, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-95-9-114 - Resolution of the Commission of Knox County, Tennessee, approving a proposal by the University of Tennessee to perform a traffic sign inventory. Commissioner Ragsdale seconded

the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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

6. Without objection, Commissioner Tindell amended the agenda to hear the following resolutions jointly: R-95-9-115; R-95-9-116; R-95-9-117; R-95-9-118; and R-95-9-119.

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IN RE: RESOLUTIONS - (CONTINUED):

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A STATE-AID AGREEMENT WITH THE STATE DEPARTMENT OF TRANSPORTATION TO RESURFACE A PORTION OF BEAVER CREEK DRIVE - R-95-9-115;
CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A STATE-AID AGREEMENT WITH THE STATE DEPARTMENT OF TRANSPORTATION TO RESURFACE A PORTION OF MILLERTOWN PIKE - R-95-9-116;
CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A STATE-AID AGREEMENT WITH THE STATE DEPARTMENT OF TRANSPORTATION TO RESURFACE A PORTION OF EAST END ROAD - R-95-9-117;
CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A STATE-AID AGREEMENT WITH THE STATE DEPARTMENT OF TRANSPORTATION TO RESURFACE A PORTION OF BRUSHY VALLEY ROAD - R-95-9-118; AND
CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AGREEMENT WITH THE STATE DEPARTMENT OF TRANSPORTATION TO PROVIDE FUNDS FROM THE OPTIONAL SAFETY PROGRAM FOR INSTALLATION OF A TRAFFIC SIGNAL AT THE INTERSECTION OF EMORY ROAD AND BRICKYARD ROAD - R-95-9-119:

Consideration of the following resolutions was before the Board of Commissioners:

Resolution R-95-9-115 - Resolution of the Commission of Knox County, Tennessee, approving a State-Aid Agreement with the State Department of Transportation to resurface a portion of Beaver Creek Drive;

Resolution R-95-9-116 - Resolution of the Commission of Knox County, Tennessee, approving a State-Aid Agreement with the State Department of Transportation to resurface a portion of Millertown Pike;

Resolution R-95-9-117 - Resolution of the Commission of Knox County, Tennessee, approving a State-Aid Agreement with the State Department of Transportation to resurface a portion of East End Road;

Resolution R-95-9-118 - Resolution of the Commission of Knox County, Tennessee, approving a State-Aid Agreement with the State Department of Transportation to resurface a portion of Brushy Valley Road; and

Resolution R-95-9-119 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with the State Department of Transportation to provide funds from the Optional Safety Program for installation of a traffic signal at the intersection of Emory Road and Brickyard Road.

Commissioner Teague moved to approve the following resolutions: Resolution R-95-9-115 - Resolution of the Commission of Knox County, Tennessee, approving a State-Aid Agreement with the State Department of Transportation to resurface a portion of Beaver Creek Drive;

Resolution R-95-9-116 - Resolution of the Commission of Knox County, Tennessee, approving a State-Aid Agreement with the State Department of Transportation to resurface a portion of Millertown Pike;

Resolution R-95-9-117 - Resolution of the Commission of Knox County, Tennessee, approving a State-Aid Agreement with the State Department of Transportation to resurface a portion of East End Road;

Resolution R-95-9-118 - Resolution of the Commission of Knox County, Tennessee, approving a State-Aid Agreement with the State Department of Transportation to resurface a portion of Brushy Valley Road; and

Resolution R-95-9-119 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with the State Department of Transportation to provide funds from the Optional Safety Program for installation of a traffic signal at the intersection of Emory Road and Brickyard Road. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley 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, AUTHORIZING THE KNOX COUNTY LAW DIRECTOR TO INSTITUTE LITIGATION TO CONDEMN PROPERTY LOCATED AT 708 BRIDGEWATER ROAD - R-95-9-120:

This item was withdrawn from the agenda. (See Amendments to the Agenda, Page _____) 128

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CHANGE ORDER WITH CHARLES HOBSON CONSTRUCTION COMPANY FOR THE PELLISSIPPI PARKWAY GREENWAY PROJECT - R-95-9-121:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a change order with Charles Hobson Construction Company for the Pellissippi Parkway Greenway Project was before the Board of Commissioners.

Commissioner Leuthold moved to defer for 30 days Resolution R-95-9-121 - Resolution of the Commission of Knox County, Tennessee, approving a change order with Charles Hobson Construction Company for the Pellissippi Parkway Greenway Project. Commissioner Teague seconded the motion and upon roll call vote

Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley 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, APPROPRIATING \$24,612.00 TO THE PUBLIC DEFENDER'S OFFICE - R-95-9-122:

This item was heard earlier on the day's agenda. (See Page _____) *125*

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, EXEMPTING PROPERTY TAXATION FOR CERTAIN PROPERTY HELD BY CHARITABLE INSTITUTIONS FOR THE PURPOSE OF CONSTRUCTING SINGLE-FAMILY DWELLINGS FOR LOW INCOME HOUSEHOLDS - R-95-9-123:

This item was heard earlier on the day's agenda. (See Page _____) *128*

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING LEGISLATION TO ALLOW COUNTIES WITH A CHARTER FORM OF GOVERNMENT TO CONTROL THE TOTAL BUDGET OF FEE OFFICES OPERATING WITHIN THEIR JURISDICTION - R-95-9-124:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting Legislation to allow counties with a charter form of government to control the total budget of fee offices operating within their jurisdiction was before the Board of Commissioners.

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

Commissioner Ragsdale moved to approve Resolution R-95-9-124 - Resolution of the Commission of Knox County, Tennessee, requesting Legislation to allow counties with a

charter form of government to control the total budget of fee offices operating within their jurisdiction. Commissioner DeSelm seconded the motion.

Commissioner Davis moved as a substitute motion to defer for 30 days Resolution R-95-9-124 - Resolution of the Commission of Knox County, Tennessee, requesting Legislation to allow counties with a charter form of government to control the total budget of fee offices operating within their jurisdiction. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Davis, Ragsdale and Leuthold voted aye. Commissioners Dirl, DeSelm, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted no. Commissioner Teague abstained from voting. Commissioner Medley was absent from the meeting. The substitute motion failed 7-10-1-1.

Upon roll call vote of the original motion to approve Resolution R-95-9-124 - Resolution of the Commission of Knox County, Tennessee, requesting Legislation to allow counties with a charter form of government to control the total budget of fee offices operating within their jurisdiction, Commissioners Jordan, Moody, DeSelm, Ragsdale and Griess voted aye. Commissioners Dirl, Rogero, Tindell, Leuthold, Cawood, Teague, Hroner, Cooper, McMillan, Mills, Bratton and Pinkston voted no. Commissioner Davis abstained from voting. Commissioner Medley was absent from the meeting. The motion failed 5-12-1-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AWARDING A CONTRACT FOR NEWSPAPER ADVERTISING - R-95-9-125:

Consideration of a resolution of the Commission of Knox County, Tennessee, awarding a contract for newspaper advertising 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-95-9-125 - Resolution of the Commission of Knox County, Tennessee, awarding a contract for newspaper advertising. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Bratton and Pinkston voted aye. Commissioners Cooper, McMillan, Mills abstained from voting. Commissioner Medley was absent from the meeting. The motion carried 15-0-3-1.

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At this time, Commissioner Tindell stepped down from the Chair and Commissioner Griess, Chairman, presided.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY EXEMPTING DAVID M. TERRY FROM PAYMENT OF COUNTY PRIVILEGE AND LICENSE TAXES - R-95-9-135:

Consideration of a resolution of the Commission of Knox County exempting David M. Terry from payment of County privilege and license taxes was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-95-9-135 - Resolution of the Commission of Knox County exempting David M. Terry from payment of County privilege and license taxes. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley 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 EXEMPTING TODD WILLIAMS FROM PAYMENT OF COUNTY PRIVILEGE AND LICENSE TAXES - R-95-9-136:

Consideration of a resolution of the Commission of Knox County exempting Todd Williams from payment of County privilege and license taxes was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-95-9-136 - Resolution of the Commission of Knox County exempting Todd Williams from payment of County privilege and license taxes. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley 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, REMOVING THE RESTRICTIONS IMPOSED ON THE FUNDS PREVIOUSLY DESIGNATED FOR HALEY HERITAGE SQUARE - R-95-9-137:

Consideration of a resolution of the Commission of Knox County, Tennessee, removing the restrictions imposed on the funds previously designated for Haley Heritage Square was before the Board of Commissioners.

Commissioner Moody moved to approve Resolution R-95-9-137 - Resolution of the Commission of Knox County, Tennessee, removing the restrictions imposed on the funds previously designated for Haley Heritage Square. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley 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, APPROVING A PROPOSAL WITH THE STATE DEPARTMENT OF TRANSPORTATION TO CONSTRUCT A PROJECT DESIGNATED AS NO. 47019-4514-04, SR-33 SLIDE REPAIR ON COPPER RIDGE (L.M. 19.38) - R-95-9-138:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a proposal with the State Department

of Transportation to construct a project designated as No. 47019-4514-04, SR-33 Slide Repair on Copper Ridge (L.M. 19.38) was before the Board of Commissioners.

Commissioner Teague moved to approve Resolution R-95-9-138 - Resolution of the Commission of Knox County, Tennessee, approving a proposal with the State Department of Transportation to construct a project designated as No. 47019-4514-04, SR-33 Slide Repair on Copper Ridge (L.M. 19.38). Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE EXECUTION OF A QUITCLAIM DEED TO WALTER KING - R-95-9-140:

Resolution of the Commission of Knox County, Tennessee, authorizing the execution of a quitclaim deed to Walter King was before the Board of Commissioners.

Commissioner Teague moved to approve Resolution R-95-9-140 - Resolution of the Commission of Knox County, Tennessee, authorizing the execution of a quitclaim deed to Walter King. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING ORDINANCE O-94-9-101

(STANDARD BUILDING CODE AND LIFE SAFETY CODE) -

O-95-9-101 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Ordinance O-94-9-101 (Standard Building Code and Life Safety Code) was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to approve Ordinance O-95-9-101 - Ordinance of the Commission of Knox County, Tennessee amending Ordinance O-94-9-101 (Standard Building Code and Life Safety Code) on first reading. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley 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, TENNESSEE AMENDING THE KNOX COUNTY ZONING ORDINANCE TO PROVIDE FOR TELECOMMUNICATIONS TOWERS AND ANTENNAS - O-95-9-102 - (FIRST READING):

Without objection, Commissioner Griess deferred this item to be heard later on day's agenda under Amendments to the Knox County Zoning Ordinance. (See Page _____) 166

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IN RE: ORDINANCES ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY AMENDING ORDINANCE O-92-3-101 TO INCREASE THE LITIGATION TAX IN KNOX COUNTY - O-95-8-101 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County amending Ordinance O-92-3-101 to increase the litigation tax in Knox County was before the Board of Commissioners on second reading.

Commissioner Leuthold moved to approve Ordinance 0-95-8-101 - Ordinance of the Commission of Knox County amending Ordinance 0-92-3-101 to increase the litigation tax in Knox County on second reading. The motion was seconded and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley 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 ORDINANCE 0-95-4-103 TO INCREASE THE LITIGATION TAX ASSESSED ON COUNTY ORDINANCE VIOLATIONS 0-95-8-102 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County amending Ordinance 0-95-4-103 to increase the Litigation Tax assessed on County Ordinance violations was before the Board of Commissioners on second reading.

Commissioner Leuthold moved to approve Ordinance 0-95-8-102 - Ordinance of the Commission of Knox County amending Ordinance 0-95-4-103 to increase the Litigation Tax assessed on County Ordinance violations. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley 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.

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IN RE: NOTARY PUBLIC APPLICATIONS:

Mr. Mike Padgett, Knox County Clerk, reported 150 applications for Notary Public.

Commissioner Bratton moved to approve 150 applications for Notary Public. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: RESOLUTIONS - (CONTINUED):

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, IN SUPPORT OF THE PROPOSED TOBACCO CONTROL PRODUCTS BY CHILDREN IN THE UNITED STATES - R-95-9-109 - (CONTINUED):

Consideration of a resolution of the Commission of Knox County, Tennessee, in support of the proposed tobacco control products by children in the United States was before the Board of Commissioners.

Commissioner DeSelm moved to approve Resolution R-95-9-109 - Resolution of the Commission of Knox County, Tennessee, in support of the proposed tobacco control products by children in the United States with the following amendment: delete the 1st paragraph on page 2; and add the following language to the 4th paragraph between the words "the" and "FDA": "following parts of the." Also delete lines 6, 7 and 11 from the FDA proposed rule on tobacco regulation under Provisions. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: ROLL CALL - 6:00 P.M.:

Ms. Angie Nesbitt, Minute Clerk to the Knox County Clerk, called the roll. Those Commissioners responding were Commissioners Jordan, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston. Commissioners Dirl and Rogero arrived later in the meeting. Commissioner Cooper was absent from the rezoning session. Commissioner Medley was absent from the meeting.

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

7. At this time, there was discussion concerning the Rezoning Appeal of Jim English for rezoning from A Agricultural Zone to CA Commercial Zone.

Mr. John King, Attorney representing Jim English, was present and spoke on the matter.

Commissioner Pinkston moved to defer for 30 days the Rezoning Appeal of Jim English for rezoning from A Agricultural Zone to CA Commercial Zone. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl and Rogero arrived later in the meeting. Commissioners Medley and Cooper were absent from the meeting. The motion carried 15-0-0-4.

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IN RE: REZONING REQUESTS:

1. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Scott Smith for rezoning from RA Low Density Residential Zone to PR Planned Residential Zone at 1-6 du/ac was before the Board of Commissioners. Property located south of Nubbin Ridge Road, southwest side Sentry Lane, 4th Commission District.

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

Commissioner Davis moved to approve Resolution R-95-9-126 - Resolution of the Commission of Knox County, Tennessee approving the request of Scott Smith for rezoning from RA Low Density Residential Zone to PR Planned Residential Zone at 1-4 du/ac as per MPC's recommendation. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl arrived later in the meeting. Commissioners Medley and Cooper were absent from the meeting. The motion carried 16-0-0-3. Property located south of Nubbin Ridge Road, southwest side Sentry Lane, 4th Commission District.

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2. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Ray Hyde for rezoning from CB Business & Manufacturing Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located southwest side Parkridge Drive, northwest of Springplace Circle, 8th Commission District.

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

Commissioner Mills moved to approve Resolution R-95-9-127- Resolution of the Commission of Knox County, Tennessee approving the request of Ray Hyde for rezoning from CB Business & Manufacturing Zone to RA Low Density Residential Zone as per MPC's recommendation. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl arrived later in the meeting. Commissioners Medley and Cooper were absent from the meeting. The motion carried 16-0-0-3. Property located southwest side

Parkridge Drive, northwest of Springplace Circle, 8th Commission District.

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3. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Gay L. Jenkins for rezoning from A Agricultural Zone to PR Planned Residential Zone at 8 du/ac was before the Board of Commissioners. Property located northwest side Norton Road, northeast of Chapman Highway, 9th Commission District.

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

Mr. Ray Shapell, area resident, was present and spoke on the matter.

Commissioner Pinkston moved to approve Resolution R-95-9-128 - Resolution of the Commission of Knox County, Tennessee approving the request of Gay L. Jenkins for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-3 du/ac. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl arrived later in the meeting. Commissioners Medley and Cooper were absent from the meeting. The motion carried 16-0-0-3. Property located northwest side Norton Road, northeast of Chapman Highway, 9th Commission District.

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4. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Robert C. McCallie for rezoning from OB Office, Medical & Related Services & TO Technology Overlay Zone to CB Business & Manufacturing & TO Technology Overlay Zone was before the Board of Commissioners. Property located south side Dutchtown Road, east side Simmons Road, 6th Commission District.

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

Commissioner Cawood moved to approve Resolution R-95-9-129 - Resolution of the Commission of Knox County, Tennessee approving the request of Robert C. McCallie for rezoning from OB Office, Medical & Related Services & TO Technology Overlay Zone to CB Business & Manufacturing & TO Technology Overlay Zone as per MPC's recommendation.

Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl arrived later in the meeting. Commissioners Medley and Cooper were absent from the meeting. The motion carried 16-0-0-3. Property located south side Dutchtown Road, east side Simmons Road, 6th Commission District.

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5. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Blanchard & Calhoun Commercial Corporation for rezoning from A Agricultural Zone to PC Planned Commercial Zone was before the Board of Commissioners. Property located northeast side Middlebrook Pike, southeast of Frederick Drive, 5th Commission District.

