

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, January 22, 1996 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, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioner Tindell was absent from the meeting. Also present were Mr. Mike Padgett, Knox County Clerk, Mr. Thomas Schumpert, Knox County Executive, Ms. Kathy Hamilton, Knox County Finance Director, Mr. Richard Beeler, Knox County Law 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:

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

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IN RE: DEVOTIONAL:

Reverend Allen Cook, Minister at St. James Episcopal Church, was present and gave the devotional.

At this time, Commissioner Griess requested the Commission to devote a moment of silence in memory of Mr. Herbert Acuff, former Knox County Finance Director.

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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. Without objection, Commissioner Griess amended the agenda to defer the following items for 30 days: Resolution R-96-1-108 - 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; and Resolution R-96-1-116 - Resolution of the Commission of Knox County, Tennessee, approving a lease of the Old Flenniken School property. He also amended the agenda to add Resolution R-96-1-128 - Resolution of the Commission of Knox County, Tennessee, opposing legislation authorizing counties or municipalities to sell tax certificates.

2. Without objection, Commissioner Griess amended the agenda to defer the following item for 30 days: Resolution R-96-1-104 - Resolution of the Commission of Knox County, Tennessee, appointing four Judicial Commissioners to serve to July 1, 1996.

3. Without objection, Commissioner Griess amended the agenda to add the following items: Resolution R-96-1-129 - Resolution of the Commission of Knox County, Tennessee, condemning the arson of the Inner City Church; and Resolution R-96-1-130 - Resolution of the Commission of Knox County, Tennessee, approving a lease agreement with Child and Family Services, Inc. for three parking spaces at the Health Department Parking Lot.

4. Without objection, Commissioner Griess amended the agenda to defer the following item for 30 days: Resolution R-96-1-102 - Resolution of the Commission of Knox County, Tennessee, memorializing John E. Dowling, Jr., Deputy Law Director.

5. Without objection, Commissioner Griess amended the agenda to defer the following item for 60 days: Ordinance O-96-1-103 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance (O-90-9-130) to provide for Use on Review approval requirements for Child Day Care Facilities.

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IN RE: HONORARY AND MEMORIAL RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING AUSTIN-EAST HIGH SCHOOL BASKETBALL PLAYER ANDRE FENDERSON - R-96-1-101:

Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing Austin-East High School Basketball player Andre Fenderson was before the Board of Commissioners.

Commissioner Jordan moved to approve Resolution R-96-1-101 - Resolution of the Commission of Knox County, Tennessee, memorializing Andre Fenderson. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell 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, MEMORIALIZING JOHN E. DOWLING, JR., DEPUTY LAW DIRECTOR - R-96-1-102:

This item was deferred to the February 1996 regular session meeting. (See Amendments to the Agenda, Page 305)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING TWO U.T. STUDENTS FOR ADMINISTERING CPR TO ANOTHER STUDENT WHO SUFFERED A HEART ATTACK DURING AN EXAM - R-96-1-103:

Without objection, Commissioner Griess deferred this item to be heard later on the day's agenda. (See Page 307)

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IN RE: DELEGATIONS TO BE HEARD:

1. Mr. Kevin Cruze, Jones Road resident, was present and spoke concerning the Sheriff's Department shooting range located on Maloneyville Road.

2. Mr. Fred Bowman, Jones Road resident and President of the Three Ridges Homeowners Association, was present and spoke concerning the Sheriff's Department shooting range located on Maloneyville Road.

3. Mr. Jerry Monroe, Maloneyville Road area resident, was present and spoke concerning the Sheriff's Department shooting range located on Maloneyville Road.

4. Lieutenant Tom Spanger, Knox County Sheriff's Department, was present and spoke concerning the Sheriff's Department shooting range located on Maloneyville Road.

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

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

6. Commissioner Mills moved to request the Chairman to form a Committee to review the issues regarding the Sheriff's Department shooting range located on Maloneyville Road. Commissioner Moody seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Horner and Cooper abstained from voting. Commissioner Tindell was absent from the meeting. The motion carried 16-0-2-1.

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

5. Mr. Allen Moore, Network Inner City Schools, was present and spoke concerning programs for the Knox County Magnet Schools.

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

7. Commissioner Griess amended the agenda to hear Resolution R-96-1-103 at this time.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING TWO U.T. STUDENTS FOR

ADMINISTERING CPR TO ANOTHER STUDENT WHO SUFFERED A
HEART ATTACK DURING AN EXAM - R-96-1-103:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring two U.T. Students for administering CPR to another student who suffered a heart attack during an exam was before the Board of Commissioners.

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

Dr. George Harper, Department of Forestry Wildlife and Fisheries, Dr. Dave Buehler, Assistant Professor of Wildlife Management, Mr. Billy Charles Goodrich and Mr. Scott Sample, students at the University of Tennessee, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-96-1-103 - Resolution of the Commission of Knox County, Tennessee, honoring two U.T. Students for administering CPR to another student who suffered a heart attack during an exam. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell was absent from the meeting. The motion carried 18-0-0-1.

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

8. At this time there was discussion concerning the appointment of a Judicial Commissioner to fill the unexpired term of Ms. Sharon Frankenburg.

Judge Tony Stansberry, Mr. Joe Hoover, Attorney, Mr. Richard Beeler, Knox County Law Director, Mr. Thomas Schumpert, Knox County Executive, and Ms. Kathy Hamilton, Knox County Finance Director, were present and spoke on the matter.

Commissioner Dirl moved to amend the agenda to add the following item to be heard at this time: Resolution R-96-1-132 - Consideration of a resolution of the Commission of Knox County,

Tennessee, appointing a temporary Judicial Commissioner to serve on an interim basis to February 26, 1996. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Moody, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, Mills, Bratton and Pinkston voted aye. Commissioner Rogero voted no. Commissioners Medley, DeSelm and McMillan abstained from voting. Commissioner Tindell was absent from the meeting. 14-1-3-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING A TEMPORARY JUDICIAL COMMISSIONER TO SERVE ON AN INTERIM BASIS TO FEBRUARY 26, 1996 - R-96-1-132:

Consideration of a resolution of the Commission of Knox County, Tennessee, appointing a temporary Judicial Commissioner to serve on an interim basis to February 26, 1996 was before the Board of Commissioners.

Commissioner Dirl moved to approve Resolution R-96-1-132 - Resolution of the Commission of Knox County, Tennessee, appointing a temporary Judicial Commissioner to serve on an interim basis to February 26, 1996 and that Mr. Joe Hoover be appointed to be effective January 23, 1996. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell was absent from the meeting. The motion carried 18-0-0-1.

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

6. Mr. Troy "Pete" Campbell, concerned citizen, was present and spoke concerning Ordinance O-96-1-102.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on December 18, 1995 (Regular Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on December 18, 1995 (Regular Session). Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell 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.

No report was given.

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

No report was given.

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

No report was given.

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I. The report of the Rules Committee was before the Board of Commissioners.

No report was given.

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At this time, Mr. Thomas Schumpert, Knox County Executive, was present and spoke concerning the City-County Building phone number prefix change from 521 to 215.

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N RE: ELECTIONS AND APPOINTMENTS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING FOUR JUDICIAL COMMISSIONERS TO SERVE TO JULY 1, 1996 - R-96-1-104:

This item was deferred to the February 1996 regular session meeting. (See Amendments to the Agenda, Page 305)

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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 PUBLIC LIBRARY DIRECTORS TO FILL THE UNEXPIRED TERM OF AL BELL - R-96-1-105:

Consideration of a resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Board of Public Library Directors to fill the unexpired term of Al Bell was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-96-1-105 - Resolution of the Commission of Knox County,

Tennessee, appointing one member to the Knox County Board of Public Library Directors to fill the unexpired term of Al Bell and that Mr. Charles Hayes be appointed. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell 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 TWO MEMBERS TO THE KNOX COUNTY BOARD OF CONSTRUCTION STANDARDS AND APPLICATIONS - R-96-1-106:

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

Commissioner Ragsdale moved to approve Resolution R-96-1-106 - Resolution of the Commission of Knox County, Tennessee, appointing two members to the Knox County Board of Construction Standards and Applications and Mr. Edward Zarb and Mr. Bruce Bosse be appointed. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell 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 Horner moved to approve the Reports of Officials. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell was absent from the meeting. The motion carried 18-0-0-1.

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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 County Solid Waste Authority

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

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IN RE: AMENDMENTS TO THE AGENDA - (CONTINUED)

9. At this time there was discussion concerning telecommunication towers.

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

No action was taken.

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IN RE: DRIVES AND ROADS:

A. To be accepted as completed:

1. 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 Schaad, property owner. (District 3)

Mr. Arthur Seymour, Attorney representing Patrick Schaad, and Mr. Gary Norvell, Engineer, were present and spoke on the matter.

Mr. Larry Lebowitz, Attorney, was present and spoke in opposition.

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

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

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2. 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 Schaad, property owner. (District 3)

Mr. Arthur Seymour, Attorney representing Patrick Schaad, and Mr. Gary Norvell, Engineer, were present and spoke on the matter.

Mr. Larry Lebowitz, Attorney, was present and spoke in opposition.

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

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

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3. 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 Schaad, property owner. (District 3)

Mr. Arthur Seymour, Attorney representing Patrick Schaad, and Mr. Gary Norvell, Engineer, were present and spoke on the matter.

Mr. Larry Lebowitz, Attorney, was present and spoke in opposition.

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

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

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

Mr. Larry Lebowitz, Attorney, was present and spoke in opposition to the request.

Commissioner Ragsdale moved to approve the request to close Old Amherst Road off Piney Grove Church Road on first reading. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, Davis, Ragsdale, Leuthold, Griess, Teague, McMillan, Mills and Bratton voted aye. Commissioners Cawood, Horner, Cooper and Pinkston voted no. Commissioner DeSelm abstained from voting. Commissioner Tindell was absent from the meeting. The motion carried 13-4-1-1.

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2. Consideration of a request to close excess right of way along Middlebrook Pike was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve the request to close excess right of way along Middlebrook Pike on second reading. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell 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 \$3,800,000.00 AND APPROVING A CONTRACT WITH WEBB & SONS, INC. FOR CONSTRUCTION OF THE VINE MIDDLE SCHOOL RENOVATIONS - R-96-1-107:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$3,800,000.00 and approving a contract with Webb & Sons, Inc. for construction of the Vine Middle School renovations was before the Board of Commissioners.

Commissioner Jordan moved to approve Resolution R-96-1-107 - Resolution of the Commission of Knox County, Tennessee, appropriating \$3,800,000.00 and approving a contract with Webb & Sons, Inc. for construction of the Vine Middle School renovations. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell 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 ENERGY AUDITS AND CONTROLS FOR AN ENERGY MANAGEMENT SYSTEM FOR THE KNOX COUNTY PUBLIC LIBRARY SYSTEM - R-96-1-108:

This item was deferred to the February 1996 regular session meeting. (See Amendments to the Agenda, Page 304)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$10,800.00 AND APPROVING A PROPOSAL BY ALLEN & HOSHALL, INC. FOR ENGINEERING SERVICES FOR ROAD IMPROVEMENTS AT THE INTERSECTION OF CENTRAL AVENUE PIKE WITH CALLAHAN ROAD/DANTE ROAD - R-96-1-109:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$10,800.00 and approving a proposal by Allen & Hoshall, Inc. for engineering services for road improvements at the intersection of Central Avenue Pike with Callahan Road/Dante Road 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 Teague moved to approve Resolution R-96-1-109 - Resolution of the Commission of Knox County, Tennessee, appropriating \$10,800.00 and approving a proposal by Allen & Hoshall, Inc. for engineering services for road improvements at the intersection of Central Avenue Pike with Callahan Road/Dante Road. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell 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 \$19,600.00 AND APPROVING A PROPOSAL BY WILBUR SMITH ASSOCIATES FOR ENGINEERING SERVICES FOR THE PREPARATION OF A FUNCTIONAL DESIGN FOR THE SECTION OF DRY GAP PIKE FROM EMORY ROAD TO DANTE DRIVE - R-96-1-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$19,600.00 and approving a proposal by Wilbur Smith Associates for engineering services for the preparation of a functional design for the section of Dry Gap Pike from Emory Road to Dante Drive was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-96-1-110 - Resolution of the Commission of Knox County, Tennessee, appropriating \$19,600.00 and approving a proposal by Wilbur Smith Associates for engineering services for the preparation of a functional design for the section of Dry Gap Pike from Emory Road to Dante Drive. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell 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 \$447,000.00 AND APPROVING A PROPOSAL BY WILBUR SMITH ASSOCIATES FOR ENGINEERING SERVICES FOR THE SCHAAD ROAD/CALLAHAN ROAD PROJECT - R-96-1-111:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$447,000.00 and approving a proposal by Wilbur Smith Associates for engineering services for the Schaad Road/Callahan Road Project was before the Board of Commissioners.

Commissioner Teague moved to approve Resolution R-96-1-111 - Resolution of the Commission of Knox County, Tennessee, appropriating \$447,000.00 and approving a proposal by Wilbur Smith Associates for engineering services for the Schaad Road/Callahan Road Project. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale recused himself from the vote. Commissioner Tindell 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, RE-APPROPRIATING \$261,553.89 FOR THE CEDAR BLUFF ROAD IMPROVEMENT PROJECT - R-96-1-112:

Consideration of a resolution of the Commission of Knox County, Tennessee, re-appropriating \$261,553.89 for the Cedar Bluff Road Improvement Project was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Resolution R-96-1-112 - Resolution of the Commission of Knox County, Tennessee, re-appropriating \$261,553.89 for the Cedar Bluff Road Improvement Project. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood,

Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell 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 AMENDMENT WITH BLUE CROSS AND BLUE SHIELD OF TENNESSEE TO PROVIDE HIGH DOSE CHEMOTHERAPY AND RELATED BONE MARROW TRANSPLANTATION FOR BREAST CANCER AND MULTIPLE MYELOMA FOR KNOX COUNTY EMPLOYEES WITH MEDICAL COVERAGE - R-96-1-113:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract amendment with Blue Cross and Blue Shield of Tennessee to provide high dose chemotherapy and related bone marrow transplantation for breast cancer and multiple myeloma for Knox County employees with medical coverage was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-1-113 - Resolution of the Commission of Knox County, Tennessee, approving a contract amendment with Blue Cross and Blue Shield of Tennessee to provide high dose chemotherapy and related bone marrow transplantation for breast cancer and multiple myeloma for Knox County employees with medical coverage. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell 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 SELECTION OF BOND COUNSEL FOR KNOX COUNTY - R-96-1-114:

Consideration of a resolution of the Commission of Knox County, Tennessee, confirming the selection of bond counsel for Knox County was before the Board of Commissioners.

Mr. Ed Ingram, representing Robertson, Ingram & Overby, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-96-1-114 - Resolution of the Commission of Knox County, Tennessee, confirming the selection of bond counsel for Knox County. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell 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 \$20,000.00 FROM THE COUNTY CLERK'S EXCESS FEES FOR SATELLITE OFFICE IMPROVEMENTS - R-96-1-115:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$20,000.00 from the County Clerk's excess fees for satellite office improvements was before the Board of Commissioners.

Commissioner Cooper moved to approve Resolution R-96-1-115 - Resolution of the Commission of Knox County, Tennessee, appropriating \$20,000.00 from the County Clerk's excess fees for satellite office improvements. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell 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-96-1-116:

This item was deferred to the February 1996 regular session meeting. (See Amendments to the Agenda, Page 305)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, OPPOSING LEGISLATION AUTHORIZING COUNTIES OR MUNICIPALITIES TO SELL TAX CERTIFICATES - R-96-1-128:

Consideration of a resolution of the Commission of Knox County, Tennessee, opposing legislation authorizing counties or municipalities to sell tax certificates was before the Board of Commissioners.

Mr. Courtney Pearre, Attorney, Mr. Thomas Schumpert, Knox County Executive, and Mr. Ray Hill, Knox County Trustee's Office, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-96-1-128 - Resolution of the Commission of Knox County, Tennessee, opposing legislation authorizing counties or municipalities to sell tax certificates. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, DeSelm, Davis, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Griess voted no. Commissioner Tindell 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, CONDEMNING THE ARSON OF THE INNER CITY CHURCH - R-96-1-129:

Consideration of a resolution of the Commission of Knox County, Tennessee, condemning the arson of the Inner City Church was before the Board of Commissioners.

Commissioner Dirl moved to approve Resolution R-96-1-129 - Resolution of the Commission of Knox County, Tennessee, condemning the arson of the Inner City Church. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner

Tindell 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 AGREEMENT WITH CHILD AND FAMILY SERVICES, INC. FOR THREE PARKING SPACES AT THE HEALTH DEPARTMENT PARKING LOT - R-96-1-130:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a lease agreement with Child and Family Services, Inc. for three parking spaces at the Health Department Parking Lot was before the Board of Commissioners.

Commissioner Moody moved to approve Resolution R-96-1-130 - Resolution of the Commission of Knox County, Tennessee, approving a lease agreement with Child and Family Services, Inc. for three parking spaces at the Health Department Parking Lot. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills and Pinkston voted aye. Commissioner Bratton recused himself from the vote. Commissioner Tindell was absent from the meeting. The motion carried
17-0-1-1.

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IN RE: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUIRING COUNTY EXECUTIVE OR COUNTY COMMISSION APPROVAL FOR CHANGES OF USE OF COUNTY PROPERTY - O-96-1-101 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, requiring County Executive or County Commission approval for changes of use of county property was before the Board of Commissioners on first reading.

Commissioner Leuthold moved to approve Ordinance 0-96-1-101 - Ordinance of the Commission of Knox County, Tennessee, requiring County Executive or County Commission approval for changes of use of county property on first reading. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell 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 (0-90-9-130) REGARDING THE SALE OF BEER FOR ON-PREMISE CONSUMPTION NEAR RESIDENTIAL AND AGRICULTURAL ZONES - 0-96-1-102 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance (0-90-9-130) regarding the sale of beer for on-premise consumption near Residential and Agricultural Zones was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to approve Ordinance 0-96-1-102 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance (0-90-9-130) regarding the sale of beer for on-premise consumption near Residential and Agricultural Zones on first reading. Commissioner Bratton seconded the motion and upon roll call vote Commissioners DeSelm, Davis, Ragsdale, Leuthold, Cawood, Teague, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Jordan, Dirl, Rogero, Medley, Griess and Cooper voted no. Commissioner Moody abstained from voting. Commissioner Horner was absent from the vote. Commissioner Tindell was absent from the vote. The motion carried 10-6-1-2.

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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 PROVIDE FOR USE ON REVIEW APPROVAL REQUIREMENTS FOR CHILD DAY CARE FACILITIES - O-96-1-103 - (SECOND READING):

This item was deferred to the March 1996 regular session meeting. (See Amendments to the Agenda, Page 305)

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IN RE: ORDINANCE ON SECOND READING:

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-95-12-102 - (SECOND READING):

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 was before the Board of Commissioners on second reading.

Commissioner Leuthold moved to approve Ordinance O-95-12-102 - Ordinance of the Commission of Knox County, Tennessee, amending the Procurement Ordinance (O-90-9-113) to clarify Section 1.5 as to exemptions on second reading. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell 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 TRAFFIC ORDINANCE TO PROHIBIT CERTAIN COMMERCIAL VEHICLES ON RESIDENTIAL STREETS - O-95-12-103 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Traffic Ordinance to

prohibit certain commercial vehicles on residential streets was before the Board of Commissioners on second reading.

Commissioner Cawood moved to approve Ordinance 0-95-12-103 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Traffic Ordinance to prohibit certain commercial vehicles on residential streets on second reading. The motion was seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell 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 149 applications for Notary Public.

Commissioner Cawood moved to approve 149 applications for Notary Public. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell was absent from the meeting. The motion carried 18-0-0-1.

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E412218

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, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell 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 Jack Stooksbury for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located southwest side Dry Gap Pike, north of E. Beaver Creek Drive, 7th Commission District.

Commissioner Horner moved to defer this item for 30 days. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell was absent from the meeting. The motion carried 18-0-0-1.

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2. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Sidney M. Cameron for rezoning from I Industrial Zone to A Agricultural Zone was before the Board of Commissioners. Property located northside Norfolk Southern Railroad, west of Sand Pit Lane, 8th Commission District.

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

Mr. Bill Petty, Attorney representing Sidney M. Cameron, was present and spoke on behalf of the request.

Mr. Steve Carter, area resident, was present and spoke in opposition to the request.

Commissioner Mills moved to deny Resolution R-96-1-118 Resolution of the Commission of Knox County, Tennessee, approving the request of Sidney M. Cameron for rezoning from I Industrial Zone to A Agricultural Zone. Commissioner McMillan seconded the motion.

Commissioner DeSelm moved as a substitute motion to approve Resolution R-96-1-118 - Resolution of the Commission of Knox County, Tennessee, approving the request of Sidney M. Cameron for rezoning from I Industrial Zone to A Agricultural Zone as per MPC's recommendation. Commissioner Medley seconded the motion and upon roll call vote Commissioners Rogero, Moody, Medley, DeSelm, Davis and Griess voted aye. Commissioners Jordan, Dirl, Leuthold, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted no. Commissioner Horner abstained from voting. Commissioner Ragsdale was absent from the vote. Commissioner Tindell was absent from the meeting. The motion failed 6-10-1-2.

No other motions were made. The property remained zoned Industrial.

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3. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Glenn Frye for rezoning from A Agricultural Zone and RA Low Density Residential Zone to PR Planned Residential Zone at 5-12 du/ac. Property located east, north and west sides Winkle Lane, north of W. Governor John Sevier Highway, and south of Ala Drive, 9th Commission District.

Mr. Glenn Frye, applicant, was present and spoke on behalf of the request.

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

Commissioner Bratton moved to approve Resolution R-96-1-119 - Resolution of the Commission of Knox County,

Tennessee, approving the request of Glenn Frye for rezoning from A Agricultural Zone and RA Low Density Residential Zone to PR Planned Residential Zone at 1-8 du/ac. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale was absent from the vote. Commissioner Tindell was absent from the meeting. The motion carried 17-0-0-2. Property located east, north and west sides Winkle Lane, north of W. Governor John Sevier Highway, and south of Ala Drive, 9th Commission District.

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4. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Mrs. Bertha Gervin 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 north of Nubbin Ridge Road, west of Ilex Circle, east of Sanford Day, 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-96-1-120 - Resolution of the Commission of Knox County, Tennessee, approving the request of Mrs. Bertha Gervin 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, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell was absent from the meeting. The motion carried 18-0-0-1. Property located north of Nubbin Ridge Road, west of Ilex Circle, east of Sanford Day, 4th Commission District.

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5. Consideration of a resolution of the Commission of Knox County, Tennessee, Harbin Realtors and Developers, Inc. for

rezoning from A Agricultural Zone to CB Business and Manufacturing Zone was before the Board of Commissioners. Property located south side Palestine Lane, east of Watt Road, 5th Commission District.

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

Mr. Jack Piper Sr., representing Harbin Realtors and Developers, Inc., was present and spoke on behalf of the request.

Mr. Gary Norvell, Engineer at Batson Himes & Norvell, was present and spoke in opposition to the request.

Mr. Lynn Summers, President of Homeowners Association of Saddleridge, and Mr. Phil Strader, Developer of Saddleridge, were present and spoke on the matter.

Commissioner Leuthold moved to defer this item 30 days. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell was absent from the meeting. The motion carried 18-0-0-1.

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6. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Patrick Schaad, Trustee for rezoning from A Agricultural Zone to CB Business and Manufacturing Zone was before the Board of Commissioners. Property located southeast side Parkside Drive (Truckers Lane), southwest of Sherway Road, 5th Commission District.

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

Commissioner Leuthold moved to approve Resolution R-96-1-122 - Resolution of the Commission of Knox County, Tennessee, approving the request of Patrick Schaad, Trustee for rezoning from A Agricultural Zone to CB Business and Manufacturing Zone. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody,

Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell was absent from the meeting. The motion carried 18-0-0-1. Property located southeast side Parkside Drive (Truckers Lane), southwest of Sherway Road, 5th Commission District.

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7. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Victor Jernigan for rezoning from A Agricultural Zone to CA General Business and PR Planned Residential Zone at 1-10 du/ac. Property located southside E. Emory Road, east side Dry Gap Pike, 7th Commission District.

Mr. Tom McAdams, Attorney representing Victor Jernigan, 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.

Commissioner Horner moved to approve Resolution R-96-1-123 - Resolution of the Commission of Knox County, Tennessee, approving the request of Victor Jernigan for rezoning from A Agricultural Zone to CA General Business and PR Planned Residential Zone at 1-10 du/ac as per MPC's recommendation. Commissioner Cooper seconded the motion.

Commissioner Teague moved as a substitute motion to divide the two issues and approve the narrow L shaped strip with Commercial and defer for 30 days the larger tract from Agricultural to Planned Residential. Commissioner Cawood seconded the motion.

Commissioner Bratton requested a division of the question and Commissioner Griess, Chairman, granted the request.

Commissioner Horner moved to rezone the white section that surrounds parcel 140.01 to Commercial. (See attached map.) Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton

and Pinkston voted aye. Commissioners Tindell, Ragsdale and Leuthold were absent from the meeting. The motion carried 16-0-0-3.

Commissioner Horner moved to approve Resolution R-96-1-123 - Resolution of the Commission of Knox County, Tennessee, approving the request of Victor Jernigan for rezoning from A Agricultural Zone to CA General Business and PR Planned Residential Zone at 1-10 du/ac as per MPC's recommendation. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Tindell, Ragsdale and Leuthold were absent from the meeting. The motion carried 16-0-0-3. Property located southside E. Emory Road, east side Dry Gap Pike, 7th Commission District.

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8. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Winston Cox for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-4 du/ac was before the Board of Commissioners. Property located east and south sides Gallaher View Road, north side Southern Norfolk Railroad, 4th Commission District.

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

Commissioner DeSelm moved to approve Resolution R-96-1-124 - Resolution of the Commission of Knox County, Tennessee, approving the request of Winston Cox for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-4 du/ac as per MPC's recommendation. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Tindell, Ragsdale and Leuthold were absent from the meeting. The motion carried 16-0-0-3. Property located east and south sides Gallaher View Road, north side Southern Norfolk Railroad, 4th Commission District.

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9. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Rufus H. Smith Co. for rezoning from RA Low Density and RB General Residential Zone to PR Planned Residential at 1-5 du/ac was before the Board of Commissioners. Property located southeast side E. Beaver Creek Drive, southwest side Tipton Lane, 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-96-1-125 - Resolution of the Commission of Knox County, Tennessee, approving the request of Rufus H. Smith Co. for rezoning from RA Low Density and RB General Residential Zone to PR Planned Residential at 1-5 du/ac. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Tindell, Ragsdale and Leuthold were absent from the meeting. The motion carried 16-0-0-3. Property located southeast side E. Beaver Creek Drive, southwest side Tipton Lane, 6th Commission District.

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10. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Quint Bourgeois for rezoning from A Agricultural Zone to PR Planned Residential at 2.5 du/ac was before the Board of Commissioners. Property located southwest of Heiskell road, south of Copeland 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-96-1-126 - Resolution of the Commission of Knox County, Tennessee, approving the request of Quint Bourgeois for rezoning from A Agricultural Zone to PR Planned Residential at 2.5 du/ac. Commissioner Teague seconded the motion and upon roll call vote

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Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Tindell, Ragsdale and Leuthold were absent from the meeting. The motion carried 16-0-0-3. Property located southwest of Heiskell road, south of Copeland Road, 6th Commission District.

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11. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Trantanella Construction Co. for rezoning from RA Low Density Residential and F Floodway Zone at 1-5 du/ac was before the Board of Commissioners. Property located north side Beaver Ridge Drive, northwest of Gray Hendrix 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-96-1-127 - Resolution of the Commission of Knox County, Tennessee, approving the request of Trantanella Construction Co. for rezoning from RA Low Density Residential and F Floodway Zone at 1-4 du/ac. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Tindell, Ragsdale and Leuthold were absent from the meeting. The motion carried 16-0-0-3. Property located north side Beaver Ridge Drive, northwest of Gray Hendrix Road, 6th Commission District.

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IN RE: REZONING APPEALS:

IN RE: CONSIDERATION OF THE APPEAL OF JEFF WRIGHT FOR REZONING FROM A AGRICULTURAL ZONE TO CA GENERAL BUSINESS ZONE:

Consideration of the appeal of Jeff Wright for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners.

Mr. Jeff Wright, appellant, was present and spoke on the matter.

Commissioner Teague moved to defer this item for 30 days. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Tindell, Ragsdale and Leuthold were absent from the meeting. The motion carried 16-0-0-3.

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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 SALE OF BEER FOR ON-PREMISE CONSUMPTION NEAR RESIDENTIAL AND AGRICULTURAL ZONES - O-96-1-102 - (FIRST READING):

This item was heard earlier on the day's agenda. (See Page 324) 324

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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 PROVIDE FOR USE ON REVIEW APPROVAL REQUIREMENTS FOR CHILD DAY CARE FACILITIES - O-96-1-103 - (SECOND READING):

This item was deferred to the March 1996 regular session meeting. (See Amendments to the Agenda, Page 305) 305

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IN RE: ROLL CALL BY DISTRICTS:

Commissioner Griess 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 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, February 26, 1996 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those Commissioners 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 due to having surgery. Also present were Mr. Thomas Schumpert, Knox County Executive, Mr. Richard Beeler, Knox County Law Director, Mr. Mike Padgett, Knox County Clerk and news media.

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Commissioner John 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:

Ms. Martha Phillips, Criminal Court Clerk, 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 Griess amended the agenda as follows:

1. R-96-2-142 - Resolution honoring the Center for Neighborhood Development to be moved up to be heard after R-96-2-107 - Honoring Roy Braden, Chief Building Official of County Codes, for achieving the Code Enforcement and Administration Professional Certification Level.

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2. Add R-96-2-141 - Authorizing the purchase of Hardware and Software for the pentamation Payroll/Human Resources System.

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3. Defer to the March Board of Commissioners meeting R-96-2-112 - Resolution of the Commission of Knox County, Tennessee designating the use of Knox County property in the Mt. Olive Community for a Neighborhood Park.

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4. Defer to the March Board of Commissioners meeting R-96-2-128 - Resolution of the Commission of Knox County, Tennessee authorizing the County Executive to assess a fee of \$75.00 for application to the Knox County Board of Zoning Appeals.

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5. Defer to the March Board of Commissioners meeting R-96-2-132 - Resolution of the Commission of Knox County, Tennessee authorizing the sale of property on Blair Lane (former tax sale property) to Neal Caldwell.

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6. Add R-96-2-143 - Resolution of the Commission of Knox County, Tennessee on Access Ordinance.

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7. Add R-96-2-144 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Isaacs Enterprises DBA Pioneer Petroleum Company.

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8. Defer to the March Board of Commissioners meeting R-96-2-117 - 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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9. Defer to the March Board of Commissioners meeting R-96-2-121 - Resolution of the Commission of Knox County, Tennessee approving a change order with Charles Hobson Company, Inc. and appropriating an amount up to \$68,278.07 for the Pellissippi Parkway Greenway Trail.

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10. Defer to the March Board of Commissioners meeting
R-96-2-103 - Resolution of the Commission of Knox County, Tennessee,
memorializing Herbert Acuff.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE, MEMORIALIZING JOHN E. DOWLING, JR.,
DEPUTY LAW DIRECTOR: R-96-2-101 :

Consideration of a Resolution of the Commission of Knox
County, Tennessee, memorializing John E. Dowling, Jr., Deputy Law
Director was before the Board of Commissioners.

Mr. Richard Beeler, Knox County Law Director, read the
Resolution into the record.

Mr. Dowling's sister Debra, was present and spoke on behalf
of the Resolution.