Mr. Courtney Pearre, Attorney representing Blanchard & Calhoun Commercial Corporation, was present and spoke on behalf of the request.

Commissioner Leuthold moved to approve Resolution R-95-9-130 - Resolution of the Commission of Knox County, Tennessee approving the request of Blanchard & Calhoun Commercial Corporation for rezoning from A Agricultural Zone to PC Planned Commercial Zone as per MPC's recommendation. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale recused himself from the vote. Commissioner Dirl arrived later in the meeting. Commissioners Medley and Cooper were absent from the meeting. The motion

carried 15-0-1-3. Property located northeast side Middlebrook Pike, southeast of Frederick Drive, 5th Commission District.

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6. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Catherine E. Fox for rezoning from A Agricultural Zone to PR Planned Residential at 1-3 du/ac was before the Board of Commissioners. Property located southwest side Collier Road, southeast of Copeland Road, 6th Commission District.

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

Commissioner Teague moved to approve Resolution R-95-9-131 - Resolution of the Commission of Knox County, Tennessee approving the request of Catherine E. Fox for rezoning from A Agricultural Zone to PR Planned Residential at 1-3 du/ac as per MPC's recommendation. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl arrived later in the meeting. Commissioners Medley and Cooper were absent from the meeting. The motion carried 16-0-0-3. Property located southwest side Collier Road, southeast of Copeland Road, 6th Commission District.

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7. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Mrs. A.S. Hascall for rezoning from BP Business and Technology Park Zone to A Agricultural Zone was before the Board of Commissioners. Property located south side Dutchtown Road, east of Mabry Hood Road, 5th Commission District.

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

Mr. David Yarnell, Northwood Drive resident and Trustee at Grace Covenant Church, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-95-9-132 - Resolution of the Commission of Knox County, Tennessee approving the request of Mrs. A.S. Hascall for rezoning from BP Business and Technology Park Zone to A Agricultural Zone as per MPC's recommendation. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Cooper were absent from the meeting. The motion carried 17-0-0-2. Property located south side Dutchtown Road, east of Mabry Hood Road, 5th Commission District.

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8. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Development Options, Inc. for rezoning from A Agricultural Zone to SC Shopping Center & RA Low Density Residential Zone was before the Board of Commissioners. Property located south side Kingston Pike, southwest of Crowfield Road, 5th Commission District.

Mr. Arthur Seymour, Attorney representing Development Options, Inc., was present and requested this item to be heard at the end of the agenda.

Without objection, Commissioner Griess deferred this item to the end of the agenda.

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9. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Lyle Lee for rezoning from A Agricultural Zone to PR Planned Residential at 1-3 du/ac was before the Board of Commissioners. Property located at northwest side Gray Road, 8th Commission District.

Commissioner McMillan moved to approve Resolution R-95-9-134 - Resolution of the Commission of Knox County, Tennessee approving the request of Lyle Lee for rezoning from A Agricultural Zone to RA Low Density Residential at 1-3 du/ac as per MPC's recommendation. Commissioner Mills seconded the motion

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and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Cooper were absent from the meeting. The motion carried 17-0-0-2. Property located at northwest side Gray Road, 8th Commission District.

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IN RE: REZONING APPEALS:

1. Consideration of the appeal of Jim English for rezoning from A Agricultural Zone to CA Commercial Zone was before the Board of Commissioners.

This item was deferred for 30 days. (See Amendments to the Agenda, Page _____) 159

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2. Consideration of the appeal of Eakin, Smith, Barnett & Weiskopf for rezoning from A Agricultural Zone to PC Planned Commercial Zone was before the Board of Commissioners. Property located northwest side Northshore Drive, east side S. Pellissippi Parkway, 5th Commission District.

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

Mr. Courtney Pearre, Attorney representing Eakin, Smith, Barnett & Weiskopf, was present and spoke on behalf of the appeal.

Ms. Julie Slauderbaum, area resident, was present and spoke in opposition to the appeal.

Commissioner Horner moved to uphold the appeal of Eakin, Smith, Barnett & Weiskopf for rezoning from A Agricultural Zone to PC Planned Commercial Zone. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Davis, Griess, Cawood, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, DeSelm, Ragsdale and Leuthold voted no. Commissioner Teague abstained from voting. Commissioners Medley and Cooper were

absent from the meeting. The motion carried 12-4-1-2. Property located northwest side Northshore Drive, east side S. Pellissippi Parkway, 5th 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 THE KNOX COUNTY ZONING ORDINANCE (O-90-9-130) TO REGULATE TELECOMMUNICATION TOWERS - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance (O-90-9-130) to regulate telecommunication towers was before the Board of Commissioners on first reading.

Mr. Arthur Seymour, Attorney, Mr. Norman Whitaker, Executive Director of Metropolitan Planning Commission, Mr. John Bynom, concerned citizen, and Mr. Mike Moyers, Knox County Senior Deputy Law Director, were present and spoke on the matter.

Commissioner Ragsdale moved to approve the Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance (O-90-9-130) to regulate telecommunication towers on first reading. Commissioner Leuthold seconded the motion.

Commissioner Moody moved as a substitute motion to approve the Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance (O-90-9-130) to regulate telecommunication towers on first reading and that the Law Department give additional procedures at the October 3, 1995 recess session and that a workshop be held prior to the October regular session. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Teague abstained from voting. Commissioners Medley and Cooper were absent from the meeting. The motion carried 16-0-1-2.

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IN RE: SUBDIVISION APPEALS/ONE LOT VARIANCES:

1. Consideration of the appeal of Dr. John Montgomery, Jr. on MPC decision to require stub road connection to adjoining properties was before the Board of Commissioners. Property located northeast side Choto Road, northwest side S. Northshore Drive, 5th Commission District.

Mr. Arthur Seymour, Attorney representing Dr. John Montgomery, was present and spoke on behalf of the appeal.

Mr. Gary Norvell, Batson & Himes Engineering, was present and spoke on the matter.

Commissioner Ragsdale moved to uphold the appeal of Dr. John Montgomery, Jr. on MPC decision to require stub road connection to adjoining properties. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Cooper were absent from the meeting. The motion carried 17-0-0-2. Property located northeast side Choto Road, northwest side S. Northshore Drive, 5th Commission District.

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IN RE: REZONING REQUEST - (CONTINUED):

IN RE: REZONING REQUEST OF DEVELOPMENT OPTIONS, INC. FOR REZONING FROM A AGRICULTURAL ZONE TO SC SHOPPING CENTER & RA LOW DENSITY RESIDENTIAL ZONE; PROPERTY LOCATED SOUTH SIDE KINGSTON PIKE, SOUTHWEST OF CROWFIELD ROAD, 5TH COMMISSION DISTRICT - (CONTINUED):

Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Development Options, Inc. for rezoning from A Agricultural Zone to SC Shopping Center & RA Low Density Residential Zone was before the Board of Commissioners. Property located south side Kingston Pike, southwest of Crowfield Road, 5th Commission District.

Mr. Kyle Testerman, was present and spoke on the matter.

Commissioner Ragsdale moved to defer for 30 days Resolution R-95-9-133 - Resolution of the Commission of Knox County, Tennessee approving the request of Development Options, Inc. for rezoning from A Agricultural Zone to SC Shopping Center & RA Low Density Residential Zone. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Cooper were absent from the meeting. The motion carried 17-0-0-2.

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IN RE: PLAN AND PLAN AMENDMENTS:

Consideration of the proposed Plan Amendments to the southwest Knox County Sector Plan was before the Board of Commissioners.

Commissioner Ragsdale moved to defer for 30 days the proposed Plan Amendments to the southwest Knox County Sector Plan. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Cooper were absent from the meeting. The motion carried 17-0-0-2.

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IN RE: ROLL CALL BY DISTRICTS:

Commissioner Griess dispensed with roll call by districts.

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The meeting was recessed until Tuesday, October 3, 1995 at 4:00 p.m.

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KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in recess session on Tuesday, October 3, 1995 at 4:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston. Commissioner Cooper was absent from the meeting. Also present were Mr. Richard Beeler, Knox County Law Director, Mr. Thomas Schumpert, Knox County Executive, Ms. Kathy Hamilton, Knox County Finance Director, Mr. Mike Moyers, Knox County Senior Deputy Law Director, and members of the news media.

Commissioner Griess, Chairman, presided.

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

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IN RE: ROLL CALL:

Ms. Angie Nesbitt, Minute Clerk to the Knox County Clerk, called the roll.

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

8. Commissioner Leuthold moved to amend the agenda to add the following resolution for discussion only and that it be heard first on the agenda: Resolution R-95-9-141 - Resolution of the Commission of Knox County, Tennessee, adopting the revised Knox County School Capital Improvement Plan and revising the Knox County General Capital Improvement Plan. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cooper was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: DISCUSSION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ADOPTING THE REVISED KNOX COUNTY

SCHOOL CAPITAL IMPROVEMENT PLAN AND REVISING THE KNOX COUNTY GENERAL CAPITAL IMPROVEMENT PLAN - R-95-9-141:

Discussion of a resolution of the Commission of Knox County, Tennessee, adopting the revised Knox County School Capital Improvement Plan and revising the Knox County General Capital Improvement Plan was before the Board of Commissioners.

Mr. Allen Morgan, Superintendent of Knox County Schools, Mr. Thomas Schumpert, Knox County Executive, and Ms. Kathy Hamilton, Knox County Finance Director, were present and spoke on the matter.

Commissioner Bratton moved to table this item until a vote has been taken on Resolution R-95-9-111 - Resolution of the Commission of Knox County, Tennessee, authorizing the condemnation of property on George Williams Road for a new West Middle School in the event negotiations to purchase the property fail. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Moody voted no. Cooper was absent from the meeting. The motion carried 17-1-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE CONDEMNATION OF PROPERTY ON GEORGE WILLIAMS ROAD FOR A NEW WEST MIDDLE SCHOOL IN THE EVENT NEGOTIATIONS TO PURCHASE THE PROPERTY FAIL - R-95-9-111:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing the condemnation of property on George Williams Road for a new West Middle School in the event negotiations to purchase the property fail was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Resolution R-95-9-111 - Resolution of the Commission of Knox County, Tennessee, authorizing the condemnation of property on George

Williams Road for a new West Middle School in the event negotiations to purchase the property fail. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Mills, Bratton and Pinkston voted aye. Commissioners Cawood, Teague and McMillan voted no. Commissioner Horner abstained from voting. Commissioner Cooper was absent from the meeting. The motion carried 14-3-1-1.

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

9. Commissioner Horner moved to amend the agenda to hear Item #2 - Discussion on telecommunication towers and antennas at this time. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell was absent from the vote. Commissioner Cooper was absent from the meeting. The motion carried 17-0-0-2.

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IN RE: DISCUSSION ON TELECOMMUNICATION TOWERS AND ANTENNAS:

Discussion on telecommunication towers and antennas was before the Board of Commissioners.

Mr. Courtney Pearre, Attorney, Mr. John Bynom, concerned citizen, Mr. Arthur Seymour, Attorney, Mr. Mike Moyers, Knox County Senior Deputy Law Director, and Mr. Thomas Schumpert, Knox County Executive, were present and spoke on the matter.

Without objection, Commissioner Griess amended the agenda to add the following item to be heard at this time: Resolution R-95-9-142 - Resolution of the Commission of Knox County, Tennessee, imposing a temporary moratorium on the issuance of permits for construction of cellular telephone towers pending final enactment of the Knox County Ordinance regulating placement of those towers.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, IMPOSING A TEMPORARY MORATORIUM ON THE ISSUANCE OF PERMITS FOR CONSTRUCTION OF CELLULAR TELEPHONE TOWERS PENDING FINAL ENACTMENT OF THE KNOX COUNTY ORDINANCE REGULATING PLACEMENT OF THOSE TOWERS R-95-9-142:

Consideration of a resolution of the Commission of Knox County, Tennessee, imposing a temporary moratorium on the issuance of permits for construction of cellular telephone towers pending final enactment of the Knox County Ordinance regulating placement of those towers was before the Board of Commissioners.

Comissioner Leuthold moved to approve Resolution R-95-9-142 - Resolution of the Commission of Knox County, Tennessee, imposing a temporary moratorium on the issuance of permits for construction of cellular telephone towers pending final enactment of the Knox County Ordinance regulating placement of those towers with the amendment that all areas of the resolution indicate that the moratorium is effective until the effective date of the ordinance. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cooper was absent from the meeting. The motion carried 18-0-0-1.

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At this time, Commissioner Horner moved to remove from the table the discussion of Resolution R-95-9-141 - Resolution of the Commission of Knox County, Tennessee, adopting the revised Knox County School Capital Improvement Plan and revising the Knox County General Capital Improvement Plan. The motion was seconded and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cooper was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: DISCUSSION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ADOPTING THE REVISED KNOX COUNTY SCHOOL CAPITAL IMPROVEMENT PLAN AND REVISING THE KNOX COUNTY GENERAL CAPITAL IMPROVEMENT PLAN - R-95-9-141: (CONTINUED):

Discussion of a resolution of the Commission of Knox County, Tennessee, adopting the revised Knox County School Capital Improvement Plan and revising the Knox County General Capital Improvement Plan was before the Board of Commissioners.

Mr. Allen Morgan, Superintendent of Knox County Schools, Mr. Thomas Schumpert, Knox County Executive, and Ms. Kathy Hamilton, Knox County Finance Director, Mr. Bill Murra, concerned citizen, Mr. Dustin Fergulow, Knox County School student, and Mr. Travis Murra, Knox County School student, were present and spoke on the matter.

No action was taken.

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IN RE: ADJOURNMENT:

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

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KNOX COUNTY BOARD OF COMMISSIONERS



JOHN GRIESS, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, October 23, 1995 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioner Leuthold was absent from the meeting. Also present were Mr. Thomas Schumpert, Knox County Executive, Mr. Richard Beeler, Knox County Law Director, Mr. Mike Moyers, Knox County Chief Deputy Law Director, Mr. Mike Padgett, Knox County Clerk and news media.

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Commissioner Leo 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. Thomas Schumpert, Knox County Executive, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Leo Cooper led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

Without objection, Commissioner Griess amended the agenda as follows:

1. Withdraw R-95-10-107 - Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating the amount of \$_____ and approving a change order with _____

for additional architectural and engineering fees, testing and environmental cost for Austin-East High School.

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2. Withdraw R-95-10-109 - Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating the amount of \$_____ and approving a change order with _____ for additional architectural and engineering fees, testing and environmental cost for Whittle Springs Middle School.

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3. Withdraw R-95-10-113 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving year end budget amendments for various school funds for the close out of fiscal year ending June 30, 1995.

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4. Defer to the November Board of Commissioners meeting R-95-10-115 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a lease of the old Flenniken School property.

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5. Withdraw R-95-10-106 - Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating the amount of \$_____ and approving a change order with _____ for additional architectural and engineering fees, testing and environmental costs for Vine Middle School.

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6. Defer to the November Board of Commissioners meeting R-95-10-119 - Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating funds and approving a contract for a program consultant for the Intake/Release Center.

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7. Defer to the November Board of Commissioners R-95-10-117 - Resolution of the Commission of Knox County, Tennessee approving a contract with Superior Drainage Company for the installation of a pond liner at Three Ridges Golf Course and appropriating an amount of up to \$78,000.00 as a matching grant for said project.

Without objection, Commissioner Griess added back to the agenda R-95-10-117 - Resolution of the Commission of Knox County, Tennessee approving a contract with Superior Drainage Company for the installation of a pond liner at Three Ridges Golf Course and appropriating an amount of up to \$78,000.00 as a matching grant for said project.

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8. Add Subdivision Appeal of Worley Enterprises Subdivision on MPC denial on final plat.

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9. Withdraw R-95-10-101 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of one member to the Knox County Historical Zoning Commission.

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10. Add R-95-10-132 - Resolution of the Commission of Knox County, Tennessee honoring Henrietta Grant.

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11. Add R-95-10-133 - Resolution of the Commission of Knox County, Tennessee honoring the University of Tennessee Football Team for its victory over the University of Alabama.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING THE UNIVERSITY OF TENNESSEE FOOTBALL TEAM FOR ITS VICTORY OVER THE UNIVERSITY OF ALABAMA: R-95-10-133:

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring the University of Tennessee Football Team for its victory over the University of Alabama was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-95-10-133 - Resolution of the Commission of Knox County, Tennessee honoring the University of Tennessee Football Team for its victory over the University of Alabama. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl,

Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: DELEGATIONS TO BE HEARD:

1. Mr. T.J. Jones and other children representing Ritta Elementary School were present and thanked the Commission for the renovations to Ritta School.

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2. Mr. Fred Bowman, representing the Ritta and Gibbs Communities was present and spoke on the noise from the new shooting range located on Malonyville Road.

Mr. Harry Brooks, Knox County Sheriff's Department, was present and spoke on the matter.

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IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Griess heard next on the agenda R-95-10-132 - Resolution honoring Henrietta Grant.

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IN RE : CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING HENRIETTA GRANT: R-95-10-132:

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Henrietta Grant was before the Board of Commissioners.

Commissioners Jordan, Dirl and Rogero moved to approve R-95-10-132 - Resolution of the Commission of Knox County, Tennessee honoring Henrietta Grant. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: DELEGATIONS TO BE HEARD CONTINUED:

3. Mr. Charles Mathis was present and spoke on Austin-East School.

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4. Ms. Julia Blakely, was present and spoke on Sequoyah School.

5. Mr. David Black, concerned citizen was present and spoke on the noise from the new shooting range located on Malonyville Road.

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6. Mr. Bill Murra, was present and spoke on the School Funding Plan.

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7. Mr. Jerry Saia, was present and spoke on Telecommunication Towers.

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8. Mr. Poor Boy Brown, was present and spoke on School Funding Plan.

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9. Mr. Jim Golden, was present and spoke on crime in Knox County.

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IN RE: CONSIDERATION OF APPROVAL OF MINUTES OF THE PREVIOUS MEETING ON SEPTEMBER 11, 1995 (SPECIAL SESSION) AND SEPTEMBER 25, 1995 (REGULAR SESSION) AND OCTOBER 3, 1995 (RECESSED SESSION)

Consideration of approval of minutes of the previous meeting on September 11, 1995 (Special Session) and September 25, 1995 (Regular Session) and October 3, 1995 (Recessed Session) was before the Board of Commissioners.

Commissioner Cawood moved to approve the minutes of the previous meeting on September 11, 1995 (Special Session) and September 25, 1995 (Regular Session) and October 3, 1995 (Recessed Session). Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell,

Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold was absent from the meeting. 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 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: REPORTS OF OFFICIALS:

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

Commissioner Moody moved to receive and refer to committee the Reports of Officials. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold was absent from the meeting. The motion carried 18-0-0-1.

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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 County Solid Waste Authority

Commissioner Mills moved to receive and refer to committee the Reports of County Agencies. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan,

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

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IN RE: DRIVES AND ROAD:

A. To be accepted as completed:

1. Hawthorne Way, Hemingway Grove Subdivision, Unit 1, 4590 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; Testerman Construction property owner (District 5)

Mr. Hollis McPhetridge, Engineering and Public Works, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Mills moved to accept as completed Hawthorne Way, Hemingway Grove Subdivision, Unit 1, 4590 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold was absent from the meeting. The motion carried 18-0-0-1.

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2. Godwin Way, Hemingway Grove Subdivision, Unit 1, 220 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; Testerman Construction property owner (District 5)

Mr. Hollis McPhetridge, Engineering and Public Works, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Mills moved to accept as completed Godwin Way, Hemingway Grove Subdivision, Unit 1, 220 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood,

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

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3. Kilmer Lane, Hemingway Grove Subdivision, Unit 1, 780 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; Testerman Construction property owner (District 5)

Mr. Hollis McPhetridge, Engineering and Public Works, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Mills moved to accept as completed Kilmer Lane, Hemingway Grove Subdivision, Unit 1, 780 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold was absent from the meeting. The motion carried 18-0-0-1.

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4. Haywood Place, Hemingway Grove Subdivision, Unit 1, 220 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; Testerman Construction property owner (District 5)

Mr. Hollis McPhetridge, Engineering and Public Works, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Mills moved to accept as completed Haywood Place, Hemingway Grove Subdivision, Unit 1, 220 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold was absent from the meeting. The motion carried 18-0-0-1.

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5. Whittington Creek Blvd., Hemingway Grove Subdivision, Unit 1, 2400 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; Testerman Construction property owner (District 5)

Mr. Hollis McPhetridge, Engineering and Public Works, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Mills moved to accept as completed Whittington Creek Blvd., Hemingway Grove Subdivision, Unit 1, 2400 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold was absent from the meeting. The motion carried 18-0-0-1.

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6. Braith Waite Point, Hemingway Grove 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; Testerman Construction property owner (District 5)

Mr. Hollis McPhetridge, Engineering and Public Works, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Mills moved to accept as completed Braith Waite Point, Hemingway Grove 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 Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold was absent from the meeting. The motion carried 18-0-0-1.

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7. Dickinson Row, Hemingway Grove 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; Testerman Construction property owner (District 5)

Mr. Hollis McPhetridge, Engineering and Public Works, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Mills moved to accept as completed Dickinson Row, Hemingway Grove 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 Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold was absent from the meeting. The motion carried 18-0-0-1.

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8. Alcot Manor, Hemingway Grove Subdivision, Unit 1, 200 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; Testerman Construction property owner (District 5)

Mr. Hollis McPhetridge, Engineering and Public Works, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Mills moved to accept as completed Alcot Manor, Hemingway Grove Subdivision, Unit 1, 200 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold was absent from the meeting. The motion carried 18-0-0-1.

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9. Criswell Hill Lane, Hemingway Grove Subdivision, Unit 1, 700 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; Testerman Construction property owner (District 5)

Mr. Hollis McPhetridge, Engineering and Public Works, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Mills moved to accept as completed Criswell Hill Lane, Hemingway Grove Subdivision, Unit 1, 700 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold was absent from the meeting. The motion carried 18-0-0-1.

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10. Kipling Park, Hemingway Grove Subdivision, Unit 1, 100 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; Testerman Construction property owner (District 5)

Mr. Hollis McPhetridge, Engineering and Public Works, was present and stated that the road had been inspected and was found to meet all County requirements.

Commissioner Mills moved to accept as completed Kipling Park, Hemingway Grove Subdivision, Unit 1, 100 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold was absent from the meeting. The motion carried 18-0-0-1.

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B. To be closed:

1. Consideration of a request to close Old Amherst Road off Piney Grove Church Road was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to defer request to close Old Amherst Road off Piney Grove Church Road on first reading. Commissioner Mills seconded the motion and upon roll call vote

Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold was absent from the meeting. The motion carried 18-0-0-1.

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2. Consideration of a request to close old Couch Mill Road off Beaver Creek Road was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to approve request to close old Couch Mill Road off Beaver Creek Road on first reading.

Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold 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, APPROVING THE SALE OF A BUILDING TRADES HOUSE LOCATED AT 7230 NICHOLS ROAD TO JODY AND TERESA HOUSEHOLDER: R-95-10-102:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the sale of a building trades house located at 7230 Nichols Road to Jody and Teresa Householder was before the Board of Commissioners.

Commissioner DeSelm moved to approve R-95-10-102 - Resolution of the Commission of Knox County, Tennessee, approving the sale of a building trades house located at 7230 Nichols Road to Jody and Teresa Householder. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold 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 ADOPTING THE REVISED KNOX COUNTY
SCHOOL CAPITAL IMPROVEMENT PLAN: R-95-10-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee adopting the revised Knox County School Capital Improvement Plan was before the Board of Commissioners.

Without objection, Commissioner Griess withdrew from the agenda R-95-10-103 - Resolution of the Commission of Knox County, Tennessee adopting the revised Knox County School Capital Improvement Plan.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE, REVISING THE KNOX COUNTY
GENERAL CAPITAL IMPROVEMENT PLAN: R-95-10-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee, revising the Knox County General Capital Improvement Plan was before the Board of Commissioners.

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

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

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

Commissioner Moody moved to approve R-95-10-104 - Resolution of the Commission of Knox County, Tennessee, revising the Knox County General Capital Improvement Plan. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Griess, Cooper, Mills, Bratton and Pinkston voted aye. Commissioners Cawood, Teague and McMillan voted no. Commissioner Ragsdale recused himself from the vote. Commissioner Horner abstained from the vote. Commissioner Leuthold was absent from the meeting. The motion carried 13-3-2-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE GENERAL PURPOSE SCHOOL FUND BUDGET AND APPROPRIATING \$5,000,000.00 FOR VARIOUS CAPITAL IMPROVEMENTS: R-95-10-105:

Consideration of a Resolution of the Commission of Knox County, Tennessee amending the General Purpose School Fund Budget and appropriating \$5,000,000.00 for various Capital Improvements was before the Board of Commissioners.

Commissioner DeSelm moved to approve R-95-10-105 - Resolution of the Commission of Knox County, Tennessee amending the General Purpose School Fund Budget and appropriating \$5,000,000.00 for various Capital Improvements. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Teague voted no. Commissioner Horner abstained from the vote. Commissioner Leuthold was absent from the meeting. The motion carried 16-1-1-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT AMENDMENT WITH BARBER & MCMURRY, INC. FOR ADDITIONAL ARCHITECTURAL SERVICES FOR THE FULTON HIGH SCHOOL PROJECT: R-95-10-108:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract amendment with Barber & McMurry, Inc. for additional architectural services for the Fulton High School Project was before the Board of Commissioners.

Commissioner DeSelm moved to approve R-95-10-108 - Resolution of the Commission of Knox County, Tennessee, approving a contract amendment with Barber & McMurry, Inc. for additional architectural services for the Fulton High School Project. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley,

DeSelm, Davis, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale recused himself from the vote. Commissioner Leuthold was absent from the meeting. The motion carried 17-0-1-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING THE AMOUNT OF \$125,000.00 FOR ARCHITECTURAL FEES FOR PHASE TWO OF THE SEQUOYAH ELEMENTARY SCHOOL PROJECT: R-95-10-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating the amount of \$125,000.00 for architectural fees for phase two of the Sequoyah Elementary School Project was before the Board of Commissioners.

Commissioner Moody moved to approve R-95-10-110 - Resolution of the Commission of Knox County, Tennessee appropriating the amount of \$125,000.00 for architectural fees for phase two of the Sequoyah Elementary School Project. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Davis was absent from the vote. Commissioner Leuthold 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 THE AMOUNT OF \$165,000.00 FOR ADDITIONAL BUILDING IMPROVEMENTS AND ARCHITECTURAL FEES FOR POWELL MIDDLE SCHOOL: R-95-10-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating the amount of \$165,000.00 for additional building improvements and architectural fees for Powell Middle School was before the Board of Commissioners.

Commissioner Moody moved to approve R-95-10-111 - Resolution of the Commission of Knox County, Tennessee,

appropriating the amount of \$165,000.00 for additional building improvements and architectural fees for Powell Middle School. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Davis was absent from the vote. Commissioner Leuthold 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 THE AMOUNT OF \$160,000.00 FOR ADDITIONAL BUILDING IMPROVEMENTS AND ARCHITECTURAL FEES FOR KARNS MIDDLE SCHOOL: R-95-10-112:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating the amount of \$160,000.00 for additional building improvements and architectural fees for Karns Middle School was before the Board of Commissioners.

Commissioner Cawood moved to approve R-95-10-112 - Resolution of the Commission of Knox County, Tennessee, appropriating the amount of \$160,000.00 for additional building improvements and architectural fees for Karns Middle School. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold 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, AMENNDING THE SCHOOLS GENERAL PURPOSE BUDGET AND REAPPROPRIATING THE AMOUNT OF \$1,637,331.53 FOR DESIGNATED PROJECTS: R-95-10-114:

Consideration of a Resolution of the Commission of Knox County, Tennessee amending the Schools General Purpose

Budget and reappropriating the amount of \$1,637,331.53 for designated projects was before the Board of Commissioners.

Commissioner DeSelm moved to approve R-95-10-114 - Resolution of the Commission of Knox County, Tennessee amending the Schools General Purpose Budget and reappropriating the amount of \$1,637,331.53 for designated projects. Commissioner Moody seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold 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, APPROVING AN AGREEMENT WITH THE STATE DEPARTMENT OF TRANSPORTATION TO PROVIDE FUNDS FROM THE HAZARD ELIMINATION PROGRAM FOR INSTALLATION OF A TRAFFIC SIGNAL AT THE INTERSECTION OF EMORY ROAD WITH CENTRAL AVENUE PIKE AND HEISKELL AVENUE: R-95-10-116:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an agreement with the State Department of Transportation to provide funds from the Hazard Elimination Program for installation of a traffic signal at the intersection of Emory Road with Central Avenue Pike and Heiskell Avenue was before the Board of Commissioners.

Commissioner Teague moved to approve R-95-10-116 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with the State Department of Transportation to provide funds from the Hazard Elimination Program for installation of a traffic signal at the intersection of Emory Road with Central Avenue Pike and Heiskell Avenue. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold 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, APPROVING A CONTRACT WITH SUPERIOR DRAINAGE COMPANY FOR THE INSTALLATION OF A POND LINER AT THREE RIDGES GOLF COURSE AND APPROPRIATING AN AMOUNT OF UP TO \$78,000.00 AS A MATCHING GRANT FOR SAID PROJECT: R-95-10-117:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Superior Drainage Company for the installation of a pond liner at Three Ridges Golf Course and appropriating an amount of up to \$78,000.00 as a matching grant for said project was before the Board of Commissioners.

Commissioner Teague moved to approve R-95-10-117 - Resolution of the Commission of Knox County, Tennessee approving a contract with Superior Drainage Company for the installation of a pond liner at Three Ridges Golf Course and appropriating an amount of up to \$78,000.00 as a matching grant for said project. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold 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, APPROVING A CHANGE ORDER IN THE AMOUNT OF \$57,952.79 WITH SAFFLES CONSTRUCTION CORPORATION FOR THE MOUNT OLIVE SANITARY SEWER IMPROVEMENT PROJECT: R-95-10-118:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a change order in the amount of \$57,952.79 with Saffles Construction Corporation for the Mount Olive Sanitary Sewer Improvement Project was before the Board of Commissioners.

Mr. Russ Newman, Development Corporation, was present and spoke on the matter.

Commissioner Pinkston moved to approve R-95-10-118 - Resolution of the Commission of Knox County, Tennessee, approving a change order in the amount of \$57,952.79 with Saffles Construction Corporation for the Mount Olive Sanitary Sewer Improvement Project.

Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold 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, AMENDING THE HOTEL-MOTEL TAX TRUST FUND BUDGET AND APPROPRIATING \$10,000.00 AS A GRANT TO THE TENNESSEE RACKING HORSE ASSOCIATION:
R-95-10-120:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the Hotel-Motel Tax Trust Fund Budget and appropriating \$10,000.00 as a grant to the Tennessee Racking Horse Association was before the Board of Commissioners.

Mr. Dewey Foust, President, Tennessee Racking Horse Association, was present and spoke on the matter.

Commissioner Mills moved to approve R-95-10-120 - Resolution of the Commission of Knox County, Tennessee, amending the Hotel-Motel Tax Trust Fund Budget and appropriating \$10,000.00 as a grant to the Tennessee Racking Horse Association. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold 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, APPROVING YEAR END BUDGET AMENDMENTS FOR VARIOUS FUNDS FOR THE CLOSE-OUT OF FISCAL YEAR ENDED JUNE 30, 1995: R-95-10-121:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving year end budget amendments for various funds for the close-out of fiscal year ended June 30, 1995 was before the Board of Commissioners.

Commissioner Moody moved to approve R-95-10-121 - Resolution of the Commission of Knox County, Tennessee, approving year end budget amendments for various funds for the close-out of fiscal year ended June 30, 1995. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold 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, APPROVING THE RE-APPROPRIATION OF FUNDS DESIGNATED FOR CARRYOVER ON JUNE 30, 1995: R-95-10-122:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the re-appropriation of funds designated for carryover on June 30, 1995 was before the Board of Commissioners.

Commissioner Moody moved to approve R-95-10-122 - Resolution of the Commission of Knox County, Tennessee, approving the re-appropriation of funds designated for carryover on June 30, 1995. Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING ORDINANCE (O-90-9-130) REGARDING THE STORAGE OF INOPERABLE MOTOR VEHICLES: O-95-10-101:FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance (O-90-9-130) regarding the storage of inoperable motor vehicles was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to approve O-95-10-101 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance (O-90-9-130) regarding the storage of inoperable motor vehicles on first reading. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: ORDINANCES ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING ORDINANCE O-94-9-101 (STANDARD BUILDING CODE AND LIFE SAFETY CODE):O-95-9-101:(SECOND READING:)

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending O-94-9-101 (Standard Building Code and Life Safety Code) was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve O-95-9-101 - Ordinance of the Commission of Knox County, Tennessee, amending O-94-9-101 (Standard Building Code and Life Safety Code). Commissioner Horner seconded the motion and upon upon roll call

vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold 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, TENNESSEE AMENDING THE KNOX COUNTY ZONING ORDINANCE TO PROVIDE FOR TELECOMMUNICATIONS TOWERS AND ANTENNAS:0-95-9-102:

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Zoning Ordinance to provide for telecommunications towers and antennas was before the Board of Commissioners on second reading.