Commissioner Ragsdale moved to approve R-96-2-101 -
Resolution of the Commission of Knox County, Tennessee, memorializing
John E. Dowling, Jr., Deputy Law Director. All Commissioners seconded
the Resolution and upon roll call vote Commissioners Jordan, Dirl,
Rogerero, 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, MEMORIALIZING FORMER KNOX COUNTY
COMMISSIONER HASSEL EVANS: R-96-2-102:

Consideration of a Resolution of the Commission of Knox
County, Tennessee, memorializing former Knox County Commissioner
Hassel Evans was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-96-2-102 -
Resolution of the Commission of Knox County, Tennessee, memorializing
former Knox County Commissioner Hassel Evans. All Commissioners
seconded the motion and upon roll call vote Commissioners Jordan,
Dirl, Rogerero, 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, THANKING PATSY MCCLURE FOR HER SERVICE ON THE JAIL INSPECTION COMMITTEE: R-96-2-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee, thanking Patsy McClure for her service on the Jail Inspection Committee was before the Board of Commissioners.

Ms. Patsy McClure, was present and spoke on the matter.

Commissioner DeSelm moved to approve R-96-2-104 - Resolution of the Commission of Knox County, Tennessee, thanking Patsy McClure for her service on the Jail Inspection Committee. 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING WILLIAM H. CANNON FOR HIS SERVICE WITH BARGE, WAGGONER, SUMNER AND CANNON, INC. R-96-2-105:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring William H. Cannon for his service with Barge, Waggoner, Sumner and Cannon, Inc. was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-96-2-105 - Resolution of the Commission of Knox County, Tennessee, honoring William H. Cannon for his service with Barge, Waggoner, Sumner and Cannon, Inc. 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, COMMENDING ALL THE VOLUNTEERS AND AGENCIES FOR THEIR SERVICES DURING THE INCLEMENT WEATHER:

R-96-2-106:

Consideration of a Resolution of the Commission of Knox County, Tennessee, commending all the volunteers and agencies for their services during the inclement weather 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-96-2-106 - Resolution of the Commission of Knox County, Tennessee, commending all the volunteers and agencies for their services during the inclement weather. 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING ROY BRADEN, CHIEF BUIDLING OFFICIAL OF COUNTY CODES, FOR ACHIEVING THE CODE

ENFORCEMENT AND ADMINISTRATION PROFESSIONAL

CERTIFICATION LEVEL: R-96-2-107:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Roy Braden, Chief Building Official of County Codes, for achieving the Code Enforcement and Administration Professional Certification Level was before the Board of Commissioners.

Mr. Roy Braden, Knox County Building Codes, was present and spoke on the matter.

Commissioner Ragsdale moved to approve R-96-2-107 - Resolution of the Commission of Knox County, Tennessee, honoring Roy Braden, Chief Building Official of County Codes, for achieving the Code Enforcement and Administration Professional Certification Level.

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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: AMENDMENT TO THE AGENDA:

At this time R-96-2-142 was heard next on the agenda.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING THE CENTER OF NEIGHBORHOOD DEVELOPMENT: R-96-2-142:

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring the Center of Neighborhood Development was before the Board of Commissioners.

Ms. Suzanne Rogers, Executive Director, Center of Neighborhood Development, was present and spoke on the matter.

Commissioner Rogero moved to approve R-96-2-142 - Resolution of the Commission of Knox County, Tennessee honoring the Center of Neighborhood Development. 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:

1. Commissioner DeSelm stated her first grandson Grant DeSelm was born on February 22, 1996.

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2. Ms. Virginia Jones was present and spoke on the collapse of the boat dock at Chotta.

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3. Ms. Ammy Burnett, was present and spoke on Sun Lumber bid through Knox County Purchasing.

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4. Mr. Thomas Schumpert, Knox County Executive, was present and wanted to thank Mrs. Margie Nichols for her work.

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IN RE: CONSIDERATION OF APPROVAL OF MINUTES OF THE PREVIOUS MEETING ON JANUARY 22, 1996 (REGULAR SESSION)

Consideration of approval of minutes of the previous meeting on January 22, 1996 (regular session) was before the Board of Commissioners.

Commissioner Medley moved to approve the minutes of the previous meeting on January 22, 1996 (regular session). 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: 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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I. The Report on the Firing Range was before the Board of Commissioners.

The Committee had one meeting and will have another meeting within the next 10 days.

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CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING FOUR JUDICIAL COMMISSIONERS TO SERVE TO JULY 1, 1996: R-96-2-108:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing four Judicial Commissioners to serve to July 1, 1996 was before the Board of Commissioners.

Commissioner Horner moved to defer R-96-2-108 - Resolution of the Commission of Knox County, Tennessee, appointing four Judicial Commissioners to serve to July 1, 1996 to the March Board of Commissioners meeting and continue the terms of the present Judicial Commissioners. 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, and Pinkston voted aye. Commissioner Bratton voted no. Commissioner Leuthold 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, APPROVING STATE BICENTENNIAL NOMINEE: R-96-2-109:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving State Bicentennial Nominee was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-96-2-109 - Resolution of the Commission of Knox County, Tennessee approving State Bicentennial Nominee with the name of Ms. Betsy Creekmore, 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, CONFIRMING THE RE-APPOINTMENT OF WANDA MOODY TO THE KNOX COUNTY EMERGENCY COMMUNICATIONS DISTRICT BOARD: R-96-2-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee, confirming the re-appointment of Wanda Moody to the Knox County Emergency Communications District Board was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-96-2-110 - Resolution of the Commission of Knox County, Tennessee, confirming the re-appointment of Wanda Moody to the Knox County Emergency Communications District Board. Commissioner DeSelm 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: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Griess added to the agenda

Resolution of the Commission of Knox County, Tennessee appointing members to the Jail Inspection Committee:

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING MEMBERS TO THE JAIL INSPECTION COMMITTEE: R-96-2-143:

Consideration of Resolution of the Commission of Knox County, Tennessee, appointing members to the Jail Inspection Committee was before the Board of Commissioners.

Commissioner Ragsdale moved to re-appoint Mr. Brian Hornback. 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.

Commissioner Rogero nominated Pat Fitzsimmons.

Commissioner Dirl nominated Carlene Robertson.

Commissioner Ragsdale moved that the nominations cease and the Board of Commissioners approve the reappointment of Mr. Bryan Hornback. The appointments of Pat Fetzsimmons and Carlene Robertson. 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: DRIVES AND ROADS:

A. To be accepted as completed:

Without objection, Commissioner Griess deferred to the March Board of Commissioners meeting the following Drives and Roads.

- 1. Nine Oaks Blvd., Nine Oaks Subdivision.
- 2. Hickory Wind Lane, Nine Oaks Subdivision.
- 3. Stately Oaks Lane, Nine Oaks Subdivision.
- 4. Senic Oaks Road, Nine Oaks Subdivision.

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 second reading.

Mr. Larry Leibowitz, Attorney, was present and spoke on the matter.

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

Ms. Agnes Kirby, was present and spoke on the matter.

Mr. Arthur Seymour, Attorney, representing Mr. Patrick Schaad, was present and spoke on the matter.

Ms. Debbie Carpenter, was present and spoke on the matter.

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

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

Commissioner Davis moved to approve a request to close Old Amherst Road off Piney Grove Church Road on second reading.

Commissioner Mills seconded the motion.

Commissioner Davis moved to call for the question and upon roll call vote Commissioners Davis, Ragsdale and Bratton voted aye. Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Cawood, Teague, Horner, Cooper, McMillan, Mills and Pinkston voted no. Commissioner Griess abstained from the vote. Commissioner Leuthold was absent from the meeting. The call for the question failed 3-14-1-1.

Commissioner Davis moved to call for the question and upon roll call vote Commissioners Dirl, Moody, Medley, Davis, Ragsdale and Griess voted aye. Commissioners Jordan, Rogero, DeSelm, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted no. Commissioner Tindell abstained from the vote. Commissioner Leuthold was absent from the meeting. The call for the question failed 6-11-1-1.

Upon roll call of the original motion to approve a request

to close Old Amherst Road off Piney Grove Church Road on second reading. Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Teague and Mills voted aye. Commissioners Tindell, Cawood, Cooper, McMillan, Bratton and Pinskton voted no. Commissioner Horner abstained from the vote. Commissioner Leuthold was absent from the meeting. The motion carried 11-6-1-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AND AUTHORIZING COMMISSIONER BEE DESELM TO SIT AS A MEMBER OF THE KNOX COUNTY CHARTER COMMISSION IN THE ABSENCE OF COMMISSIONER FRANK LEUTHOLD: R-96-2-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving and authorizing Commissioner Bee DeSelm to sit as a member of the Knox County Charter Commission in the absence of Commissioner Frank Leuthold was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-96-2-111 - Resolution of the Commission of Knox County, Tennessee, approving and authorizing Commissioner Bee DeSelm to sit as a member of the Knox County Charter Commission in the absence of Commissioner Frank Leuthold. 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, APPROVING THE PURCHASE OF PROPERTY LOCATED ON WALTER TOWER ROAD IN THE TIPTON STATION SUBDIVISION FOR THE SOUTH-DOYLE HIGH SCHOOL BUILDING TRADES PROGRAM: R-96-2-113:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the purchase of property located on Walter Tower Road in the Tipton Station Subdivision for the South-

Doyle High School Building Trades Program was before the Board of Commissioners.

Commissioner Pinkston moved to approve R-96-2-113 - Resolution of the Commission of Knox County, Tennessee, approving the purchase of property located on Walter Tower Road in the Tipton Station Subdivision for the South-Doyle High School Building Trades Program. 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 GENERAL PURPOSE SCHOOLS FUND BUDGET AND APPROPRIATING \$1,875,000 FOR MAGNET AND TECHNOLOGY EQUIPMENT FOR VINE MIDDLE SCHOOL: R-96-2-114:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the General Purpose Schools Fund Budget and appropriating \$1,875,000.00 for Magnet and Technology Equipment for Vine Middle School was before the Board of Commissioners.

Commissioner Jordan moved to approve R-96-2-114 - Resolution of the Commission of Knox County, Tennessee, amending the General Purpose Schools Fund Budget and appropriating \$1,875,000.00 for Magnet and Technology Equipment for Vine Middle School. 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 PURCHASE OF PROPERTY ON TAZEWELL PIKE FOR A NEW NORTHEAST MIDDLE SCHOOL: R-96-2-115:

Consideration of a Resolution of the Commission of Knox

County, Tennessee, approving the purchase of property on Tazewell Pike for a new Northeast Middle School was before the Board of Commissioners.

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

Commissioner Mills moved to approve R-96-2-115- Resolution of the Commission of Knox County, Tennessee, approving the purchase of property on Tazewell Pike for a new Northeast Middle School.

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 A CHANGE ORDER WITH BOE-TEL IN THE AMOUNT OF \$17,234.76 FOR NEW CONDUIT AT SOUTH-DOYLE HIGH SCHOOL: R-96-2-116:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a change order with Boe-Tel in the amount of \$17,234.76 for new conduit at South-Doyle High School was before the Board of Commissioners.

Commissioner Bratton moved to approve R-96-2-116 - Resolution of the Commission of Knox County, Tennessee, approving a change order with Boe-Tel in the amount of \$17,234.76 for new conduit at South-Doyle High School. 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, APPROVING A HEALTH CARE PROVIDER AGREEMENT WITH TENNESSEE HEALTH PARTNERSHIP: R-96-2-118:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a Health Care Provider Agreement with Tennessee Health Partnership was before the Board of Commissioners.

Commissioner Moody moved to approve R-96-2-118 - Resolution of the Commission of Knox County, Tennessee, approving a Health Care Provider Agreement with Tennessee Health Partnership. 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, APPROVING AN AMENDMENT TO THE DENTAL CONTRACT WITH BLUE CROSS/BLUE SHIELD OF TENNESSEE FOR KNOX COUNTY EMPLOYEES: R-96-2-119:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an amendment to the Dental Contract with Blue Cross/Blue Shield of Tennessee for Knox County Employees was before the Board of Commissioners.

Commissioner Teague moved to approve R-96-2-119 - Resolution of the Commission of Knox County, Tennessee, approving an amendment to the Dental Contract with Blue Cross/Blue Shield of Tennessee for Knox County Employees. 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, EXPRESSING AN INTENT TO FUND \$4,000.000.00 FOR THE INDIGENT CARE PROGRAM FOR THE FISCAL YEAR 1996-1997 AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A STATEMENT OF AGREEMENT (CONTRACT) OF INDIGENT

CARE FOR 1996-1997: R-96-2-120:

Consideration of a Resolution of the Commission of Knox County, Tennessee, expressing an intent to fund \$4,000.000.00 for the Indigent Care Program for the fiscal year 1996-1997 and authorizing the County Executive to execute a statement of agreement (contract) of Indigent Care for 1996-1997 was before the Board of Commissioners.

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

Commissioner Moody moved to approve R-96-2-120 - Resolution of the Commission of Knox County, Tennessee, expressing an intent to fund \$4,000.000.00 for the Indigent Care Program for the fiscal year 1996-1997 and authorizing the County Executive to execute a statement of agreement (contract) of Indigent Care for 1996-1997. 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, APPROPRIATING \$8,200.00 AND APPROVING A PROPOSAL BY ALLEN & HOSHALL, INC. FOR ENGINEERING SERVICES FOR TRAFFIC SIGNAL AND ROADWAY GEOMETRIC IMPROVEMENT DESIGN AT ANDREW JOHNSON HIGHWAY (U.S. 11E) AND MASCOT ROAD: R-96-2-122:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$8,200.00 and approving a proposal by Allen & Hoshall, Inc. for engineering services for traffic signal and roadway geometric improvement design at Andrew Johnson Highway (U.S. 11E) and Mascot Road was before the Board of Commissioners.

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

Commissioner Moody moved to approve R-96-2-122 - Resolution of the Commission of Knox County, Tennessee, appropriating \$8,200.00 and approving a proposal by Allen & Hoshall, Inc. for engineering

~~services for traffic signal and roadway geometric improvement design~~
at Andrew Johnson Highway (U.S. 11E) and Mascot Road. 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, APPROVING A CONTRACT WITH OGDEN
ENVIRONMENTAL AND ENERGY SERVICES CO., INC. FOR PHASE I
OF THE DEVELOPMENT OF THE STORMWATER MANAGEMENT PROGRAM:
R-96-2-123:

Consideration of a Resolution of the Commission of Knox
County, Tennessee, approving a contract with Ogden Environmental and
Energy Services Co., Inc. for Phase I of the Development of the
Stormwater Management Program was before the Board of Commissioners.

Commissioner Moody moved to approve R-96-2-123 - Resolution
of the Commission of Knox County, Tennessee, approving a contract with
Ogden Environmental and Energy Services Co., Inc. for Phase I of the
Development of the Stormwater Management Program. Commissioner Jordan
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 APPROPRIATING \$7,200.00 AND APPROVING
A PROPOSAL BY ALLEN & HOSHALL, INC. FOR ENGINEERING
SERVICES FOR TRAFFIC SIGNAL DESIGN AT THE INTERSECTION
OF CLINTON HIGHWAY (U.S. 25W) AND EMORY ROAD (NORTH)
R-96-2-124:

Consideration of a Resolution of the Commission of Knox
County, Tennessee, appropriating \$7,200.00 and approving a proposal by

Allen & Hoshall, Inc. for engineering services for traffic signal design at the intersection of Clinton Highway (U.S. 25W) and Emory Road (north) was before the Board of Commissioners.

Commissioner Moody moved to approve R-96-2-124 - Resolution of the Commission of Knox County, Tennessee, appropriating \$7,200.00 and approving a proposal by Allen & Hoshall, Inc. for engineering services for traffic signal design at the intersection of Clinton Highway (U.S. 25W) and Emory Road (north). Commissioners Cawood and 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, APPROPRIATING \$7,200.00 AND APPROVING A PROPOSAL BY ALLEN & HOSHALL, INC. FOR ENGINEERING SERVICES FOR TRAFFIC SIGNAL DESIGN AT THE INTERSECTION OF CEDAR BLUFF ROAD AND DUTCHTOWN ROAD: R-96-2-125:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$7,200.00 and approving a proposal by Allen & Hoshall, Inc. for engineering services for traffic signal design at the intersection of Cedar Bluff Road and Dutchtown Road was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-96-2-125 - Resolution of the Commission of Knox County, Tennessee, appropriating \$7,200.00 and approving a proposal by Allen & Hoshall, Inc. for engineering services for traffic signal design at the intersection of Cedar Bluff Road and Dutchtown Road. 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, APPROVING A CONTRACT WITH THE UNIVERSITY OF TENNESSEE FOR THE DEVELOPMENT OF A PAVEMENT MANAGEMENT SYSTEM FOR KNOX COUNTY: R-96-2-126:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with the University of Tennessee for the development of a pavement management system for Knox County was before the Board of Commissioners.

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

Commissioner Moody moved to approve R-96-2-126 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the University of Tennessee for the development of a pavement management system for Knox County. Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Teague voted no. Commissioner Leuthold 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, APPROVING A CONTRACT WITH THE STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION FOR DEVELOPMENT OF FUNCTIONAL PLANNING FOR KNOX COUNTY: R-96-2-127:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with the State of Tennessee Department of Transportation for development of functional planning for Knox County was before the Board of Commissioners.

Commissioner Moody moved to approve R-96-2-127 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the State of Tennessee Department of Transportation for development of functional planning for Knox County. 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A MATCHING GRANT IN THE AMOUNT OF \$72,301.00 FOR MOBILE DATA UNITS FOR THE SHERIFF'S DEPARTMENT: R-96-2-129:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a matching grant in the amount of \$72,301.00 for mobile data units for the Sheriff's Department was before the Board of Commissioners.

Commissioner Moody moved to approve R-96-2-129 - Resolution of the Commission of Knox County, Tennessee, approving a matching grant in the amount of \$72,301.00 for mobile data units for the Sheriff's Department. Commissioner Ragsdale 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 BUDGET OF THE PUBLIC BUILDING AUTHORITY OF THE COUNTY OF KNOX AND THE CITY OF KNOXVILLE, TENNESSEE FOR FISCAL YEAR 1996-1997 FOR THE CITY-COUNTY BUILDING, AND THE ANDREW JOHNSON BUILDING, AND THE DWIGHT KESSEL METROPOLITAN PARKING GARAGE: R-96-2-130:

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 1996-1997 for the City-County Building, and the Andrew Johnson Building and the Dwight Kessel Metropolitan Parking Garage was before the Board of Commissioners.

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

Commissioner Moody moved to approve R-96-2-130 - 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 1996-1997 for the City-County Building, and the Andrew Johnson Building and the Dwight Kessel Metropolitan Parking Garage. Commissioner Rogero 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, AUTHORIZING THE TRANSFER OF PROPERTY ON COPPER RIDGE ROAD TO CONNER BROTHERS EXCAVATING COMPANY:

R-96-2-133:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the transfer of property on Copper Ridge Road to Conner Brothers Excavating Company was before the Board of Commissioners.

Commissioner Moody moved to approve R-96-2-133 - Resolution of the Commission of Knox County, Tennessee, authorizing the transfer of property on Copper Ridge Road to Conner Brothers Excavating Company. 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, AMENDING THE HOTEL-MOTEL TRUST FUND BUDGET AND APPROPRIATING \$12,680.00 AS A GRANT TO GEORGE SCOTT FOR DOWNTOWN KNOXVILLE PROMOTION: R-96-2-134:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the Hotel-Motel Trust Fund Budget and appropriating \$12,680.00 as a grant to George Scott for Downtown Knoxville Promotion was before the Board of Commissioners.

Mr. George Scott, was present and spoke on the matter.

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

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

Commissioner Dirl moved to approve R-96-2-134 - Resolution of the Commission of Knox County, Tennessee, amending the Hotel-Motel Trust Fund Budget and appropriating \$12,680.00 as a grant to George Scott for Downtown Knoxville Promotion with the following amendment: The grant is to the Downtown Organization not to Mr. George Scott. Condition of approval of these funds was that Mr. Scott be able to obtain approval from the City of Knoxville and the Chamber of Commerce or the Downtown Organization and these commitments should be in writing to the County by April 1, 1996 before any funds will be expended. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm and Davis voted aye. Commissioners Ragsdale, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted no. Commissioners Tindell and Horner abstained from the vote. Commissioner Leuthold was absent from the meeting. The motion to approve failed 7-9-2-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, SUPPORTING SENATE BILL 2751 BY ATCHLEY AND SENATE BILL 2761 BY GILBERT REQUIRING PROOF OF PAYMENT OF ALL PROPERTY TAXES ON PREMISES PROPOSED FOR BEER SALES: R-96-2-135:

Consideration of a Resolution of the Commission of Knox County, Tennessee, supporting Senate Bill 2751 by Atchley and Senate Bill 2761 by Gilbert requiring proof of payment of all property taxes on premises proposed for beer sales was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-96-2-135 - Resolution of the Commission of Knox County, Tennessee, supporting Senate Bill 2751 by Atchley and Senate Bill 2761 by Gilbert requiring proof of payment of all property taxes on premises proposed for beer

sales. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Griess abstained 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, AUTHORIZING THE PURCHASE OF HARDWARE AND SOFTWARE FOR THE PENTAMATION PAYROLL/HUMAN RESOURCES SYSTEM: R-96-2-141:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the purchase of Hardware and Software for the pentamation Payroll/Human Resources System was before the Board of Commissioners.

Commissioner Moody moved to approve R-96-2-141 - Resolution of the Commission of Knox County, Tennessee, authorizing the purchase of Hardware and Software for the pentamation Payroll/Human Resources System. 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH ISAACS ENTERPRISES DBA PIONEER PETROLEUM COMPANY: R-96-2-144:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Isaacs Enterprises DBA Pioneer Petroleum Company was before the Board of Commissioners.

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.

Commissioner DeSelm moved to approve R-96-2-144 -

Resolution of the Commission of Knox County, Tennessee approving a contract with Isaacs Enterprises DBA Pioneer Petroleum Company. 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING THE METROPOLITAN PLANNING COMMISSION TO CONSIDER THE PROPOSED ACCESS ORDINANCE:

R-96-2-145:

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 approve R-96-2-145 - Resolution of the Commission of Knox County, Tennessee, requesting the Metropolitan Planning Commission to consider the proposed access ordinance. Commissioner Davis 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 SECTION 5.80.06 OF THE KNOX COUNTY ZONING ORDINANCE REGARDING MEMBERSHIP OF THE HISTORIC ZONING COMMISSION: O-96-2-101:FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Section 5.80.06 of the Knox County Zoning Ordinance regarding membership of the Historic Zoning Commission was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to approve O-96-2-101 -

Ordinance of the Commission of Knox County, Tennessee, amending Section 5.80.06 of the Knox County Zoning Ordinance regarding membership of the Historic Zoning Commission on first reading. 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 AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING AND REVISING THE KNOX COUNTY PROCUREMENT CODE: O-96-2-102:FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending and revising the Knox County Procurement Code was before the Board of Commissioners on first reading.

Commissioner Moody moved to approve O-96-2-102 - Ordinance of the Commission of Knox County, Tennessee, amending and revising the Knox County Procurement Code on first reading. 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: ORDINANCES ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUIRING COUNTY EXECUTIVE OR COUNTY COMMISSION APPROVAL FOR CHANGE OF USE OF COUNTY PROPERTY: O-96-1-101: SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, requiring County Executive or County Commission approval for change of use of county property was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve O-96-1-101 -

Ordinance of the Commission of Knox County, Tennessee, requiring County Executive or County Commission approval for change of use of county property on second reading with the following change: Section 3: Should read "Substantial Changes" instead of moderate. The second line under Section 3: should read "an" instead of and. 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 AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING ORDINANCE (O-90-9-130) REGARDING THE SALE OF BEER FOR ON-PREMISE CONSUMPTION NEAR RESIDENTIAL AND AGRICULTURAL ZONES: O-96-102: SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance (O-90-9-130) regarding the sale of beer for on-premise consumption near residential and agricultural zone was before the Board of Commissioners on second reading.

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

Commissioner Ragsdale moved to approve O-96-1-102 -

Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance (O-90-9-130) regarding the sale of beer for on-premise consumption near residential and agricultural zone on second reading. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Tindell, Deselm, Davis, Ragsdale, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan, Dirl, Rogero, Moody and Griess voted no. Commissioner Medley abstained from the vote. Commissioner Leuthold was absent from the meeting. 12-5-1-1.

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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: NOTARY PUBLIC APPLICATIONS:

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

Ms. Kim Bowen, Minutes Clerk, reported 202 Notary Public Applications.

Commissioner Dirl moved to approve 202 Notary Public Applications. 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: 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, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioner Leuthold was absent from the meeting.

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IN RE: REZONING REQUEST:

1. Request of Jack Stooksbury for rezoning from A Agricultural Zone to CA General Business Zone R-96-2-136 was before the Board of Commissioners. Property located southwest side Dry Gap Pike, north of E. Beaver Creek Drive; 7th Commission District.

Mr. Jack Stooksbury, was present and spoke on behalf of the request.

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

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

Commissioner Horner moved to approve R-96-2-136 - Request of Jack Stooksbury for rezoning from A Agricultural Zone to CA General Business Zone as per Metropolitan Planning Commission's recommendation: Approve CA General Business Zone. 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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2. Request of Harbin Realtors & Developers, Inc. for rezoning from A Agricultural Zone to CB Business and Manufacturing Zone R-96-2-137 was before the Board of Commissioners. Property located south side Palestine Lane, east of Watt 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-96-2-137 - Request of Harbin Realtors & 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, 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. Request of Denny Patterson for rezoning from A Agricultural to RA Low Density Residential Zone R-96-2-138 was before the Board of Commissioners. Property located south side E. Emory Road, northeast of Royal Springs Blvd.; 7th Commission District.

Commissioner Cooper moved to defer the Request of Denny

~~Patterson for rezoning from A Agricultural to RA Low Density Residential Zone to the March Board of Commissioners meeting.~~

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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4. Request of Winston Cox for rezoning from RA Low Density Residential Zone to PR Planned Residential R-96-2-139 was before the Board of Commissioners. Property located south side Gallaher View Road, southwest of Dunkirk Drive; 4th Commission District.

Commissioner DeSelm moved to defer the Request of Winston Cox for rezoning from RA Low Density Residential Zone to PR Planned Residential to the March Board of Commissioners meeting. Commissioner Davis 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. Request of Technology Center Partners for rezoning from BP Business and Technology Park and TO Technology Overlay to PC Planned Commercial and TO Technology Overlay R-96-2-140 was before the Board of Commissioners. Property located northwest side Dutchtown Road (extended), west of Innovation Drive; 6th Commission District.

Mr. Courtney Pearre, representing the applicant was present and spoke on the matter.

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

Commissioner Cawood moved to approve R-96-2-140 - Request of Technology Center Partners for rezoning from BP Business and Technology Park and TO Technology Overlay to PC Planned Commercial and To Technology Overlay as per Metropolitan Planning Commission's recommendation: Approve PC Planned Commercial/TO Technology Overlay.

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: AMENDMENT TO THE AGENDA:

Commissioner Horner introduced residents from Tazewell Pike regarding the drainage problems next to Fountain Gate.

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

No action was taken.

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IN RE: REZONING APPEALS:

1. Appeal of Jeff Wright for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located east side I-75 north of Reed Drive; 6th Commission District.

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

Mr. Jeff Wright, applicant, was present and spoke on the matter.

Commissioner Teague moved to approve the small amount of property of Jeff Wright for rezoning from A Agricultural Zone to CA General Business Zone. Commissioner Cawood seconded the motion.

Commissioner Medley moved to defer to the March Board of Commissioners meeting the Appeal of Jeff Wright for rezoning from A Agricultural Zone to CA General Business Zone. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Medley and DeSelm voted aye. Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted no. Commissioner Leuthold was absent from the meeting. The substitute motion to defer failed 2-16-0-1.

Upon roll call of the original motion to approve the small

amount of property of Jeff Wright for rezoning from A Agricultural Zone to CA General Business Zone by Commissioner Teague and seconded by Commissioner Cawood, Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and DeSelm voted no. Commissioner Leuthold was absent from the meeting. The motion carried 16-2-0-1.

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2. Appeal of James R. White for rezoning from CA General Business, BP Business & Technology Park & TO Technology Overlay to PR Planned Residential at 1-5 dwelling units per acre & To Technology Overlay was before the Board of Commissioners. Property located southeast side Lovell Road, northeast of N. Pellissippi Parkway; 6th Commission District.

Mr. David Buuck, was present and spoke on the matter.

Commissioner Cawood moved to grant the appeal of James R. White for rezoning from CA General Business, BP Business & Technology Park & TO Technology Overlay to PR Planned Residential at 1-5 dwelling units per acre & To Technology Overlay. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Medley and DeSelm voted no. Commissioner Leuthold was absent from the meeting. The motion carried 15-3-0-1.

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IN RE: SUBDIVISION APPEALS/ONE LOT VARIANCES:

Appeal of Rufus H. Smith Co. on MPC approval of Concept Plan for Chert Pit Road Subdivision was before the Board of Commissioners. Property located east side Chert Pit Road, south of Jenkins Road; fifth Commission District.

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

Mr. Jim Gorman, was present and spoke in opposition to the request.

Mr. Tom Reains, was present and spoke on the matter.

Mr. Rocky Smith, Rufus Smith and Associates, was present and spoke on the matter.

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

Commissioner Davis moved to deny the appeal and uphold MPC's recommendation. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Cawood, Teague, Horner, Cooper, Mills and Pinkston voted aye. Commissioners Medley, Ragsdale and Bratton voted no. Commissioner Griess abstained from the vote. Commissioner Leuthold was absent from the meeting. Commissioner McMillan was absent from the vote. The motion carried 13-3-1-2.

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IN RE: ADJOURNMENT:

There being no further business to come before the Board of Commissioners meeting, 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, March 25, 1996 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. Mike Moyers, Knox County Senior Deputy Law Director, Mr. Thomas Schumpert, Knox County Executive, Ms. Kathy Hamilton, Knox County Finance 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:

Ms. Lillian Bean, Knox County Circuit and General Sessions Court Clerk, 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 to be heard after Resolution R-96-3-130: Resolution R-96-3-134 - Resolution of the Commission of Knox County, Tennessee, honoring the TVA-Gibbs High School Drafting Program, Gibbs High School Drafting Teacher Ken Gorman and Morris Chapman of TVA.

2. Commissioner Griess amended the agenda to add the following item to be heard after Resolution R-96-3-103:

Resolution R-96-3-130 - Resolution of the Commission of Knox County, Tennessee, honoring the Bearden High School Mock Court Trial Competition Team.

3. Commissioner Griess amended the agenda to defer the following item: Resolution R-96-3-116- 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.

4. Without objection, Commissioner Griess amended the agenda to defer the following item: Resolution R-96-3-122 - Resolution of the Commission of Knox County, Tennessee, approving an amendment to TCA Section 57-5-105 regarding beer permit holder training and certification.

5. Without objection, Commissioner Griess amended the agenda by adding the following items: Resolution R-96-3-131 - Resolution of the Commission of Knox County, Tennessee, approving the sale of property located in the Forks of the River Industrial Park to Conway Transportation Services; and Resolution R-96-3-132 Resolution of the Commission of Knox County, Tennessee, approving the sale of property located at Ballcamp-Byington Road to Able Excavating Company.

6. Commissioner Griess amended the agenda to withdraw the following item: Drives and Roads - To be Closed: Consideration of a request to close Willow Creek Bridge.

7. Commissioner Griess amended the agenda to defer the following item for 30 days: Resolution R-96-3-102 - Resolution of the Commission of Knox County, Tennessee, honoring Detective Ed Young as Knox County Sheriff's Department Officer of the Year for 1995.

8. Commissioner Griess amended the agenda to defer the following item for 60 days: Resolution R-96-3-126 - Resolution of the Commission of Knox County, Tennessee, approving the request of A.B. Long, Jr. for rezoning from A Agricultural Zone to CB Business & Manufacturing Zone.

9. Commissioner Griess amended the agenda to defer the following item: Resolution R-96-3-118 - Resolution of the Commission of Knox County, Tennessee, approving a change order with Charles Hobson Company, Inc. and appropriating an amount up to \$68,278.07 for the Pellissippi Parkway Greenway Trail. He also amended the agenda to withdraw Resolution R-96-3-120 - Resolution of the Commission of Knox County, Tennessee, authorizing the County Executive to assess a fee of \$75.00 for application to the Knox County Board of Zoning and Appeals; and to add the following item: Resolution R-96-3-133 - Resolution of the Commission of Knox County, Tennessee, creating the Department of Administration and abolishing the Department of Human Resources and the Department of Community Services.

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IN RE: HONORARY AND MEMORIAL RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, TO HONOR AND PAY TRIBUTE TO THE MEMORY OF HERBERT ACUFF - R-96-3-101:

Consideration of a resolution of the Commission of Knox County, Tennessee, to honor and pay tribute to the memory of Herbert Acuff was before the Board of Commissioners.

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

Commissioner Moody moved to approve Resolution R-96-3-101 - Resolution of the Commission of Knox County, Tennessee, to honor and pay tribute to the memory of Herbert Acuff. All Commissioners 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 arrived later in the meeting. The motion carried 18-0-0-1.

Ms. Mabel Acuff and family members were present and expressed appreciation to the commission for the resolution.

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E412218

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING DETECTIVE ED YOUNG AS KNOX COUNTY SHERIFF'S DEPARTMENT OFFICER OF THE YEAR FOR 1995 - R-96-3-102:

This item was deferred for 30 days. (See Amendments to the Agenda, Page 338)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING AARON PICKERING FOR WINNING THE VETERANS OF FOREIGN WARS NATIONAL ESSAY COMPETITION - R-96-3-103:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Aaron Pickering for winning the Veterans of Foreign Wars National Essay Competition was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-96-3-103 - Resolution of the Commission of Knox County, Tennessee, honoring Aaron Pickering for winning the Veterans of Foreign Wars National Essay Competition. Commissioner Cooper 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 arrived later in the meeting. The motion carried 18-0-0-1.

Mr. Aaron Pickering 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 HIGH SCHOOL MOCK COURT TRIAL COMPETITION TEAM - R-96-3-130:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring the Bearden High School Mock Court Trial Competition Team was before the Board of Commissioners.

Without objection, Commissioner Griess deferred this item until later in the agenda.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING THE TVA-GIBBS HIGH SCHOOL DRAFTING PROGRAM, GIBBS HIGH SCHOOL DRAFTING TEACHER KEN GORMAN AND MORRIS CHAPMAN OF TVA - R-96-3-134:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring the TVA-Gibbs High School Drafting Program, Gibbs High School Drafting Teacher Ken Gorman and Morris Chapman of TVA was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-96-3-134 - Resolution of the Commission of Knox County, Tennessee, honoring the TVA-Gibbs High School Drafting Program, Gibbs High School Drafting Teacher Ken Gorman and Morris Chapman of TVA. Commissioner Mills 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 arrived later in the meeting. The motion carried 18-0-0-1.

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

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IN RE: DELEGATIONS TO BE HEARD:

1. Mr. Larry Moore, West Knox County resident, was present and spoke concerning illegal dumping.
2. Ms. Joy Braden, Nubert Springs Road resident, was present and spoke concerning illegal dumping.
3. Ms. Bebis, concerned citizen, was present and spoke concerning the Farmer's Market.
4. Mr. Scott Richardson, President of the Student Government Association at Fulton High School, was present and spoke concerning renovations at Fulton High School.
5. Ms. Ammy Burnett, representing Sun Lumber Company, was present and spoke concerning a report from the Knox County Finance Department regarding Sun Lumber Company's bid with Knox County.

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

Commissioner Moody moved to refer this item to the Knox County Law Department to review this matter and give a report at the April Intergovernmental Committee meeting. 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.

6. Ms. Cornelia Cartwright, was present and spoke concerning the 1st Annual Lonsdale Health and Clean-up Day.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on February 26, 1996 (Regular Session) was before the Board of Commissioners.

Commissioner Mills moved to approve the minutes of the previous meeting on February 26, 1996 (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.

Commissioner Leuthold indicated a Charter Commission meeting would be held on Thursday, April 4, 1996 at 2:00 p.m. in the Main Assembly Room. He encouraged all Commissioners to attend and give input regarding items in the Charter.

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

No report was given.

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

No report was given.

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

No report was given.

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

No report was given.

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

No report was given.

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

Commissioner Horner spoke concerning the report she had received from NACO concerning priorities on Bills from Legislators and submitted a copy to each Commissioner.

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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 Roads Committee was before the Board of Commissioners.

Mr. Thomas Schumpert, Knox County Executive, submitted a monthly project update to each Commissioner.

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IN RE: ELECTIONS AND APPOINTMENTS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING FOUR JUDICIAL COMMISSIONERS TO SERVE TO JULY 1, 1996 - R-96-3-104:

Consideration of a resolution of the Commission of Knox County, Tennessee, appointing four Judicial Commissioners to serve to July 1, 1996 was before the Board of Commissioners.

Commissioner Horner requested that the Employment Description for Knox County Commissioners be read into the record.

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

Commissioner Moody moved to approve Resolution R-96-3-104 - Resolution of the Commission of Knox County, Tennessee, appointing four Judicial Commissioners to serve to July 1, 1996 and that the following individuals be appointed: Ms. Carolyn Jeter, Ms. Brenda Lindsey, Mr. Harold Stewart and Mr. John Sholey. 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):

10. Commissioner Griess amended the agenda to hear the following Resolutions at this time: R-96-3-107, R-96-3-108 and R-96-3-109.

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IN RE: RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING RESOLUTION R-94-2-106 TO REFLECT THE CORRECT PROJECT COST OF \$13,532,135.03 AND APPROVING A CONTRACT WITH ROUSE CONSTRUCTION IN THE AMOUNT OF \$12,185,000.00 FOR THE CONSTRUCTION PHASE OF THE AUSTIN-EAST HIGH SCHOOL RENOVATION PROJECT - R-96-3-107:

Consideration of a resolution of the Commission of Knox County, Tennessee, amending Resolution R-94-2-106 to reflect the correct project cost of \$13,532,135.03 and approving a contract with Rouse Construction in the amount of \$12,185,000.00 for the construction phase of the Austin-East High School Renovation Project was before the Board of Commissioners.

Mr. Mike Edwards, Administrator for the Public Building Authority, Mr. Jerry Wise, Assistant Business Manager for Knox County Schools, and Mr. Zimbowee Matavo, concerned citizen, were present and spoke on the matter.

Commissioner Jordan moved to approve Resolution R-96-3-107 - Resolution of the Commission of Knox County, Tennessee, amending Resolution R-94-2-106 to reflect the correct project cost of \$13,532,135.03 and approving a contract with Rouse Construction in the amount of \$12,185,000.00 for the construction phase of the Austin-East High School Renovation Project. 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, APPROVING A CONTRACT AMENDMENT WITH MCCARTY HOLSAPLE MCCARTY, INC. IN THE AMOUNT OF \$138,000.00 FOR ADDITIONAL ARCHITECTURAL SERVICES THROUGH THE CONTRACT ADMINISTRATION PHASE FOR THE AUSTIN-EAST HIGH SCHOOL RENOVATION PROJECT - R-96-3-108:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract amendment with McCarty Holsaple McCarty, Inc. in the amount of \$138,000.00 for additional architectural services through the contract administration phase for the Austin-East High School Renovation Project was before the Board of Commissioners.

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

Commissioner Dirl moved to approve Resolution R-96-3-108 - Resolution of the Commission of Knox County, Tennessee, approving a contract amendment with McCarty Holsaple McCarty, Inc. in the amount of \$138,000.00 for additional architectural services through the contract administration phase for the Austin-East High School Renovation Project. 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, 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 RESOLUTION R-94-2-105 TO REFLECT THE CORRECT PROJECT COST OF \$16,342,186.11 AND APPROVING A CONTRACT WITH WEBB & SONS CONSTRUCTION, INC. IN THE AMOUNT OF \$15,325,670.00 FOR THE CONSTRUCTION PHASE OF THE FULTON HIGH SCHOOL RENOVATION PROJECT - R-96-3-109:

Consideration of a resolution of the Commission of Knox County, Tennessee, amending Resolution R-94-2-105 to reflect the correct project cost of \$16,342,186.11 and approving a contract with Webb & Sons Construction, Inc. in the amount of \$15,325,670.00 for the construction phase of the Fulton High School Renovation Project was before the Board of Commissioners.

Commissioner Tindell moved to approve Resolution R-96-3-109 - Resolution of the Commission of Knox County, Tennessee, amending Resolution R-94-2-105 to reflect the correct project cost of \$16,342,186.11 and approving a contract with Webb & Sons Construction, Inc. in the amount of \$15,325,670.00 for the construction phase of the Fulton High School Renovation Project. 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 recused himself from the vote. The motion carried 18-0-1-0.

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IN RE: ELECTIONS AND APPOINTMENTS - (CONTINUED):

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING THREE MEMBERS TO THE KNOX COUNTY BOARD OF EQUALIZATION FOR A TWO YEAR TERM -

R-96-3-105:

Consideration of a resolution of the Commission of Knox County, Tennessee, appointing three members to the Knox County Board of Equalization for a two year term was before the Board of Commissioners.

Commissioner Moody moved to approve Resolution R-96-3-105 - Resolution of the Commission of Knox County, Tennessee, appointing three members to the Knox County Board of Equalization for a two year term and that the following individuals be appointed: Ms. Sarah Moore Greene and Mr. John Ray. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Moody, Medley, DeSelm, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl, Tindell, Davis and Horner were absent from the vote. The motion carried 15-0-0-4.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, CONFIRMING THE APPOINTMENT OF ONE MEMBER TO THE KNOX COUNTY MUNICIPAL SOLID WASTE

PLANNING REGION BOARD - R-96-3-106:

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

Commissioner Teague moved to approve Resolution R-96-3-106 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of one member to the Knox County Municipal Solid Waste Planning Region Board and that the following individual be appointed: Mr. James Ewing. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Moody, Medley, DeSelm, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl, Tindell, Davis and Horner were absent from the vote. The motion carried 15-0-0-4.

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IN RE: DRIVES AND ROADS:

A. To be accepted as completed:

1. Nine Oaks Boulevard, Nine Oaks 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. Glen Wells and Randy Nicely, property owners.

Without objection, Commissioner Griess deferred this item for 30 days.

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2. Hickory Wind Lane, Nine Oaks Subdivision, Unit 1, 375 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Glen Wells and Randy Nicely, property owners.

Without objection, Commissioner Griess deferred this item for 30 days.

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3. Stately Oaks Lane, Nine Oaks Subdivision, Unit 1, 350 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Glen Wells and Randy Nicely, property owners.

Without objection, Commissioner Griess deferred this item for 30 days.

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4. Scenic Oaks Road, Nine Oaks Subdivision, Unit 1, 350 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Glen Wells and Randy Nicely, property owners.

Without objection, Commissioner Griess deferred this item for 30 days.

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B. To be closed:

1. Consideration of a request to close Willow Creek Bridge was before the Board of Commissioners on first reading.

This item was withdrawn from the agenda. (See Amendments to the Agenda, Page 338)

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IN RE: RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING RESOLUTION R-94-2-106 TO REFLECT THE CORRECT PROJECT COST OF \$13,532,135.03 AND APPROVING A CONTRACT WITH ROUSE CONSTRUCTION IN THE AMOUNT OF \$12,185,000.00 FOR THE CONSTRUCTION PHASE OF THE AUSTIN-EAST HIGH SCHOOL RENOVATION PROJECT - R-96-3-107:

This item was heard earlier on the day's agenda. (See Page 344)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT AMENDMENT WITH MCCARTY HOLSAPLE MCCARTY, INC. IN THE AMOUNT OF \$138,000.00 FOR ADDITIONAL ARCHITECTURAL SERVICES THROUGH THE CONTRACT ADMINISTRATION PHASE FOR THE AUSTIN-EAST HIGH SCHOOL RENOVATION PROJECT - R-96-3-108:

This item was heard earlier on the day's agenda. (See Page 345)

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E412218

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING RESOLUTION R-94-2-105 TO REFLECT THE CORRECT PROJECT COST OF \$16,342,186.11 AND APPROVING A CONTRACT WITH WEBB & SONS CONSTRUCTION, INC. IN THE AMOUNT OF \$15,325,670.00 FOR THE CONSTRUCTION PHASE OF THE FULTON HIGH SCHOOL RENOVATION PROJECT - R-96-3-109:

This item was heard earlier on the day's agenda. (See Page 346)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$470,000.00 FOR ARCHITECTURAL AND ENGINEERING FEES AND RELATED COSTS FOR THE BEARDEN HIGH SCHOOL RENOVATION PROJECT AND APPROVING A CONTRACT WITH COMMUNITY TECTONICS, INC. IN THE AMOUNT OF \$427,940.00 FOR ARCHITECTURAL SERVICES FOR SAID PROJECT - R-96-3-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$470,000.00 for architectural and engineering fees and related costs for the Bearden High School renovation project and approving a contract with Community Tectonics, Inc. in the amount of \$427,940.00 for architectural services for said project was before the Board of Commissioners.

Commissioner Medley moved to approve Resolution R-96-3-110 - Resolution of the Commission of Knox County, Tennessee, appropriating \$470,000.00 for architectural and engineering fees and related costs for the Bearden High School renovation project and approving a contract with Community Tectonics, Inc. in the amount of \$427,940.00 for architectural services for said project. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl, Tindell, and Horner were absent from the vote. The motion carried 16-0-0-3.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$240,000.00 FOR ARCHITECTURAL AND ENGINEERING FEES AND RELATED COSTS FOR THE KARNs 5TH AND 6TH SCHOOL ADDITIONS AND ALTERATIONS PROJECT AND APPROVING A CONTRACT WITH GOODSTEIN AND ASSOCIATES ARCHITECTS, INC. IN THE AMOUNT OF \$170,953.00 FOR ARCHITECTURAL SERVICES FOR SAID PROJECT - R-96-3-111:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$240,000.00 for architectural and engineering fees and related costs for the Karns 5th and 6th school additions and alterations project and approving a contract with Goodstein and Associates Architects, Inc. in the amount of \$170,953.00 for architectural services for said project was before the Board of Commissioners.

Commissioner Teague moved to approve Resolution R-96-3-111 - Resolution of the Commission of Knox County, Tennessee, appropriating \$240,000.00 for architectural and engineering fees and related costs for the Karns 5th and 6th school additions and alterations project and approving a contract with Goodstein and Associates Architects, Inc. in the amount of \$170,953.00 for architectural services for said project.

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. Commissioners Dirl and Horner were absent from the vote. The motion carried 17-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$430,000.00 FOR ARCHITECTURAL AND ENGINEERING FEES AND RELATED COSTS FOR THE BRICKEY PRIMARY PROJECT AND APPROVING A CONTRACT WITH THE LEWIS GROUP ARCHITECTS, INC. IN THE AMOUNT OF \$401,000.00 FOR ARCHITECTURAL SERVICES FOR SAID PROJECT - R-96-3-112:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$430,000.00 for architectural and engineering fees and related costs for the Brickey Primary Project and approving a contract with The Lewis Group Architects, Inc. in the amount of \$401,000.00 for architectural services for said project was before the Board of Commissioners.

Commissioner Cooper moved to approve Resolution R-96-3-112 - Resolution of the Commission of Knox County, Tennessee, appropriating \$430,000.00 for architectural and engineering fees and related costs for the Brickey Primary Project and approving a contract with The Lewis Group Architects, Inc. in the amount of \$401,000.00 for architectural services for said project. 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. Commissioners Dirl and Horner were absent from the vote. The motion carried 17-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT TO PURCHASE THE PROPERTY FOR THE NEW WEST MIDDLE SCHOOL IN THE AMOUNT OF \$1,255,750.00 - R-96-3-113:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract to purchase the property for the new West Middle School in the amount of \$1,255,750.00 was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-3-113 - Resolution of the Commission of Knox County, Tennessee, approving a contract to purchase the property for the new West Middle School in the amount of \$1,255,750.00. Commissioner Davis 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. Commissioners Dirl and Horner were absent from the vote. The motion carried 16-0-1-2.

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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 \$12,568.71 WITH DESIGN AND CONSTRUCTION SERVICES, INC. FOR THE GREEN ELEMENTARY SCHOOL PROJECT R-96-3-114:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a change order in the amount of \$12,568.71 with Design and Construction Services, Inc. for the Green Elementary School Project was before the Board of Commissioners.

Commissioner Jordan moved to approve Resolution R-96-3-114 - Resolution of the Commission of Knox County, Tennessee, approving a change order in the amount of \$12,568.71 with Design and Construction Services, Inc. for the Green Elementary School Project. 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. Commissioners Dirl and Horner were absent from the vote. The motion carried 17-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CHANGE ORDER TO THE ROOFING CONTRACT WITH HOUSTON-BARNES, INC. IN THE AMOUNT OF \$15,880.98 FOR SUNNYVIEW PRIMARY SCHOOL - R-96-3-115:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a change order to the roofing contract with Houston-Barnes, Inc. in the amount of \$15,880.98 for Sunnyview Primary School was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-96-3-115 - Resolution of the Commission of Knox County, Tennessee, approving a change order to the roofing contract with Houston-Barnes, Inc. in the amount of \$15,880.98 for Sunnyview Primary School. Commissioner McMillan 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. Commissioners Dirl and Horner were absent from the vote. The motion carried 17-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH ENERGY AUDITS AND CONTROLS FOR AN ENERGY MANAGEMENT SYSTEM FOR THE KNOX COUNTY PUBLIC LIBRARY SYSTEM - R-96-3-116:

This item was deferred earlier on the day's agenda.

(See Amendments to the agenda, Page 338)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, EXPRESSING AN INTENT TO LEASE THE OLD FLENNIKEN SCHOOL PROPERTY - R-96-3-117:

Consideration of a resolution of the Commission of Knox County, Tennessee, expressing an intent to lease the Old Flenniken School property was before the Board of Commissioners.

Commissioner Pinkston moved to approve Resolution R-96-3-117 - Resolution of the Commission of Knox County, Tennessee, expressing an intent to lease the Old Flenniken School property. 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 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 CHANGE ORDER WITH CHARLES HOBSON COMPANY, INC. AND APPROPRIATING AN AMOUNT UP TO \$68,278.07 FOR THE PELLISSIPPI PARKWAY GREENWAY TRAIL - R-96-3-118:

This item was deferred earlier on the day's agenda.

(See Amendments to the Agenda, Page 339)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, GRANTING AN EASEMENT TO THE STATE OF TENNESSEE FOR THE MIDDLEBROOK PIKE ROAD IMPROVEMENT PROJECT - R-96-3-119:

Consideration of a resolution of the Commission of Knox County, Tennessee, granting an easement to the State of Tennessee for the Middlebrook Pike Road Improvement Project was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-3-119 - Resolution of the Commission of Knox County, Tennessee, granting an easement to the State of Tennessee for the Middlebrook Pike Road Improvement Project. 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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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE COUNTY EXECUTIVE TO ASSESS A FEE OF \$75.00 FOR APPLICATION TO THE KNOX COUNTY BOARD OF ZONING AND APPEALS - R-96-3-120:

This item was withdrawn from the agenda: (See Amendments to the Agenda, Page 339)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, INDICATING THE WILLINGNESS OF KNOX

COUNTY TO COOPERATE WITH THE GREATER KNOXVILLE SPORTS CORPORATION IN PROVIDING FINANCIAL SUPPORT FOR THE LOCATION OF THE WOMEN'S BASKETBALL HALL OF FAME IN KNOXVILLE/KNOX COUNTY, TENNESSEE - R-96-3-121:

Consideration of a resolution of the Commission of Knox County, Tennessee, indicating the willingness of Knox County to cooperate with the Greater Knoxville Sports Corporation in providing financial support for the location of the Women's Basketball Hall of Fame in Knoxville/Knox County, Tennessee was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-3-121 - Resolution of the Commission of Knox County, Tennessee, indicating the willingness of Knox County to cooperate with the Greater Knoxville Sports Corporation in providing financial support for the location of the Women's Basketball Hall of Fame in Knoxville/Knox County, Tennessee. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cawood voted no. Commissioner Griess abstained from voting. Commissioner Dirl was absent from the vote. 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 AN AMENDMENT TO TCA SECTION 57-5-105 REGARDING BEER PERMIT HOLDER TRAINING AND CERTIFICATION - R-96-3-122:

This item was deferred earlier on the day's agenda.

(See Amendments to the Agenda, Page 338)

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE ISSUANCE AND PROVIDING THE DETAILS OF NOT TO EXCEED \$67,690,000 GENERAL OBLIGATION REFUNDING BONDS, OF KNOX COUNTY, TENNESSEE; AUTHORIZING AND DIRECTING THE SALE THEREOF

FOR PUBLIC PURPOSES; LEVYING AND PLEDGING TAXES AND
MAKING PROVISION FOR THE PAYMENT THEREOF; AUTHORIZING
AND APPROVING AN ESCROW AGREEMENT FOR THE PURPOSE OF
REFUNDING CERTAIN PRIOR OBLIGATIONS OF THE COUNTY; AND
TAKING OTHER ACTIONS WITH RESPECT THERETO - R-96-3-123:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing the issuance and providing the details of not to exceed \$67,690,000 General Obligation Refunding Bonds, of Knox County, Tennessee; authorizing and directing the sale thereof for public purposes; levying and pledging taxes and making provision for the payment thereof; authorizing and approving an Escrow Agreement for the purpose of refunding certain prior obligations of the county; and taking other actions with respect thereto was before the Board of Commissioners.

Mr. Ed Ingram, Knox County Bond Counsel, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-96-3-123 - Resolution of the Commission of Knox County, Tennessee, authorizing the issuance and providing the details of not to exceed \$67,690,000 General Obligation Refunding Bonds, of Knox County, Tennessee; authorizing and directing the sale thereof for public purposes; levying and pledging taxes and making provision for the payment thereof; authorizing and approving an Escrow Agreement for the purpose of refunding certain prior obligations of the county; and taking other actions with respect thereto. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Davis recused himself from the vote. Commissioner Dirl was absent from the vote. The motion carried 17-0-1-1.

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

LOCATED IN THE FORKS OF THE RIVER INDUSTRIAL PARK TO
CONWAY TRANSPORTATION SERVICES - R-96-3-131:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the sale of property located in the Forks of the River Industrial Park to Conway Transportation Services was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-3-131 - Resolution of the Commission of Knox County, Tennessee, approving the sale of property located in the Forks of the River Industrial Park to Conway Transportation Services. Commissioner Pinkston 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 Ragsdale recused himself from the vote. Commissioner Dirl was absent from the vote. The motion carried 17-0-1-1.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE, APPROVING THE SALE OF PROPERTY
LOCATED AT BALLCAMP-BYINGTON ROAD TO ABLE EXCAVATING
COMPANY - R-96-3-132:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the sale of property located at Ballcamp-Byington Road to Able Excavating Company was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-3-132 - Resolution of the Commission of Knox County, Tennessee, approving the sale of property located at Ballcamp-Byington Road to Able Excavating Company with the following amendment: On Page 2, 3rd line of the second paragraph, delete the following language: "per acre." 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. Commissioner Dirl was absent from the vote. The motion carried 18-0-0-1.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, CREATING THE DEPARTMENT OF ADMINISTRATION AND ABOLISHING THE DEPARTMENT OF HUMAN RESOURCES AND THE DEPARTMENT OF COMMUNITY SERVICES - R-96-3-133:

Consideration of a resolution of the Commission of Knox County, Tennessee, creating the Department of Administration and abolishing the Department of Human Resources and the Department of Community Services was before the Board of Commissioners.

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

Commissioner Teague moved to approve Resolution R-96-3-133 - Resolution of the Commission of Knox County, Tennessee, creating the Department of Administration and abolishing the Department of Human Resources and the Department of Community Services. Commissioner Moody 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: AMENDMENTS TO THE AGENDA - (CONTINUED):

11. Commissioner Griess amended the agenda to hear Ordinance O-96-3-102 at this time.

* * * * *

IN RE: ORDINANCE ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ESTABLISHING THE DEPARTMENTS OF THE EXECUTIVE BRANCH OF KNOX COUNTY GOVERNMENT, ESTABLISHING THE DUTIES OF SUCH DEPARTMENTS AND REPEALING ORDINANCE O-94-9-102 - O-96-3-102 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, establishing the departments of the Executive Branch of Knox County Government, establishing the duties of such departments and repealing Ordinance O-94-9-102 was before the Board of Commissioners on first reading.

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

Commissioner Teague moved to approve Ordinance O-96-3-102 - Ordinance of the Commission of Knox County, Tennessee, establishing the departments of the Executive Branch of Knox County Government, establishing the duties of such departments and repealing Ordinance O-94-9-102 on first reading. Commissioner Moody 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.

* * * * *

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

12. Without objection, Commissioner Griess amended the agenda to defer the following item for 30 days: Resolution R-96-3-130 - Resolution of the Commission of Knox County, Tennessee, honoring the Bearden High School Mock Court Trial Competition Team.

* * * * *

IN RE: ORDINANCE 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 REGULATION OF DAY CARE FACILITIES - O-96-3-101 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance (O-90-9-130) regarding the regulation of day care facilities was before the Board of Commissioners on first reading.

Commissioner Moody moved to approve Ordinance 0-96-3-101 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance (0-90-9-130) regarding the regulation of day care facilities on first reading. 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 vote. The motion carried 18-0-0-1.

* * * * *

IN RE: ORDINANCES ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING SECTION 5.80.06 OF THE KNOX COUNTY ZONING ORDINANCE REGARDING MEMBERSHIP OF THE HISTORIC ZONING COMMISSION - 0-96-2-101 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Section 5.80.06 of the Knox County Zoning Ordinance regarding membership of the Historic Zoning Commission was before the Board of Commissioners on second reading.

Commissioner Moody moved to approve Ordinance 0-96-2-101 - Ordinance of the Commission of Knox County, Tennessee, amending Section 5.80.06 of the Knox County Zoning Ordinance regarding membership of the Historic Zoning Commission on second reading. 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 vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING AND REVISING THE KNOX

COUNTY PROCUREMENT CODE (ORDINANCE O-90-9-113) -
O-96-2-102 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending and revising the Knox County Procurement Code (Ordinance O-90-9-113) was before the Board of Commissioners on second reading.

Commissioner Moody moved to approve Ordinance O-96-2-102 - Ordinance of the Commission of Knox County, Tennessee, amending and revising the Knox County Procurement Code (Ordinance O-90-9-113) on second reading. 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 vote. The motion carried 18-0-0-1.

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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 Clerk's Office.

* * * * *

B. Trustee:

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

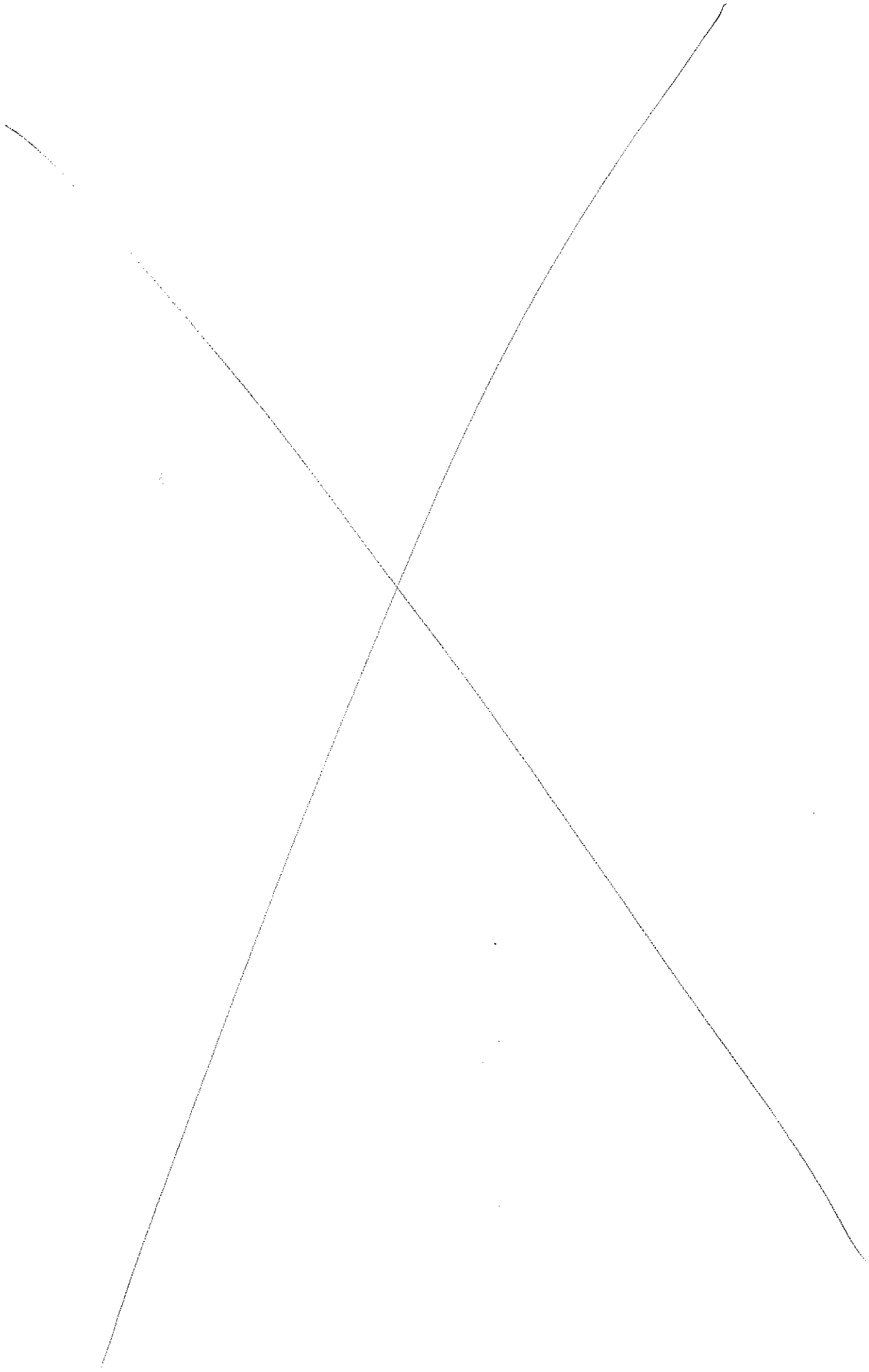
* * * * *

IN RE: NOTARY PUBLIC APPLICATIONS:

Mr. Mike Padgett, Knox County Clerk, reported 189 applications for Notary Public.

Commissioner Pinkston moved to approve 189 applications for Notary Public. 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 vote. The motion carried 18-0-0-1.

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E412218

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

13. Commissioner indicated a workshop for discussion of the Capital Plan would be scheduled at a later date.

* * * * *

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 Rogero, Tindell, Moody, DeSelm, Ragsdale, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioners Jordan, Dirl, Medley, Davis and Horner arrived later in the meeting. Commissioner Leuthold was absent from the meeting.

* * * * *

IN RE: REZONING REQUESTS:

1. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Denny Patterson for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located south side E. Emory Road, northeast of Royal Springs Boulevard, 7th Commission District.

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

Commissioner Cooper moved to approve Resolution R-96-3-124 - Resolution of the Commission of Knox County, Tennessee, approving the request of Denny Patterson for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per MPC's recommendation. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Rogero, Tindell, Moody, DeSelm, Ragsdale, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan, Dirl, Medley, Davis and Horner arrived later in the meeting. Commissioner Leuthold was absent from the meeting. The motion carried 13-0-0-6. Property located south side E. Emory Road, northeast of Royal Springs Boulevard, 7th Commission District.

* * * * *

2. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Winston Cox for rezoning from RA Low Density Residential Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located south side Gallaher View Road, southwest of Dunkirk Drive, 4th Commission District.

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

Commissioner DeSelm moved to approve Resolution R-96-3-125 - Resolution of the Commission of Knox County, Tennessee, approving the request of Winston Cox for rezoning from RA Low Density Residential Zone to PR Planned Residential Zone at 1-4 du/ac as per MPC's recommendation. Commissioner Mills seconded the motion and upon roll call vote Commissioners Rogero, Tindell, Moody, DeSelm, Ragsdale, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Griess recused himself from the vote. Commissioners Jordan, Dirl, Medley, Davis and Horner arrived later in the meeting. Commissioner Leuthold was absent from the meeting. The motion carried 12-0-1-6. Property located south side Gallaher View Road, southwest of Dunkirk Drive, 4th Commission District.

* * * * *

3. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of A.B. Long, Jr. for rezoning from A Agricultural Zone to CB Business & Manufacturing Zone.