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

Mr. John Bynon, citizen, was present and spoke on the matter.

Mr. Mike Moyers, Knox County Chief 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 Ragsdale moved to approve 0-95-9-102 - Ordinance of the Commission of Knox County, Tennessee amending the Knox County Zoning Ordinance to provide for telecommunications towers and antennas with the following amendment: In Section 3.20.3.B.4.a: read as follows "shall be set back from that property by a minimum distance of 25 feet, plus an additional one foot for each three feet by which the tower exceeds the maximum height for a residential building in the abutting residential zoning district". By substituting 35 feet for the phrase "the maximum height for a residential building in the abutting residential zoning district."

Commissioner Davis seconded the motion and upon upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley,

DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold was absent from the meeting. The motion carried 18-0-0-1.

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TAX REFUNDS:

A. County Clerk:

Mr. Mike Padgett, Knox County Clerk, reported no tax refunds for the County Clerk.

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B. Trustee:

Mr. Mike Padgett, Knox County Clerk, 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.

Mr. Mike Padgett, Knox County Clerk, reported 139 Notary Public Applications.

Commissioner Cawood moved to approve 139 Notary Public Applications. Commissioner Horner seconded the motion and upon upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: ROLL CALL 6:00 P.M. REZONING SESSION:

Ms. Kim Bowen, Knox County Minutes Clerk to Knox County Clerk Mike Padgett, called the roll. Those Commissioners present were Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston. Commissioner Leuthold was absent from the meeting. Commisisoner Cooper was absent from the evening session.

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IN RE: REZONING APPEALS: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Griess moved to hear Appeal of Jim English next on the agenda.

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IN RE: REZONING APPEALS:

Appeal of Jim English for rezoning from A Agricultural Zone to CA Commercial Zone was before the Board of Commissioners. Property located south side Governor John Sevier Highway, southwest of Chapman Highway, (9th Commission District).

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

Mr. Richard Krieg, representing Mr. Jim English, was present and spoke on the matter.

Commissioner Bratton moved to approve Appeal of Jim English for rezoning from A Agricultural Zone to CA Commercial Zone. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, Davis, Ragsdale, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston. Commissioner DeSelm voted no. Commissioner Leuthold was absent from the meeting. Commissioner Cooper was absent from the evening session. The motion carried 16-1-0-2.

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IN RE: REZONING REQUESTS:

1. Request of Development Options, Inc. for rezoning from A Agricultural Zone to SC Shopping Center & RA Low Density Residential Zone R-95-10-123 was before the Board of Commissioners. Property located south side Kingston Pike, southwest of Crowfield Road; 6th Commission District.

Mr. Arthur Seymour, Attorney, was present and spoke on the matter.

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

Commissioner Ragsdale moved to approve R-95-10-123 -

Request of Development Options, Inc. for rezoning from A Agricultural Zone to SC Shopping Center & RA Low Density Residential Zone. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, Davis, Ragsdale, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston, and DeSelm voted aye. Commissioner Leuthold was absent from the meeting. Commissioner Cooper was absent from the evening session. The motion carried 17-0-0-2.

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IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Griess amended the agenda to hear next Plan and Plan Amendments.

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IN RE: PLAN AND PLAN AMENDMENTS:

Proposed Plan Amendments to the Southwest Knox County Sector Plan was before the Board of Commissioners.

Commissioner Ragsdale moved acceptance of the Proposed Plan Amendment to the Southwest Knox County Sector Plan as amended by

incorporating therein Arthur G. Seymour's, Jr. letter of October 13, 1995 (letter to be attached in final minutes) to Kyle C. Testerman along with a letter agreement of the same date executed by Arthur G. Seymour, Jr. on behalf of the applicant and Kyle C. Testerman on behalf of the Ashley West Condominiums Ashley Oaks Homeowner's Association, Inc., Bob and Ellen Emery and Joel Cate and Lisa Cate. These agreements clarify the features of the plan including fencing and landscaping which will serve as an acceptable buffer between the commercial development and the existing residential and agricultural tracts on the boundary thereof. In the event the applicant or its assigns does not close on the property and develop the proposed shopping center then this amendment shall be void and of no effect.

Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley,

Davis, Ragsdale, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton, Pinkston, and DeSelm voted aye. Commissioner Leuthold was absent from the meeting. Commissioner Cooper was absent from the evening session. The motion carried 17-0-0-2.

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REZONING REQUESTS:CONTINUED:

2. Request of Wilma Hillard for rezoning from A Agricultural Zone to CA General Business Zone R-95-10-124 was before the Board of Commissioners. Property located north side Asheville Highway, west of Arms Road; 8th Commission District.

Commissioner Mills moved to approve R-95-10-124 - Request of Wilma Hillard for rezoning from A Agricultural Zone to OB Office Zone as per Metropolitan Planning Commission's Recommendation. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold was absent from the meeting. Commissioner Cooper was absent from the evening session. The motion carried 17-0-0-2.

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3. Request of William Farnham for rezoning from A Agricultural Zone to PR Planned Residential at 1-4 dwelling units per acre R-95-10-125 was before the Board of Commissioners. Property located east side Sharp Road, south of Lula Bell Drive, 6th Commission District.

Commissioner Cawood moved to approve the Request of William Farnham for rezoning from A Agricultural Zone to PR Planned Residential at 1-4 dwelling units per acre 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 Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Medley, Davis, Ragsdale, Griess, Cawood, Teague, Horner,

McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold was absent from the meeting. Commissioner Cooper was absent from the evening session. The motion carried 17-0-0-2.

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4. Request of William B. Gillespie for rezoning from RA Low Density Residential Zone to CA General Business Zone R-95-10-126 was before the Board of Commissioners. Property located northeast side Wright Road, north side Beaver Road; 6th Commission District.

Commissioner Cawood moved to approve R-95-10-126 - Request of William B. Gillespie for rezoning from RA Low Density Residential Zone to CA General Business Zone as per Metropolitan Planning Commission's Recommendation: Approve CA General Business Zone. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Medley, Davis, Ragsdale, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold was absent from the meeting. Commissioner Cooper was absent from the evening session. The motion carried 17-0-0-2.

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5. Request of Gerald McCoy for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-95-10-127 was before the Board of Commissioners.

Commissioner Horner moved to approve R-95-10-127 - Request of Gerald McCoy 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 Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Medley, Davis, Ragsdale, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold was absent from the meeting. Commissioner Cooper was absent from the evening session. The motion carried 17-0-0-2.

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6. Request of Byron R. Cooper for rezoning from RB General Residential Zone to PR Planned Residential at 1-4 dwelling units per acre R-95-10-128 was before the Board of Commissioners. Property located southeast side Tazewell Pike, east of Clearbrook Drive; 7th Commission District.

Commissioner Horner moved to approve R-95-10-128 Request of Byron R. Cooper for rezoning from RB General Residential Zone to PR Planned Residential at 4.5 dwelling units per acre as per Metropolitan Planning Commission's Recommendation: Approve PR Planned Residential at 4.5 dwelling units per acre. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Medley, Davis, Ragsdale, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold was absent from the meeting. Commissioner Cooper was absent from the evening session. The motion carried 17-0-0-2.

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7. Request of Carlton Enterprises, Inc., for rezoning from PC Planned Commercial & To Technology Overlay to PR Planned Residential & To Technology Overlay at 1-10 dwelling units per acre R-95-10-129 was before the Board of Commissioners. Property located southeast side Lovell Road; east of Pellissippi Parkway; 6th Commission District.

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

Commissioner Cawood moved to approve Request of Carlton Enterprises, Inc., for rezoning from PC Planned Commercial & To Technology Overlay to PR Planned Residential & To Technology Overlay at 1-10 dwelling units as per Metropolitan Planning Commission's Recommendation. (pending Technology Corridor Approval). Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Medley, Davis, Ragsdale, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye.

Commissioner Leuthold was absent from the meeting. Commissioner Cooper was absent from the evening session. The motion carried 17-0-0-2.

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8. Request of Kenneth E. Blake for rezoning from A Agricultural Zone to CA General Business Zone R-95-10-130 was before the Board of Commissioners. Property located north side Asheville Highway, northeast of Lecil Road; 8th Commission District.

Mr. Ken Blake, applicant, was present and spoke on behalf of the request.

Commissioner McMillan moved to approve Request of Kenneth E. Blake for rezoning from A Agricultural Zone to OB Office Zone as per Metropolitan Planning Commission's Recommendation. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Medley, Davis, Ragsdale, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold was absent from the meeting. Commissioner Cooper was absent from the evening session. The motion carried 17-0-0-2.

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9. Request of Home Federal of Knoxville for rezoning from A Agricultural Zone to CA General Business Zone R-95-10-131 was before the Board of Commissioners. Property located northeast side E. Emory Road, east side Tazewell Pike; 8th Commission District.

Commissioner Mills moved to approve R-95-10-131 - Request of Home Federal of Knoxville for rezoning from A Agricultural Zone to CA General Business Zone as per Metropolitan Planning Commission's Recommendation: Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Medley, Davis, Ragsdale, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold was absent from the

meeting. Commissioner Cooper was absent from the evening session. The motion carried 17-0-0-2.

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IN RE: REZONING APPEALS:

1. Appeal of Rodney Godwin for rezoning from A BP Business & Technology Park/To Technology Overlay & RA Low Density Residential/To Technology Overlay Zone To CA General Business & To Technology Overlay Zone was before the Board of Commissioners. Property located southeast side Lovell Road, north of Bob Gray Road; 6th Commission District.

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

Mr. Rodney Godwin, applicant, was present and spoke on the matter.

Mr. Tom Amans, was present and spoke in opposition to the request.

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

Commissioner Cawood moved to rezone the Appeal of Rodney Godwin for rezoning from A BP Business & Technology Park/To Technology Overlay & RA Low Density Residential/To Technology Overlay Zone To CA General Business & To Technology Overlay Zone to BP Zone. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Medley, Davis, Ragsdale, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold was absent from the meeting. Commissioner Cooper was absent from the evening session. The motion carried 17-0-0-2.

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IN RE: SUBDIVISION APPEALS/ONE LOT VARIANCES:

Appeal of Eric DePew on MPC Decision to require the joint permanent easement to be paved was before the Board of Commissioners. Property located east side Everett Road, north of Buttermilk Road; 6th Commission District.

Mr. Mike Moyers, Knox County Chief 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.

Mr. Bruce Wuethrich, Engineering and Public Works, was present and spoke on the matter.

Mr. Eric DePew, was present and spoke on the matter.

Commissioner Cawood moved to uphold the Appeal of Eric DePew on MPC Decision to require the joint permanent easement to be paved. Commissioner Horner seconded the motion.

Commissioner DeSelm moved as a substitute motion to deny appeal and uphold MPC's recommendation. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Rogero, Moody, Medley, DeSelm and Bratton voted aye. Commissioners Jordan, Dirl, Tindell, Davis, Ragsdale, Cawood, Teague, Horner, McMillan and Mills voted no. Commissioner Griess recused himself from the vote. Commissioner Cooper was absent from the evening session. Commissioner Leuthold was absent from the meeting. Commissioner Pinkston was absent from the vote. The substitute motion failed 5-10-1-3.

Upon roll call of the original motion to uphold the Appeal of Eric DePew on MPC Decision to require the joint permanent easement to be paved Commissioners Jordan, Dirl, Tindell, Moody, Davis, Ragsdale, Cawood, Teague, Horner, McMillan, Mills, and Pinkston voted aye. Commissioners Rogero, Medley, DeSelm and Commissioner Bratton voted no. Commissioner Griess recused himself from the vote. Commissioner Leuthold was absent from the meeting. Commissioner Cooper was absent from the evening session. The motion carried 12-4-1-2.

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2. Appeal of Windsong Mountain Estate on MPC approval of Concept Plan was before the Board of Commissioners. Property located east side deadend Edmonson Road, north of Babelay Road; 8th Commission District.

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

Mr. Richard Krieg, Attorney, representing applicant, was present and spoke on the matter.

Mr. Norman Whitaker, Executive Director, was present and spoke on the matter.

Commissioner McMillan moved to waive the 60 day limitation and hear the appeal of Windsong Mountain Estate on MPC approval of Concept Plan. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold was absent from the meeting. Commissioner Cooper was absent from the evening session. The motion carried 17-0-0-2.

Ms. Maude Easterday, area resident, was present and spoke on the matter.

Ms. Frieda Johnson, area resident, was present and spoke on the matter.

Mr. Kenneth Romines, area resident, was present and spoke on the matter.

Mr. Bruce Wuethrich, Engineering and Public Works, was present and spoke on the matter.

Mr. Marty LeMarr, area resident, was present and spoke in opposition to the request.

Mr. Bill Vineyard, area resident, was present and spoke in opposition to the request.

Mr. Bill Cannon, Barge, Waggoner, Sumter and Cannon, was present and spoke on the matter.

Commissioner McMillan moved to uphold appeal and deny the Concept Plan. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Medley, Davis, Ragsdale, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Tindell, Moody, DeSelm, and Griess voted no. Commissioner Cooper was absent from the evening session. Commissioner Leuthold was absent from the meeting. The motion carried 13-4-0-2.

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3. Appeal of Worley Enterprises Subdivision on MPC's denial on final plat was before the Board of Commissioners. Property located south side of Rifle Range Road, west of Warlex Road; 7th Commission District.

Mr. Norman Whitaker, Executive Director, was present and spoke on the matter.

Commissioner Horner moved to uphold the Appeal of Worley Enterprises Subdivision on MPC's denial on final plat. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Medley, Davis, Ragsdale, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold was absent from the meeting. Commissioner Cooper was absent from the evening session. The motion carried 17-0-0-2.

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IN RE: ADJOURNMENT:

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



JOHN GRIESS, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, November 27, 1995 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioner Rogero was absent from the meeting. Also present were Mr. Mike Padgett, Knox County Clerk, Mr. Richard Beeler, Knox County Law Director, Ms. Kathy Hamilton, Knox County Finance Director, Mr. Thomas Schumpert, Knox County Executive, Mr. Mike Moyers, Knox County Senior Deputy Law Director, and members of the news media.

Commissioner Griess, 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: DEVOTIONALS:

Reverend Dale Lyon, Pastor at Park Lane Baptist Church, was present and gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Cawood led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

1. Without objection, Commissioner Griess amended the agenda by adding the following item: Resolution R-95-11-136 - Resolution of the Commission of Knox County, Tennessee, authorizing the acquisition of surplus property from the State of Tennessee for Knox County Schools.

2. Commissioner Griess amended the agenda by adding the following items: Resolution R-95-11-133 - Resolution of the Commission of Knox County, Tennessee, appropriating \$950,000.00 for the new telephone equipment for county offices; Resolution R-95-11-134 - Resolution of the Commission of Knox County, Tennessee, appropriating \$54,420.00 for re-roofing the DUI Building; and Resolution R-95-11-135 - Resolution of the Commission of Knox County, Tennessee, authorizing the assignment and transfer of a cable television franchise from Mid-Tennessee Cable Limited Partnership d/b/a Greenbrier Cablevision to Scripps Howard Broadcasting Company. He also amended the agenda to defer the following items: Resolution R-95-11-114 - Resolution of the Commission of Knox County, Tennessee, approving a lease of the Old Flenniken School property; Resolution R-95-11-120 - Resolution of the Commission of Knox County, Tennessee, appropriating funds and approving a contract for a program consultant for the Intake Release Center; and O-95-11-102 - Ordinance of the Commission of Knox County, Tennessee, amending the Procurement Ordinance (O-90-9-113) to clarify Section 1.5 as to exemptions.

3. Commissioner Griess amended the agenda by adding the following item: Resolution R-95-11-108 - Resolution of the Commission of Knox County, Tennessee, re-appointing the members of the Board of Zoning Appeals to be heard at the beginning of the resolutions. He also amended the agenda to defer the following items to the December 1995 regular session meeting: Resolution R-95-11-105 - Resolution of the Commission of Knox County, Tennessee confirming the appointment of one member to the Knox County Historical Zoning Commission; Ordinance O-95-11-101 - Ordinance of the Commission of Knox County, Tennessee, prohibiting door-to-door solicitation for profit organizations; and Drives and Roads to be closed Item 1 - Consideration of a request to close Old Amherst Road off Piney Grove Church Road; and to defer the following item until the January 1996 regular session meeting: Resolution R-95-11-107 - Resolution of the

Commission of Knox County, Tennessee, appointing four Judicial Commissioners to serve to July 1, 1996.

4. Commissioner Griess amended the agenda by adding the following item: Resolution R-95-11-137 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Southern Railway for the Operation of the traffic signal at Emory Road and Brickyard Road.

5. Commissioner Griess amended the agenda to hear the following item after Amendments to the Agenda: Resolution R-95-11-102 - Resolution of the Commission of Knox County, Tennessee, honoring Gwynn Taft Pearman, National General Elementary School Teacher of the Year.

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IN RE: HONORARY AND MEMORIAL RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING GWYNN TAFT PEARMAN FOR BEING SELECTED THE NATIONAL GENERAL ELEMENTARY SCHOOL TEACHER OF THE YEAR - R-95-11-102:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Gwynn Taft Pearman for being selected the National General Elementary School Teacher of the Year was before the Board of Commissioners.

Ms. Martha Smiddy, Administrative Assistant to the Knox County Clerk, was present and read the resolution into the record.

Commissioner Medley moved to approve Resolution R-95-11-102 - Resolution of the Commission of Knox County, Tennessee, honoring Gwynn Taft Pearman for being selected the National General Elementary School Teacher of the Year. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Rogero was absent from the meeting. The motion carried 18-0-0-1.

Ms. Pearman was present and expressed appreciation to the Commission for the resolution.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING JAMES C. SLUSS - R-95-11-101:

Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing James C. Sluss was before the Board of Commissioners.

Ms. Martha Smiddy, Administrative Assistant to the Knox County Clerk, was present and read the resolution into the record.

Commissioners Horner and Cooper moved to approve Resolution R-95-11-101 - Resolution of the Commission of Knox County, Tennessee, memorializing James C. Sluss. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Rogero was absent from the meeting. The motion carried 18-0-0-1.

Mr. Ray Hill, Knox County Trustee's Office employee, and family members were present and expressed appreciation to the Commission for the resolution.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING MARTHA JEAN BRATTON, TENNESSEE'S DISTINGUISHED PRINCIPAL OF THE YEAR - R-95-11-103:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Martha Jean Bratton, Tennessee's Distinguished Principal of the Year was before the Board of Commissioners.

Ms. Martha Smiddy, Administrative Assistant to the Knox County Clerk, was present and read the resolution into the record.

Commissioner DeSelm moved to approve Resolution R-95-11-103 - Resolution of the Commission of Knox County, Tennessee, honoring Martha Jean Bratton, Tennessee's Distinguished Principal of the Year. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Rogero was absent from the meeting. The motion carried 18-0-0-1.

Ms. Bratton was present and expressed appreciation to the Commission for the resolution.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING JILL GRIFFIN, RECIPIENT OF THE FEDERAL BUREAU OF INVESTIGATION DIRECTOR'S AWARD FOR COMMUNITY LEADERSHIP - R-95-11-104:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Jill Griffin, recipient of the Federal Bureau of Investigation Director's Award for Community Leadership was before the Board of Commissioners.

Ms. Martha Smiddy, Administrative Assistant to the Knox County Clerk, was present and read the resolution into the record.

Commissioners Ragsdale and Horner moved to approve Resolution R-95-11-104 - Resolution of the Commission of Knox County, Tennessee, honoring Jill Griffin, recipient of the Federal Bureau of Investigation Director's Award for Community Leadership. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Rogero was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: DELEGATIONS TO BE HEARD:

1. Ms. Judy Kirby, Maloneyville Road resident, was present and spoke concerning the Sheriff's Department shooting range located on Maloneyville Road.

2. Mr. David Black, Maloneyville Road area resident, was present and spoke concerning the Sheriff's Department shooting range located on Maloneyville Road.

3. Mr. Doug Anderson, Knox County resident, was present and spoke concerning the Sheriff's Department shooting range located on Maloneyville Road.

4. Mr. Mike Freeman, Knox County Sheriff's Department employee, was present and spoke concerning training for Knox County Sheriff's Department employees that use guns.

5. Mr. Larry Hunter, Knox County Sheriff's Department employee, was present and spoke concerning training for Knox County Sheriff's Department employees that use guns.

6. Mr. Kevin Cruze, Jones Road resident, was present and spoke concerning the Sheriff's Department shooting range located on Maloneyville Road.

7. Mr. Aaron Bradley, Maloneyville Road area resident, was present and spoke concerning the Sheriff's Department shooting range located on Maloneyville Road.

8. Mr. Alonzo Montgomery, concerned citizen, was present and spoke concerning improvements to Austin-East High School.

9. Mr. Darrell Wright, representing residents of Stoneridge Subdivision, was present and spoke concerning the request to close a portion of Beaver Ridge Road (portion at Grace Baptist Church off Oak Ridge Highway in Karns).

10. Mr. Steven Cupp, Jones Road resident, was present and spoke concerning the Sheriff's Department shooting range located on Maloneyville Road.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous

meeting on October 23, 1995 (Regular Session) was before the Board of Commissioners.

Commissioner Bratton moved to approve the minutes of the previous meeting on October 23, 1995 (Regular Session). Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Horner and Bratton voted aye. Commissioners Tindell, Leuthold, Teague, Cooper, McMillan, Mills and Pinkston were absent from the vote. Commissioner Rogero was absent from the meeting. The motion carried 11-0-0-8.

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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 Human Services and Personnel Committee was before the Board of Commissioners.

No report was given.

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

No report was given.

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

No report was given.

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H. The report of the National Association of Counties 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 HISTORICAL ZONING COMMISSION R-95-11-105:

This item was deferred to the December 1995 regular session meeting. (See Amendments to the Agenda, Page 209)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, CONFIRMING THE APPOINTMENT OF FOUR MEMBERS TO THE KNOX COUNTY MUNICIPAL SOLID WASTE PLANNING REGION BOARD - R-95-11-106:

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

Commissioner Ragsdale moved to approve Resolution R-95-11-106 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of four members to the Knox County Municipal Solid Waste Planning Region Board and that Ms. Donna Creech, Mr. Tom Haskins, and Mr. Clyde Hawn be re-appointed for six year terms. Commissioner Dirl seconded the motion and

upon roll call vote Commissioners Jordan, Dirl, Moody, Medley, DeSelm, Ragsdale, Leuthold, Griess, Cawood and Bratton voted aye. Commissioners Tindell, Davis, Teague, Horner, Cooper, McMillan, Mills and Pinkston were absent from the vote. Commissioner Rogero was absent from the meeting. The motion carried 10-0-0-9.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING FOUR JUDICIAL COMMISSIONERS TO SERVE TO JULY 1, 1996 - R-95-11-107:

This item was deferred to the January 1996 regular session meeting. (See Amendments to the Agenda, Page 209)

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IN RE: DRIVES AND ROADS:

A. To be accepted as completed:

1. Access for Powell Middle School, Broadacres Subdivision, 195 feet in length with a 30 foot right of way was before the Board of Commissioners to be accepted as completed. (District 6)

Mr. Bruce Wuethrich, Assistant Director of Engineering and Public Works for Knox County, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner McMillan moved to accept as completed Access for Powell Middle School, Broadacres Subdivision, 195 feet in length with a 30 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan and Bratton voted aye. Commissioners Tindell, Mills and Pinkston were absent from the vote. Commissioner Rogero was absent from the meeting. The motion carried 15-0-0-4.

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2. Stonehinge Lane, Stonehinge Subdivision, Unit 1, 1750 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Winston Cox, property owner. (District 5)

Mr. Bruce Wuethrich, Assistant Director of Engineering and Public Works for Knox County, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner McMillan moved to accept as completed Stonehinge Lane, Stonehinge Subdivision, Unit 1, 1750 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan and Bratton voted aye. Commissioners Tindell, Mills and Pinkston were absent from the vote. Commissioner Rogero was absent from the meeting. The motion carried 15-0-0-4.

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3. Dairy Lane, Hill View Farms Subdivision, Unit 1, 900 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Don Walker, property owner. (District 7)

Mr. Bruce Wuethrich, Assistant Director of Engineering and Public Works for Knox County, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner McMillan moved to accept as completed Dairy Lane, Hill View Farms Subdivision, Unit 1, 900 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan and Bratton voted aye. Commissioners Tindell, Mills and Pinkston were absent from the vote. Commissioner Rogero was absent from the meeting. The motion carried 15-0-0-4.

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4. Duncan's Glen Drive, Duncan's Glen Subdivision, Unit 1, 1900 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. (District 5)

Mr. Bruce Wuethrich, Assistant Director of Engineering and Public Works for Knox County, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner McMillan moved to accept as completed Duncan's Glen Drive, Duncan's Glen Subdivision, Unit 1, 1900 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan and Bratton voted aye. Commissioners Tindell, Mills and Pinkston were absent from the vote. Commissioner Rogero was absent from the meeting. The motion carried 15-0-0-4.

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5. Boteny Lane, Duncan's Glen Subdivision, Unit 1, 260 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. (District 5)

Mr. Bruce Wuethrich, Assistant Director of Engineering and Public Works for Knox County, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner McMillan moved to accept as completed Boteny Lane, Duncan's Glen Subdivision, Unit 1, 260 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan and Bratton voted aye. Commissioners Tindell, Mills and Pinkston were absent from the vote. Commissioner Rogero was absent from the meeting. The motion carried 15-0-0-4.

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6. Bragdon Lane, Duncan's Glen Subdivision, Unit 1, 275 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. (District 5)

Mr. Bruce Wuethrich, Assistant Director of Engineering and Public Works for Knox County, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner McMillan moved to accept as completed Bragdon Lane, Duncan's Glen Subdivision, Unit 1, 275 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan and Bratton voted aye. Commissioners Tindell, Mills and Pinkston were absent from the vote. Commissioner Rogero was absent from the meeting. The motion carried 15-0-0-4.

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7. Ravencrest Drive, Ravencrest Subdivision, Unit 1, 1450 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Beaver Creek Farms Inc., property owner. (District 8)

Mr. Bruce Wuethrich, Assistant Director of Engineering and Public Works for Knox County, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner McMillan moved to accept as completed Ravencrest Drive, Ravencrest Subdivision, Unit 1, 1450 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan and Bratton voted aye. Commissioners Tindell, Mills and Pinkston were absent from the vote. Commissioner Rogero was absent from the meeting. The motion carried 15-0-0-4.

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8. Duncan's Glen Drive, Chatsworth Subdivision, Unit 1, 550 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. (District 5)

Mr. Bruce Wuethrich, Assistant Director of Engineering and Public Works for Knox County, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner McMillan moved to accept as completed Duncan's Glen Drive, Chatsworth Subdivision, Unit 1, 550 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan and Bratton voted aye. Commissioners Tindell, Mills and Pinkston were absent from the vote. Commissioner Rogero was absent from the meeting. The motion carried 15-0-0-4.

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9. Chatsworth Lane, Chatsworth 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. Craig Allen, property owner. (District 5)

Mr. Bruce Wuethrich, Assistant Director of Engineering and Public Works for Knox County, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner McMillan moved to accept as completed Chatsworth Lane, Chatsworth Subdivision, Unit 1, 500 feet in length with a 50 foot right of way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan and Bratton voted aye. Commissioners Tindell, Mills and Pinkston were absent from the vote. Commissioner Rogero was absent from the meeting. The motion carried 15-0-0-4.

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B. To be closed:

1. Consideration of a request to close Old Amherst Road off Piney Grove Church Road.

This item was deferred to the December 1995 regular session meeting. (See Amendments to the Agenda, Page 209)

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2. Consideration of a request to close a portion of Beaver Ridge Road (portion at Grace Baptist Church off Oak Ridge Highway in Karns) was before the Board of Commissioners on first reading.

Mr. Bruce Wuethrich, Assistant Director of Engineering and Public Works for Knox County, and Mr. Bill Kervin, Director of Engineering and Public Works for Knox County, were present and spoke on the matter.

Commissioner Cawood moved to approve the request to close a portion of Beaver Ridge Road (portion at Grace Baptist Church off Oak Ridge Highway in Karns) on first reading. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Bratton and Pinkston voted aye. Commissioners Cooper and Mills were absent from the vote. Commissioner Rogero was absent from the meeting. The motion carried 16-0-0-3.

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3. Consideration of a request to close Old Couch Mill Road off Beaver Creek Road was before the Board of Commissioners on second reading.

Ms. Debra Bunch, area resident, and Mr. Bruce Wuethrich Assistant Director of Engineering and Public Works for Knox County, were present and spoke on the matter.

Commissioner Ragsdale moved to approve the request to close Old Couch Mill Road off Beaver Creek Road on second reading. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Bratton and Pinkston voted aye. Commissioners Cooper and Mills were absent from the vote. Commissioner Rogero 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, RE-APPOINTING THE MEMBERS OF THE BOARD OF ZONING AND APPEALS - R-95-11-108:

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

Commissioner Ragsdale moved to defer Resolution R-95-11-108 - Resolution of the Commission of Knox County, Tennessee, re-appointing the members of the Board of Zoning and Appeals to the December 1995 regular session meeting.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Rogero 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, APPROPRIATING THE AMOUNT OF \$1,255,750.00 FOR THE CONDEMNATION OF PROPERTY ON GEORGE WILLIAMS ROAD FOR THE NEW WEST MIDDLE SCHOOL - R-95-11-109:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating the amount of \$1,255,750.00 for the condemnation of property on George Williams Road for the new West Middle School was before the Board of Commissioners.

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

Commissioner DeSelm moved to approve Resolution R-95-11-109 - Resolution of the Commission of Knox County, Tennessee, appropriating the amount of \$1,255,750.00 for the condemnation of property on George Williams Road for the new West Middle School. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Mills, Bratton and Pinkston voted aye. Commissioners Horner, Cooper and McMillan voted no. Commissioner Ragsdale recused himself from the vote. Commissioner Rogero was absent from the meeting. The motion carried 14-3-1-1.

At this time, there was a request for a second roll call due to the Division of the Assembly.

Upon the second roll call vote of the motion to approve Resolution R-95-11-109 - Resolution of the Commission of Knox County, Tennessee, appropriating the amount of \$1,255,750.00 for the condemnation of property on George Williams Road for the new West Middle School, Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Mills, Bratton and Pinkston voted aye. Commissioners Horner, Cooper and McMillan voted no. Commissioner Ragsdale recused himself from the vote. Commissioner Rogero was absent from the meeting. The motion carried 14-3-1-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$685,700.00 AND APPROVING A CONTRACT WITH BARBER & MCMURRY, INCORPORATED FOR ARCHITECTURAL SERVICES FOR THE NEW WEST MIDDLE SCHOOL - R-95-11-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$685,700.00 and approving a contract with Barber & McMurry, Incorporated for architectural services for the new West Middle School was before the Board of Commissioners.

Mr. Mike Edwards, Administrator of the Public Building Authority, was present and spoke on the matter.

Commissioner DeSelm moved to approve Resolution R-95-11-110 - Resolution of the Commission of Knox County, Tennessee, appropriating \$685,700.00 and approving a contract with Barber & McMurry, Incorporated for architectural services for the new West Middle School with the amendment that the resolution indicate the recommendation is from the School Board and the Superintendent of Schools. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Mills, Bratton and Pinkston voted aye.

Commissioners Horner, Cooper and McMillan voted no. Commissioner Ragsdale recused himself from the vote. Commissioner Rogero was absent from the meeting. The motion carried 14-3-1-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$12,021.00 FOR THE SIDEWALK PROJECT AT BONNY KATE ELEMENTARY SCHOOL - R-95-11-111:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$12,021.00 for the sidewalk project at Bonny Kate Elementary School was before the Board of Commissioners.