This item was deferred for 60 days. (See Amendments to the Agenda, Page 338)

* * * * *

4. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of 122 Partnership for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located north side W. Emory Road, northwest of Boles Road, 6th Commission District.

Mr. Mike Moyers, Knox County Senior Deputy Law Director, Mr. Norman Whitaker, Executive Director of Metropolitan Planning Commission, and Mr. Bruce Wuethrich, Assistant Director of Engineering and Public Works for Knox County, was present and spoke on the matter.

Commissioner Cawood moved to approve Resolution R-96-3-127 - Resolution of the Commission of Knox County, Tennessee, approving the request of 122 Partnership for rezoning from A Agricultural Zone to PR Planned Residential at 1 du/ac. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl and Medley arrived later in the meeting. Commissioner Leuthold was absent from the meeting. The motion carried 16-0-0-3. Property located north side W. Emory Road, northwest of Boles Road, 6th Commission District.

* * * * *

5. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Parker Shiftlett & Company, Inc. for rezoning from RA Low Density Residential Zone to OA Office Park Zone was before the Board of Commissioners. Property located south side Oak Ridge Highway, west of Meadow Run Lane, 6th Commission District.

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

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

Commissioner Cawood moved to defer this item for 30 days. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl arrived later in the meeting. Commissioner Leuthold was absent from the meeting. The motion carried 17-0-0-2. Property

located south side Oak Ridge Highway, west of Meadow Run Lane, 6th Commission District.

* * * * *

6. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Prestige Development of East Tennessee, Inc. for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located south side West Beaver Creek Road, southwest of Bayless Lane, 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-96-3-129 - Resolution of the Commission of Knox County, Tennessee, approving the request of Prestige Development of East Tennessee, Inc. for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1 - 6.2 du/ac as per MPC's recommendation. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl arrived later in the meeting. Commissioner Leuthold was absent from the meeting. The motion carried 17-0-0-2. Property located south side West Beaver Creek Road, southwest of Bayless Lane, 6th Commission District.

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

14. At this time, there was a request to amend the agenda to hear the following item at this time: Technology Corridor Appeal of Jackson Thompson on Technology Corridor Development Authority Denial of Certificate of Appropriateness.

Upon roll call vote of the request to amend the agenda to hear the Technology Corridor Appeal of Jackson Thompson on Technology Corridor Development Authority Denial of Certificate of Appropriateness, Commissioners Jordan, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Griess, McMillan, Mills, Bratton

and Pinkston. Commissioners Moody and Cawood voted no. Commissioners Teague, Horner and Cooper abstained from voting. Commissioner Dirl was absent from the vote. Commissioner Leuthold was absent from the meeting. The motion failed 12-2-3-2.

IN RE: REZONING APPEALS:

1. Consideration of the appeal of Henry T. Ogle for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located southeast side Holbert Drive, northeast of Andersonville Pike, 8th Commission District.

Mr. Henry Ogle, Appellant, was present and spoke on behalf of the appeal.

Ms. Betsy Longmire, area resident, was present and spoke in opposition to the appeal.

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

Commissioner Bratton moved to deny the appeal of Henry T. Ogle for rezoning from A Agricultural Zone to PR Planned Residential Zone and accept MPC's original recommendation. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Dirl, Jordan, 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. Property located southeast side Holbert Drive, northeast of Andersonville Pike, 8th Commission District.

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2. Consideration of the appeal of Roger Phillips for rezoning from A Agricultural to PR Planned Residential at 1 - 5 du/ac was before the Board of Commissioners. Property located south side Ball Camp Pike, southwest of Fitzgerald Lane, 6th Commission District.

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

Mr. Don Parnell, Attorney representing Roger Phillips, Appellant, was present and spoke on behalf of the request.

Mr. Raymond Roberts and Mr. Kevin Montgomery, representing Ball Camp Community residents, were present and spoke in opposition to the request.

Mr. Bruce Wuethrich, Assistant Director of Engineering and Public Works for Knox County, was present and spoke on the matter.

Commissioner Cawood moved to deny the appeal of Roger Phillips for rezoning from A Agricultural to PR Planned Residential at 1 - 5 du/ac. Commissioner Teague seconded the motion.

Commissioner DeSelm moved as a substitute motion to defer this item for 30 days. Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale and Griess voted aye. Commissioners Tindell, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted no. Commissioner Leuthold was absent from the meeting. The substitute motion failed 9-9-0-1.

Upon roll call vote of the original motion to deny the appeal of Roger Phillips for rezoning from A Agricultural to PR Planned Residential at 1 - 5 du/ac, Commissioners Jordan, Rogero, Tindell, Davis, Ragsdale, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl, Moody, Medley, DeSelm and Griess abstained from voting. Commissioner Leuthold was absent from the meeting. The motion carried 13-0-5-1.

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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 (0-90-9-130) REGARDING THE REGULATION OF DAY CARE FACILITIES - 0-96-3-101 - (FIRST READING):

This item was heard earlier on the day's agenda. (See Page 360)

* * * * *

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING SECTION 5.80.06 OF THE KNOX COUNTY ZONING ORDINANCE REGARDING MEMBERSHIP OF THE HISTORIC ZONING COMMISSION - 0-96-2-101 - (SECOND READING):

This item was heard earlier on the day's agenda. (See Page 361)

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IN RE: SUBDIVISION APPEALS/ONE LOT VARIANCES:

1. Consideration of the appeal of Oak View Estates on MPC approval of Concept Plan was before the Board of Commissioners. Property located northeast deadend Edmondson Road, east of Washington Pike.

At this time, there was discussion regarding whether the appeal was properly before the Commission.

Commissioner DeSelm moved to hear the appeal of Oak View Estates on MPC approval of Concept Plan. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl and Griess voted no. Commissioner Leuthold was absent from the meeting. The motion carried 16-2-0-1.

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.

Ms. Sharon Vineyard and Mr. Daniel Bill Vineyard, area residents, were present and spoke on behalf of the request.

Mr. Bruce Wuethrich, Assistant Director of Engineering and Public Works for Knox County, was present and spoke on the matter.

Mr. John King, Attorney representing the developer, and Mr. Kenneth Romines, area resident, were present and spoke in opposition to the appeal.

Commissioner McMillan moved to uphold the appeal of Oak View Estates on MPC approval of Concept Plan. Commissioner Mills seconded the motion and upon roll call vote Commissioners Rogero, Tindell, Medley, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl, Moody, DeSelm and Griess voted no. Commissioners Jordan and Davis abstained from voting. Commissioner Ragsdale was absent from the vote. Commissioner Leuthold was absent from the meeting. The motion carried 11-4-2-2. Property located northeast deadend Edmondson Road, east of Washington Pike.

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2. Consideration of the appeal of Robin's Glen/Winston Cox on MPC approval of Concept Plan was before the Board of Commissioners. Property located east side Gallaher View Road, north of Westland Drive.

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. John King, Attorney representing the appellant, was present and spoke on behalf of the appeal.

Mr. Bruce Wuethrich, Assistant Director of Engineering and Public Works for Knox County, was present and spoke on the matter.

Ms. Susie Stout, area resident, was present and spoke in opposition to the appeal.

Commissioner Moody moved to uphold the appeal of Robin's Glen/Winston Cox on MPC approval of Concept Plan, approve

the new subdivision and eliminate Item #5 on the list of conditions for the subdivision. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley voted no. Commissioner Griess recused himself from the vote. Commissioner Ragsdale was absent from the vote. Commissioner Leuthold was absent from the meeting. The motion carried 15-1-1-2. Property located east side Gallaher View Road, north of Westland Drive.

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IN RE: TECHNOLOGY CORRIDOR:

Consideration of the appeal of Jackson Thompson on Technology Corridor Development Authority denial of Certificate of Appropriateness was before the Board of Commissioners.

Mr. Jackson Thompson, Appellant, was present and spoke on behalf of the appeal.

Mr. James Spencer, Vice-Chairman of the Technology Corridor Development Authority, was present and spoke in opposition to the appeal.

Commissioner Cawood moved to uphold the appeal of Jackson Thompson on Technology Corridor Development Authority denial of Certificate of Appropriateness. Commissioner Teague seconded the motion and upon roll call vote Commissioners Dirl, Moody, Davis, Griess, Cawood, Teague, Horner, Cooper, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Tindell, Medley, DeSelm and McMillan voted no. Commissioner Jordan abstained from voting. Commissioner Ragsdale was absent from the vote. Commissioner Leuthold was absent from the meeting. The motion carried 11-5-1-2.

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

15. At this time, Commissioner Cooper moved to refer the following item to MPC for review: Proposed Amendments to the Knox County Subdivision Regulations. Commissioner Horner

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 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: ROLL CALL BY DISTRICTS:

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

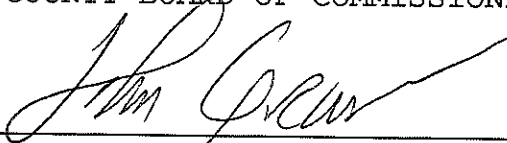
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IN RE: ADJOURNMENT:

There being no further business to come before the Knox County Board of Commissioners, Commissioner 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, April 22, 1996 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, McMillan, Mills, Bratton and Pinkston. Commissioner Cooper 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, 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:

* * * * *

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. Bill Kervin, Director, Knox County Engineering and Public Works, 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.

* * * * *

IN RE: AMENDMENTS TO THE AGENDA:

Without objection, Commissioner Griess amended the agenda as follows:

1. Add Consideration to close Old Cogdill Road on first reading.
2. Add two honorary Resolutions to be heard after R-96-4-107 first is R-96-4-146 - Resolution honoring Halls Elementary School for being selected as one of "Knoxville's Best", for receiving national

recognition as a reading school, and as a recipient of a \$60,000.00 Goals 2000 Grant.

3. Add R-96-4-147 - Resolution honoring Bob Koppel, Recipient of the Tennessee Hospital Association distinguished Service Award.
4. Add R-96-4-148 - Resolution accepting a tract of land from the Town of Farragut and approving the use of said property as a branch library.
5. Add R-96-4-149 - Resolution approving the Capital Improvement Plan for Fiscal Year 1996-1997 through Fiscal Year 2000-2001.
6. Add R-96-4-152 - Resolution of the Commission of Knox County, Tennessee, authorizing the purchase of a teleconferencing and telecommunications system for the Sheriff's Department.
7. Add R-96-4-150 - Resolution authorizing the issuance of Public Facilities Refunding Bonds by the Public Building Authority of the County of Knox and the City of Knoxville, Tennessee for the purpose of refunding all or a portion of its outstanding Public Facilities Bonds, Series 1991; the supplementing of that certain lease dated as of December 1, 1991, between Knox County and said Public Building Authority and the indenture of trust pursuant to which such series 1991 bonds were issued; and all other necessary and appropriate actions with respect thereto:
8. Add R-96-4-151 - Resolution ratifying a proclamation of the Knox County Executive appointing a Charter Review Committee.
9. Add Appointment to the Retirement and Pension Board.
10. Withdraw from the agenda R-96-4-110 - 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.
11. Withdraw from the agenda R-96-4-112 - Resolution approving a contract with the Lewis Group Architects, Inc., P.C. for architectural and engineering services for various school projects.
12. Withdraw from the agenda R-96-4-113 - Resolution approving a contract with Michael Brady, Inc. for architectural services for the Mount Olive School Re-roofing Project.

13. Withdraw from the agenda R-96-4-114 - Resolution approving a contract with Barge, Waggoner, Sumner and Cannon, Inc. for architectural services for re-roofing Adrian Burnett Elementary School and selective repairs at Cedar Bluff Intermediate and East Knox Elementary School.
14. Withdraw from the agenda R-96-4-115 - Resolution approving a contract with Lockwood Greene for architectural services for the roof replacement at Bearden High School.
15. Withdraw from the agenda R-96-4-116 - Resolution approving a contract with Lindsay and Maples, Architects, Inc. for architectural services for re-roofing Pleasant Ridge School.
16. Withdraw from the agenda R-96-4-117 - Resolution approving a contract with Allan Associates Architects for architectural services for the design and construction of fire alarm systems at Pond Gap and Pleasant Ridge Schools.
17. Defer for 30 days or until the May Board of Commissioners meeting Consideration of a request to close 70 feet of Gallaher View Road at Westland Drive on first reading.
18. Defer for 30 days or until the May Board of Commissioners meeting R-96-4-131 - Resolution approving an amendment to TCA Section 57-7-105 regarding beer permit holder training and certification.
19. Defer to the end of the agenda R-96-4-103 - Resolution honoring Bearden High School Mock Court Trial Competition Team.
20. Defer to the end of the agenda R-96-4-107 - Resolution honoring the Lady Vols for winning their fourth NCAA Womens Basketball Championship.
21. Defer to the May Regular Board of Commissioners meeting Drives and Roads to be accepted as completed:
 1. Nine Oaks Blvd., Nine Oaks Subdivision.
 2. Hickory Wind Lane, Nine Oaks Subdivision.
 3. Stately Oaks Lane, Nine Oaks Subdivision.
 4. Scenic Oaks Road, Nine Oaks Subdivision.
22. Withdraw from the agenda R-96-4-129 - Resolution approving a five year pledge in the amount of \$25,000.00 to CTAS as an endowment to the Technology Assistance Fund.

23. Withdraw from the agenda R-96-4-132 - Resolution supporting a two dollar (\$2.00) increase for filing documents with the Register of Deeds.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING RAYMOND E. OGLESBY:
R-96-4-101:

Consideration of a Resolution of the Commission of Knox County, Tennessee, memorializing Raymond E. Oglesby was before the Board of Commissioners.

Mr. Eddie Oglesby, was present and spoke on the matter.

Commissioner Ragsdale moved to approve R-96-4-101 - Resolution of the Commission of Knox County, Tennessee, memorializing Raymond E. Oglesby. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING DETECTIVE ED YOUNG AS KNOX COUNTY SHERIFF'S DEPARTMENT OFFICER OF THE YEAR FOR 1995:
R-96-4-102:

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Detective Ed Young as Knox County Sheriff's Department Officer of the Year for 1995 was before the Board of Commissioners.

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

Detective Ed Young, was present and spoke on the matter.

Commissioner Dirl moved to approve R-96-4-102 - Resolution of the Commission of Knox County, Tennessee honoring Detective Ed Young as Knox County Sheriff's Department Officer of the Year for 1995. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING OWEN SEAY FOR HIS SERVICE ON THE JAIL INSPECTION COMMITTEE: R-96-4-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Owen Seay for his service on the Jail Inspection Committee was before the Board of Commissioners.

Mr. Owen Seay, was present and spoke on the matter.

Commissioner Pinkston moved to approve R-96-4-104 - Resolution of the Commission of Knox County, Tennessee, honoring Owen Seay for his service on the Jail Inspection Committee. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING PETE STAFFORD FOR BEING NAMED STATE ATHLETIC DIRECTOR: R-96-4-105:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Pete Stafford for being named State Athletic Director was before the Board of Commissioners.

Mr. Pete Stafford, was present and spoke on the matter.

Commissioner Pinkston moved to approve R-96-4-105 - Resolution of the Commission of Knox County, Tennessee, honoring Pete Stafford for being named State Athletic Director. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX

COUNTY, TENNESSEE, HONORING THE HALLS SCHOLAR BOWL TEAM:

R-96-4-106:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring the Halls Scholar Bowl Team was before the Board of Commissioners.

Mr. Joshua Wolfe, was present and spoke on the matter.

Commissioner Horner moved to approve R-96-4-106 - Resolution of the Commission of Knox County, Tennessee, honoring the Halls Scholar Bowl Team. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING THE HALLS ELEMENTARY SCHOOL FOR BEING SELECTED AS ONE OF "KNOXVILLE'S BEST", FOR RECEIVING NATIONAL RECOGNITION AS A READING SCHOOL, AND AS A RECIPIENT OF A \$60,000.00 GOALS 2000 GRANT:

R-96-4-146:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Halls Elementary School for being selected as one of "Knoxville's Best", for receiving national recognition as a reading school, and as a recipient of a \$60,000.00 Goals 2000 Grant was before the Board of Commissioners.

Ms. Nancy Klein Maland, was present and spoke on the matter.

Commissioner Horner moved to approve R-96-4-146 - Resolution of the Commission of Knox County, Tennessee, honoring Halls Elementary School for being selected as one of "Knoxville's Best", for receiving national recognition as a reading school, and as a recipient of a \$60,000.00 Goals 2000 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, Leuthold, 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING BOB KOPPEL, RECIPIENT OF THE TENNESSEE HOSPITAL ASSOCIATION DISTINGUISHED SERVICE AWARD: R-96-4-147:

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Bob Koppel, Recipient of the Tennessee Hospital Association Distinguished Service Award was before the Board of Commissioners.

Mr. Bob Koppel, was present and spoke on the matter.

Commissioner Ragsdale moved to approve R-96-4-147 - Resolution of the Commission of Knox County, Tennessee honoring Bob Koppel, Recipient of the Tennessee Hospital Association Distinguished Service Award. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: DELEGATIONS TO BE HEARD:

Mr. Jim Golden, was present and spoke on Victims Rights.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

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

Commissioner Leuthold moved to approve the minutes of the previous meeting. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: REPORTS OF COMMITTEES:

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

 No report was given.

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

 No report was given.

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

 No report was given.

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

 No report was given.

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

 No report was given.

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

 The Legislative meeting will be in Gatlinburg, Tennessee on May 14 and 15, 1996.

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

 Commissioner Horner stated if any Commissioner is going to Houston please let Tina know as soon as possible.

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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:

Commissioner Rogero resigned from the Retirement and Pension Board.

Commissioner Leuthold nominated Pat Medley to the Retirement and Pension Board. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: 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

Reports of Officials was before the Board of Commissioners.

Commissioner Horner moved to accept the reports as filed.

Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: REPORTS OF COUNTY AGENCIES:

- 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
- Reports of County Agencies was before the Board of Commissioners.

Commissioner Horner moved to accept and file 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, Griess, Cawood, Teague, Horner, Leuthold, 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: DRIVES AND ROADS TO BE CLOSED:

Consideration to close Old Cogdill Road (south of the interstate) was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to approve to close Old Cogdill Road (south of the interstate) 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, Leuthold, 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH TENN-EDD PRODUCTS COMPANY IN THE AMOUNT OF \$158,485.65 FOR TELESCOPIC SEATING FOR CENTRAL HIGH SCHOOL: R-96-4-108:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Tenn-Edd Products Company in the amount of \$158,485.65 for telescopic seating for Central High School was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-4-108 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Tenn-Edd Products Company in the amount of \$158,485.65 for telescopic seating for Central High School. Commissioner Mills

seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cooper was absent from the meeting. Commissioners Dirl and Tindell were absent from the vote. The motion carried 16-0-0-3.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING TWO TEMPORARY CONSTRUCTION EASEMENTS TO THE CITY OF KNOXVILLE TO COMPLETE THE SIDEWALK SYSTEM FROM PLEASANT RIDGE ELEMENTARY SCHOOL TO WEST HAVEN ELEMENTARY SCHOOL: R-96-4-109:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving two temporary construction easements to the City of Knoxville to complete the sidewalk system from Pleasant Ridge Elementary School to West Haven Elementary School was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-4-109 - Resolution of the Commission of Knox County, Tennessee, approving two temporary construction easements to the City of Knoxville to complete the sidewalk system from Pleasant Ridge Elementary School to West Haven Elementary School. Commissioner Moody seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY TENNESSEE, APPROPRIATING \$336,000.00 FOR LIBRARY BOOKS FOR THE NEW CEDAR BLUFF BRANCH LIBRARY AND THE NEW CARTER BRANCH LIBRARY: R-96-4-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$336,000.00 for library books for the new Cedar Bluff Branch Library and the new Carter Branch Library was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-4-111 - Resolution of the Commission of Knox County, Tennessee, appropriating \$336,000.00 for library books for the new Cedar Bluff Branch Library and the new Carter Branch Library. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CHANGE ORDER IN THE AMOUNT OF \$23,107.07 WITH FOX ENVIRONMENTAL SERVICES FOR THE REMOVAL OF UNDERGROUND STORAGE TANKS AT EMORY ROAD AND CENTRAL AVENUE: R-96-4-118:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a change order in the amount of \$23,107.07 with Fox Environmental Services for the removal of underground storage tanks at Emory Road and Central Avenue was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-4-118 - Resolution of the Commission of Knox County, Tennessee, approving a change order in the amount of \$23,107.07 with Fox Environmental Services for the removal of underground storage tanks at Emory Road and Central Avenue. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$1,126,254.96 AND APPROVING A CONSTRUCTION CONTRACT WITH RENFRO CONSTRUCTION CO., INC. FOR ROAD IMPROVEMENTS ON MURDOCK LANE EXTENDING FROM LOVELL ROAD TO DUTCHTOWN ROAD: R-96-4-119:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$1,126,254.96 and approving a construction contract with Renfro Construction Co., Inc. for road improvements on Murdock Lane extending from Lovell Road to Dutchtown Road was before the Board of Commissioners.

Commissioner Teague moved to approve R-96-4-119 -Resolution of the Commission of Knox County, Tennessee, appropriating \$1,126,254.96 and approving a construction contract with Renfro Construction Co., Inc. for road improvements on Murdock Lane extending from Lovell Road to Dutchtown Road. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE PUBLIC IMPROVEMENT FUND IN THE AMOUNT OF \$3,374,772.80 FOR VARIOUS HIGHWAY PROJECTS: R-96-4-120:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the Public Improvement Fund in the amount of \$3,374,772.80 for various highway projects was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-4-120 - Resolution of the Commission of Knox County, Tennessee, amending the Public Improvement Fund in the amount of \$3,374,772.80 for various highway projects. Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE BUDGETS OF THE HIGHWAY

FUND AND THE PUBLIC IMPROVEMENT FUND TO REFLECT THE
USE OF BOND PROCEEDS FOR ENGINEERING SERVICES FOR THE
STRATEGIC TRANSPORTATION PLAN: R-96-4-121:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the budgets of the highway fund and the public improvement fund to reflect the use of bond proceeds for engineering services for the strategic transportation plan was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-4-121 - Resolution of the Commission of Knox County, Tennessee, amending the budgets of the highway fund and the public improvement fund to reflect the use of bond proceeds for engineering services for the strategic transportation plan. Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE, APPROVING A CONTRACT WITH RENFRO
CONSTRUCTION CO., INC. FOR EQUIPMENT RENTAL: R-96-4-122:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Renfro Construction Co., Inc. for equipment rental was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-4-122 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Renfro Construction Co., Inc. for equipment rental. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE, APPROVING A WASTEWATER EXTENSION

AGREEMENT BETWEEN KNOX COUNTY AND KUB FOR THE DEVELOPMENT
OF PHASE II OF THE MOUNT OLIVE SEWER SYSTEM AND FOR
TRANSFER OF FACILITIES FROM KNOX COUNTY TO KUB FOR
OPERATION AND MAINTENANCE OF THE MOUNT OLIVE SEWER
SYSTEM: R-96-4-123:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a wastewater extension agreement between Knox County and KUB for the Development of Phase II of the Mount Olive Sewer System and for transfer of facilities from Knox County to KUB for operation and maintenance of the Mount Olive Sewer System was before the Board of Commissioners.

Commissioner Pinkston moved to approve R-96-4-123 - Resolution of the Commission of Knox County, Tennessee, approving a wastewater extension agreement between Knox County and KUB for the Development of Phase II of the Mount Olive Sewer System and for transfer of facilities from Knox County to KUB for operation and maintenance of the Mount Olive Sewer System. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE, APPROVING POLICIES AND PROCEDURES
FOR COURT ROOM SECURITY: R-96-4-124:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving policies and procedures for court room security was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-96-4-124 - Resolution of the Commission of Knox County, Tennessee, approving policies and procedures for court room security. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A REFUND TO JIM WALTER HOMES IN THE AMOUNT OF \$1,337.00 TO CORRECT AN ERROR IN A PREVIOUS TAX SALE: R-96-4-125:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a refund to Jim Walter Homes in the amount of \$1,337.00 to correct an error in a previous tax sale was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-4-125 - Resolution of the Commission of Knox County, Tennessee, approving a refund to Jim Walter Homes in the amount of \$1,337.00 to correct an error in a previous tax sale. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AMENDMENT TO THE BLUE CROSS/BLUE SHIELD CONTRACT REGARDING PAYMENT TO SPECIALIST: R-96-4-126:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an amendment to the Blue Cross/Blue Shield contract regarding payment to Specialist was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-4-126 - Resolution of the Commission of Knox County, Tennessee, approving an amendment to the Blue Cross/Blue Shield contract regarding payment to Specialist. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold,

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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A COUNTY WIDE CONTRACT WITH CELLULAR ONE: R-96-4-127:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a county wide contract with Cellular One 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-96-4-127 - Resolution of the Commission of Knox County, Tennessee, approving a county wide contract with Cellular One. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Leuthold, Griess, Horner, Bratton and Pinkston voted aye. Commissioners Davis, Ragsdale, Cawood, Teague, McMillan and Mills voted no. Commissioner Cooper was absent from the meeting. The motion carried 12-6-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE FLORENCE CRITTENDON AGENCY TO SELL PROPERTY LOCATED AT 2815 TEXAS AVENUE AND APPROVING THE TRANSFER OF THE REVERSIONARY INTEREST FROM THE TEXAS AVENUE PROPERTY TO THE PROPERTY OWNED BY THE FLORENCE CRITTENDON AGENCY LOCATED ON DICK LONAS ROAD: R-96-4-128:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the Florence Crittendon Agency to sell property located at 2815 Texas Avenue and approving the transfer of the reversionary interest from the Texas Avenue property to the property owned by the Florence Crittendon Agency located on Dick Lonas Road was before the Board of Commissioners.

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.

Ms. Mathews, representing Florence Crittendon, was present and spoke on the matter.

Commissioner Ragsdale moved to approve R-96-4-128 - Resolution of the Commission of Knox County, Tennessee, authorizing the Florence Crittendon Agency to sell property located at 2815 Texas Avenue and approving the transfer of the reversionary interest from the Texas Avenue property to the property owned by the Florence Crittendon Agency located on Dick Lonas Road with the following amendment: "subject to final approval of the Knox County Executive, and the Knox County Law Department". Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING A SUBCOMMITTEE TO ESTABLISH GUIDELINES TO REGULATE MOBILE HOME PARKS: R-96--4-133:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing a subcommittee to establish guidelines to regulate mobile home parks was before the Board of Commissioners.

This Resolution was sent to sub-committee.

No action was taken.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE BUDGET FOR THE IV-D PROGRAM AND AUTHORIZING A TRANSFER OF FUNDS FROM THE IV-D COURT CLERK'S OFFICE TO THE IV-D JUVENILE COURT CHILD SUPPORT ENFORCEMENT PROGRAM: R-96-4-134:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the budget for the IV-D Program and authorizing a transfer of funds from the IV-D Court Clerk's Office to

the IV-D Juvenile Court Child Support Enforcement Program was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-4-134 - Resolution of the Commission of Knox County, Tennessee, amending the budget for the IV-D Program and authorizing a transfer of funds from the IV-D Court Clerk's Office to the IV-D Juvenile Court Child Support Enforcement Program. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING A TECHNICAL CORRECTION TO RESOLUTION R-95-10-117 TO REFLECT THE LOCAL MATCH TO THE GRANT FROM THE DEPARTMENT OF ENVIRONMENTAL AND CONSERVATION: R-96-4-135:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing a technical correction to Resolution R-95-10-117 to reflect the local match to the grant from the Department of Environmental and Conservation was before the Board of Commissioners.

Ms. Mary Beth Ramey, Administrative Assistant, Knox County Law 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 R-96-4-135 - Resolution of the Commission of Knox County, Tennessee, authorizing a technical correction to Resolution R-95-10-117 to reflect the local match to the grant from the Department of Environmental and Conservation. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner DeSelm abstained

from the vote. Commissioner Cooper 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, AMENDING THE HOTEL-MOTEL TAX FUND BUDGET AND APPROPRIATING \$125,000.00 TO INSTALL A DRAPERY MASKING SYSTEM IN THE THOMPSON BOLING ARENA AND ASSEMBLY CENTER: R-96-4-136:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the Hotel-Motel Tax Fund Budget and appropriating \$125,000.00 to install a drapery masking system in the Thompson Boling Arena and Assembly Center was before the Board of Commissioners.

Ms. Gloria Ray, Sports Corporation, 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.

Commissioner Leuthold moved to approve R-96-4-136 - Resolution of the Commission of Knox County, Tennessee, amending the Hotel-Motel Tax Fund Budget and appropriating \$125,000.00 to install a drapery masking system in the Thompson Boling Arena and Assembly Center. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ACCEPTING A TRACT OF LAND FROM THE TOWN OF FARRAGUT AND APPROVING THE USE OF SAID PROPERTY AS A BRANCH LIBRARY: R-96-4-148:

Consideration of a Resolution of the Commission of Knox County, Tennessee, accepting a tract of land from the Town of Farragut and approving the use of said property as a branch library.

Commissioner Ragsdale moved to approve R-96-4-148 - Resolution of the Commission of Knox County, Tennessee, accepting a tract of land from the Town of Farragut and approving the use of said property as a branch library. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE CAPITAL IMPROVEMENT PLAN FOR FISCAL YEAR 1996-1997 THROUGH FISCAL YEAR 2000-2001: R-96-4-149:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the Capital Improvement Plan for fiscal year 1996-1997 through fiscal year 2000-2001 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-96-4-149 - Resolution of the Commission of Knox County, Tennessee, approving the Capital Improvement Plan for fiscal year 1996-1997 through fiscal year 2000-2001. Commissioner Moody seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING THE ISSUANCE OF PUBLIC FACILITIES REFUNDING BONDS BY THE PUBLIC BUILDING BUILDING AUTHORITY OF THE COUNTY OF KNOX AND THE CITY OF KNOXVILLE, TENNESSEE FOR THE PURPOSE OF REFUNDING ALL OR A PORTION OF ITS OUTSTANDING PUBLIC FACILITIES BONDS, SERIES 1991; THE SUPPLEMENTING OF THAT CERTAIN LEASE DATED AS OF

DECEMBER 1, 1991, BETWEEN KNOX COUNTY AND SAID PUBLIC BUILDING AUTHORITY AND THE INDENTURE OF TRUST PURSUANT TO WHICH SUCH SERIES 1991 BONDS WERE ISSUED; AND ALL OTHER NECESSARY AND APPROPRIATE ACTIONS WITH RESPECT THERETO:

R-96-4-150:

Consideration of a Resolution authorizing the issuance of Public Facilities Refunding Bonds by the Public Building Authority of the County of Knox and the City of Knoxville, Tennessee for the purpose of refunding all or a portion of its outstanding Public Facilities Bonds, Series 1991; the supplementing of that certain lease dated as of December 1, 1991, between Knox County and said Public Building Authority and the indenture of trust pursuant to which such series 1991 bonds were issued; and all other necessary and appropriate actions with respect thereto was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve R-96-4-150 - Resolution authorizing the issuance of Public Facilities Refunding Bonds by the Public Building Authority of the County of Knox and the City of Knoxville, Tennessee for the purpose of refunding all or a portion of its outstanding Public Facilities Bonds, Series 1991; the supplementing of that certain lease dated as of December 1, 1991, between Knox County and said Public Building Authority and the indenture of trust pursuant to which such series 1991 bonds were issued; and all other necessary and appropriate actions with respect thereto. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, RATIFYING A PROCLAMATION OF THE KNOX COUNTY EXECUTIVE APPOINTING A CHARTER REVIEW COMMITTEE:

R-96-4-151:

Consideration of a Resolution of the Commission of Knox County, Tennessee, ratifying a proclamation of the Knox County

Executive appointing a Charter Review Committee was before the Board of Commissioners.

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

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

Commissioner Leuthold moved to approve R-96-4-151 - Resolution of the Commission of Knox County, Tennessee, ratifying a proclamation of the Knox County Executive appointing a Charter Review Committee. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE PURCHASE OF A TELECONFERENCING AND TELECOMMUNICATIONS SYSTEM FOR THE SHERIFF'S DEPARTMENT: R-96-4-152:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the purchase of a teleconferencing and telecommunications system for the Sheriff's Department was before the Board of Commissioners.