Comissioner Pinkston moved to approve Resolution R-95-11-111 - Resolution of the Commission of Knox County, Tennessee, appropriating \$12,021.00 for the sidewalk project at Bonny Kate Elementary School. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Rogero 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, APPROVING A POWER LINE EASEMENT WITH KNOXVILLE UTILITIES BOARD (KUB) ON RITTA ELEMENTARY SCHOOL PROPERTY - R-95-11-112:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a power line easement with Knoxville Utilities Board (KUB) on Ritta Elementary School property was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-95-11-112 - Resolution of the Commission of Knox County, Tennessee, approving a power line easement with Knoxville Utilities Board (KUB) on Ritta Elementary School property. Commissioner McMillan seconded the motion and upon roll call vote

Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Rogero 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, APPROVING A UTILITY EASEMENT WITH KNOXVILLE UTILITIES BOARD (KUB) FOR WATER LINES AND A WASTE WATER SYSTEM ON CARTER HIGH SCHOOL PROPERTY - R-95-11-113:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a utility easement with Knoxville Utilities Board (KUB) for water lines and a waste water system on Carter High School property was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-95-11-113 - Resolution of the Commission of Knox County, Tennessee, approving a utility easement with Knoxville Utilities Board (KUB) for water lines and a waste water system on Carter High School property. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Rogero 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, APPROVING A LEASE OF THE OLD FLENNIKEN SCHOOL PROPERTY - R-95-11-114:

This item was deferred to the December 1995 regular session meeting. (See Amendments to the Agenda, Page 209)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$235,000.00 AND

APPROVING A PROPOSAL BY WILBUR SMITH ASSOCIATES FOR
ENGINEERING SERVICES FOR THE LOVELL ROAD PROJECT SOUTH
OF KINGSTON PIKE TO THE I-40/75 RAMPS - R-95-11-115:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$235,000.00 and approving a proposal by Wilbur Smith Associates for engineering services for the Lovell Road Project south of Kingston Pike to the I-40/75 ramps was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-95-11-115 - Resolution of the Commission of Knox County, Tennessee, appropriating \$235,000.00 and approving a proposal by Wilbur Smith Associates for engineering services for the Lovell Road Project south of Kingston Pike to the I-40/75 ramps. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Horner and Cooper voted no. Commissioner Rogero was absent from the meeting. The motion carried 16-2-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE, APPROPRIATING \$345,478.00 AND
APPROVING A CONTRACT WITH EARTHWORKS, INCORPORATED IN
THE AMOUNT OF \$262,628.00 FOR CONSTRUCTION OF AN 800
FOOT SECTION OF LEXINGTON DRIVE EAST OF LOVELL ROAD
INCLUDING ASSOCIATED IMPROVEMENTS TO LOVELL ROAD AND
DUTCHTOWN ROAD - R-95-11-116:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$345,478.00 and approving a contract with Earthworks, Incorporated in the amount of \$262,628.00 for construction of an 800 foot section of Lexington Drive East of Lovell Road including associated improvements to Lovell Road and Dutchtown Road was before the Board of Commissioners.

Commissioner Teague moved to approve Resolution R-95-11-116 - Resolution of the Commission of Knox County, Tennessee, appropriating \$345,478.00 and approving a contract with Earthworks, Incorporated in the amount of \$262,628.00 for construction of an 800 foot section of Lexington Drive East of Lovell Road including associated improvements to Lovell Road and Dutchtown Road. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Horner and Cooper voted no. Commissioner Rogero was absent from the meeting. The motion carried 16-2-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING THE STATE DEPARTMENT OF TRANSPORTATION TO EXPEDITE THE ERECTION OF A TRAFFIC SIGNAL AT THE INTERSECTION OF EBENEZER ROAD AND NORTSHORE DRIVE - R-95-11-117:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting the State Department of Transportation to expedite the erection of a traffic signal at the intersection of Ebenezer Road and Northshore Drive was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Resolution R-95-11-117 - Resolution of the Commission of Knox County, Tennessee, requesting the State Department of Transportation to expedite the erection of a traffic signal at the intersection of Ebenezer Road and Northshore Drive. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Horner and Cooper voted no. Commissioner Rogero was absent from the meeting. The motion carried 16-2-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$8,072,306.00 FOR THE EXPANSION AND RENOVATION OF THE HEALTH DEPARTMENT AND APPROVING A CONSTRUCTION CONTRACT WITH JOHNSON & GALYON, INC. - R-95-11-118:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$8,072,306.00 for the expansion and renovation of the Health Department and approving a construction contract with Johnson & Galyon, Inc. was before the Board of Commissioners.

Commissioner Teague moved to approve Resolution R-95-11-118 - Resolution of the Commission of Knox County, Tennessee, appropriating \$8,072,306.00 for the expansion and renovation of the Health Department and approving a construction contract with Johnson & Galyon, Inc. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Rogero 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, APPROPRIATING \$5,000.00 FOR THE ROSEBERRY CREEK SEWER IMPROVEMENT PROJECT - R-95-11-119:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$5,000.00 for the Roseberry Creek Sewer Improvement Project was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-95-11-119 - Resolution of the Commission of Knox County, Tennessee, appropriating \$5,000.00 for the Roseberry Creek Sewer Improvement Project. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood,

Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Rogero 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, APPROPRIATING FUNDS AND APPROVING A CONTRACT FOR A PROGRAM CONSULTANT FOR THE INTAKE RELEASE CENTER - R-95-11-120:

This item was deferred. See Amendments to the Agenda, Page 209)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING R-94-7-108 BY RESCINDING THE ADOPTION OF TCA §8-8-108(C) - R-95-11-121:

Consideration of a resolution of the Commission of Knox County, Tennessee, amending R-94-7-108 by rescinding the adoption of TCA §8-8-108(c) was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Resolution R-95-11-121 - Resolution of the Commission of Knox County, Tennessee, amending R-94-7-108 by rescinding the adoption of TCA §8-8-108(c). Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Rogero 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, APPROPRIATING AN AMOUNT NOT TO EXCEED \$1,000,000.00 TO THE EMERGENCY COMMUNICATIONS DISTRICT AS A LOAN FOR THE NEW CAD SYSTEM - R-95-11-122:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating an amount not to exceed \$1,000,000.00 to the Emergency Communications District as a loan for the new CAD System 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-95-11-122 - Resolution of the Commission of Knox County, Tennessee, appropriating an amount not to exceed \$1,000,000.00 to the Emergency Communications District as a loan for the new CAD System. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Rogero 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, SUBMITTING LEGISLATIVE REQUESTS TO THE KNOX COUNTY LEGISLATIVE DELEGATION - R-95-11-123:

Consideration of a resolution of the Commission of Knox County, Tennessee, submitting Legislative requests to the Knox County Legislative Delegation was before the Board of Commissioners.

Mr. Thomas Schumpert, Knox County Executive, and Ms. Kathy Hamilton, Knox County Finance Director, were present and spoke on the matter.

Commissioner Ragsdale moved to approve Resolution R-95-11-123 - Resolution of the Commission of Knox County, Tennessee, submitting Legislative requests to the Knox County Legislative Delegation with the following amendment: add the following language to the resolution: "reconsider Knox County as a Class B County regarding beer sales and provide for suspensions and fines rather than suspensions or fines." Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Teague recused himself from the vote. Commissioner Rogero was absent from the meeting. The motion carried 17-0-1-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING A TECHNICAL CORRECTION TO RESOLUTION R-95-10-105, (RESOLUTION AMENDING THE GENERAL PURPOSE SCHOOL FUND BUDGET AND APPROPRIATING \$5,000,000.00 FOR VARIOUS CAPITAL IMPROVEMENTS) - R-95-11-124:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing a technical correction to Resolution R-95-10-105, (Resolution amending the General Purpose School Fund Budget and appropriating \$5,000,000.00 for various capital improvements) was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-95-11-124 - Resolution of the Commission of Knox County, Tennessee, authorizing a technical correction to Resolution R-95-10-105, (Resolution amending the General Purpose School Fund Budget and appropriating \$5,000,000.00 for various capital improvements). Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Rogero 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, AUTHORIZING A TECHNICAL CORRECTION OF RESOLUTION R-95-10-105 - R-95-11-125:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing a technical correction of Resolution R-95-10-105 was before the Board of Commissioners.

Without objection, Commissioner Griess withdrew this item from the agenda.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING A TECHNICAL CORRECTION

TO RESOLUTION R-95-10-110, (RESOLUTION APPROPRIATING
THE AMOUNT OF \$125,000.00 FOR ARCHITECTURAL FEES FOR
PHASE II OF THE SEQUOYAH ELEMENTARY SCHOOL PROJECT) -
R-95-11-126:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing a technical correction to Resolution R-95-10-110, (Resolution appropriating the amount of \$125,000.00 for architectural fees for Phase II of the Sequoyah Elementary School Project) was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-95-11-126 - Resolution of the Commission of Knox County, Tennessee, authorizing a technical correction to Resolution R-95-10-110, (Resolution appropriating the amount of \$125,000.00 for architectural fees for Phase II of the Sequoyah Elementary School Project). Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Rogero 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, AUTHORIZING A TECHNICAL CORRECTION
TO RESOLUTION R-95-10-111, (RESOLUTION APPROPRIATING
\$165,000.00 FOR ADDITIONAL BUILDING IMPROVEMENTS AND
ARCHITECTURAL FEES FOR POWELL MIDDLE SCHOOL) -
R-95-11-127:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing a technical correction to Resolution R-95-10-111, (Resolution appropriating \$165,000.00 for additional building improvements and architectural fees for Powell Middle School) was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-95-11-127 - Resolution of the Commission of Knox County, Tennessee, authorizing a technical correction to Resolution

R-95-10-111, (Resolution appropriating \$165,000.00 for additional building improvements and architectural fees for Powell Middle School). Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Rogero 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, AUTHORIZING A TECHNICAL CORRECTION TO RESOLUTION R-95-10-112, (RESOLUTION APPROPRIATING THE AMOUNT OF \$160,000.00 FOR ADDITIONAL BUILDING IMPROVEMENTS AND ARCHITECTURAL FEES FOR KARNS MIDDLE SCHOOL) - R-95-11-128:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing a technical correction to Resolution R-95-10-112, (Resolution appropriating the amount of \$160,000.00 for additional building improvements and architectural fees for Karns Middle School) was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-95-11-128 - Resolution of the Commission of Knox County, Tennessee, authorizing a technical correction to Resolution R-95-10-112, (Resolution appropriating the amount of \$160,000.00 for additional building improvements and architectural fees for Karns Middle School). Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Rogero 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, APPROPRIATING \$950,000.00 FOR THE

NEW TELEPHONE EQUIPMENT FOR COUNTY OFFICES -R-95-11-133:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$950,000.00 for the new telephone equipment for county offices was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-95-11-133 - Resolution of the Commission of Knox County, Tennessee, appropriating \$950,000.00 for the new telephone equipment for county offices. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, Mills and Pinkston voted aye. Commissioners McMillan and Bratton voted no. Commissioner Rogero was absent from the meeting. The motion carried 16-2-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$54,420.00 FOR RE-ROOFING THE DUI BUILDING - R-95-11-134:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$54,420.00 for re-roofing the DUI Building was before the Board of Commissioners.

Mr. Thomas Schumpert, Knox County Executive, and Ms. Kathy Hamilton, Knox County Finance Director, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-95-11-134 - Resolution of the Commission of Knox County, Tennessee, appropriating \$54,420.00 for re-roofing the DUI Building. Commissioner Dirl seconded the motion.

Commissioner Bratton moved to table this item until the Knox County Architect arrived at the meeting. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners DeSelm, Davis, Ragsdale, Griess, Cawood, Horner, Cooper, Bratton and Pinston voted aye. Commissioners Jordan, Moody, Leuthold, Teague, McMillan and Mills voted no.

Commissioners Dirl and Tindell abstained from voting.

Commissioner Medley was absent from the vote. Commissioner Rogero was absent from the meeting. The motion failed 9-6-2-2.

At this time, Mr. Jeff Wilkins, Knox County Architect, arrived at the meeting and spoke on the matter.

Upon roll call vote of the original motion to approve Resolution R-95-11-134 - Resolution of the Commission of Knox County, Tennessee, appropriating \$54,420.00 for re-roofing the DUI Building, Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills and Pinkston voted aye. Commissioner Bratton voted no. Commissioner Rogero was absent from the meeting. The motion carried 17-1-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE ASSIGNMENT AND TRANSFER OF A CABLE TELEVISION FRANCHISE FROM MID-TENNESSEE CABLE LIMITED PARTNERSHIP D/B/A GREENBRIER CABLEVISION TO SCRIPPS HOWARD BROADCASTING COMPANY - R-95-11-135:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing the assignment and transfer of a cable television franchise from Mid-Tennessee Cable Limited Partnership d/b/a Greenbrier Cablevision to Scripps Howard Broadcasting Company was before the Board of Commissioners.

Commissioner Davis moved to approve Resolution R-95-11-135 - Resolution of the Commission of Knox County, Tennessee, authorizing the assignment and transfer of a cable television franchise from Mid-Tennessee Cable Limited Partnership d/b/a Greenbrier Cablevision to Scripps Howard Broadcasting Company. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Rogero 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, AUTHORIZING THE ACQUISITION OF SURPLUS PROPERTY FROM THE STATE OF TENNESSEE FOR KNOX COUNTY SCHOOLS - R-95-11-136:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing the acquisition of surplus property from the State of Tennessee for Knox County Schools was before the Board of Commissioners.

Commissioner DeSelm moved to approve Resolution R-95-11-136 - Resolution of the Commission of Knox County, Tennessee, authorizing the acquisition of surplus property from the State of Tennessee for Knox County Schools. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Rogero 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, APPROVING A CONTRACT WITH SOUTHERN RAILWAY FOR THE OPERATION OF THE TRAFFIC SIGNAL AT EMORY ROAD AND BRICKYARD ROAD - R-95-11-137:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Southern Railway for the operation of the traffic signal at Emory Road and Brickyard Road was before the Board of Commissioners.

Commissioner Teague moved to approve Resolution R-95-11-137 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Southern Railway for the operation of the traffic signal at Emory Road and Brickyard Road. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye.

Commissioner Rogero was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, PROHIBITING DOOR-TO-DOOR SOLICITATION FOR PROFIT ORGANIZATIONS - O-95-11-101 - (FIRST READING):

This item was deferred to the December 1995 regular session meeting. (See Amendments to the Agenda, Page 209)

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE PROCUREMENT ORDINANCE (O-90-9-113) TO CLARIFY SECTION 1.5 AS TO EXEMPTIONS - O-95-11-102 - (FIRST READING):

This item was deferred earlier on the day's agenda. (See Amendments to the Agenda, Page 209)

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IN RE: ORDINANCES ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING ORDINANCE (ORDINANCE O-90-9-130) REGARDING THE STORAGE OF INOPERABLE MOTOR VEHICLES - O-95-10-101 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance (Ordinance O-90-9-130) regarding the storage of inoperable motor vehicles was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve Ordinance O-95-10-101 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance (Ordinance O-90-9-130) regarding the storage of inoperable motor vehicles on second reading. Commissioner Pinkston seconded the motion and

upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Rogero 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 125 applications for Notary Public.

Commissioner Pinkston moved to approve 125 applications for Notary Public. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Rogero was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: ROLL CALL - 6:00 P.M.:

Ms. Angie Nesbitt, Minute Clerk to the Knox County Clerk, called the roll. Those Commissioners responding were Commissioners Jordan, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioners Dirl and Horner arrived later in the meeting. Commissioner Rogero was absent from the meeting.

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IN RE: ZONING REQUESTS:

1. Consideration of a resolution of the Commission of Knox County, Tennessee approving the request of Amos Flavis Amanns & David B. Amanns for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located northwest of Ammons Lane, northwest of Beaver Creek, 6th Commission District.

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

Commissioner Teague moved to approve Resolution R-95-11-129 - Resolution of the Commission of Knox County, Tennessee approving the request of Amos Flavis Amanns & David B. Amanns for rezoning from A Agricultural Zone to RA Low Density Residential Zone. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl and Horner were absent from the vote. Commissioner Rogero was absent from the meeting. The motion carried 16-0-0-3. Property located northwest of Ammons Lane, northwest of Beaver Creek, 6th Commission District.

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2. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Lyle Lee for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located northwest side Gray Road, northeast of McCloud Road, 6th Commission District.

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

Commissioner Cawood moved to approve Resolution R-95-11-130 - Resolution of the Commission of Knox County, Tennessee, approving the request of Lyle Lee 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 Jordan, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl and Horner were absent from the vote. Commissioner Rogero was absent from the meeting. The motion carried 16-0-0-3. Property located northwest side Gray Road, northeast of McCloud Road, 6th Commission District.

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3. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Rufus H. Smith & Company for rezoning from A Agricultural Zone to PR Planned Residential at 1-4 du/ac was before the Board of Commissioners. Property located east side Chert Pit Road, north of Shallowford Road, 5th Commission District.