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

Commissioner Ragsdale moved to approve R-96-4-152 - Resolution of the Commission of Knox County, Tennessee, authorizing the purchase of a teleconferencing and telecommunications system for the Sheriff's Department. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: AMENDMENT TO THE AGENDA:

At this time R-96-3-103 - Resolution honoring Bearden High School Mock Court Trial Competition Team was heard.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING BEARDEN HIGH SCHOOL MOCK COURT TRIAL COMPETITION TEAM: R-96-4-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Bearden High School Mock Court Trial Competition Team was before the Board of Commissioners.

Ms. Laura Coats, was present and spoke on the matter.

Commissioner Medley moved to approve R-96-4-103 - Resolution of the Commission of Knox County, Tennessee, honoring Bearden High School Mock Court Trial Competition Team. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, PROHIBITING LITTERING: O-96-4-101: FIRST READING:

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

Commissioner Horner moved to approve O-96-4-101 - Ordinance of the Commission of Knox County, Tennessee, prohibiting littering on first reading. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, TO AMEND ORDINANCE 0-90-9-119 RELATIVE TO THE COMPOSITION OF THE KNOX COUNTY TOURIST COMMISSION: 0-96-4-102: FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, to amend Ordinance 0-90-9-119 relative to the composition of the Knox County Tourist Commission on first reading was before the Board of Commissioners.

Commissioner Ragsdale moved to approve 0-96-4-102 - Ordinance of the Commission of Knox County, Tennessee, to amend Ordinance 0-90-9-119 relative to the composition of the Knox County Tourist Commission on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: ORDINANCES ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING ORDINANCE (0-90-9-130) REGARDING THE REGULATIONS OF DAY CARE FACILITIES: 0-96-3-101: SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance (0-90-9-130) regarding the regulations of day care facilities on second reading was before the Board of Commissioners.

Commissioner Ragsdale moved to approve 0-96-3-101 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance (0-90-9-130) regarding the regulations of day care facilities on second reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ESTABLISHING THE DEPARTMENTS OF THE EXECUTIVE BRANCH OF KNOX COUNTY GOVERNMENT, ESTABLISHING THE DUTIES OF SUCH DEPARTMENTS AND REPEALING ORDINANCE 0-94-9-102: 0-96-3-102: SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, establishing the departments of the executive branch of Knox County Government, establishing the duties of such departments and repealing Ordinance 0-94-9-102 on second reading.

Commissioner Ragsdale moved to approve 0-96-3-102 - Ordinance of the Commission of Knox County, Tennessee, establishing the departments of the executive branch of Knox County Government, establishing the duties of such departments and repealing Ordinance 0-94-9-102 on second reading. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, Mills and Bratton voted aye. Commissioner Cooper was absent from the meeting. Commissioners McMillan and Pinkston were absent from the vote. The motion carried 16-0-0-3.

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IN RE: TAX REFUNDS:

A. County Clerk:

Ms. Kim Bowen, Minutes Clerk to Knox County Clerk Mike Padgett, reported no tax refunds from the Clerk's Office.

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B. Trustee:

Ms. Kim Bowen, Minutes Clerk to Knox County Clerk Mike Padgett, reported no tax refunds from the Trustee's Office.

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IN RE: NOTARY PUBLIC APPLICATIONS:

Ms. Kim Bowen, Minutes Clerk to Knox County Clerk Mike Padgett reported 199 applications for Notary Public.

Commissioner Bratton moved to approve 199 applications for Notary Public. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: AMENDMENT TO THE AGENDA:

At this time R-96-4-107 - Honoring the Lady Vols was heard next on the agenda.

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING THE LADY VOLS FOR WINNING THEIR FOURTH NCAA WOMENS BASKETBALL CHAMPIONSHIP:
R-96-4-107:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring the Lady Vols for winning their fourth NCAA Womens Basketball Championship was before the Board of Commissioners.

Ms. Joan Cronan, was present and spoke on the matter.

Coach Pat Summit, was present and spoke on the matter.

Ms. Michelle Marciniak, was present and spoke on the matter.

Ms. Latina Davis, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-96-4-107 - Resolution of the Commission of Knox County, Tennessee, honoring the Lady Vols for winning their fourth NCAA Womens Basketball Championship. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, 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: ROLL CALL: (6:00P.M.)

Ms. Kim Bowen, Minutes Clerk to Knox County Clerk Mike Padgett, called the roll. Those Commissioners present were

Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cooper was absent from the meeting. Commissioner Rogero was absent from the evening session.

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IN RE: REZONING REQUESTS:

1. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the Request of Parker Shiflett & Company, Inc. for rezoning from RA Low Density Residential Zone to OA Office Park R-96-4-137 was before the Board of Commissioners. Property located south side Oak Ridge Highway, west of Meadow Run Lane; 6th Commission District.

Commissioner Cawood moved to approve R-96-4-137 - Request of Parker Shiflett & Company, Inc. for rezoning from RA Low Density Residential Zone to OA Office as per Metropolitan Planning Commission's Recommendation: Approve OA Office Park. Commissioner Teague seconded the motion and upon roll call vote Commissioners Tindell, Moody, Medley, DeSelm, Davis, Griess, Cawood, Teague, Horner, Leuthold, McMillan, Mills and Bratton voted aye. Commissioner Ragsdale recused himself from the vote. Commissioner Cooper was absent from the meeting. Commissioner Rogero was absent from the evening session. Commissioners Jordan, Dirl and Pinkston was absent from the vote. The motion carried 13-0-1-5.

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2. Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Request of Derry Thompson for rezoning from A Agricultural Zone to PC Planned Commercial Zone R-96-4-138 was before the Board of Commissioners. Property located north of Clinton Highway, southeast of Callahan Road; 6th Commission District.

Commissioner Cawood moved to approve R-96-4-138 - Request of Derry Thompson for rezoning from A Agricultural Zone to PC Planned Commercial Zone as per Metropolitan Planning Commission's Recommendation: Approve PC Planned Commercial Zone. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold; McMillan, Mills, Bratton and

Pinkston voted aye. Commissioner Cooper was absent from the meeting. Commissioner Rogero 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 heard Plan and Plan Amendments next.

IN RE: PLAN AND PLAN AMENDMENTS:

Amendment to the southwest Knox County Sector Plan was before the Board of Commissioners.

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

Commissioner Leuthold moved to accept the Southwest Knox County Sector Plan amendment as sent to Commission by Metropolitan Planning Commission. Commissioner DeSelm seconded the motion.

Commissioner Ragsdale moved as a substitute motion to receive and file the Southwest Knox County Sector Plan. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Davis, Ragsdale, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley, DeSelm and Leuthold voted no. Commissioner Cooper was absent from the meeting. Commissioner Rogero was absent from the evening session. The substitute motion carried 14-3-0-2.

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3. Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Request of Jean D. Ford/CBPS, Inc. for rezoning from A Agricultural Zone to OA Office Park R-96-4-139 was before the the Board of Commissioners. Property located west side S. Peters Road, northwest of Sony Lane; 5th Commission District.

Commissioner Ragsdale moved to approve R-96-4-139 - Request of Jean D. Ford/CBPS, Inc. for rezoning from A Agricultural Zone to OA Office Park as per Metropolitan Planning Commission's Recommendation: Approve OA Office Park. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, McMillan, Mills, Bratton and Pinkston voted aye.

Commissioner Cooper was absent from the meeting. Commissioner Rogero was absent from the evening session. The motion carried 17-0-0-2.

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4. Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Request of Chester S. Harper for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-96-4-140 was before the Board of Commissioners. Property located southwest side Yount Road, northwest side of W. Emory Road; 6th Commission District.

Commissioner Cawood moved to approve R-96-4-140 - Request of Chester S. Harper 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, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cooper was absent from the meeting. Commissioner Rogero was absent from the evening session. The motion carried 17-0-0-2.

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5. Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Request of Ferd Armstrong for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-96-4-141 was before the Board of Commissioners. Property located east side Governor John Sevier Highway, south of Manner Road; 8th Commission District.

Commissioner Mills moved to approve R-96-4-141 - Request of Ferd Armstrong 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, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cooper was absent from the meeting. Commissioner Rogero was absent from the evening session. The motion carried 17-0-0-2.

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6. Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Request of G. Wendell Thomas, Jr. for rezoning from A Agricultural Zone to Light Industrial Zone R-96-4-142 was before the Board of Commissioners. Property located northeast side of Byington-Solway Road, southeast of Garrison Drive; 6th Commission District.

Mr. Wendell Thomas, Jr. was present and spoke on the matter.

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

Commissioner Teague moved to approve R-96-4-142 - Request of G. Wendell Thomas, Jr. for rezoning from A Agricultural Zone to Light Industrial Zone as per Metropolitan Planning Commission's Recommendation: Approve Light Industrial Zone. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cooper was absent from the meeting. Commissioner Rogero was absent from the evening session. The motion carried 17-0-0-2.

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7. Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Request of John Patty for rezoning from A Agricultural Zone to CB Business & Manufacturing Zone R-96-4-143 was before the Board of Commissioners. Property located northwest side Callahan Drive, southwest of I-75 north; 6th Commission District.

Commissioner Teague moved to approve R-96-4-143 - Request of John Patty 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, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cooper was absent from

the meeting. Commissioner Rogero was absent from the evening session. The motion carried 17-0-0-2.

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8. Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Request of John Patty for rezoning from RA Low Density Residential Zone to CB Business & Manufacturing Zone R-96-4-144 was before the Board of Commissioners. Property located northwest side Callahan Drive, southwest of I-75 north; 6th Commission District.

Commissioner Teague moved to approve R-96-4-144 - Request of John Patty for rezoning from RA Low Density Residential 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, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cooper was absent from the meeting. Commissioner Rogero was absent from the evening session. The motion carried 17-0-0-2.

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9. Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Request of John Patty for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-96-4-145 was before the Board of Commissioners. Property located deadend of Campbell's Point Road, west of Tazewell Pike; 8th Commission District.

Commissioner McMillan moved to defer to the May Board of Commissioners meeting R-96-4-145 - Request of John Patty for rezoning from A Agricultural Zone to RA Low Density Residential Zone. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Leuthold, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cooper was absent from the meeting. Commissioner Rogero was absent from the evening session. The motion carried 17-0-0-2.

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IN RE: PLAN AND PLAN AMENDMENTS:

Discussion of the operating permit for the Fay East Knox County Construction Demolition Landfill was before the Board of Commissioners.

Mr. John McDaniel, representing citizens, was present and spoke on the matter.

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

Ms. Lynn Music, citizen of East Knox County, was present and spoke on the matter.

Without objection, Commissioner Griess amended the agenda for a motion to be made on Fay East Knox County Construction Demolition Landfill.

Commissioner McMillan moved to instruct the Knox County Codes Department not to issue a operating permit for Fay East Knox County Construction Demolition Landfill. Commissioner Mills seconded the motion.

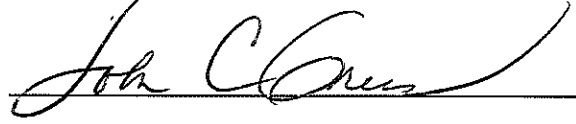
A call for the question was made and upon roll call vote Commissioners Davis, Ragsdale, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan, Dirl, Tindell, Medley, DeSelm, Leuthold and Griess voted no. Commissioner Moody was absent from the vote. Commissioner Rogero was absent from the evening session. Commissioner Cooper was absent from the meeting. The motion failed 9-7-0-3.

Upon roll call of the original motion to instruct the Knox County Codes Department not to issue a operating permit for Fay East Knox County Construction Demolition Landfill. Commissioners Jordan, Dirl, Tindell, Medley, Davis, Ragsdale, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners DeSelm, Leuthold and Griess voted no. Commissioner Rogero was absent from the evening session. Commissioner Moody was absent from the vote. Commissioner Cooper was absent from the meeting. The motion carried 13-3-0-3.

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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.

A handwritten signature in cursive script, appearing to read "John Griess", written over a horizontal line.

JOHN GRIESS, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Tuesday, May 28, 1996 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, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioner Ragsdale was absent from the meeting. 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, Mr. John Owings, Knox County Chief 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.

* * * * *

IN RE: DEVOTIONAL:

Mr. Robert Minter, Deacon at Mt. Olive Baptist Church, was present and gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Teague led the Pledge of Allegiance to the Flag.

* * * * *

IN RE: AMENDMENTS TO THE AGENDA:

1. Commissioner Griess amended the agenda to add the following item: Resolution R-96-5-144 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Court Vision Communications, Inc. for a teleconferencing and telecommunications systems for the Sheriff's Department. He also

amended the agenda to defer the following item for 30 days:
Resolution R-96-5-122 - Resolution of the Commission of Knox County, Tennessee, appropriating funds and approving an agreement with the City of Knoxville for the operation of a permanent household hazardous waste collection center.

2. Without objection, Commissioner Griess amended the agenda to hear the following item during the rezoning session as it appears on the agenda: Ordinance O-96-5-102 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance to employ the use on review process to require site plan review of new commercial telecommunications towers in residential zoning districts.

3. Without objection, Commissioner Griess amended the agenda to add the following item to be heard first under Zoning Requests: Resolution R-96-5-145 - Request of A.B. Long, Jr. for rezoning from A Agricultural Zone to CB Business & Manufacturing Zone; property located Northeast side Keck Road, southwest side I-75 North, deadend of Primus Drive; Sixth Commission District (2-C-96-RZ) MPC recommendation: Approve PC Planned Commercial except for southwest Panhandle fronting Keck Road.

4. Commissioner Griess amended the agenda to withdraw the following item: Drives and Roads - To be closed: Consideration of a request to close 70 feet of Gallaher View Road at Westland Drive.

5. At this time, there was discussion regarding the request of the Knox County Beer Board to obtain authority to subpoena witnesses for a revocation/suspension hearing to be held at the June Beer Board meeting.

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

Without objection, Commissioner Griess amended the agenda to add the following item to the agenda to be heard at the end of Reports of Committees: Request of the Knox County Beer Board to obtain authority to subpoena witnesses for a

revocation/suspension hearing to be held at the June Beer Board meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING THE BEARDEN MIDDLE SCHOOL AND WEST HIGH SCHOOL SCIENCE OLYMPIAD TEAMS -

R-96-5-101:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring the Bearden Middle School and West High School Science Olympiad Teams 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-96-5-101 - Resolution of the Commission of Knox County, Tennessee, honoring the Bearden Middle School and West High School Science Olympiad Teams. Commissioner Davis seconded the motion and upon roll call vote Commissioners Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Jordan arrived later in the meeting. Commissioner Ragsdale was absent from the meeting. The motion carried 17-0-0-2.

The Bearden Middle School and West High School Science Olympiad Teams and coaches were present to accept the resolution 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, EXPRESSING GRATITUDE TO WILLIAM EDWARD HOOPER FOR HIS WORK ON TENNESSEE HISTORY -

R-96-5-102:

Consideration of a resolution of the Commission of Knox County, Tennessee, expressing gratitude to William Edward Hooper for his work on Tennessee history was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-96-5-102 - Resolution of the Commission of Knox County, Tennessee, expressing gratitude to William Edward Hooper for his work on Tennessee history. Commissioner Mills seconded the motion and upon roll call vote Commissioners Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Jordan arrived later in the meeting. Commissioner Ragsdale was absent from the meeting. The motion carried 17-0-0-2.

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IN RE: DELEGATIONS TO BE HEARD:

1. Mr. Gary Harmon was present and spoke concerning salaries for Knox County teachers.
2. Mr. George Hamilton, concerned citizen, was present and spoke concerning the Farmer's Market.
3. Mr. Chris Gettlefinger, concerned citizen, was present and spoke concerning the Farmer's Market.
4. Mr. Gary Gordon, was present and spoke concerning Project Change.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

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

Commissioner Leuthold moved to approve the minutes of the previous meeting. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Jordan arrived later in the meeting. Commissioner Ragsdale was absent from the meeting. The motion carried 17-0-0-2.

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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 following dates had been selected for budget hearings: Tuesday, June 4, 1996 and Thursday, June 6, 1996.

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

 No report was given.

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

 No report was given.

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

 No report was given.

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

 No report was given.

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

 No report was given.

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

 No report was given.

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

 No report was given.

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IN RE: REQUEST OF THE KNOX COUNTY BEER BOARD TO OBTAIN
AUTHORITY TO SUBPOENA WITNESSES FOR A
REVOCATION/SUSPENSION HEARING TO BE HELD AT THE JUNE
BEER BOARD MEETING:

Request of the Knox County Beer Board to obtain authority to subpoena witnesses for a revocation/suspension hearing to be held at the June Beer Board meeting was before the Board of Commissioners.

Commissioner Dirl moved to grant authority to the Beer Board to subpoena witnesses for a revocation/suspension hearing to be held at the June Beer Board meeting. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Jordan arrived later in the meeting. Commissioner Ragsdale was absent from the meeting. The motion carried 17-0-0-2.

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IN RE: ELECTIONS AND APPOINTMENTS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE, RE-APPOINTING FIVE MEMBERS TO THE
KNOX COUNTY BOARD OF HEALTH - R-96-5-103:

Consideration of a resolution of the Commission of Knox County, Tennessee, re-appointing five members to the Knox County Board of Health was before the Board of Commissioners.

Commissioner Moody moved to approve Resolution R-96-5-103 - Resolution of the Commission of Knox County, Tennessee, re-appointing five members to the Knox County Board of Health. Commissioner Horner seconded the motion and upon roll call vote Commissioners Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner

Jordan arrived later in the meeting. 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, CONFIRMING THE APPOINTMENT OF ONE MEMBER TO THE BOARD OF DIRECTORS OF THE KNOX COUNTY EMERGENCY COMMUNICATIONS DISTRICT - R-96-5-104:

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 Moody moved to approve Resolution R-96-5-104 - 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 Medley seconded the motion and upon roll call vote Commissioners Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Jordan arrived later in the meeting. 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, APPOINTING TWO ALTERNATE MEMBERS TO THE KNOX COUNTY BOARD OF EQUALIZATION FOR A TWO YEAR TERM - R-96-5-105:

Consideration of a resolution of the Commission of Knox County, Tennessee, appointing two alternate members to the Knox County Board of Equalization for a two year term was before the Board of Commissioners.

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

Without objection, Commissioner deferred this item for 30 days.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING FOUR MEMBERS TO THE KNOX COUNTY BOARD OF PUBLIC LIBRARY DIRECTORS - R-96-5-106:

Consideration of a resolution of the Commission of Knox County, Tennessee, appointing four members to the Knox County Board of Public Library Directors was before the Board of Commissioners.

Commissioner Medley moved to approve Resolution R-96-5-106 - Resolution of the Commission of Knox County, Tennessee, appointing four members to the Knox County Board of Public Library Directors and that the following individuals be appointed: Ms. Blanche Moore (District 1), Mr. Charles Davenport (District 2), Ms. Ellie McBride (District 5) and Ms. Patricia Gibson (District 8). Commissioner McMillan 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. Nine Oaks Boulevard, Nine Oaks 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. Glen Wells and Randy Nicely, property owners. (District 7)

Mr. Bill Kervin, 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 Mills moved to accept as completed Nine Oaks Boulevard, Nine Oaks Subdivision, Unit 1, 1200 feet in length with a 50 foot right of way. 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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2. Hickory Wind Lane, Nine Oaks Subdivision, Unit 1, 375 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Glen Wells and Randy Nicely, property owners. (District 7)

Mr. Bill Kervin, 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 Mills moved to accept as completed Hickory Wind Lane, Nine Oaks Subdivision, Unit 1, 375 feet in length with a 50 foot right of way. 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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3. Stately Oaks Lane, Nine Oaks Subdivision, Unit 1, 350 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Glen Wells and Randy Nicely, property owners. (District 7)

Mr. Bill Kervin, 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 Mills moved to accept as completed Stately Oaks Lane, Nine Oaks Subdivision, Unit 1, 350 feet in length with a 50 foot right of way. 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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4. Scenic Oaks Road, Nine Oaks Subdivision, Unit 1, 350 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Glen Wells and Randy Nicely, property owners. (District 7)

Mr. Bill Kervin, 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 Mills moved to accepted as completed Scenic Oaks Road, Nine Oaks Subdivision, Unit 1, 350 feet in length with a 50 foot right of way. 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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5. Capital Court Drive, Capital Court Subdivision, Unit 1, 650 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Wood Properties, property owner. (District 5)

Mr. Bill Kervin, 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 Mills moved to accept as completed Capital Court Drive, Capital Court Subdivision, Unit 1, 650 feet in length with a 50 foot right of way. 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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6. Royal Springs Boulevard Ext., Castlegate Subdivision, Unit 3, 500 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Copa Properties, property owner. (District 7)

Mr. Bill Kervin, 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 Mills moved to accept as completed Royal Springs Boulevard Ext., Castlegate Subdivision, Unit 3, 500 feet in length with a 50 foot right of way. 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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7. Castle Gate Boulevard, Ext., Castlegate Subdivision, Unit 3, 200 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Copa Properties, property owner. (District 7)

Mr. Bill Kervin, 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 Mills moved to accept as completed Castle Gate Boulevard, Ext., Castlegate Subdivision, Unit 3, 200 feet in length with a 50 foot right of way. 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.

* * * * *

8. Foothills Drive, Overlook Estates, Unit 5, 1200 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Roy E. Seymour, property owner. (District 7)

Mr. Bill Kervin, 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 Mills moved to accept as completed Foothills Drive, Overlook Estates, Unit 5, 1200 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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9. Crabapple Circle, Overlook Estates, Unit 5, 370 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Roy E. Seymour, property owner. (District 7)

Mr. Bill Kervin, 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 Mills moved to accept as completed Crabapple Circle, Overlook Estates, Unit 5, 370 feet in length with a 50 foot right of way. 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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10. Reno Lane, Poplar Place Subdivision, Unit 2, 275 feet in length with a 50 foot right of way was before the Board

of Commissioners to be accepted as completed. Poplar Place Inc., property owner. (District 5)

Mr. Bill Kervin, 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 Mills moved to accept as completed Reno Lane, Poplar Place Subdivision, Unit 2, 275 feet in length with a 50 foot right of way. 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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11. Tucson Lane, Poplar Place 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. Poplar Place Inc., property owner. (District 5)

Mr. Bill Kervin, 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 Mills moved to accept as completed Tucson Lane, Poplar Place Subdivision, Unit 2, 300 feet in length with a 50 foot right of way. 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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12. Willow Wood Road, The Village at Roefield, Unit 1, 950 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Morgan Schubert, property owner. (District 5)

Mr. Bill Kervin, 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 Mills moved to accept as completed Willow Wood Road, The Village at Roefield, Unit 1, 950 feet in length with a 50 foot right of way. 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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13. Sud Berry Lane, The Village at Roefield, Unit 1, 275 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Morgan Schubert, property owner. (District 5)

Mr. Bill Kervin, 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 Mills moved to accept as completed Sud Berry Lane, The Village at Roefield, Unit 1, 275 feet in length with a 50 foot right of way. 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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14. Stewart Ridge Drive, Stewart Ridge Subdivision, Unit 1, 950 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. Morgan Schubert, property owner. (District 7)

Mr. Bill Kervin, 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 Mills moved to accept as completed Stewart Ridge Drive, Stewart Ridge Subdivision, Unit 1, 950 feet in length with a 50 foot right of way. 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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15. Nehemiah Lane, Stewart Rigde 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. Morgan Schubert, property owner. (District 7)

Mr. Bill Kervin, 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 Mills moved to accept as completed Nehemiah Lane, Stewart Rigde Subdivision, Unit 1, 550 feet in length with a 50 foot right of way. 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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16. Isaih Lane, Stewart Ridge 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. Morgan Schubert, property owner. (District 7)

Mr. Bill Kervin, 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 Mills moved to accept as completed Isaih Lane, Stewart Ridge Subdivision, Unit 1, 180 feet in length with

a 50 foot right of way. Commissioner Bratton seconded the motion and upon roll call vote Commissioners 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 70 feet of Gallaher View Road at Westland Drive.

This item was withdraw from the agenda. (See Amendments to the Agenda, Page 36)

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2. Consideration of a request to close Old Cogdill Road was before the Board of Commissioners on second reading.

Commissioner Moody moved to approve the request to close Old Cogdill 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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IN RE: RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$235,337.00 AND APPROVING A CONTRACT WITH KESTERSON CONSTRUCTION CONSULTANTS FOR THE CONSTRUCTION OF PHASE I AT KARNS 5TH AND 6TH SCHOOL - R-96-5-107:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$235,337.00 and approving a contract with Kesterson Construction Consultants for the construction of Phase I at Karns 5th and 6th School was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-96-5-107 - Resolution of the Commission of Knox County, Tennessee, appropriating \$235,337.00 and approving a contract with Kesterson Construction Consultants for the construction of Phase I at Karns 5th and 6th School. 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, APPROPRIATING \$860,000.00 AND APPROVING A CONTRACT WITH INTERSTATE MECHANICAL CONTRACTORS FOR THE CONSTRUCTION OF HVAC RENOVATIONS AND ADDITIONS AT KARNS MIDDLE AND POWELL MIDDLE SCHOOLS - R-96-5-108:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$860,000.00 and approving a contract with Interstate Mechanical Contractors for the construction of HVAC renovations and additions at Karns Middle and Powell Middle Schools was before the Board of Commissioners.

Commissioner Teague moved to approve Resolution R-96-5-108 - Resolution of the Commission of Knox County, Tennessee, appropriating \$860,000.00 and approving a contract with Interstate Mechanical Contractors for the construction of HVAC renovations and additions at Karns Middle and Powell Middle Schools. 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH FREEDOM CONTRACTING GROUP, INC. IN THE AMOUNT OF \$64,352.00 FOR ROOF REPAIRS AT CEDAR BLUFF INTERMEDIATE SCHOOL - R-96-5-109:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Freedom Contracting Group, Inc. in the amount of \$64,352.00 for roof repairs at Cedar Bluff Intermediate School was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-5-109 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Freedom Contracting Group, Inc. in the amount of \$64,352.00 for roof repairs at Cedar Bluff Intermediate School. Commissioner DeSelm 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 STANDARD ROOFING AND SHEET METAL OF KNOXVILLE, INC. IN THE AMOUNT OF \$481,000.00 FOR RE-ROOFING ADRIAN BURNETT ELEMENTARY SCHOOL AND ROOF REPAIRS AT EAST KNOX COUNTY ELEMENTARY SCHOOL - R-96-5-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Standard Roofing and Sheet Metal of Knoxville, Inc. in the amount of \$481,000.00 for re-roofing Adrian Burnett Elementary School and East Knox County Elementary School was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-96-5-110 - Resolution of the Commission of Knox County,

Tennessee, approving a contract with Standard Roofing and Sheet Metal of Knoxville, Inc. in the amount of \$481,000.00 for re-roofing Adrian Burnett Elementary School and East Knox County Elementary School. Commissioner McMillan 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 DIXIE ROOFING, INC. IN THE AMOUNT OF \$169,742.00 TO RE-ROOF A PORTION OF MOUNT OLIVE ELEMENTARY SCHOOL - R-96-5-111:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Dixie Roofing, Inc. in the amount of \$169,742.00 to re-roof a portion of Mount Olive Elementary School was before the Board of Commissioners.

Commissioner Pinkston moved to approve Resolution R-96-5-111 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Dixie Roofing, Inc. in the amount of \$169,742.00 to re-roof a portion of Mount Olive Elementary 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$101,250.00 AND APPROVING A CONTRACT WITH NORTH AMERICAN INSURANCE GROUP FOR STUDENT ATHLETIC INSURANCE - R-96-5-112:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$101,250.00 and approving a contract with North American Insurance Group for student athletic insurance 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-96-5-112 - Resolution of the Commission of Knox County, Tennessee, appropriating \$101,250.00 and approving a contract with North American Insurance Group for student athletic insurance. 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$433,006.50 AND APPROVING A CONTRACT WITH IBM FOR CENTRAL COMPUTER SYSTEM REPLACEMENT - R-96-5-113:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$433,006.50 and approving a contract with IBM for Central Computer System replacement was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-5-113 - Resolution of the Commission of Knox County, Tennessee, appropriating \$433,006.50 and approving a contract with IBM for Central Computer System replacement. Commissioner Medley 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 CHANGE ORDER WITH OGDEN ENGINEERING FOR ADDITIONAL DESIGN WORK ON PHASE I OF THE MOUNT OLIVE SEWER SYSTEM - R-96-5-114:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a change order with Ogden Engineering for additional design work on Phase I of the Mount Olive Sewer System was before the Board of Commissioners.

Commissioner Bratton moved to approve Resolution R-96-5-114 - Resolution of the Commission of Knox County, Tennessee, approving a change order with Ogden Engineering for additional design work on Phase I of the Mount Olive Sewer 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, 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-96-5-115:

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 Resolution R-96-5-115 - 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 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 A CONTRACT WITH THE STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION FOR ROAD IMPROVEMENTS AT THE INTERSECTION OF OAK RIDGE HIGHWAY WITH BALL CAMP PIKE - R-96-5-116:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with the State of Tennessee Department of Transportation for road improvements at the intersection of Oak Ridge Highway with Ball Camp Pike was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-96-5-116 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the State of Tennessee Department of Transportation for road improvements at the intersection of Oak Ridge Highway with Ball Camp Pike. 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 A CONTRACT WITH THE STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION FOR ROAD

IMPROVEMENTS AT THE INTERSECTION OF HIGHWAY SR-33
(MAYNARDVILLE HIGHWAY) WITH SR-71 AND SR-131 (NORRIS
FREEWAY) IN THE HALLS COMMUNITY - R-96-5-117:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with the State of Tennessee Department of Transportation for road improvements at the intersection of Highway SR-33 (Maynardville Highway) with SR-71 and SR-131 (Norris Freeway) in the Halls Community was before the Board of Commissioners.

Commissioners Horner and Cooper moved to approve Resolution R-96-5-117 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the State of Tennessee Department of Transportation for road improvements at the intersection of Highway SR-33 (Maynardville Highway) with SR-71 and SR-131 (Norris Freeway) in the Halls Community.

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 A CONTRACT WITH KNOX METRO
OFFICIALS ASSOCIATION FOR SOFTBALL/BASEBALL OFFICIALS
FOR ALL COUNTY LEAGUES - R-96-5-118:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Knox Metro Officials Association for softball/baseball officials for all county leagues 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-96-5-118 - Resolution of the Commission of Knox County,

Tennessee, approving a contract with Knox Metro Officials Association for softball/baseball officials for all county leagues. 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: AMENDMENTS TO THE AGENDA - (CONTINUED):

5. Without objection, Commissioner Griess amended the agenda to hear Resolution R-96-5-127 at this time.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A LEASE AGREEMENT WITH THE ASSOCIATION OF CONCERNED CITIZENS TARGETING SOUTH KNOXVILLE, INC. FOR THE OLD FLENNIKEN SCHOOL PROPERTY - R-96-5-127:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a lease agreement with the Association of Concerned Citizens targeting South Knoxville, Inc. for the Old Flenniken School property was before the Board of Commissioners.

Pastor Mike Sexton, South Knoxville resident, was present and spoke on the matter.

Commissioner Pinkston moved to approve Resolution R-96-5-127 - Resolution of the Commission of Knox County, Tennessee, approving a lease agreement with the Association of Concerned Citizens targeting South Knoxville, Inc. for the Old Flenniken School property. 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, APPROVING A CHANGE ORDER WITH CHARLES HOBSON COMPANY, INC. AND APPROPRIATING AN AMOUNT UP TO \$79,140.62 FOR THE PELLISSIPPI PARKWAY GREENWAY TRAIL - R-96-5-119:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a change order with Charles Hobson Company, Inc. and appropriating an amount up to \$79,140.62 for the Pellissippi Parkway Greenway Trail was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-96-5-119 - Resolution of the Commission of Knox County, Tennessee, approving a change order with Charles Hobson Company, Inc. and appropriating an amount up to \$79,140.62 for the Pellissippi Parkway Greenway Trail. 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 A CONTRACT WITH PARK MED, P.C. FOR AFTER-HOURS TELEPHONE COVERAGE FOR THE HEALTH DEPARTMENT - R-96-5-120:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Park Med, P.C. for after-hours telephone coverage for the Health Department was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-5-120 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Park Med, P.C. for after-hours telephone coverage for the Health Department. Commissioner

DeSelm 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 \$200,000.00 FOR A WOOD RECYCLING FACILITY - R-96-5-121:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$200,000.00 for a wood recycling facility was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-5-121 - Resolution of the Commission of Knox County, Tennessee, appropriating \$200,000.00 for a wood recycling facility. 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, APPROPRIATING FUNDS AND APPROVING AN AGREEMENT WITH THE CITY OF KNOXVILLE FOR THE OPERATION OF A PERMANENT HOUSEHOLD HAZARDOUS WASTE COLLECTION CENTER - R-96-5-122:

This item was deferred for 30 days. (See Amendments to the Agenda, Page 36)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, DECLARING PROPERTY LOCATED AT 3727 GORDON SMITH ROAD TO BE SURPLUS AND AUTHORIZING THE SALE OF SAID PROPERTY - R-96-5-123:

Consideration of a resolution of the Commission of Knox County, Tennessee, declaring property located at 3727 Gordon Smith Road to be surplus and authorizing the sale of said property was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-5-123 - Resolution of the Commission of Knox County, Tennessee, declaring property located at 3727 Gordon Smith Road to be surplus and authorizing the sale of said property. 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: AMENDMENTS TO THE AGENDA - (CONTINUED):

Commissioner Griess amended the agenda to hear Resolution R-96-5-124 after Notary Public Applications.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$125,000.00 FOR THE TAZEWELL PIKE CONVENIENCE CENTER AND AUTHORIZING THE PURCHASE OR CONDEMNATION IF NEGOTIATIONS TO PURCHASE FAIL, OF A TRACT OF LAND ON TAZEWELL PIKE FOR A CONVENIENCE CENTER - R-96-5-125:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$125,000.00 for the Tazewell Pike Convenience Center and authorizing the purchase or condemnation if negotiations to purchase fail, of a tract of land on Tazewell Pike for a Convenience Center was before the Board of Commissioners.

Mr. John Evans, Administrator for the Knox County Solid Waste Department, Mr. Thomas Schumpert, Knox County Executive, and Ms. Kathy Hamilton, Knox County Finance Director, were present and spoke on the matter.

Commissioner McMillan moved to approve Resolution R-96-5-125 - Resolution of the Commission of Knox County, Tennessee, appropriating \$125,000.00 for the Tazewell Pike Convenience Center and authorizing the purchase or condemnation if negotiations to purchase fail, of a tract of land on Tazewell Pike for a Convenience Center. 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, APPROPRIATING \$300,000.00 FROM THE TRUSTEE'S EXCESS FEES FOR OFFICE IMPROVEMENTS - R-96-5-126:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$300,000.00 from the Trustee's excess fees for office improvements was before the Board of Commissioners.

Mr. Ray Hill, Knox County Trustee's Office, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-96-5-126 - Resolution of the Commission of Knox County, Tennessee, appropriating \$300,000.00 from the Trustee's excess fees for office improvements. 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, APPROVING A LEASE AGREEMENT WITH THE

ASSOCIATION OF CONCERNED CITIZENS TARGETING SOUTH
KNOXVILLE, INC. FOR THE OLD FLENNIKEN SCHOOL PROPERTY -
R-96-5-127:

This item was heard earlier on the day's agenda. (See
Page 58)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE, AUTHORIZING THE SALE OF PROPERTY ON
BLAIR LANE (FORMER TAX SALE PROPERTY) TO NEAL CALDWELL
R-96-5-128:

Consideration of a resolution of the Commission of Knox
County, Tennessee, authorizing the sale of property on Blair Lane
(former tax sale property) to Neal Caldwell was before the Board
of Commissioners.

Commissioner Leuthold moved to approve Resolution
R-96-5-128 - Resolution of the Commission of Knox County,
Tennessee, authorizing the sale of property on Blair Lane (former
tax sale property) to Neal Caldwell. 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 AUDIT CONTRACTS FOR THE
SCHOOL CAFETERIA FUND AND THE SCHOOL ACTIVITY FUND AND
KNOX COUNTY GOVERNMENT FOR FISCAL YEAR ENDING JUNE 30,
1997 - R-96-5-129:

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, 1997 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-96-5-129 - 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, 1997. 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, REQUESTING THE METROPOLITAN PLANNING COMMISSION TO PREPARE A ZONING AMENDMENT WHICH WOULD REQUIRE USE ON REVIEW APPROVAL OF MULTI-FAMILY HOUSING IN AN RB ZONE - R-96-5-130:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting the Metropolitan Planning Commission to prepare a zoning amendment which would require Use on Review approval of multi-family housing in an RB Zone was before the Board of Commissioners.

Commissioner Moody moved to approve Resolution R-96-5-130 - Resolution of the Commission of Knox County, Tennessee, requesting the Metropolitan Planning Commission to prepare a zoning amendment which would require Use on Review approval of multi-family housing in an RB Zone. 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, APPROVING A MATCHING GRANT IN THE AMOUNT OF \$13,540.80 FOR A HIGHWAY SAFETY GRANT - R-96-5-131:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a matching grant in the amount of \$13,540.80 for a Highway Safety Grant was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-5-131 - Resolution of the Commission of Knox County, Tennessee, approving a matching grant in the amount of \$13,540.80 for a Highway Safety Grant. 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 A CONTRACT WITH COURT VISION COMMUNICATIONS, INC. FOR A TELECONFERENCING AND TELECOMMUNICATIONS SYSTEMS FOR THE SHERIFF'S DEPARTMENT - R-96-5-144:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Court Vision Communications, Inc. for a teleconferencing and telecommunications systems for the Sheriff's Department 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-96-9-144 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Court Vision Communications, Inc. for a teleconferencing and telecommunications systems for

the Sheriff's Department. 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: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING AND REVISING ORDINANCE 0-92-4-102 REGARDING ANIMAL CONTROL - 0-96-5-101 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending and revising Ordinance 0-92-4-102 regarding animal control was before the Board of Commissioners on first reading.

Mr. Mark Jones, Knox County Health Department, and Dr. Stephanie Hall, Knox County Health Department, were present and spoke on the matter.

Commissioner Mills moved to approve Ordinance 0-96-5-101 - Ordinance of the Commission of Knox County, Tennessee, amending and revising Ordinance 0-92-4-102 regarding animal control on first reading. 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 AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING ORDINANCE TO EMPLOY THE USE ON REVIEW PROCESS TO REQUIRE SITE PLAN REVIEW OF NEW COMMERCIAL

TELECOMMUNICATIONS TOWERS IN RESIDENTIAL ZONING

DISTRICTS - 0-96-5-102 - (SECOND READING):

This item was heard later on the day's agenda. (See
Page 80)

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IN RE: ORDINANCES ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE, PROHIBITING LITTERING - 0-96-4-101
(SECOND READING):

Consideration of an Ordinance of the Commission of Knox
County, Tennessee, prohibiting littering was before the Board of
Commissioners was before the Board of Commissioners on second
reading.

Commissioner Moody moved to approve Ordinance
0-96-4-101 - Ordinance of the Commission of Knox County,
Tennessee, prohibiting littering on second reading. Commissioner
DeSelm 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 AN ORDINANCE OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE, TO AMEND ORDINANCE 0-90-9-119
RELATIVE TO THE COMPOSITION OF THE KNOX COUNTY TOURIST
COMMISSION - 0-96-4-102 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox
County, Tennessee, to amend Ordinance 0-90-9-119 relative to the
composition of the Knox County Tourist Commission was before the
Board of Commissioners on second reading.

Commissioner Moody moved to approve Ordinance
0-96-4-102 - Ordinance of the Commission of Knox County,
Tennessee, to amend Ordinance 0-90-9-119 relative to the

composition of the Knox County Tourist Commission. The motion was seconded 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: 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 Trustee, reported no tax refunds from the County Clerk's office.

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IN RE: NOTARY PUBLIC APPLICATIONS:

Ms. Angie Nesbitt, Minute Clerk to the Knox County Clerk, reported 189 applications for Notary Public.

Commissioner Pinkston moved to approve 189 applications for Notary Public. 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, APPROVING A LEASE/OPTION TO PURCHASE AGREEMENT FOR THE KNOX COUNTY FARMER'S MARKET -

R-96-5-124:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a lease/option to purchase agreement for the Knox County Farmer's Market was before the Board of Commissioners.

Mr. Thomas Schumpert, Knox County Executive, Ms. Darlene Swenford and Ms. Susan Campbell, vendors at the Farmers Market, Mr. Roger Dotson, Proposer, and Mr. John Owings, Knox County Chief Deputy Law Director, were present and spoke on the matter.

Commissioner Davis moved to approve Resolution R-96-5-124 - Resolution of the Commission of Knox County, Tennessee, approving a lease/option to purchase agreement for the Knox County Farmer's Market. Commissioner Moody seconded the motion.

At this time, Commissioner Griess amended the agenda to recess the meeting until 6:00 p.m. and that this item be continued after all rezoning items have been completed.

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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, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl arrived later in the meeting. Commissioner Ragsdale 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, aproving the request of A.B. Long, Jr. for rezoning from A Agricultural Zone to CB Business & Manufacturing Zone was before the Board of Commissioners. Property located northeast side Keck Road, southwest side I-75 North, deadend of Primus Drive, 6th Commission District.

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

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

Commissioner Teague moved to approve Resolution R-96-5-145 - Resolution of the Commission of Knox County, Tennessee, aproving the request of A.B. Long, Jr. for rezoning from A Agricultural Zone to CB Business & Manufacturing Zone with the exception of the southwest panhandle fronting Keck Road. Commissioner Cawood seconded the motion.

Commissioner DeSelm moved as a substitute motion to approve Resolution R-96-5-145 - Resolution of the Commission of Knox County, Tennessee, aproving the request of A.B. Long, Jr. for rezoning from A Agricultural Zone to PC Planned Commercial except for southwest panhandle fronting Keck Road as per MPC's recommenation. There was no second to the motion. The substitute motion failed due to the lack of a second.

Upon roll call vote of the original motion to approve Resolution R-96-5-145 - Resolution of the Commission of Knox County, Tennessee, aproving the request of A.B. Long, Jr. for rezoning from A Agricultural Zone to CB Business & Manufacturing Zone with the exception of the southwest panhandle fronting Keck Commissioners Jordan, Rogero, Tindell, Moody, Medley, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner DeSelm voted no. Commissioner Dirl arrived later in the meeting. Commissioner Ragsdale was absent from the meeting. The motion carried 16-1-0-2. Property located northeast side Keck Road, southwest side I-75 North, deadend of Primus Drive, 6th Commission District.

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2. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Peter Koopman for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located deadend of Campbell's Point Road, west of Tazwell Pike, 8th Commission District.

Mr. Gary Norvell, Engineer, was present and spoke on the matter.

Mr. Bruce Wuethrich, Assistant Director of Engineering and Public Works for Knox County, Mr. Norman Whitaker, Executive Director of Metropolitan Planning Commission, were present and spoke on the matter.

Commissioner McMillan moved to approve Resolution R-96-5-132 - Resolution of the Commission of Knox County, Tennessee, approving the request of Peter Koopman for rezoning from A Agricultural Zone to PC Planned Commercial at 1 dwelling unit per acre. (MPC's recommendation was to approve PR Planned Residential Zone at 1.1 du/ac) Commissioner Mills 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 arrived later in the meeting. Commissioner Ragsdale was absent from the meeting. The motion carried 17-0-0-2. Property located deadend of Campbell's Point Road, west of Tazwell Pike, 8th Commission District.

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3. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Johnson Construction, Inc. for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located east side Griffith Road, north of Andersonville Pike, 7th Commission District.

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

Commissioner McMillan moved to approve Resolution R-96-5-133 - Resolution of the Commission of Knox County, Tennessee, approving the request of Johnson Construction, Inc. for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per MPC's recommendation. Commissioner Horner seconded the motion and upon roll call vote Commissioners

Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl arrived later in the meeting. Commissioner Ragsdale was absent from the meeting. The motion carried 17-0-0-2. Property located east side Griffith Road, north of Andersonville Pike, 7th Commission District.

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4. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of John Meese for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located southwest side Ellistown Road, southeast of Washington Pike, 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-96-5-134 - Resolution of the Commission of Knox County, Tennessee, approving the request of John Meese for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1 du/ac as per MPC's recommendation. Commissioner McMillan 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 arrived later in the meeting. Commissioner Ragsdale was absent from the meeting. The motion carried 17-0-0-2. Property located southwest side Ellistown Road, southeast of Washington Pike, 8th Commission District.

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5. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Jackson Thompson for rezoning from BP Business Park/TO Technology Overlay Zone to PR Planned Residential/TO Technology Overlay Zone was before the Board of Commissioners. Property located at west side Mabry Hood Road, south of Bob Gray 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-96-9-135 - Resolution of the Commission of Knox County, Tennessee, approving the request of Jackson Thompson for rezoning from BP Business Park/TO Technology Overlay Zone to PR Planned Residential/TO Technology Overlay Zone at 1-5 du/ac as per MPC's recommendation. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and DeSelm voted no. Commissioner Dirl arrived later in the meeting. Commissioner Ragsdale was absent from the meeting. The motion carried 15-2-0-2.

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6. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Roger A. Hill for rezoning from A Agricultural and F Floodway Zone to PR Planned Residential and F Floodway Zone at 1-3 du/ac was before the Board of Commissioners. Property located southeast side Old Maynardville Pike, northwest of East Emory Road, 7th Commission District.

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

Commissioner Horner moved to approve Resolution R-96-5-136 - Resolution of the Commission of Knox County, Tennessee, approving the request of Roger A. Hill for rezoning from A Agricultural and F Floodway Zone to PR Planned Residential and F Floodway Zone at 1-3 du/ac as per MPC's recommendation. Commissioner Cooper 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 arrived later in the meeting. Commissioner Ragsdale was

absent from the meeting. The motion carried 17-0-0-2. Property located southeast side Old Maynardville Pike, northwest of East Emory Road, 7th Commission District.

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7. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Jesse C. & Ruby M. Lane for rezoning from RAE Single Family Residential Zone to A Agricultural Zone was before the Board of Commissioners. Property located south side Bob Gray Road, west of Turnberry Drive, 5th Commission District.

Mr. Ruby Lane, petitioner, was present and spoke on behalf of the request.

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

Commissioner Leuthold moved to approve Resolution R-96-5-137 - Resolution of the Commission of Knox County, Tennessee, approving the request of Jesse C. & Ruby M. Lane for rezoning from RAE Single Family Residential Zone to A Agricultural Zone as per MPC's recommendation. 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 arrived later in the meeting. Commissioner Ragsdale was absent from the meeting. The motion carried 17-0-0-2. Property located south side Bob Gray Road, west of Turnberry Drive, 5th Commission District.

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8. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Pinkston Constrution for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-4 du/ac was before the Board of Commissioners. Property located northeast side Andersonville Pike, west of Griffith Lane, 7th Commission District.

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

Commissioner Cooper moved to approve Resolution R-96-5-138 - Resolution of the Commission of Knox County, Tennessee, approving the request of Pinkston Construction for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-4 du/ac as per MPC's recommendation. Commissioner Horner 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 arrived later in the meeting. Commissioner Ragsdale was absent from the meeting. The motion carried 17-0-0-2. Property located northeast side Andersonville Pike, west of Griffith Lane, 7th Commission District.

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9. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Victor Jernigan for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located west side Dry Gap Drive, southeast of East Emory Road, 7th Commission District.

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

Commissioner Horner moved to approve Resolution R-96-5-139 - Resolution of the Commission of Knox County, Tennessee, approving the request of Victor Jernigan for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-10 du/ac as per MPC's recommendation. Commissioner Cooper 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 arrived later in the meeting. Commissioner Ragsdale was absent from the meeting. The motion

carried 17-0-0-2. Property located west side Dry Gap Drive, southeast of East Emory Road, 7th Commission District.

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10. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Victor Jernigan for rezoning from A Agricultural and F Floodway Zone to PR Planned Residential and F Floodway Zone at 1-4 du/ac was before the Board of Commissioners. Property located south side East Emory Road, south of Pelleaus Road, 7th Commission District.

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

Commissioner Horner moved to approve Resolution R-96-5-140 - Resolution of the Commission of Knox County, Tennessee, approving the request of Victor Jernigan for rezoning from A Agricultural and F Floodway Zone to PR Planned Residential and F Floodway Zone at 1-4 du/ac as per MPC's recommendation. Commissioner Cooper 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 arrived later in the meeting. Commissioner Ragsdale was absent from the meeting. The motion carried 17-0-0-2. Property located south side East Emory Road, south of Pelleaus Road, 7th 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 and RB General Residential Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located northeast side Pleasant Ridge Road, northwest of Murray Drive, 6th Commission District.

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

Mr. Lyle Lee, petitioner, was present and spoke on behalf of the request.

Ms. Sandra Nesbitt, area resident, was present and spoke in opposition to the request.

Commissioner Cawood moved to deny Resolution R-96-5-141 - Resolution of the Commission of Knox County, Tennessee, approving the request of Lyle Lee for rezoning from A Agricultural Zone and RB General Residential Zone to PR Planned Residential Zone. Commissioner Teague 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 arrived later in the meeting. Commissioner Ragsdale was absent from the meeting. The motion carried 17-0-0-2.

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12. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Paul Smiddy for rezoning from PR Planned Residential Zone at 1-4 du/ac to PR Planned Residential Zone at 1-6 du/ac was before the Board of Commissioners. Property located southside Westland Drive, west of Ebenezer Road, 5th Commission District.

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

Mr. Paul Smiddy, petitioner, was present and spoke on behalf of the request.

Ms. Patra Bonam Rule, concerned citizen, was present and spoke in opposition to the request.

Commissioner Davis moved to approve Resolution R-96-5-142 - Resolution of the Commission of Knox County, Tennessee, approving the request of Paul Smiddy for rezoning from PR Planned Residential Zone at 1-4 du/ac to PR Planned Residential Zone at 5.5 du/ac. Commissioner Jordan seconded the motion.

Commissioner Bratton moved as a substitute motion to defer Resolution R-96-5-142 - Resolution of the Commission of Knox County, Tennessee, approving the request of Paul Smiddy for rezoning from PR Planned Residential Zone at 1-4 du/ac to PR Planned Residential Zone at 1-6 du/ac for 30 days. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Rogero, Medley, DeSelm, Leuthold, Teague, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan, Tindell, Moody, Davis, Griess, Cawood, Horner and Cooper voted no. Commissioner Dirl arrived later in the meeting. 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-96-5-142 - Resolution of the Commission of Knox County, Tennessee, approving the request of Paul Smiddy for rezoning from PR Planned Residential Zone at 1-4 du/ac to PR Planned Residential Zone at 5.5 du/ac, Commissioners Jordan, Tindell, Moody, Griess and Cooper voted aye. Commissioners Rogero, Medley, DeSelm, Davis, Leuthold, Cawood, Horner, McMillan, Mills, Bratton and Pinkston voted no. Commissioner Teague abstained from voting. Commissioner Dirl arrived later in the meeting. Commissioner Ragsdale was absent from the meeting. The motion failed 5-11-1-2.

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

At this time, Commissioner Bratton moved to reconsider Resolution R-96-5-142. Commissioner Cawood 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 arrived later in the meeting. Commissioner Ragsdale was absent from the meeting. The motion carried 17-0-0-2.

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IN RE: REZONING REQUESTS - (CONTINUED):

13. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Paul Smiddy for rezoning from PR Planned Residential Zone at 1-4 du/ac to PR Planned Residential Zone at 1-6 du/ac was before the Board of Commissioners. Property located southside Westland Drive, west of Ebenezer Road, 5th Commission District.

Commissioner Leuthold moved to defer Resolution R-96-5-142 - resolution of the Commission of Knox County, Tennessee, approving the request of Paul Smiddy for rezoning from PR Planned Residential Zone at 1-4 du/ac to PR Planned Residential Zone at 1-6 du/ac for 30 days. 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 arrived later in the meeting. Commissioner Ragsdale was absent from the meeting. The motion carried 17-0-0-2.

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14. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of T.J.R. Developers for street name change from George Washington Road to Cherry Grove Road was before the Board of Commissioners. Property located at intersection of Beaver Ridge Road, to end of road at cul-de-sac, 6th Commission District.

Commissioner Cawood moved to approve Resolution R-96-5-143 - Resolution of the Commission of Knox County, Tennessee, approving the request of T.J.R. Developers for street name change from George Washington Road to Cherry Grove Road. Commissioner Teague 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 arrived later in the meeting. Commissioner Ragsdale was

absent from the meeting. The motion carried 17-0-0-2. Property located at intersection of Beaver Ridge Road, to end of road at cul-de-sac, 6th Commission District.

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IN RE: REZONING APPEALS:

1. Consideration of the appeal of Rick Mellon for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located southwest side Rosewood Road, northwest of Rutledge Boulevard, 8th Commission District.

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

Mr. Rick Mellon, Appellant, was present and spoke on behalf of the appeal.

Mr. Joseph Miller, area property owner, was present and spoke on the matter.

Ms. Jean Livingston, concerned citizen, was present and spoke in opposition to the appeal.

Commissioner Mills moved to deny the appeal of Rick Mellon for rezoning from A Agricultural Zone to RA Low Density Residential Zone and uphold MPC's recommendation. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, Davis, Leuthold, Griess, Cawood, Teague, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Tindell, DeSelm, Horner and Cooper were absent from the vote. Commissioner Ragsdale was absent from the meeting. The motion carried 14-0-0-5.

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IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance (0-90-9-130) dealing with Telecommunication Towers was before the Board of Commissioners on first reading.

Mr. Lynn Redmond, Ms. Toni Holland, Mr. John Bynam, Ms. Patra Bonam Rule, Ms. Sue Mower, Mr. Jerry Saia, concerned citizens, were present and spoke on the matter.

Mr. Courtney Pearre, Attorney, and Mr. Arthur Seymour, Attorney, were present and spoke on the matter.

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

Commissioner Leuthold moved to approve Ordinance O-96-5-102 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance (O-90-9-130) dealing with Telecommunication Towers on first reading. Commissioner Rogero seconded the motion.

At this time, there was a call for the question to end debate and vote on the original motion.

Upon voice vote, the vote for the call for the question failed.

Commissioner Bratton moved to approve Ordinance O-96-5-102 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance (O-90-9-130) dealing with Telecommunication Towers on first reading and to divide the question to vote on Sections 1, 2 and 4 on the attachment labeled "Alternative D-County." Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, McMillan, Mills and Bratton voted aye. Commissioners Horner, Cooper and Pinkston were absent from the vote. Commissioner Ragsdale was absent from the meeting. The motion carried 15-0-0-4.

Commissioner DeSelm moved to approve Sections 1, 2 and 4 on the attachment labeled "Alternative D-County." Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Leuthold, Griess, Cawood, Teague, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Davis voted no. Commissioners

Tindell, Horner and Cooper were absent from the vote.

Commissioner Ragsdale was absent from the meeting. The motion carried 15-1-0-4.

Commissioner DeSelm moved to amend Section 3 on the attachment labeled "Alternative D-County" as follows: delete the language "any accessory structures. Also included in the motion was to approve Sections 5, 5, 6 and 8 of the attachment.

Commissioner Bratton seconded the motion and upon roll call vote Commissioners Rogero, Tindell, Moody, Medley, DeSelm, Leuthold, Griess, Cawood and Mills voted aye. Commissioners Dirl, Davis, Teague, McMillan, Bratton and Pinkston voted no. Commissioners Jordan abstained from voting. Commissioners Horner and Cooper were absent from the vote. Commissioner Ragsdale was absent from the meeting. The motion failed 9-6-1-3.

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At this time, Commissioner Dirl moved to amend the agenda to reconsider the previous vote taken to approve Sections 1, 2 and 4 on the attachment labeled "Alternative D-County." Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Medley, Davis and Teague. Commissioners Rogero, Moody, DeSelm, Leuthold, Griess, Cawood, McMillan, Mills, Bratton and Pinkston voted no. Commissioners Horner and Coper were absent from the vote. Commissioner Ragsdale was absent from the meeting. The motion failed 6-10-0-3.

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IN RE: SUBDIVISION APPEALS/ONE LOT VARIANCES:

1. Consideration of the amendments to the Knoxville-Knox County minimum subdivision regulations dealing with the consideration and filing of subdivision appeals was before the Board of Commissioners.

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

Commissioner Cawood moved to approve the amendments to the Knoxville-Knox County minimum subdivision regulations dealing with the consideration and filing of subdivision appeals. Commissioner Rogero seconded the motion and upon roll call vote Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl, Horner and Cooper were absent from the vote. Commissioner Ragsdale was absent from the meeting. The motion carried 15-0-0-4.

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2. Consideration of Mary Jo Mann and Joy Popp V. Knox County Commission, Knox County Circuit Court No. 1-736-95 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, Attorney, was present and spoke on the matter.

Commissioner Dirl moved to deny the appeal of Mary Jo Mann and Joy Popp V. Knox County Commission, Knox County Circuit Court No. 1-736-95. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Bratton and Pinkston voted aye. Commissioners McMill and Mills voted no. Commissioner Cooper was absent from the vote. Commissioner Ragsdale was absent from the meeting. The motion carried 15-2-0-2.

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3. Consideration to change minutes and correct map in Fairview Subdivision was before the Board of Commissioners.

Commissioner moved to approve the request to change minutes and correct map in Fairview Subdivision. Commissioner Bratton 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. Commissioner Cooper 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, APPROVING A LEASE/OPTION TO PURCHASE AGREEMENT FOR THE KNOX COUNTY FARMER'S MARKET - R-96-5-124 - (CONTINUED):

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a lease/option to purchase agreement for the Knox County Farmer's Market was before the Board of Commissioners.

Mr. Thomas Schumpert, Knox County Executive, Mr. Roger Dotson, Proposer, Mr. Bill Deathridge, concerned citizen, Mr. John King, Attorney, Ms. Sherri Cruze and Ms. Darlene Swenford, vendors at the Farmers Market, and Mr. John Owings, Knox County Chief Deputy Law Director, were present and spoke on the matter.

Commissioner Davis moved to approve Resolution R-96-5-124 - Resolution of the Commission of Knox County, Tennessee, approving a lease/option to purchase agreement for the Knox County Farmer's Market and the proposed amendments. Commissioner Moody seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, Davis, Leuthold, Griess, Teague and Bratton voted aye. Commissioners DeSelm, Cawood and McMillan voted no. Commissioners Dirl, Horner and Pinkston abstained from voting. Commissioners Cooper and Mills were absent from the vote. Commissioner Ragsdale was absent from the meeting. The motion carried 10-3-3-3.

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IN RE: ROLL CALL BY DISTRICTS:

Commissioner Griess 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 Griess declared the meeting adjourned.

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KNOX COUNTY BOARD OF COMMISSIONERS



A handwritten signature in cursive script, appearing to read "John Griess", is written over a solid horizontal line.

JOHN GRIESS, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, June 24, 1996 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, Ms. Kathy Hamilton, Director, Knox County Finance, Mr. Mike Moyers, Knox County Chief 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:

Reverend Robert Walker, Paster Bearden United Methodist Church, was present and gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Bee DeSelm 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-96-6-146 - Consideration of a Resolution of the Commission of Knox County, Tennessee, amending R-92-6-140 to provide for five Judicial Commissioners and setting the terms of service of those Commissioners and hear before R-96-6-101- Resolution of the Commission of Knox County, Tennessee, appointing five Judicial Commissioners to serve for fiscal year 1996-1997.

2. ~~Ordinance O-96-6-101 - Establishing an Insolvency Board~~
 should be a Resolution instead of an Ordinance.

3. Defer R-96-6-129 - Increasing the pay authorized for election workers.

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IN RE: DELEGATIONS TO BE HEARD:

1. Ms. Vesta Goddard spoke on Historical sites and tax exemption in Knoxville.

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IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Griess heard next on the agenda R-96-6-126 - Resolution of the Commission of Knox County, Tennessee, approving a property tax exemption on property listed on the National Register of Historic Places owned and used by charitable organizations for specified purposes.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A PROPERTY TAX EXEMPTION ON PROPERTY LISTED ON THE NATIONAL REGISTER OF HISTORIC PLACES OWNED AND USED BY CHARITABLE ORGANIZATIONS FOR SPECIFIED PURPOSES: R-96-6-126:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a property tax exemption on property listed on the National Register of Historic Places owned and used by Charitable Organizations for specified purposes was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-96-6-126 - Resolution of the Commission of Knox County, Tennessee, approving a property tax exemption on property listed on the National Register of Historic Places owned and used by Charitable Organizations for specified purposes. 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: DELEGATIONS TO BE HEARD (CONTINUED):

- 2. Sheriff Tim Hutchison was present and spoke concerning the Ordinance on parking violations.
- 3. Mr. Robert Sexton, Executive Director, Cerbral Palsy Center, was present and spoke on the budget for the center.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the May 28, 1996 Board of Commissioners meeting was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on May 28, 1996. 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, 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.

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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING RESOLUTION R-92-6-140 TO PROVIDE FOR FIVE JUDICIAL COMMISSIONERS AND SETTING THE TERMS OF SERVICE OF THOSE COMMISSIONERS: R-96-6-146:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending R-92-6-140 to provide for five Judicial Commissioners and setting the terms of service of those Commissioners was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-96-6-146 - Resolution of the Commission of Knox County, Tennessee, amending R-92-6-140 to provide for five Judicial Commissioners and setting the terms of service of those Commissioners. 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 FIVE JUDICIAL COMMISSIONERS TO SERVE FOR FISCAL YEAR 1996-1997: R-96-6-101:

~~Consideration of a Resolution of the Commission of Knox~~

County, Tennessee, appointing five Judicial Commissioners to serve for fiscal year 1996-1997 was before the Board of Commissioners.

Judge Tony Stansbury, was present and spoke on the matter.

Commissioner Ragsdale moved to approve four (4) Commissioners Brenda Lindsey for 2 years, Harold Stewart for 2 years, Marian Hilt for 1 year and John Sholly for 1 year and withhold action on the fifth Commissioner and come back next month with a recommendation. Commissioner Horner seconded the motion.

Commissioner Jordan moved as a substitute motion to approve Carolyn Jeter as the fifth Commissioner for 1 year term, and approve Brenda Lindsey for 2 years, Harold Stewart for 2 years, Marian Hilt for 1 year and John Sholly for 1 year. 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 and Mills voted aye. Commissioners Horner, Bratton and Pinkston voted no. Commissioner McMillan abstained from the vote. The substitute motion carried 15-3-1-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING ONE MEMBER TO THE KNOX COUNTY PERSONNEL BOARD FOR A THREE YEAR TERM: R-96-6-102:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Personnel Board for a three year term was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-96-6-102 - Resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Personnel Board for a three year term with the name of Rocky Good. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Ragsdale, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 18-0-1-0. Commissioner Teague recused himself from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX

COUNTY, TENNESSEE, APPOINTING TWO MEMBERS TO THE INDUSTRIAL DEVELOPMENT BOARD OF THE COUNTY OF KNOX AND THE HEALTH, EDUCATION & HOUSING FACILITIES BOARD OF THE COUNTY OF KNOX FOR A SIX YEAR TERM: R-96-6-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing two members to the Industrial Development Board of the County of Knox and the Health, Education & Housing Facilities Board of the County of Knox for a six year term was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-96-6-103 - Resolution of the Commission of Knox County, Tennessee, appointing two members to the Industrial Development Board of the County of Knox and the Health, Education & Housing Facilities Board of the County of Knox for a six year term with the names of Alvin Nance and Lew Weems. 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, APPOINTING ONE MEMBER TO THE EAST TENNESSEE REGIONAL JUVENILE SERVICE CENTER BOARD OF TRUSTEES FOR A THREE YEAR TERM: R-96-6-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing one member to the East Tennessee Regional Juvenile Service Center Board of Trustees for a three year term was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-96-6-104 - Resolution of the Commission of Knox County, Tennessee, appointing one member to the East Tennessee Regional Juvenile Service Center Board of Trustees for a three year term with the name of Irene Meadows. 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: DRIVES AND ROADS:

A. To be accepted as completed:

1. Gillian Lane, Rollins Place Subdivision, Unit 1, 640 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. H & S Homes property owner. (District 5)

Mr. Bill Kervin, Director, Engineering and Public Works, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Davis moved to accept as completed Gillian Lane, Rollins Place Subdivision, Unit 1, 640 feet in length with a 50 foot right of way. 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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2. Tingley Lane, Rollins Place Subdivision, Unit 1, 120 feet in length with a 50 foot right of way was before the Board of Commissioners to be accepted as completed. H & S Homes property owner. (District 5)

Mr. Bill Kervin, Director, Engineering and Public Works, was present and stated the road had been inspected and was found to meet county requirements.