Commissioner Leuthold moved to approve Resolution R-95-11-131 - Resolution of the Commission of Knox County, Tennessee, approving the request of Rufus H. Smith & Company for rezoning from A Agricultural Zone to PR Planned Residential at 1-2.5 du/ac as per MPC's recommendation. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl and Horner were absent from the vote. Commissioner Rogero was absent from the meeting. The motion carried 16-0-0-3. Property located east side Chert Pit Road, north of Shallowford Road, 5th Commission District.

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4. Consideration of a resolution of the Commission of Knox County, Tennessee, Winston Cox for rezoning from A Agricultural Zone to PR Planned Residential at 1-5 du/ac was before the Board of Commissioners. Property located southeast side Westland Drive, southwest of Chesapeake Way, 5th Commission District.

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

Commissioner Ragsdale moved to approve Resolution R-95-11-132 - Resolution of the Commission of Knox County, Tennessee, Winston Cox for rezoning from A Agricultural Zone to PR Planned Residential at 1-5 du/ac as per MPC's recommendation. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl and Horner were absent from the vote. Commissioner Rogero was absent from the meeting. The motion carried 16-0-0-3. Property located southeast side Westland Drive, southwest of Chesapeake Way, 5th 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 THE KNOX COUNTY ZONING ORDINANCE (O-90-9-130) REGARDING THE STORAGE OF INOPERABLE MOTOR VEHICLES:

This item was heard earlier on the day's agenda. (See Ordinances on second reading, Page 237)


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IN RE: ADJOURNMENT:

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

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KNOX COUNTY BOARD OF COMMISSIONERS



JOHN GRIESS, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, December 18, 1995 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Also present were Mr. Mike Moyers, Knox County Chief Deputy Law Director, Mr. Thomas Schumpert, Knox County Executive, Mr. Mike Padgett, Knox County Clerk, Ms. Kathy Hamilton, Director, Knox County Finance and news media.

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Commissioner Griess, 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: AMENDMENT TO THE AGENDA:

The Gibbs High Choir was present and sang.

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IN RE: DEVOTIONAL:

Ruth Derrickson, First Church, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Howard Pinkston led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

Without objection, Commissioner Griess amended the agenda as follows:

1. Add R-95-12-131- Resolution of the Commission of Knox County, Tennessee supporting Legislation amending TCA 67-5-702 and TCA 67-5-703 regarding property tax relief for elderly and disabled homeowners.

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2. Add R-95-12-132 - Resolution of the Commission of Knox County, Tennessee honoring Frank Wilson, Andy Poker and Bryan Wilson for receiving a perfect score on the SAT.

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3. Add R-95-12-133 - Resolution of the Commission of Knox County, Tennessee approving the purchase of a parcel of property on Hembree Street and the Austin-East High School Expansion.

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4. Defer to January Board of Commissioners Consideration of a request to close Old Amherst Road off Piney Grove Church Road.

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5. Withdraw R-95-12-109 - Resolution of the Commission of Knox County, Tennessee, appropriating \$212,000.00 for the acquisition of land for a compost (Wood Processing) facility/convenience center.

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6. Defer to January Board of Commissioners R-95-12-112 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Energy Audits and Controls for an Energy Management System for the Knox County Public Library System.

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7. Defer to January Board of Commissioners R-95-12-108 - Resolution of the Commission of Knox County, Tennessee approving a change order with Charles Hobson Construction Company for the Pellissippi Parkway Greenway Plan.

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8. Defer to January Board of Commissioners R-95-12-119 - Resolution of the Commission of Knox County, Tennessee approving a lease of the old Flenniken School property.

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9. Withdraw Appeal of William Henderson for rezoning from A Agricultural Zone to RB General Residential Zone.

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10. Withdraw R-95-12-102 - Resolution of the Commission of Knox County, Tennessee honoring Commissioner Bee DeSelm.

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11. Defer for 90 days O-95-12-101 - Consideration of an Ordinance of the Commission of Knox County, Tennessee, prohibiting door-to-door solicitation for profit organizations.

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IN RE: HONORARY AND MEMORIAL RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING WILLIAM T. HENDON FOR HIS SERVICES TO THE KNOX COUNTY SHERIFF'S DEPARTMENT MERIT SYSTEM COUNCIL: R-95-12-101:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring William T. Hendon for his services to the Knox County Sheriff's Department Merit System Council was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-95-12-101 - Resolution of the Commission of Knox County, Tennessee, honoring William T. Hendon for his services to the Knox County Sheriff's Department Merit System Council. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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-95-12-132- Resolution of the Commission of Knox County, Tennessee honoring Frank Wilson, Andy Poker and Bryan Wilson for receiving a perfect score on the SAT was heard next.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING FRANK WILSON, ANDY POKER AND BRYAN WILSON FOR RECEIVING A PERFECT SCORE ON THE SAT:

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Frank Wilson, Andy Poker and Bryan Wilson for receiving a perfect score on the SAT was before the Board of Commissioners.

Mr. Andy Poker, was present and spoke on the matter.

Commissioner Cawood moved to approve R-95-12-132 - Resolution of the Commission of Knox County, Tennessee honoring Frank Wilson, Andy Poker and Bryan Wilson for receiving a perfect score on the SAT all Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: DELEGATIONS TO BE HEARD:

1. Mr. Kevin Cruze was present and spoke on the firing range in East Knox County.

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2. Mr. Steve Cupp, was present and spoke on the firing range in East Knox County.

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3. Mr. George Hamilton, was present and spoke on crime in Knoxville and the firing range in East Knox County.

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IN RE: CONSIDERATION OF APPROVAL OF MINUTES OF THE PREVIOUS MEETING ON NOVEMBER 27, 1995 REGULAR SESSION:

Consideration of approval of minutes of the previous meeting on November 27, 1995 regular session was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on November 27, 1995 regular session. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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.

Commissioner DeSelm stated she hoped everyone received their report on the School's profile.

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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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I. The Report of the Rules Committee was before the Board of Commissioners.

No report was given.

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J. The Report of the Travel Expense Sub-Committee was before the Board of Commissioners.

Commissioner Tindell reported on travel expense for County Commissioners, he stated there would be 2 Commissioners to go to the National Association of Counties meeting in March, 1996. Also the Commissioners can order stationary, envelopes and business cards.

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IN RE: RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, CONFIRMING THE APPOINTMENT OF ONE MEMBER TO THE KNOX COUNTY HISTORICAL ZONING COMMISSION:
R-95-12-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee confirming the appointment of one member to the Knox County Historical Zoning Commission was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-95-12-103 - Resolution of the Commission of Knox County, Tennessee confirming the appointment of one member to the Knox County Historical Zoning Commission with the name of Ms. Andrea Hughes. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 NINE MEMBERS TO THE BOARD OF ZONING APPEALS FOR A TERM TO EXPIRE AUGUST 31, 1998: R-95-12-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing nine members to the Board of Zoning Appeals for a term to expire August 31, 1998 was before the Board of Commissioners.

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

Commissioner Ragsdale moved to approve R-95-12-104 - Resolution of the Commission of Knox County, Tennessee, appointing nine members to the Board of Zoning Appeals for a term to expire August 31, 1998. Commissioner Horner seconded the motion.

Commissioner DeSelm moved as an amendment to replace Mr. Frank Bowden in the first district with the name of Commissioner Diane Jordan. Commissioner Rogero seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The amendment carried 19-0-0-0.

Commissioner Mills moved as an amendment to replace Mr. Billy Walker in the eighth district with the name of Mr. Robert Dewey Foust. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Moody, Medley, DeSelm, Ragsdale, Leuthold, McMillan and Mills voted aye. Commissioners Cawood, Horner, Bratton and Pinkston voted no. Commissioners Dirl, Davis, Griess, Teague and Cooper abstained from the vote. Commissioner Tindell was absent from the vote. The amendment failed 9-4-5-1.

Commissioner Mills moved as an amendment to replace Commissioner Billy Walker in the eighth district with the name of Commissioner Mike McMillan. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The amendment carried 19-0-0-0.

Commissioner Ragsdale moved to approve R-95-12-104 - Resolution of the Commission of Knox County, Tennessee, appointing nine members to the Board of Zoning Appeals for a term to expire August 31, 1998 as amended with Commissioner Jordan serving in the first district and Commissioner McMillan serving in the eighth district. Commissioner Horner seconded the motion and upon roll call

vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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, FILLING APPOINTMENTS TO THE KNOX COUNTY SHERIFF'S DEPARTMENT MERIT SYSTEM COUNCIL: R-95-12-105:

Consideration of a Resolution of the Commission of Knox County, Tennessee, filling appointments to the Knox County Sheriff's Department Merit System Council was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-95-12-105 - Resolution of the Commission of Knox County, Tennessee, filling appointments to the Knox County Sheriff's Department Merit System Council with the following names: Mr. John Ray and Mr. Michael Beatty. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 TENNESSEE TECHNOLOGY CORRIDOR DEVELOPMENT: R-95-12-106:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing four members to the Tennessee Technology Corridor Development was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-95-12-106 - Resolution of the Commission of Knox County, Tennessee, appointing four members to the Tennessee Technology Corridor Development with the following names: Mr. Williams E. Arant, Mr. James A. Spencer, Ms. Susan Brown, Mr. Bob Honea. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood,

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Teague, Horner, Cooper, McMillan, Mills, 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. Bridlebrook Drive, Saddlebrook Subdivision, Unit 2, 1250 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; J & J Development property owner. (District 7)

Mr. Hollis McPhetridge, Knox County Engineering and Public Works, was present and stated that the road has been inspected and was found to meet all County requirements.

Commissioner Cawood moved to accept as completed Bridlebrook Drive, Saddlebrook Subdivision, Unit 2, 1250 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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2. Willow Spring Drive, Saddlebrook Subdivision, Unit 2, 175 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; J & J Development property owner. (District 7)

Mr. Hollis McPhetridge, Knox County Engineering and Public Works, was present and stated that the road has been inspected and was found to meet all County requirements.

Commissioner Cawood moved to accept as completed Willow Spring Drive, Saddlebrook Subdivision, Unit 2, 175 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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3. Autumn View Road, Autumn View Subdivision, Unit 1, 1060 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; James L. and Alice Davis, Jr. property owners. (District 6)

Mr. Hollis McPhetridge, Knox County Engineering and Public Works, was present and stated that the road has been inspected and was found to meet all County requirements.

Commissioner Cawood moved to accept as completed Autumn View Road, Autumn View Subdivision, Unit 1, 1060 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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4. Elston Brae Drive, Autumn View Subdivision, Unit 1, 200 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; James L. and Alice Davis, Jr. property owners. (District 6)

Mr. Hollis McPhetridge, Knox County Engineering and Public Works, was present and stated that the road has been inspected and was found to meet all County requirements.

Commissioner Cawood moved to accept as completed Elston Brae Drive, Autumn View Subdivision, Unit 1, 200 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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5. Sheringham Drive, Autumn View Subdivision, Unit 1, 200 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; James L. and Alice Davis, Jr. property owners. (District 6)

Mr. Hollis McPhetridge, Knox County Engineering and Public Works, was present and stated that the road has been inspected and was found to meet all County requirements.

Commissioner Cawood moved to accept as completed Sheringham Drive, Autumn View Subdivision, Unit 1, 200 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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6. Conner's Creek Circle, Conner's Creek Subdivision, Unit 1, 450 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; William J. Farnham property owner. (District 6)

Mr. Hollis McPhetridge, Knox County Engineering and Public Works, was present and stated that the road has been inspected and was found to meet all County requirements.

Commissioner Cawood moved to accept as completed Conner's Creek Circle, Conner's Creek Subdivision, Unit 1, 450 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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7. Piney Grove Church Road Ext., Seven Springs Subdivision, Unit 1, 1710 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; Patrick Schadd property owner. (District 5)

Mr. Hollis McPhetridge, Knox County Engineering and Public Works, was present and stated that the road has been inspected and was found to meet all County requirements.

Mr. Larry Leibowitz, Attorney, was present and spoke on the matter.

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

Mr. Patrick Schadd, was present and spoke on the matter.

Mr. Bill Kervin, Director, Knox County Engineering and Public Works, was present and spoke on the matter.

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

Commissioner Cawood moved to accept as completed Piney Grove Church Road Ext., Seven Springs Subdivision, Unit 1, 1710 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion.

Commissioner Leuthold moved as a substitute motion to defer to the January Board of Commissioners meeting Piney Grove Church Road Ext., Seven Springs Subdivision, Unit 1, 1710 feet in length with a 50 foot right of way. Commissioner Moody seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Leuthold, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Davis, Ragsdale, Griess, Cawood, Teague and Horner voted no. The motion carried 13-6-0-0.

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8. Crooked Pine Lane, Seven Springs 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; Patrick Schadd property owner. (District 5)

Mr. Hollis McPhetridge, Knox County Engineering and Public Works, was present and stated that the road has been inspected and was found to meet all County requirements.

Mr. Larry Leibowitz, Attorney, was present and spoke on the matter.

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

Mr. Patrick Schadd, was present and spoke on the matter.

Mr. Bill Kervin, Director, Knox County Engineering and Public Works, was present and spoke on the matter.

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

Commissioner Cawood moved to accept as completed Crooked Pine Lane, Seven Springs Subdivision, Unit 1, 500 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion.

Commissioner Leuthold moved as a substitute motion to defer to the January Board of Commissioners meeting Crooked Pine Lane, Seven Springs Subdivision, Unit 1, 500 feet in length with a 50 foot right of way. Commissioner Moody seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Leuthold, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Davis, Ragsdale, Griess, Cawood, Teague and Horner voted no. The motion carried 13-6-0-0.

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9. Fair Oaks Lane, Seven Springs Subdivision, Unit 1, 160 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; Patrick Schadd property owner. (District 5)

Mr. Hollis McPhetridge, Knox County Engineering and Public Works, was present and stated that the road has been inspected and was found to meet all County requirements.

Mr. Larry Leibowitz, Attorney, was present and spoke on the matter.

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

Mr. Patrick Schadd, was present and spoke on the matter.

Mr. Bill Kervin, Director, Knox County Engineering and Public Works, was present and spoke on the matter.

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

Commissioner Cawood moved to accept as completed Fair Oaks Lane, Seven Springs Subdivision, Unit 1, 160 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion.

Commissioner Leuthold moved as a substitute motion to defer to the January Board of Commissioners meeting Fair Oaks Lane, Seven Springs Subdivision, Unit 1, 160 feet in length with a 50 foot right of way. Commissioner Moody seconded the motion and upon roll call

vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Leuthold, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Davis, Ragsdale, Griess, Cawood, Teague and Horner voted no. The motion carried 13-6-0-0.

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10. Jeanie Lane, Hendrix Place Subdivision, Unit 1, 1000 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed; Lyle Lee property owner. (District 7)

Mr. Hollis McPhetridge, Knox County Engineering and Public Works, was present and stated that the road has been inspected and was found to meet all County requirements.

Commissioner Cawood moved to accept as completed Jeanie Lane, Hendrix Place Subdivision, Unit 1, 1000 feet in length with a 50 foot right of way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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B. To be closed:

1. Consideration of a request to close excess right of way along Middlebrook Pike was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to approve the request to close excess right of way along Middlebrook Pike on first reading. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 Beaver Ridge Road (portion at Grace Baptist Church off Oak Ridge Highway in Karns) was before the Board of Commissioners on second reading.

Commissioner Cawood moved to approve the request to close a portion of Beaver Ridge Road (portion at Grace Baptist Church off Oak Ridge Highway in Karns) on second reading. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 HOUSE AND LOT LOCATED AT 7504 OLD RUTLEDGE PIKE THROUGH THE HOUSING OPPORTUNITY PROGRAM TO MICHAEL W. HERBERT AND JENNIFER M. RANEY: R-95-12-107:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the sale of a house and lot located at 7504 Old Rutledge Pike through the Housing Opportunity Program to Michael W. Herbert and Jennifer M. Raney was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-95-12-107 - Resolution of the Commission of Knox County, Tennessee, approving the sale of a house and lot located at 7504 Old Rutledge Pike through the Housing Opportunity Program to Michael W. Herbert and Jennifer M. Raney. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 THE AMOUNT OF \$29,000.00 FOR ARCHITECTURAL AND ENGINEERING FEES FOR MODIFICATION TO THE HVAC SYSTEM AT POWELL MIDDLE: R-95-12-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating the amount of \$29,000.00 for architectural and engineering fees for modification to the HVAC System at Powell Middle was before the Board of Commissioners.

Commissioner Teague moved to approve R-95-12-110 -

Resolution of the Commission of Knox County, Tennessee appropriating the amount of \$29,000.00 for architectural and engineering fees for modification to the HVAC System at Powell Middle. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 THE AMOUNT OF \$29,000.00 FOR ARCHITECTURAL AND ENGINEERING FEES FOR MODIFICATION TO THE HVAC SYSTEM AT KARNS MIDDLE SCHOOL: R-95-12-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating the amount of \$29,000.00 for architectural and engineering fees for modification to the HVAC System at Karns Middle School was before the Board of Commissioners.

Commissioner Cawood moved to approve R-95-12-111 -

Resolution of the Commission of Knox County, Tennessee appropriating the amount of \$29,000.00 for architectural and engineering fees for modification to the HVAC System at Karns Middle School. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 TO RESOLUTION R-95-11-111 TO REFLECT THE CORRECT AMOUNT OF THE APPROPRIATION FOR THE SIDEWALK TO BONNY KATE ELEMENTARY SCHOOL: R-95-12-113:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing a technical correction to Resolution R-95-11-111 to reflect the correct amount of the appropriation for the sidewalk to Bonny Kate Elementary School was before the Board of Commissioners.

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

Commissioner Pinkston moved to approve R-95-12-113 - Resolution of the Commission of Knox County, Tennessee, authorizing a technical correction to Resolution R-95-11-111 to reflect the correct amount of the appropriation for the sidewalk to Bonny Kate Elementary School. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 \$159,315.00 AND APPROVING A PROPOSAL BY CARTER GOBLE ASSOCIATES, INC. TO PROVIDE STRATEGIC PLANNING AND FACILITIES MASTER PLANNING FOR THE JUSTICE SYSTEM (WHICH WILL INCLUDE A SPACE NEEDS AND SECURITY PROGRAM FOR THE INTAKE/RELEASE CENTER)
R-95-12-114:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$159,315.00 and approving a proposal by Carter Goble Associates, Inc. to provide strategic planning and facilities master planning for the Justice System which will include a space needs/security program for the Intake/Release Center was before the Board of Commissioners.

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

Sheriff Tim Hutchison, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-95-12-114 - Resolution of the Commission of Knox County, Tennessee, appropriating \$159,315.00 and approving a proposal by Carter Goble Associates, Inc. to provide strategic planning and facilities master planning for the Justice System which will include a space needs/security program for the Intake/Release Center. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell,

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Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 CONTRACT WITH RAYMOND SERVICE, INC. FOR MAINTENANCE OF THE HVAC SYSTEM AT THE KNOX COUNTY DETENTION FACILITY: R-95-12-115:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Raymond Service, Inc. for Maintenance of the HVAC system at the Knox County Detention Facility was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-95-12-115 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Raymond Service, Inc. for Maintenance of the HVAC system at the Knox County Detention Facility. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 TWO ADDITIONAL POSITIONS IN THE IV-D COURT CLERK'S OFFICE FOR THE IV-D CHILD SUPPORT ENFORCEMENT PROGRAM: R-95-12-116:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing two additional positions in the IV-D Court Clerk's Office for the IV-D Child Support Enforcement Program was before the Board of Commissioners.

Ms. Laura Schaad, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-95-12-116 - Resolution of the Commission of Knox County, Tennessee, authorizing two additional positions in the IV-D Court Clerk's Office for the IV-D Child Support Enforcement Program. Commissioner Teague seconded the

motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 CREATING A BOARD FOR THE SETTLEMENT OF LIENS ON INSOLVENT PROPERTY: R-95-12-117:

Consideration of a Resolution of the Commission of Knox County, Tennessee, supporting legislation creating a Board for the Settlement of Liens on insolvent property was before the Board of Commissioners.

Mr. Ray Hill, Knox County Trustee's Office, was present and spoke on the matter.

Commissioner Ragsdale moved to approve R-95-12-117 - Resolution of the Commission of Knox County, Tennessee, supporting legislation creating a Board for the Settlement of Liens on insolvent property. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 Griess heard next on the agenda R-95-12-131.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, SUPPORTING LEGISLATION AMENDING TCA67-5-702 AND TCA67-5-703 REGARDING PROPERTY TAX RELIEF FOR ELDERLY AND DISABLED HOMEOWNERS:R-95-12-131:

Consideration of Resolution of the Commission of Knox County, Tennessee, supporting legislation amending TCA67-5-702 and TCA67-5-703 regarding property tax relief for elderly and disabled homeowners was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-95-12-131 -

Resolution of the Commission of Knox County, Tennessee, supporting legislation amending TCA67-5-702 and TCA67-5-703 regarding property tax relief for elderly and disabled homeowners. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 THE CIRCUIT JUDGES, CHANCELLORS, AND JUDGES OF CRIMINAL COURT TO DESIGNATE THE CODE COMMISSIONERS TO SERVE ON THE KNOX COUNTY CODE COMMISSION IN ACCORDINANCE WITH SECTION 4.05 OF THE KNOX COUNTY CHARTER: R-95-12-118:

Consideration of a Resolution of the Commission of Knox County, Tennessee, requesting the Circuit Judges, Chancellors, and Judges of Criminal Court to designate the Code Commissioners to serve on the Knox County Code Commission in accordance with Section 4.05 of the Knox County Charter was before the Board of Commissioners.

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

Commissioner Ragsdale moved to approve R-95-12-118 -

Resolution of the Commission of Knox County, Tennessee, requesting the Circuit Judges, Chancellors, and Judges of Criminal Court to designate the Code Commissioners to serve on the Knox County Code Commission in accordance with Section 4.05 of the Knox County Charter.

Commissioner Dirl seconded the motion.

Commissioner Horner moved as an amendment to add the following language to the Resolution: "The Board of Commissioners request a General Session Judge be appointed to the Code Commission by the Circuit Judges, Chancellor or Judges of Criminal Court and seconded by Commissioner McMillan. Upon roll call vote of the amendment Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner,

E412218

Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

Upon roll call vote of the original motion to approve by Commissioner Ragsdale and seconded by Commissioner Dirl R-95-12-118 - Resolution of the Commission of Knox County, Tennessee, requesting the Circuit Judges, Chancellors, and Judges of Criminal Court to designate the Code Commissioners to serve on the Knox County Code Commission in accordance with Section 4.05 of the Knox County Charter with the following amendment: "The Board of Commissioners request a General Session Judge be appointed to the Code Commission by the Circuit Judges, Chancellor or Judges of Criminal Court". Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 PURCHASE OF A PARCEL OF PROPERTY ON HEMBREE STREET FOR THE AUSTIN-EAST HIGH SCHOOL EXPANSION: R-95-12-133:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the purchase of a parcel of property on Hembree Street for the Austin-East High School expansion was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-95-12-133 - Resolution of the Commission of Knox County, Tennessee, approving the purchase of a parcel of property on Hembree Street for the Austin-East High School expansion. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX

COUNTY, TENNESSEE, AMENDING THE PROCUREMENT ORDINANCE

(0-90-9-113) TO CLARIFY SECTION 1.5 AS TO EXEMPTIONS:

0-95-12-102: FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Procurement Ordinance (0-90-9-113) to clarify Section 1.5 as to exemptions was before the Board of Commissioners on first reading.

Commissioner Leuthold moved to approve 0-95-12-102 - Ordinance of the Commission of Knox County, Tennessee, amending the Procurement Ordinance (0-90-9-113) to clarify Section 1.5 as to exemptions on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 THE TRAFFIC ORDINANCE (0-90-9-112) TO REGULATE THE PARKING OF TRACTOR-TRAILER TRUCKS ON PUBLIC ROADS IN RESIDENTIAL AREAS: 0-95-12-103: (FIRST READING)

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the traffic ordinance (0-90-12-112) to regulate the parking of tractor-trailer trucks on public roads in residential areas was before the Board of Commissioners on first reading.

Mr. J. C. Ogg, was present and spoke on the matter.

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

Commissioner Ragsdale moved to approve R-95-12-103 - Ordinance of the Commission of Knox County, Tennessee, amending the traffic ordinance (0-90-12-112) to regulate the parking of tractor-trailer trucks on public roads in residential areas on first reading. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm,

Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, 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 for the County Clerk.

B. Trustee:

Mr. Mike Padgett, Knox County Clerk, 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.

Mr. Mike Padgett, Knox County Clerk, reported 116 Notary Public Applications.

Commissioner Horner moved to approve 116 Notary Public Applications. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ROLL CALL: 6:00 P.M.

Ms. Kim Bowen, Minutes Clerk, to Knox County Clerk Mike Padgett, called the roll. Those Commissioners present were Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Bratton and Pinkston. Commissioner Mills was absent from the evening session.

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IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Griess withdrew from the agenda under Rezoning Appeals: Appeal of William Henderson for rezoning from A Agricultural Zone to RB General Residential Zone.

E412218

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IN RE: REZONING REQUEST:

1. Request of John A. Christopher for rezoning from A Agricultural Zone to A Agricultural/HZ Historical Overlay Zone R-95-12-120 was before the Board of Commissioners. Property located west side Martin Mill Pike, north of McCammon Road, 9th Commission District.

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

Commissioner Bratton moved to approve R-95-12-120 - Request of John A. Christopher for rezoning from A Agricultural Zone to A Agricultural/HZ Historical Overlay Zone as per Metropolitan Planning Commission's Recommendation: Approve A Agricultural/HZ Historical Overlay Zone. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Bratton and Pinkston voted aye. Commissioners Medley, Davis and Mills were absent from the vote. The motion carried 16-0-0-3.

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2. Request of Bobby Henry (Margaret Pigg Estate) for rezoning from A Agricultural and RB General Residential Zone to CB Business and Manufacturing R-95-12-121 was before the Board of Commissioners. Property located southwest side Central Avenue Pike, northwest of Callahan Road and Dante School Road, 6th Commission District.

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

Commissioner Teague moved to approve R-95-12-121 - Request of Bobby Henry (Margaret Pigg Estate) for rezoning from A Agricultural and RB General Residential Zone to CB Business and Manufacturing as per Metropolitan Planning Commission's Recommendation: Approve CB Business and Manufacturing Zone. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Bratton and Pinkston voted aye. Commissioner Mills was absent from the meeting. The motion carried 18-0-0-1.

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3. Request of Cox and Vineyard Development Company for rezoning from A Agricultural Zone to PR Planned Residential at 1-6 dwelling units per acre R-95-12-122 was before the Board of Commissioners. Property located southwest side Andersonville Pike, southwest of McCloud and Hills Road; 7th Commission District.

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

Commissioner Horner moved to approve R-95-12-122 at 1-5 dwelling units per acre the Request of Cox and Vineyard Development Company for rezoning from A Agricultural Zone to PR Planned Residential. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Bratton and Pinkston voted aye. Commissioner Mills was absent from the meeting. The motion carried 18-0-0-1.

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4. Request of William H. Berrier, Jr. for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-95-12-123 was before the Board of Commissioners. Property located south side Tipton Station Road, west of Lowland Lane; 9th Commission District.

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

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

Mr. William H. Berrier, Jr., applicant, was present and spoke on the matter.

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

Ms. Ema French Fox, was present and spoke in opposition to the request.

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

Commissioner Bratton moved to deny R-95-12-123 Request of William H. Berrier, Jr. for rezoning from A Agricultural Zone to RA

Low Density Residential Zone. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Bratton and Pinkston voted aye. Commissioner Mills was absent from the meeting. The motion carried 18-0-0-1.

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5. Request of Joe Harb for rezoning from RB General Residential Zone to PC Planned Commercial Zone R-95-12-124 was before the Board of Commissioners. Property located north side Gov. John Sevier Highway, east side Maryville Pike; 9th Commission District.

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

Commissioner Bratton moved to approve R-95-12-124 - Request of Joe Harb for rezoning from RB General Residential Zone to PC Planned Commercial Zone as per Metropolitan Planning Commission's Recommendation: Approve PC Planned Commercial Zone. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Bratton and Pinkston voted aye. Commissioner Mills was absent from the meeting. The motion carried 18-0-0-1.

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6. Request of James and Pauline Huskey Inman for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-95-12-125 was before the Board of Commissioners. Property located southeast side Bays Mountain Road, northeast of Sams Lane; 9th Commission District

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

Commissioner Pinkston moved to approve R-95-12-125 - Request of James and Pauline Huskey Inman 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 Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell,

Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Bratton and Pinkston voted aye. Commissioner Mills was absent from the meeting. The motion carried 18-0-0-1.

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7. Request of Mike Stinnett for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-95-12-126 was before the Board of Commissioners. Property located south of Ruggles Ferry Drive, west of Gib Sherrod Lane; 8th Commission District.

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

Commissioner McMillan moved to approve R-95-12-126 - Request of Mike Stinnett 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 Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Bratton and Pinkston voted aye. Commissioner Mills was absent from the meeting. The motion carried 18-0-0-1.

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8. Request of Weigel's Store, Inc. for rezoning from RB General Residential and F Floodway to CA General Business and CA General Business/F Floodway R-95-12-127 was before the Board of Commissioners. Property located south side Emory Road, east side Clinton Highway; 6th Commission District.

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

Commissioner Teague moved to approve R-95-12-127 - Request of Weigel's Store, Inc. for rezoning from RB General Residential and Floodway to CA General Business and CA General Business/F Floodway as per Metropolitan Planning Commission's Recommendation: Approve CA General Business and CA General Business/F Floodway Zone.

Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm,

Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Bratton and Pinkston voted aye. Commissioner Mills was absent from the meeting. The motion carried 18-0-0-1.

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9. Request of Towry Contracting Company, Inc. for rezoning from I Industrial Zone To RB General Residential Zone R-95-12-128 was before the Board of Commissioners. Property located southeast side E Raccoon Valley Road, northeast of I-75; 6th Commission District.

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

Commissioner Teague moved to approve R-95-12-128 - Request of Towry Contracting Company, Inc. for rezoning from I Industrial Zone To RB General Residential Zone as per Metropolitan Planning Commission's Recommendation: Approve RB General Residential Zone. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Bratton and Pinkston voted aye. Commissioner Mills was absent from the meeting. The motion carried 18-0-0-1.

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10. Request of William J. Farnham for rezoning from A Agricultural/To Technology Overlay Zone to PR/To Planned Residential/Technology Overlay Zone at 1-4 dwelling units per acre R-95-12-129 was before the Board of Commissioners. Property located north side Hardin Valley Drive, west of Bryant Lane; 6th Commission District.

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

Commissioner Cawood moved to approve R-95-12-129 - Request of William J. Farnham for rezoning from A Agricultural/To Technology Overlay Zone to PR/To Planned Residential/Technology Overlay Zone at 1-4 dwelling units per acre as per Metropolitan Planning Commission's Recommendation: Approve PR/To Planned Residential/Technology Overlay Zone at 1-4 dwelling units per acre. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero,

Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Bratton and Pinkston voted aye. Commissioner Mills was absent from the meeting. The motion carried 18-0-0-1.

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11. Request of Harbin Realtors and Developers, Inc. for rezoning from A Agricultural Zone to CB Business and Manufacturing Zone R-95-12-130 was before the Board of Commissioners. Property located southwest side Watt Road, northwest of I-40/I-75 interchange; 6th Commission District.

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

Commissioner Cawood moved to approve R-95-12-130 - Request of Harbin Realtors and Developers, Inc. for rezoning from A Agricultural Zone to CB Business and Manufacturing Zone as per Metropolitan Planning Commission's Recommendation: Approve CB Business and Manufacturing Zone. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Bratton and Pinkston voted aye. Commissioner Mills was absent from the meeting. The motion carried 18-0-0-1.

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12. Request of Gettysvue Partners, L.P. for rezoning from PR Planned Residential and F Floodway Zone of OS Open Space and F Floodway Zone R-95-12-131 was before the Board of Commissioners. Property located north side Westland Drive, west side Ebenezer Road; 5th Commission District.

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

Commissioner Ragsdale moved to approve R-95-12-131 - Request of Gettysvue Partners, L.P. for rezoning from PR Planned Residential and F Floodway Zone of OS Open Space and F Floodway Zone as per Metropolitan Planning Commission's Recommendation: Approve OS Open Space and F Floodway Zone. Commissioner Leuthold seconded the

motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Bratton and Pinkston voted aye. Commissioner Mills was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: ADJOURNMENT:

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



JOHN GRIESS, CHAIRMAN