Commissioner Davis moved to accept as completed Tingley Lane, Rollins Place Subdivision, Unit 1, 120 feet in length with a 50 foot right of way. 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. Trey Oaks Lane, Trey Oaks Subdivision, Unit 2, 700 feet in~~
length with a 50 foot right of way was before the Board of
Commissioners to be accepted as completed. Ron & Wayne Worley
property owner. (District 7)

Mr. Bill Kervin, Director, Engineering and Public Works,
was present and stated the road had been inspected and was found to
meet county requirements.

Commissioner Cawood moved to accept as completed Trey Oaks
Lane, Trey Oaks Subdivision, Unit 2, 700 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. Pocatello Lane, Beaverton Place 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. Nova Inc. property owner.
(District 6)

Mr. Bill Kervin, Director, Engineering and Public Works,
was present and stated the road had been inspected and was found to
meet county requirements.

Commissioner Cawood moved to accept as completed Pocatello
Lane, Beaverton Place Subdivision, Unit 1, 700 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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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE, APPROVING A CONTRACT WITH DON H.
TINSLEY CO., IN THE AMOUNT OF \$486,549.00 TO REROOF
PORTIONS OF BEARDEN HIGH SCHOOL: R-96-6-105:

Consideration of a Resolution of the Commission of Knox

~~County, Tennessee, approving a contract with Don H. Tinsley Co., in the amount of \$486,549.00 to reroof portions of Bearden High School was before the Board of Commissioners.~~

Commissioner Leuthold moved to approve R-96-6-105 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Don H. Tinsley Co., in the amount of \$486,549.00 to reroof portions of Bearden High School. 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, APPROVING A CONTRACT WITH PRECISION ELECTRIC CO., INC. IN THE AMOUNT OF \$257,883.00 FOR ELECTRICAL UPGRADES AT FARRAGUT HIGH SCHOOL: R-96-6-106:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Precision Electric Co., Inc. in the amount of \$257,883.00 for electrical upgrades at Farragut High School was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-6-106 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Precision Electric Co., Inc. in the amount of \$257,883.00 for electrical upgrades at Farragut High School. 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, APPROVING A CONTRACT WITH B&B ROOFING CO., INC. IN THE AMOUNT OF \$119,000.00 TO REROOF PLEASANT RIDGE ELEMENTARY SCHOOL: R-96-6-107:

Consideration of a Resolution of the Commission of Knox

~~County, Tennessee, approving a contract with B&B Roofing Co., Inc. in the amount of \$119,000.00 to reroof Pleasant Ridge Elementary School was before the Board of Commissioners.~~

Commissioner Medley moved to approve R-96-6-107 - Resolution of the Commission of Knox County, Tennessee, approving a contract with B&B Roofing Co., Inc. in the amount of \$119,000.00 to reroof Pleasant Ridge Elementary School. 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, APPROVING A CONTRACT WITH KNOXVILLE DRYWALL IN THE AMOUNT OF \$53,525.00 FOR ACOUSTICAL UPGRADES AT GIBBS ELEMENTARY, INSKIP ELEMENTARY, AND CARTER ELEMENTARY SCHOOLS: R-96-6-108:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Knoxville Drywall in the amount of \$53,525.00 for acoustical upgrades at Gibbs Elementary, Inskip Elementary, and Carter Elementary Schools was before the Board of Commissioners.

Commissioner McMillan moved to approve R-96-6-108 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Knoxville Drywall in the amount of \$53,525.00 for acoustical upgrades at Gibbs Elementary, Inskip Elementary, and Carter Elementary Schools. 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 AN INTEREST FREE EDUCATION LOAN PROGRAM FOR KNOX COUNTY TEACHERS: R-96-6-109:

~~Consideration of a Resolution of the Commission of Knox~~

County, Tennessee, approving an Interest Free Education Loan Program for Knox County Teachers was before the Board of Commissioners.

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

Commissioner Leuthold moved to withdraw R-96-6-109 - Resolution of the Commission of Knox County, Tennessee, approving an Interest Free Education Loan Program for Knox County Teachers. 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 \$123,164.00 AND APPROVING A PROPOSAL FOR ENGINEERING SERVICES WITH BARGE, WAGGONER, SUMNER AND CANNON, INC. FOR ROAD IMPROVEMENTS TO MAYNARDVILLE HIGHWAY AND NORRIS FREEWAY: R-96-6-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$123,164.00 and approving a proposal for engineering services with Barge, Waggoner, Sumner and Cannon, Inc. for road improvements to Maynardville Highway and Norris Freeway was before the Board of Commissioners.

Commissioner Cooper moved to approve R-96-6-110 - Resolution of the Commission of Knox County, Tennessee, appropriating \$123,164.00 and approving a proposal for engineering services with Barge, Waggoner, Sumner and Cannon, Inc. for road improvements to Maynardville Highway and Norris Freeway. 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, APPROVING AN AGREEMENT WITH KUB FOR THE OPERATION OF WASTEWATER AND RELATED TREATMENT FACILITIES AT THE RITTA SCHOOL WASTEWATER TREATMENT PLANT AND THE GAP CREEK WASTEWATER TREATMENT PLANT: R-96-6-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an agreement with KUB for the operation of wastewater and related treatment facilities at the Ritta School Wastewater Treatment Plant and the Gap Creek Wastewater Treatment Plant was before the Board of Commissioners.

Mr. Bill Kervin, Director, Engineering and Public Works, was present and spoke on the matter.

Commissioner Mills moved to approve R-96-6-111 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with KUB for the operation of wastewater and related treatment facilities at the Ritta School Wastewater Treatment Plant and the Gap Creek Wastewater Treatment Plant. 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, APPROVING A CONTRACT WITH THE STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION FOR WHITETOPPING OF VARIOUS INTERSECTIONS IN KNOX COUNTY: R-96-6-112:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with the State of Tennessee Department of Transportation for whitetopping of various intersections in Knox County was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-6-112 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the State of Tennessee Department of Transportation for whitetopping of various intersections in Knox County. 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 AN AGREEMENT WITH THE UNIVERSITY OF TENNESSEE FOR FACILITIES AND SUPPORT FOR THE OFFICE OF THE KNOX COUNTY MEDICAL EXAMINER: R-96-6-113:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an agreement with the University of Tennessee for facilities and support for the Office of the Knox County Medical Examiner was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-6-113 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with the University of Tennessee for facilities and support for the Office of the Knox County Medical Examiner. 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 RENEWAL OF THE CONTRACT WITH THE KNOX COUNTY-KNOXVILLE ALCOHOLIC REHABILITATION CENTER, INC. (DRI) FOR MANAGEMENT AND OPERATION SERVICES FOR THE KNOX COUNTY DETOXIFICATION CENTER: R-96-6-114:

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. (DRI) for management and operation services for the Knox County Detoxification Center was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-6-114 - Resolution of the Commission of Knox County, Tennessee, authorizing renewal of the contract with the Knox County-Knoxville Alcoholic Rehabilitation Center, Inc. (DRI) for management and operation services for the Knox County Detoxification 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, 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 THE KNOX COUNTY HUMANE SOCIETY, INC. FOR ANIMAL SHELTER SERVICES FOR FISCAL YEAR 1996-1997: R-96-6-115:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an agreement with the Knox County Humane Society, Inc. for animal shelter services for fiscal year 1996-1997 was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-6-115 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with the Knox County Humane Society, Inc. for animal shelter services for fiscal year 1996-1997. 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 JOYCE, MEREDITH, FLITCROFT & NORMAND FOR PROFESSIONAL SERVICES FOR THE IV-D CHILD SUPPORT PROGRAM: R-96-6-116:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Joyce, Meredith, Flitcroft & Normand for professional services for the IV-D Child Support Program was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-6-116 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Joyce, Meredith, Flitcroft & Normand for professional services for the IV-D Child Support Program. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan,

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~~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 CHANGE ORDER WITH MCGILL
ASSOCIATES FOR ENGINEERING SERVICES FOR PHASE I OF THE
MOUNT OLIVE SEWER IMPROVEMENT PROJECT: R-96-6-117:

Consideration of a Resolution of the Commission of Knox
County, Tennessee, approving a change order with McGill Associates for
engineering services for Phase I of the Mount Olive Sewer Improvement
Project was before the Board of Commissioners.

Commissioner Bratton moved to approve R-96-6-117 -
Resolution of the Commission of Knox County, Tennessee, approving a
change order with McGill Associates for engineering services for Phase
I of the Mount Olive Sewer Improvement 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, AUTHORIZING THE GRANT OF A UTILITY
EASEMENT TO KUB FOR THE MAINTENANCE OF A SEWER LINE ACROSS
COUNTY OWNED PROPERTY ON FRANKLIN LANE: R-96-6-118:

Consideration of a Resolution of the Commission of Knox
County, Tennessee, authorizing the grant of a utility easement to KUB
for the maintenance of a sewer line across county owned property on
Franklin Lane was before the Board of Commissioners.

Commissioner Pinkston moved to approve R-96-6-118 -
Resolution of the Commission of Knox County, Tennessee, authorizing
the grant of a utility easement to KUB for the maintenance of a sewer
line across county owned property on Franklin 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, 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 RESOLUTION R-96-3-132 REGARDING THE SALE OF PROPERTY LOCATED AT BALLCAMP-BYINGTON ROAD TO ABLE EXCAVATING COMPANY; R-96-6-119:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending Resolution R-96-3-132 regarding the sale of property located at Ballcamp-Byington Road to Able Excavating Company was before the Board of Commissioners.

Commissioner Cawood moved to approve R-96-6-119 - Resolution of the Commission of Knox County, Tennessee, amending Resolution R-96-3-132 regarding the sale of property located at Ballcamp-Byington Road to Able Excavating Company. 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, AMENDING THE DEVELOPMENT AGREEMENT BETWEEN KNOX COUNTY AND THE KNOX COUNTY DEVELOPMENT CORPORATION; R-96-6-120:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the Development agreement between Knox County and the Knox County Development Corporation was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-6-120 - Resolution of the Commission of Knox County, Tennessee, amending the Development agreement between Knox County and the Knox County Development Corporation. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood,

E412218

~~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 AMENDMENT TO THE CHARTER OF THE DEVELOPMENT CORPORATION OF KNOX COUNTY: R-96-6-121: (REVISED RESOLUTION)

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an amendment to the Charter of the Development Corporation of Knox County 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-96-6-121 - Resolution of the Commission of Knox County, Tennessee, approving an amendment to the Charter of the Development Corporation of Knox County. 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 RESOLUTION R-95-5-121 REGARDING THE DAIKIN DRIVE TRAIN INCENTIVE PACKAGE: R-96-6-122:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending Resolution R-95-5-121 regarding the Daikin Drive Train Incentive Package was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-6-122 - Resolution of the Commission of Knox County, Tennessee, amending Resolution R-95-5-121 regarding the Daikin Drive Train Incentive Package. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley,

E412218

~~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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, RE-AFFIRMING THE STATUS OF THE DEVELOPMENT CORPORATION: R-96-6-123:

Without objection, Commissioner Griess withdrew from the agenda R-96-6-123 - Resolution of the Commission of Knox County, Tennessee, re-affirming the status of the Development Corporation.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A LIFE INSURANCE PLAN FOR KNOX COUNTY EMPLOYEES: R-96-6-124:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a life insurance plan for Knox County Employees was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-6-124 - Resolution of the Commission of Knox County, Tennessee, approving a life insurance plan for Knox County Employees. 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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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE REVERSIONARY PROVISION CONTAINED IN THE QUIT CLAIM DEED TO KCDC FOR THE OLD VINE JUNIOR HIGH SCHOOL PROPERTY: R-96-6-125:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the reversionary provision contained in the Quit Claim Deed to KCDC for the old Vine Junior High School property was before the Board of Commissioners.

Commissioner Jordan moved to approve R-96-6-125 -

~~Resolution of the Commission of Knox County, Tennessee, amending the~~
 reversionary provision contained in the Quit Claim Deed to KCDC for
 the old Vine Junior High School property. 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.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE, APPROVING A CONSENT TO ASSIGNMENT OF THE
AGREEMENT FOR INDIGENT AMBULANCE SERVICES WITH RURAL METRO
CORPORATION OF TENNESSEE: R-96-6-127:

Consideration of a Resolution of the Commission of Knox
 County, Tennessee, approving a consent to assignment of the agreement
 for indigent ambulance services with Rural Metro Corporation of
 Tennessee was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-96-6-127 -
 Resolution of the Commission of Knox County, Tennessee, approving a
 consent to assignment of the agreement for indigent ambulance services
 with Rural Metro Corporation of 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, McMillan, Mills,
 Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE, APPROVING A CONSENT TO ASSIGNMENT OF THE
CONTRACT FOR FIRE PROTECTION WITH RURAL METRO CORPORATION
OF TENNESSEE: R-96-6-128:

Consideration of a Resolution of the Commission of Knox
 County, Tennessee, approving a consent to assignment of the contract
 for fire protection with Rural Metro Corporation of Tennessee was
 before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-96-6-128 -

~~Resolution of the Commission of Knox County, Tennessee, approving a~~
 consent to assignment of the contract for fire protection with Rural Metro Corporation of 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, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

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, 1996 AND ENDING JUNE 30, 1997: R-96-6-130:

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, 1996 and ending June 30, 1997 was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-6-130 - 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, 1996 and ending June 30, 1997 as recommended by County Executive Thomas Schumpert and amended by the Knox County Finance Committee. Commissioner DeSelm seconded the motion.

1. Add \$2,500.00 to Discovery Center.
2. Add \$22,500.00 to Symphony.
3. Add \$6,000.00 to Bijou operating budget.
4. Add \$5,000.00 to Museum of Art.
5. Add \$2,500.00 to Arts Council.
6. Add \$5,500.00 to City Ballet.
7. Add \$2,000.00 operating to Blount Mansion.

8. ~~Add \$10,000.00 to Knoxville Youth Sport.~~
9. Add \$2,000.00 to Ijams.
10. Add \$2,000.00 to James White Fort.
11. Add \$25,000.00 to NIKE Golf Tournament.
12. Add \$5,000.00 to East Tennessee Horse Council if the study does not cost more than \$50,000.00 the money would not be appropriated.
13. Add \$2,500.00 to Afro American Arts.
14. Remove Trolley Board at this time from the budget.
15. Add from the Hotel-Motel to the Art Museum \$6,500.00.
16. Add 20% (instead of 10%) on Haley Heritage Square for operating.
17. Add to the Agency List \$10,000.00 for the Knoxville Zoo for operating.
18. Delete the Farragut Chamber of Commerce for \$9,500.00.
19. Add \$1,500.00 to Center of Neighborhood Development.
20. Add \$1,000.00 to Epilepsy Foundation.
21. Add \$5,000.00 to Knoxville Women's Center.
22. Add \$500.00 to Beautification Board.
23. Add \$1,000.00 to Lonsdale Homecoming.
24. Add \$500.00 to Sertoma.
25. Add \$5,000.00 to the Rescue Squad.
26. Add \$25,000.00 to the Inner City Knoxville Community Investment Corporation.
27. Add \$6,000.00 Knoxville Opera Company out of Hotel-Motel Trust Fund.
28. Add \$16,868.00 for Family Crisis Unit Grant.
29. Add \$5,000.00 to Tennessee Racking Horse Association.
30. Add \$48,000.00 for Court Officers in the Sheriff's Department for salary increase.

Commissioner Horner moved to divide the General Budget from the Schools Budget. Commissioner Cooper seconded the motion.

Commissioner Bratton appealed the ruling of the Chairman that the question of division has to be voted on and upon roll call vote Commissioners Dirl, Tindell, Cawood, Teague, Horner, Cooper,

~~McMillan, Mills, Bratton and Pinkston voted aye. Commissioners~~

Jordan, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Griess and Leuthold voted no. The motion carried 10-9-0-0.

* * * * *

Commissioner Davis moved as an amendment to withdraw the salary increase for County Commissioners. 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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Upon roll call of the original motion by Commissioner Leuthold and seconded by Commissioner DeSelm to approve the General Budget (except for Schools) R-96-6-130 - 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, 1996 and ending June 30, 1997 as recommended by County Executive Thomas Schumpert and amended by the Knox County Finance Committee.

1. Add \$2,500.00 to Discovery Center.
2. Add \$22,500.00 to Symphony.
3. Add \$6,000.00 to Bijou operating budget.
4. Add \$5,000.00 to Museum of Art.
5. Add \$2,500.00 to Arts Council.
6. Add \$5,500.00 to City Ballet.
7. Add \$2,000.00 operating to Blount Mansion.
8. Add \$10,000.00 to Knoxville Youth Sport.
9. Add \$2,000.00 to Ijams.
10. Add \$2,000.00 to James White Fort.
11. Add \$25,000.00 to NIKE Golf Tournment.
12. Add \$5,000.00 to East Tennessee Horse Council if the study does not cost more than \$50,000.00 the money would not be appropriated.
13. Add \$2,500.00 to Afro American Arts.

- ~~14. Remove Trolley Board at this time from the budget.~~
15. Add from the Hotel-Motel to the Art Museum \$6,500.00.
16. Add 20% (instead of 10%) on Lahey Heritage Square for operating.
17. Add to the Agency List \$10,000.00 for the Knoxville Zoo for operating.
18. Delete the Farragut Chamber of Commerce for \$9,500.00.
19. Add \$1,500.00 to Center of Neighborhood Development.
20. Add \$1,000.00 to Epilepsy Foundation.
21. Add \$5,000.00 to Knoxville Women's Center.
22. Add \$500.00 to Beautification Board.
23. Add \$1,000.00 to Lonsdale Homecoming.
24. Add \$500.00 to Sertoma.
25. Add \$5,000.00 to the Rescue Squad.
26. Add \$25,000.00 to the Inner City Knoxville Community Investment Corporation.
27. Add \$6,000.00 Knoxville Opera Company out of Hotel-Motel Trust Fund.
28. Add \$16,868.00 for Family Crisis Unit Grant.
29. Add \$5,000.00 to Tennessee Racking Horse Association.
30. Add \$48,000.00 for Court Officers in the Sheriff's Department for salary increase.
31. Delete salary increase for County Commissioners.
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, ESTABLISHING THE KNOX COUNTY TAX RATE FOR THE FISCAL YEAR BEGINNING JULY 1, 1996 AND ENDING JUNE 30, 1997: R-96-6-131: (EXCEPT FOR SCHOOLS)

Consideration of a Resolution of the Commission of Knox County, Tennessee, establishing the Knox County Tax Rate for the fiscal year beginning July 1, 1996 and ending June 30, 1997 (except for Schools) was before the Board of Commissioners.

~~Commissioner Leuthold moved to approve R-96-6-131~~

Resolution of the Commission of Knox County, Tennessee, establishing the Knox County Tax Rate for the fiscal year beginning July 1, 1996 and ending June 30, 1997 (except for Schools). Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Cooper and Teague voted no. The motion carried 17-2-0-0.

IN RE: AMENDMENT TO THE AGENDA:

At this time the Schools budget was heard.

* * * * *

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, 1996 AND ENDING JUNE 30, 1997: R-96-6-130: (INCLUDING SCHOOLS)

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, 1996 and ending June 30, 1997 including Schools was before the Board of Commissioners.

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

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

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

Commissioner Leuthold moved to approve R-96-6-130 - 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, 1996 and ending June 30, 1997 including Schools.~~ Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Teague, Horner and Cooper voted no. The motion carried 16-3-0-0.

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IN RE: AMENDMENT TO THE AGENDA:

Tax Rate including Schools was heard next.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ESTABLISHING THE KNOX COUNTY TAX RATE FOR THE FISCAL YEAR BEGINNING JULY 1, 1996 AND ENDING JUNE 30, 1997: R-96-6-131: (INCLUDING SCHOOLS):

Consideration of a Resolution of the Commission of Knox County, Tennessee, establishing the Knox County Tax Rate for the fiscal year beginning July 1, 1996 and ending June 30, 1997 including Schools was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-6-131 - Resolution of the Commission of Knox County, Tennessee, establishing the Knox County Tax Rate for the fiscal year beginning July 1, 1996 and ending June 30, 1997 including Schools as follows:

Property taxes:

| | |
|---------------------------|--------|
| General Fund | 1.2087 |
| Schools General Purpose | 1.3918 |
| Schools Construction Fund | .06 |
| General Debt Service | .292 |
| Public Library Fund | .127 |
| ADA Construction Fund | .0145 |
| Solid Waste Fund | .066 |
| TOTAL | 3.16 |

Other Taxes:

| | |
|-----------------|----|
| Hotel-Motel Tax | 5% |
| Amusement Tax | 5% |

~~Marriage Licenses~~ \$31.50

Fire District Tax \$ 0.29

Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Teague, Horner and Cooper 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 AN AMENDMENT TO TCA SECTION 57-5-105 REGARDING BEER PERMIT HOLDER TRAINING AND CERTIFICATION:R-96-6-132:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an amendment to TCA Section 57-5-105 regarding beer permit holder training and certification was heard at the Knox County Beer Board Meeting and was deferred to the July Beer Board meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ESTABLISHING AN INSOLVENCY BOARD: R-96-6-147:

Consideration of a Resolution of the Commission of Knox County, Tennessee, establishing and Insolvency Board was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-96-6-147 - Resolution of the Commission of Knox County, Tennessee, establishing and Insolvency Board. The following Commissioners will be serving on the board: Commissioners Ragsdale, Cawood, Pinkston and Jordan; Alternate members Commissioners Moody and Davis. 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: ORDINANCES ON FIRST READING:

CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY PUBLIC NUDITY ORDINANCE: 0-96-6-102:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Public Nudity Ordinance was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to approve 0-96-6-102 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Public Nudity Ordinance 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 ARTICLE 6 OF THE KNOX COUNTY ZONING ORDINANCE (0-90-9-113) REGARDING BUILDING PERMITS: 0-96-6-103:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Article 6 of the Knox County Zoning Ordinance (0-90-9-113) regarding building permits was before the Board of Commissioners on first reading.

Without objection, Commissioner Griess deferred this item to be heard under the Amendments to the Knox County Zoning Ordinance.

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IN RE: ORDINANCES ON SECOND READING:

CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE REVISING ORDINANCE 0-92-4-102 REGARDING ANIMAL CONTROL: 0-96-5-101:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the revising Ordinance 0-92-4-102 regarding animal control was before the Board of Commissioners.

Mrs. Stephanie Hall, Knox County Health Department, was present and spoke on the matter.

~~Mr. Harry Bryant, was present and spoke on the matter.~~

Commissioner Teauge moved to defer to the July Board of Commissioners meeting 0-96-5-101 - Ordinance of the Commission of Knox County, Tennessee, amending the revising Ordinance 0-92-4-102 regarding animal control. Commissioner Mills seconded the motion.

Commissioner Leuthold moved as a substitute motion to defer to the end of Rezonings this evening 0-96-5-101 - Ordinance of the Commission of Knox County, Tennessee, amending the revising Ordinance 0-92-4-102 regarding animal control. 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: AMENDMENT TO THE AGENDA:

Mr. Thomas Schumpert, Knox County Executive, introduced Ms. Molly Pratt which will be working with the County Executive.

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IN RE: TAX REFUNDS:

A. County Clerk:

Ms. Kim Bowen, Minutes Clerk to Knox County Clerk Mike Padgett, reported no tax refunds from the Clerk's Office.

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B. Trustee:

Ms. Kim Bowen, Minutes Clerk to Knox County Clerk Mike Padgett, reported no tax refunds from the Trustee's Office.

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IN RE: NOTARY PUBLIC APPLICATIONS:

Ms. Kim Bowen, Minutes Clerk to Knox County Clerk, Mike Padgett reported 159 applications for Notary Public.

Commissioner Cawood moved to approve 159 applications for Notary Public. 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, 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 Commissioner Jordan introduced Ms. Jackie Westfield who will be working in the Commission Office.

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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:

At this time Ordinance of the Commission of Knox County, Tennessee, amending the revising Ordinance O-92-4-102 regarding animal control O-96-5-101 was heard next.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE REVISING ORDINANCE O-92-4-102 REGARDING ANIMAL CONTROL: 0-96-5-101:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the revising Ordinance O-92-4-102 regarding animal control was before the Board of Commissioners.

Mrs. Stephanie Hall, Knox County Health Department, was present and spoke on the matter.

Mr. Harry Bryant, was present and spoke on the matter.

Commissioner Teague moved to approve O-96-5-101 - Ordinance of the Commission of Knox County, Tennessee, amending the revising Ordinance O-92-4-102 regarding animal control with the following changes: Page 4 Under Section 7: Sale or giving away of animals on public property amend as follows: "It shall be unlawful for any person to sell or to give away dogs, cats, puppies, and kittens on roads, streets, sidewalks, outdoor commercial areas, including parking lots, or public property within Knox County. Page 10, Section 17. Poisoning or Trapping of Animals: amends as follows: "It shall be

~~unlawful for any person to deliberate poison or to trap any~~
domesticated animal or aid, abet or assist in the deliberate poisoning or trapping or the putting out or placing of poison or a trap at any point or place outside of buildings where dogs, cats or other domesticated animals may secure or encounter the poison or trap; provided, however, that in instances where any animal by reason of damage to property, danger to life, or threat to public health becomes a nuisance, a live, humane trapping method provided or approved by the Animal Control Division may be used. Page 8 Section 11: Injured Animals, Action Required to read as follows: "It shall be unlawful for any person injuring any animal by any means, to fail to notify immediately the owner of said animal, or, immediately seek medical care for the animal from a licensed veterinarian, or, immediately notify the Knox County Animal Control Division, or immediately notify the Knox County Humane Society, or immediately notify the Knox County Sheriff's Department. Compliance with this section shall not constitute an admission of financial liability for veterinary care of such injured animal. Page 9 Section 15: Livestock at Large and Fences: Add the following: "Electric fencing will be recognized as adequate fencing if it is adequately maintained." Page 12: Section 22. Violations; Civil Infractions; Civil Penalties: The shalls will be changed to may. Where you see the word fine, it will be changed to read "penalty". 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: REZONING REQUESTS:

1. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the Request of Paul Smiddy for rezoning from PR Planned Residential at 1-4 dwelling units per acres to PR Planned Residential at 1-6 dwelling units per acre R-96-6-133 was before the Board of Commissioners. Property located south side Westland Drive, west of Ebenezer Road; fifth Commission District.

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

Commissioner Ragsdale moved to approve R-96-6-133 - Request of Paul Smiddy for rezoning from PR Planned Residential at 5.14 per acre. 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 Resolution of the Commission of Knox County, Tennessee, approving the Request of Sharon Byrd for rezoning from A Agricultural Zone to PR Planned Residential at 1-5 dwelling units per acre R-96-6-134 was before the Board of Commissioners. Property located east side Beeler Road, south of East Emory Road; eighth Commission District.

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

Commissioner Mills moved to approve R-96-6-134 Request of Sharon Byrd for rezoning from A Agricultural Zone to PR Planned Residential at 1-5 dwelling units per acre as per Metropolitan Planning Commission's Recommendation: Approve PR Planned Residential at 1-5 dwelling units per acre. 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. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the Request of Rufus Smith, Jr. for rezoning from A Agricultural Zone to CA General Business Zone R-96-6-135 was before the Board of Commissioners. Property located southeast side Oak Ridge Highway, northwest side Beaver Ridge Road; sixth Commission District.

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

~~Commissioner Cawood moved to approve R-96-6-135 Request~~

of Rufus Smith, Jr. for rezoning from A Agricultural 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, 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. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the Request of Susan Treece for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-96-6-136 was before the Board of Commissioners. Property located northeast side Hurst Lane, southeast of Beaver Creek Drive; sixth Commission District.

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

Commissioner Teague moved to approve R-96-6-136 - Request of Susan Treece 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, 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. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the Request of Wayne Lett for rezoning from RB General Residential Zone to CB Business and Manufacturing Zone R-96-6-137 was before the Board of Commissioners. Property located northwest side Rifle Range Road, west of Maynardville Highway; seventh Commission District.

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

~~Commissioner Horner moved to approve R-96-6-137 Request~~

of Wayne Lett for rezoning from RB General Residential Zone to CB Business and Manufacturing Zone as per Metropolitan Planning Commission's Recommendation: Approve CB Business and Manufacturing Zone. 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.

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6. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the Request of McMahan Construction for rezoning from A Agricultural Zone to PR Planned Residential at 1-3 dwelling units per acre R-96-6-138 was before the Board of Commissioners. Property located southeast side deadend Cabbage Lane, southeast of Hill Road; seventh Commission District.

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

Commissioner Horner moved to approve R-96-6-138 - Request of McMahan Construction for rezoning from A Agricultural Zone to PR Planned Residential at 1-3 dwelling units per acre as per Metropolitan Planning Commission's Recommendation: Approve PR Planned Residential at 1-3 dwelling units per acre. 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.

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7. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the Request of Roy Seymour for rezoning from A Agricultural Zone to PR Planned Residential at 1-3 dwelling units per acre R-96-6-139 was before the Board of Commissioners.

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

Commissioner Cooper moved to approve R-96-6-139 - Request

~~of Roy Seymour for rezoning from A Agricultural Zone to PR Planned Residential at 1-3 dwelling units per acre as per Metropolitan Planning Commission's Recommendation: Approve PR Planned Residential at 1-3 dwelling units per acre. 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. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the Request of David Whisnant for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-96-6-140 was before the Board of Commissioners. Property located southwest side Pensacola, south of Sarasota Drive; fifth Commission District.

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

Commissioner Ragsdale moved to approve R-96-6-140 - Request of David Whisnant 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 Davis 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. The motion carried 18-1-0-0. Commissioner Leuthold voted no.

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9. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the Request of James Huff for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-96-6-141 was before the Board of Commissioners. Property located east side Cate Road, north of Emory Road; sixth Commission District.

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

Commissioner Cawood moved to approve R-96-6-141 - Request

~~of James Huff 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 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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10. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the Request of Wallace A. Conard for rezoning from A Agricultural Zone to PR Planned Residential at 1-5 dwelling units per acre R-96-6-142 was before the Board of Commissioners.

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

Commissioner Ragsdale moved to approve R-96-6-142 - Request of Wallace A. Conard for rezoning from A Agricultural Zone to PR Planned Residential at 1-3 dwelling units per acre. as per Metropolitan Planning Commission's Recommendation: Approve Planned Residential at 1-3 dwelling units per acre. 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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11. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the Request of Gettysvue Partners, LP for rezoning from A Agricultural Zone to PR Planned Residential at 1-4 dwelling units per acre R-96-6-143 was before the Board of Commissioners.

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

Mr. Don Mauldin, representing Gettysvue, was present and spoke on the matter.

~~Commissioner Ragsdale moved to approve R-96-6-143 Request~~

of Gettysvue Partners, LP for rezoning from A Agricultural Zone to PR Planned Residential at 4.5 dwelling units per acre. 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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12. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the Request of The Metropolitan Planning Commission for rezoning from A Agricultural Zone to RAE Single Family Exclusive Residential Zone R-96-6-144 was before the Board of Commissioners. Property located north and south side of Mt. Olive Road, west of Norfolk Southern Railroad, east of Mt. Olive Baptist Church; ninth Commission District.

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

Commissioner Pinkston moved to approve R-96-6-144 - Request of The Metropolitan Planning Commission for rezoning from A Agricultural Zone to RAE Single Family Exclusive 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, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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13. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the Request of Montvue Development Company, LLC for Street Name Change from Cotswald Lane to Cotswold Lane R-96-6-145 was before the Board of Commissioners. Property located Amberset Drive to end of Cul-de-sac; fifth Commission District.

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

Commissioner Medley moved to approve R-96-6-145 -

~~Resolution of the Commission of Knox County, Tennessee, approving the~~
 Request of Montvue Development Company, LLC for Street Name Change
 from Cotswald Lane to Cotswold Lane as per Metropolitan Planning
 Commission's Recommendation: Approve Street Name Change.

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: AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE, AMENDING ARTICLE 6 OF THE KNOX COUNTY
ZONING ORDINANCE (O-90-9-113) REGARDING BUILDING PERMITS:
O-96-6-103: (FIRST READING)

Consideration of an Ordinance of the Commission of Knox
 County, Tennessee, amending Article 6 of the Knox County Zoning
 Ordinance (O-90-9-113) regarding building permits was before the Board
 of Commissioners on first reading.

Commissioner Ragsdale moved to approve O-96-6-103 -
 Ordinance of the Commission of Knox County, Tennessee, amending
 Article 6 of the Knox County Zoning Ordinance (O-90-9-113) regarding
 building permits 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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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING
ORDINANCE TO EMPLOY THE USE ON REVIEW PROCESS TO REQUIRE
SITE PLAN REVIEW OF NEW COMMERCIAL TELECOMMUNICATIONS
TOWERS IN RESIDENTIAL ZONING DISTRICTS: SECOND READING:

Consideration of an Ordinance of the Commission of Knox

~~County, Tennessee, amending the Knox County Zoning Ordinance to employ~~
the Use of Review process to require site plan review of new commercial telecommunications towers in residential zoning districts was before the Board of Commissioners on second reading.

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

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

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

Mr. Lynn Redmond, President, Community Forum, was present and spoke on the matter.

Mr. Arthur Seymour, Attorney, was present and spoke on the matter.

Ms. Patra Bonam Rule, was present and spoke on the matter.

Commissioner Bratton moved to approve 0-96-5-102 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance to employ the Use of Review process to require site plan review of new commercial telecommunications towers in residential zoning districts on second reading. Commissioner Jordan seconded the motion.

Commissioner Dirl called for the question and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, Davis, Ragsdale, Griess, Cawood, Cooper, Mills and Pinkston voted aye. Commissioners Rogero, DeSelm, Leuthold, Teague, Horner, McMillan and Bratton voted no. The motion failed 12-7-0-0.

Commissioner Dirl moved as a substitute motion to defer for 60 days 0-96-5-102 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance to employ the Use of Review process to require site plan review of new commercial telecommunications towers in residential zoning districts on second reading. Commissioner Davis seconded the motion and upon roll call vote Commissioners Dirl, Tindell, Davis and Teague voted aye. Commissioners Jordan, Rogero, Moody, Medley, DeSelm, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted no. The substitute motion failed 4-15-0-0.

~~Upon roll call of the original motion to approve 0-96-5-102~~

Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance to employ the Use of Review process to require site plan review of new commercial telecommunications towers in residential zoning districts on second reading Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl voted no. Commissioner Teague abstained from the vote. The motion carried 17-1-1-0.

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IN RE: SUBDIVISION APPEALS:

APPEAL OF NOVA INC./COLONIES ON MPC DENIAL OF THE DESIGN PLAN FOR UNITS 9 & 10:

Consideration of Appeal of Nova Inc./Colonies on MPC denial of the design plan for units 9 & 10 was before the Board of Commissioners. Property located east and west of Olde Pioneer Trail, fifth Commission District.

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

Mr. Tom McAdams, Attorney, was present and spoke on the matter.

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

Commissioner Ragsdale moved that the appeal be granted and the design plan be approved and that Metropolitan Planning Commission be directed to accept and file the design plan as approved without the signature of the County Engineering Department. Commissioner Davis seconded the motion and upon roll call 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 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, July 22, 1996 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. Thomas Schumpert, Knox County Executive, Mr. Richard Beeler, Knox County Law Director, 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:

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

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IN RE: DEVOTIONAL:

Commissioner Pinkston gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Mills led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

1. Commissioner Griess amended the agenda to add the following items: Resolution R-96-7-136 - Resolution of the Commission of Knox County, Tennessee, approving a matching grant in the amount of \$18,284.00 for Batterer's Treatment Grant; Resolution R-96-7-137 - Resolution of the Commission of Knox County, Tennessee, appropriating matching funds in the amount of

\$10,412.00 for a grant from the Bureau of Justice Assistance; Resolution R-96-7-138 - Resolution of the Commission of Knox County, Tennessee, authorizing the lease of 3.1 acres in South Knox County to the University of Tennessee for a ski club; and Resolution R-96-7-139 - Resolution of the Commission of Knox County, Tennessee, appropriating \$7,000.00 as a grant to the Cerebral Palsy Center for Handicapped Adults, Inc.

2. Commissioner Griess amended the agenda to withdraw the following item: Resolution R-96-7-111 - Resolution of the Commission of Knox County, Tennessee, appropriating \$3,500.00 and approving a proposal with Wilbur Smith Associates to provide engineering services for the signalization at Pleasant Ridge Road and Schaad Drive. He also amended the agenda to defer the following items for 30 days: Resolution R-96-7-108 - Resolution of the Commission of Knox County, Tennessee, approving a contract with H-S Whitson Construction in the amount of \$171,300.00 for ADA Modifications to the Knox County Courthouse Ramp; Resolution R-96-7-128 - Resolution of the Commission of Knox County, Tennessee, approving an amendment to TCA Section 57-5-105 regarding beer permit holder training and certification.

3. Commissioner Griess amended the agenda to defer the following item for 60 days: Resolution R-96-7-131 - Resolution of the Commission of Knox County, Tennessee, approving the request of Doug Irwin for rezoning from A Agricultural, RB General Residential, I Industrial & Floodway Zone to PR Planned Residential Zone; property located West side Murphy Road, north and south sides McCampbell Road, 7th Commission District.

4. Commissioner Griess amended the agenda to defer the following item for 30 days: Resolution R-96-7-101 - Resolution of the Commission of Knox County, Tennessee, memorializing Gladys Alfrey.

5. Commissioner Griess amended the agenda to defer the following item for 30 days: Appeal of Herman Goddard for rezoning from A Agricultural Zone to RA Low Density Residential

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Zone; property located South side Tipton Station Road, south of Government Farm Road, 9th Commission District

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IN RE: HONORARY AND MEMORIAL RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING GLADYS ALFREY -

R-96-7-101:

This item was deferred for 30 days. (See Amendments to the Agenda, Page 125)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING HOLLIS MCPHETRIDGE FOR HIS

YEARS OF SERVICE WITH KNOX COUNTY - R-96-7-102:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Hollis McPhetridge for his years of service with Knox County was before the Board of Commissioners.

Without objection, Commissioner Griess deferred this item to be heard after completion of Ordinances on second reading.

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IN RE: DELEGATIONS TO BE HEARD:

1. Mr. Allen Moore, was present and spoke concerning Vine Middle School.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on June 24, 1996 (Regular Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on June 24, 1996 (Regular Session). 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: 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 there is a video tape in
 the Commission office regarding Special Education and encouraged
 all Commissioners to view the tape.

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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 regional meeting
 would be held on Wednesday, September 4, 1996 at 6:00 p.m. in the
 Small Assembly Room of the City-County Building and encouraged
 all Commissioners to attend.

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

Commissioner Horner spoke briefly regarding the NACO meeting which was held in Houston, Texas. She indicated she would give a detailed report at a later date.

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

No report was given.

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IN RE: DRIVES AND ROADS:

A. To be accepted as completed:

No request received.

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B. To be closed:

No request received.

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IN RE: RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$450,000.00 AND APPROVING A CONTRACT WITH KAATZ, BINKLEY, JONES & MORRIS, ARCHITECTS, INC. FOR PROGRAMMING SERVICES FOR FISCAL YEAR 1996 - 1997 FOR THE SCHOOLS CAPITAL IMPROVEMENT PROGRAM - R-96-7-103:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$450,000.00 and approving a contract with Kaatz, Binkley, Jones & Morris, Architects, Inc. for programming services for fiscal year 1996 - 1997 for the schools capital improvement program was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-7-103 - Resolution of the Commission of Knox County, Tennessee, appropriating \$450,000.00 and approving a contract

with Kaatz, Binkley, Jones & Morris, Architects, Inc. for programming services for fiscal year 1996 - 1997 for the schools capital improvement program. 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING AN AMOUNT NOT TO EXCEED \$356,000.00 AND APPROVING A CHANGE ORDER WITH WEBB & SONS, INC. FOR REMEDIATION OF SOIL AND ROOF DECK FOR THE VINE MIDDLE SCHOOL PROJECT - R-96-7-104:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating an amount not to exceed \$356,000.00 and approving a change order with Webb & Sons, Inc. for remediation of soil and roof deck for the Vine Middle School Project was before the Board of Commissioners.

Mr. Mike Edwards, Administrator for the Public Building Authority, Mr. Thomas Schumpert, Knox County Executive, and Mr. Larry Binkley, Kaatz, Binkley, Jones & Morris Architects, Inc., were present and spoke on the matter.

Commissioner Jordan moved to approve Resolution R-96-7-104 - Resolution of the Commission of Knox County, Tennessee, appropriating an amount not to exceed \$356,000.00 and approving a change order with Webb & Sons, Inc. for remediation of soil and roof deck for the Vine Middle School Project. Commissioner Dirl seconded the motion.

At this time, Commissioner Dirl requested a call for the question to end debate and vote on the resolution.

Upon roll call vote on the call for the question to end debate and vote on the resolution, Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale and Cawood voted

aye. Commissioners Leuthold, Griess, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted no. Commissioner Medley was absent from the meeting. The vote failed 9-9-0-1. Further discussion ensued.

Upon roll call vote to approve Resolution R-96-7-104 - Resolution of the Commission of Knox County, Tennessee, appropriating an amount not to exceed \$356,000.00 and approving a change order with Webb & Sons, Inc. for remediation of soil and roof deck for the Vine Middle School Project, Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, Mills, Bratton and Pinkston voted aye. Commissioner McMillan voted no. Commissioner Medley 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, APPROVING A CONTRACT TO PURCHASE THE PROPERTY FOR THE NEW NORTHEAST MIDDLE SCHOOL IN THE AMOUNT OF \$330,000.00 - R-96-7-105:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract to purchase the property for the new Northeast Middle School in the amount of \$330,000.00 was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-96-7-105 - Resolution of the Commission of Knox County, Tennessee, approving a contract to purchase the property for the new Northeast Middle School in the amount of \$330,000.00. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Horner and Cooper abstained from voting. Commissioner Medley was absent from the meeting. The motion carried 16-0-2-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE LEASE OF THE OLD RULE HIGH SCHOOL STADIUM TO KNOXVILLE COLLEGE - R-96-7-106:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the lease of the Old Rule High School Stadium to Knoxville College was before the Board of Commissioners.

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

Commissioner Dirl moved to approve Resolution R-96-7-106 - Resolution of the Commission of Knox County, Tennessee, approving the lease of the Old Rule High School Stadium to Knoxville College with the amendment that the stadium field remained named "Ralph Hutchison Field." 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, APPROPRIATING \$350,000.00 FOR CONTINUATION OF THE PBA MANAGEMENT CONTRACT FOR THE SCHOOLS CAPITAL PROGRAM AND THE COUNTY GOVERNMENT CAPITAL PROGRAM - R-96-7-107:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$350,000.00 for continuation of the PBA management contract for the Schools Capital Program and the County Government Capital Program was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-7-107 - Resolution of the Commission of Knox County, Tennessee, appropriating \$350,000.00 for continuation of the PBA management contract for the Schools Capital Program and the

County Government Capital Program. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Horner and Cooper abstained from voting. Commissioner Medley was absent from the meeting. The motion carried 16-0-2-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH H-S WHITSON CONSTRUCTION IN THE AMOUNT OF \$171,300.00 FOR ADA MODIFICATIONS TO THE KNOX COUNTY COURTHOUSE RAMP - R-96-7-108:

This item was deferred for 30 days. (See Amendments to the Agenda, Page 125)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$150,000.00 FOR FUNCTIONAL PLANNING AND GEOMETRIC IMPROVEMENTS FOR VARIOUS ROAD IMPROVEMENT PROJECTS - R-96-7-109:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$150,000.00 for functional planning and geometric improvements for various road improvement projects was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-7-109 - Resolution of the Commission of Knox County, Tennessee, appropriating \$150,000.00 for functional planning and geometric improvements for various road improvement projects. 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, APPROVING A CONTRACT WITH THE STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION FOR ROAD IMPROVEMENTS THROUGH THE TRANSPORTATION IMPROVEMENT PROGRAM FOR SIGNALIZATION FOR CALLAHAN ROAD @ CENTRAL AVENUE, DUTCHTOWN ROAD @ CEDAR BLUFF ROAD, SR-33 @ MINE ROAD, PLEASANT RIDGE ROAD @ SCHAAD ROAD, AND SR-9 @ SR-131; AND FOR SIDEWALKS ALONG FOX LONAS ROAD - R-96-7-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with the State of Tennessee Department of Transportation for road improvements through the transportation improvement program for signalization for Callahan Road @ Central Avenue, Dutchtown Road @ Cedar Bluff Road, SR-33 @ Mine Road, Pleasant Ridge Road @ Schaad Road, and SR-9 @ SR-131; and for sidewalks along Fox Lonas Road was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-7-110 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the State of Tennessee Department of Transportation for road improvements through the transportation improvement program for signalization for Callahan Road @ Central Avenue, Dutchtown Road @ Cedar Bluff Road, SR-33 @ Mine Road, Pleasant Ridge Road @ Schaad Road, and SR-9 @ SR-131; and for sidewalks along Fox Lonas 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, APPROPRIATING \$3,500.00 AND

APPROVING A PROPOSAL WITH WILBUR SMITH ASSOCIATES TO
PROVIDE ENGINEERING SERVICES FOR THE SIGNALIZATION AT
PLEASANT RIDGE ROAD AND SCHAAD DRIVE - R-96-7-111:

This item was withdrawn from the agenda. (See
Amendments to the Agenda, Page 125)

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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 \$45,000.00 WITH RENFRO CONSTRUCTION COMPANY,
INCORPORATED FOR CONSTRUCTION SURVEYING FOR THE MURDOCK
LANE ROAD IMPROVEMENT PROJECT - R-96-7-112:

Consideration of a resolution of the Commission of Knox
County, Tennessee, approving a change order in the amount of
\$45,000.00 with Renfro Construction Company, Incorporated for
construction surveying for the Murdock Lane road improvement
project was before the Board of Commissioners.

Commissioner Teague moved to approve Resolution
R-96-7-112 - Resolution of the Commission of Knox County,
Tennessee, approving a change order in the amount of \$45,000.00
with Renfro Construction Company, Incorporated for construction
surveying for the Murdock Lane road improvement project.
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, APPROPRIATING \$138,800.00 AND
APPROVING AN ENGINEERING AGREEMENT WITH WILBUR SMITH
ASSOCIATES FOR ENGINEERING SERVICES FOR THE
CONSTRUCTION OF MURDOCK DRIVE FROM LOVELL ROAD TO 250
FEET EAST OF CORRIDOR PARK BOULEVARD - R-96-7-113:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$138,800.00 and approving an engineering agreement with Wilbur Smith Associates for engineering services for the construction of Murdock Drive from Lovell Road to 250 feet east of Corridor Park Boulevard was before the Board of Commissioners.

Commissioner Teague moved to approve Resolution R-96-7-113 - Resolution of the Commission of Knox County, Tennessee, appropriating \$138,800.00 and approving an engineering agreement with Wilbur Smith Associates for engineering services for the construction of Murdock Drive from Lovell Road to 250 feet east of Corridor Park Boulevard. 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, APPROPRIATING \$11,400.00 AND APPROVING A PROPOSAL BY WILBUR SMITH ASSOCIATES FOR ENGINEERING SERVICES TO ADD PROGRESSIVE DRIVE TO THE MURDOCK ROAD CONSTRUCTION PROJECT - R-96-7-114:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$11,400.00 and approving a proposal by Wilbur Smith Associates for engineering services to add Progressive Drive to the Murdock Road Construction Project was before the Board of Commissioners.

Commissioner Teague moved to approve Resolution R-96-7-114 - Resolution of the Commission of Knox County, Tennessee, appropriating \$11,400.00 and approving a proposal by Wilbur Smith Associates for engineering services to add Progressive Drive to the Murdock Road Construction Project. 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, APPROVING A CONTRACT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION TO RESURFACE 2.15 MILES OF PELLEAUX ROAD - R-96-7-115:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Transportation to resurface 2.15 miles of Pelleaux Road was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-7-115 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Transportation to resurface 2.15 miles of Pelleaux Road. Commissioner McMillan 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 CONTRACT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION TO RESURFACE 3.28 MILES OF GRAVES ROAD - R-96-7-116:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Transportation to resurface 3.28 miles of Graves Road was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-7-116 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Transportation to resurface 3.28 miles of Graves Road. Commissioner McMillan 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 CONTRACT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION TO RESURFACE 3.031 MILES OF BOB GRAY ROAD - R-96-7-117:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Transportation to resurface 3.031 miles of Bob Gray Road was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-7-117 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Transportation to resurface 3.031 miles of Bob Gray Road. Commissioner McMillan 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 CONTRACT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION TO RESURFACE 3.16 MILES OF MIDWAY ROAD - R-96-7-118:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Transportation to resurface 3.16 miles of Midway Road was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-7-118 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Transportation to resurface 3.16 miles of Midway Road. Commissioner McMillan 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 CONTRACT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION TO RESURFACE 1.42 MILES OF LOYSTON ROAD - R-96-7-119:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Transportation to resurface 1.42 miles of Loyston Road was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-7-119 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Transportation to resurface 1.42 miles of Loyston Road. Commissioner McMillan 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 CONTRACT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION TO RESURFACE 3.396 MILES OF BRICKYARD ROAD - R-96-7-120:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Transportation to resurface 3.396 miles of Brickyard Road was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-7-120 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Transportation to resurface 3.396 miles of Brickyard Road. Commissioner McMillan 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 CONTRACT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION TO RESURFACE 2.086 MILES OF CARTER SCHOOL ROAD - R-96-7-121:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Transportation to resurface 2.086 miles of Carter School Road was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-7-121 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Transportation to resurface 2.086 miles of Carter School Road. Commissioner McMillan 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 \$66,000.00 AND APPROVING A CONTRACT TO PURCHASE A CONVENIENCE CENTER SITE ON JOHN SEVIER HIGHWAY - R-96-7-122:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$66,000.00 and approving a contract to purchase a convenience center site on John Sevier Highway was before the Board of Commissioners.

Commissioner Pinkston moved to approve Resolution R-96-7-122 - Resolution of the Commission of Knox County, Tennessee, appropriating \$66,000.00 and approving a contract to purchase a convenience center site on John Sevier Highway. 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, APPROVING A CONTRACT WITH CHESTNUT RIDGE LANDFILL AND RECYCLING CENTER, A DIVISION OF WASTE MANAGEMENT, INC. OF TENNESSEE FOR WASTE DISPOSAL SERVICES - R-96-7-123:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Chestnut Ridge Landfill and Recycling Center, a Division of Waste Management, Inc. of Tennessee for waste disposal services was before the Board of Commissioners.

Mr. Thomas Schumpert, Knox County Executive, and Mr. Richard Beeler, Knox County Law Director, and Mr. John Evans, Knox County Solid Waste Department, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-96-7-123 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Chestnut Ridge Landfill and Recycling Center, a Division of Waste Management, Inc. of Tennessee for waste disposal services with the amendment that there be requirement of liability insurance before the contract is executed. 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH TRANSAMERICAN WASTE INDUSTRIES, INC. FOR WASTE DISPOSAL SERVICES - R-96-7-124:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with TransAmerican Waste Industries, Inc. for waste disposal services was before the Board of Commissioners.

Mr. Thomas Schumpert, Knox County Executive, and Mr. Richard Beeler, Knox County Law Director, and Mr. John Evans, Knox County Solid Waste Department, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-96-7-124 - Resolution of the Commission of Knox County, Tennessee, approving a contract with TransAmerican Waste Industries, Inc. for waste disposal services with the amendment that there be requirement of liability insurance before the

contract is executed. 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AMENDMENT TO THE AGREEMENT WITH JACK SPRATT FOR CONSULTANT SERVICES FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM - R-96-7-125:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an amendment to the agreement with Jack Spratt for consultant services for the Community Development Block Grant Program was before the Board of Commissioners.

Ms. Shelia Munser, Development Corporation Housing Manager, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-96-7-125 - Resolution of the Commission of Knox County, Tennessee, approving an amendment to the agreement with Jack Spratt for consultant services for the Community Development Block Grant Program. Commissioner Pinkston seconded the motion.

Commissioner Bratton moved as a substitute motion to defer this item for 30 days. Commissioner Moody seconded the motion.

Without objection, Commissioner Griess deferred this item to be heard after completion of Resolution R-96-7-102.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT FROM THE STATE OF TENNESSEE, TENNESSEE HOUSING DEVELOPMENT AGENCY, FOR THE HOUSE ENTITLEMENT PROGRAM - R-96-7-126:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant from the State of Tennessee, Tennessee Housing Development Agency, for the House Entitlement Program was before the Board of Commissioners.

Ms. Shelia Munser, Community Development Corporation Housing Manager, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-96-7-126 - Resolution of the Commission of Knox County, Tennessee, approving a grant from the State of Tennessee, Tennessee Housing Development Agency, for the House Entitlement Program. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl and Ragsdale were absent from the vote. Commissioner Medley 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, INCREASING THE PAY AUTHORIZED FOR ELECTION WORKERS WHO HAVE OFFICIAL TRAINING -

R-96-7-127:

Consideration of a resolution of the Commission of Knox County, Tennessee, increasing the pay authorized for election workers who have official training was before the Board of Commissioners.

Mr. Dennis Francis, Chairman of the Knox County Election Commission, Mr. Thomas Schumpert, Knox County Executive, and Ms. Kathy Hamilton, Knox County Finance Director, were present and spoke on the matter.

Commissioner Cawood moved to approve Resolution R-96-7-127 - Resolution of the Commission of Knox County, Tennessee, increasing the pay authorized for election workers who have official training to be effective at the August 1996 election and for the training that occurred the week of July 15,

1996. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl and Ragsdale were absent from the vote. Commissioner Medley was absent from the meeting. The motion carried 16-0-0-3.

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IN RE: RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AMENDMENT TO TCA SECTION 57-5-105 REGARDING BEER PERMIT HOLDER TRAINING AND CERTIFICATION - R-96-7-128:

This item was deferred for 30 days. (See Amendments to the Agenda, Page 125)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A MATCHING GRANT IN THE AMOUNT OF \$18,284.00 FOR BATTERER'S TREATMENT GRANT - R-96-7-136:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a matching grant in the amount of \$18,284.00 for Batterer's Treatment Grant was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-7-136 - Resolution of the Commission of Knox County, Tennessee, approving a matching grant in the amount of \$18,284.00 for Batterer's Treatment Grant. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, DeSelm, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl, Davis and Ragsdale were absent from the vote. Commissioner Medley was absent from the meeting. The motion carried 15-0-0-4.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING MATCHING FUNDS IN THE AMOUNT OF \$10,412.00 FOR A GRANT FROM THE BUREAU OF JUSTICE ASSISTANCE - R-96-7-137:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating matching funds in the amount of \$10,412.00 for a grant from the Bureau of Justice Assistance 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-96-7-137 - Resolution of the Commission of Knox County, Tennessee, appropriating matching funds in the amount of \$10,412.00 for a grant from the Bureau of Justice Assistance. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, DeSelm, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl, Davis and Ragsdale were absent from the vote. Commissioner Medley was absent from the meeting. The motion carried 15-0-0-4.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE LEASE OF 3.1 ACRES IN SOUTH KNOX COUNTY TO THE UNIVERSITY OF TENNESSEE FOR A SKI CLUB - R-96-7-138:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing the lease of 3.1 acres in South Knox County to the University of Tennessee for a Ski Club was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-7-138 - Resolution of the Commission of Knox County, Tennessee, authorizing the lease of 3.1 acres in South Knox County to the University of Tennessee for a ski club. Commissioner Teague seconded the motion and upon roll call vote

Commissioners Jordan, Rogero, Tindell, Moody, DeSelm, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl, Davis and Ragsdale were absent from the vote. Commissioner Medley was absent from the meeting. The motion carried 15-0-0-4.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$7,000.00 AS A GRANT TO THE CEREBRAL PALSY CENTER FOR HANDICAPPED ADULTS, INC. - R-96-7-139:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$7,000.00 as a grant to the Cerebral Palsy Center for Handicapped Adults, Inc. 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-96-7-139 - Resolution of the Commission of Knox County, Tennessee, appropriating \$7,000.00 as a grant to the Cerebral Palsy Center for Handicapped Adults, Inc. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, DeSelm, Leuthold, Griess, Cawood, Teague, Horner, Cooper, Mills, Bratton and Pinkston voted aye. Commissioner McMillan voted no. Commissioners Dirl, Davis and Ragsdale were absent from the vote. Commissioner Medley was absent from the meeting. The motion carried 14-1-0-4.

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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 PERMIT CHILD DAY CARE FACILITIES AS PERMITTED USES OR USES ON REVIEW IN THE OA, OB, SC AND T ZONES, AND TO INCLUDE RELATED

STANDARDS FOR SITE DESIGN AND LOCATION - 0-96-7-101

(FIRST READING)

This item was heard during the zoning session on the day's agenda. (See Page 153)

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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 PUBLIC NUDITY ORDINANCE - 0-96-6-102 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Public Nudity Ordinance was before the Board of Commissioners on second reading.

Commissioner Bratton moved to approve Ordinance 0-96-6-102 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Public Nudity Ordinance on second reading. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, DeSelm, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl, Davis and Ragsdale were absent from the vote. Commissioner Medley was absent from the meeting. The motion carried 15-0-0-4.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING HOLLIS MCPHETRIDGE FOR HIS YEARS OF SERVICE WITH KNOX COUNTY - R-96-7-102 - (CONTINUED):

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Hollis McPhetridge for his years of service with Knox County was before the Board of Commissioners.

Without objection, Commissioner Griess deferred this item for 30 days.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AMENDMENT TO THE AGREEMENT WITH JACK SPRATT FOR CONSULTANT SERVICES FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM - R-96-7-125 - (CONTINUED):

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an amendment to the agreement with Jack Spratt for consultant services for the Community Development Block Grant Program was before the Board of Commissioners.

Without objection, Commissioner Griess deferred this item to be heard after completion of the zoning session.

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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 131 applications for Notary Public.

Commissioner Cawood moved to approve 131 applications for Notary Public. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, DeSelm, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl, Davis and Ragsdale were absent from the vote. Commissioner Medley was absent from the meeting. The motion carried 15-0-0-4.

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

Mr. Mike Padgett, Knox County Clerk, called the roll. Those Commissioners responding were Commissioners Jordan, Dirl, Rogero, Moody, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioners Tindell and Leuthold arrived later in the meeting. Commissioner Medley 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 Emerald Properties for rezoning from A Agricultural Zone (Parcel 3) and RAE Single Family Exclusive Residential Zone to CA General Business Zone was before the Board of Commissioners. Property located north side Parkside Drive, west of south Pellissippi Parkway, 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-96-7-129 - Resolution of the Commission of Knox County, Tennessee, approving the request of Emerald Properties for rezoning from A Agricultural Zone (Parcel 3) and RAE Single Family Exclusive Residential Zone to CA General Business Zone as per MPC's recommendation. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Tindell and Leuthold arrived later in the meeting. Commissioner Medley was absent from the meeting. The motion carried 16-0-0-3. Property located north side Parkside Drive, west of south Pellissippi Parkway, 5th Commission District.

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2. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Rick Fagan for rezoning from I Industrial Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located west of Saylor's Ford Road, south of Mascot Road, 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-96-7-130 - Resolution of the Commission of Knox County, Tennessee, approving the request of Rick Fagan for rezoning from I Industrial 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, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell arrived later in the meeting. Commissioner Medley was absent from the meeting. The motion carried 17-0-0-2. Property located west of Saylor's Ford Road, south of Mascot Road, 8th Commission District.

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3. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Doug Irwin for rezoning from A Agricultural, RB General Residential, I Industrial & Floodway Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located West side Murphy Road, north and south sides McCampbell Road, 7th Commission District.

This item was deferred for 60 days. (See Amendments to the Agenda, Page 125)

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4. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Midpark Development, Inc. for rezoning from CA General Business Zone to I

Industrial Zone was before the Board of Commissioners. Property located northeast side E. Governor John Sevier Highway, west side Cinder Road, 8th Commission District.

Mr. Wise, representing Midpark Development, Inc., was present and spoke on the matter.

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

Commissioner Mills moved to approve Resolution R-96-7-132 - Resolution of the Commission of Knox County, Tennessee, approving the request of Midpark Development, Inc. for rezoning from CA General Business Zone to I Industrial Zone as per MPC's recommendation. Commissioner McMillan 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. Property located northeast side E. Governor John Sevier Highway, west side Cinder Road, 8th Commission District.

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5. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Shayne Cooper for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located southeast side Cruze Drive, southwest side Aulton Drive, 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-96-7-133 - Resolution of the Commission of Knox County, Tennessee, approving the request of Shayne Cooper 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, 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. Property located southeast side Cruze Drive, southwest side Aulton Drive, 6th Commission District.

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6. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Michael Fahd for rezoning from RA Low Density Zone to OA Office Zone was before the Board of Commissioners. Property located northeast side Middlebrook Pike north of Cedar Bluff Road, 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-96-7-134 - Resolution of the Commission of Knox County, Tennessee, approving the request of Michael Fahd for rezoning from RA Low Density Zone to OA Office Zone as per MPC's recommendation. Commissioner Leuthold 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. Property located northeast side Middlebrook Pike north of Cedar Bluff Road, 5th Commission District.

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7. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Harold D. Dickerson, Jr. for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located southwest side Toolles Bend Road, south of Northshore Drive, 5th Commission District.

Mr. Don Mauldin, representing Harold D. Dickerson, Jr., was present and spoke on behalf of the request.

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

Mr. Chris Wilson, representing area residents, and Mr. Al Kolak, concerned citizen, were present and spoke in opposition to the request.

Commissioner Davis moved to deny Resolution R-96-7-135 Resolution of the Commission of Knox County, Tennessee, approving the request of Harold D. Dickerson, Jr. for rezoning from A Agricultural Zone to RA Low Density Residential Zone.

Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl voted no. Commissioner Medley was absent from the meeting. The motion carried 17-1-0-1.

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IN RE: REZONING APPEALS:

Appeal of Herman Goddard for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located South side Tipton Station Road, south of Government Farm Road, 9th Commission District

This item was deferred for 30 days. (See Amendments to the Agenda, Page 125)

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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 TO PERMIT CHILD DAY CARE FACILITIES AS PERMITTED USES OR USES ON REVIEW IN THE OA, OB, SC AND T ZONES AND TO INCLUDE RELATED STANDARDS FOR SITE DESIGN AND LOCATION - 0-96-7-101 - (FIRST READING)

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance to permit child day care facilities as permitted uses or uses on review in the OA, OB, SC and T Zones and to include related standards for site design and location was before the Board of Commissioners on first reading.

Commissioner Horner moved to approve Ordinance 0-96-7-101 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance to permit child day care facilities as permitted uses or uses on review in the OA, OB, SC and T Zones and to include related standards for site design and location on first reading. 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 AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING ARTICLE 6 OF THE KNOX COUNTY ZONING ORDINANCE (0-90-9-113) REGARDING BUILDING PERMITS - 0-96-6-103 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Article 6 of the Knox County Zoning Ordinance (0-90-9-113) regarding building permits was before the Board of Commissioners on second reading.

Commissioner Leuthold moved to approve Ordinance 0-96-6-103 - Ordinance of the Commission of Knox County, Tennessee, amending Article 6 of the Knox County Zoning Ordinance (0-90-9-113) regarding building permits on second reading.

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. Commissioner Cooper voted no. Commissioner Medley was absent from the meeting. The motion carried 17-1-0-1.

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IN RE: SUBDIVISION APPEALS/ONE LOT VARIANCES:

IN RE: CONSIDERATION OF AMENDMENTS TO THE KNOXVILLE-KNOX COUNTY MINIMUM SUBDIVISION REGULATIONS TO BE CONSISTENT WITH DEFINITIONS, STANDARDS AND OTHER RELATED PROVISIONS INCLUDED IN THE NEW MAJOR ROAD PLAN:

Consideration of amendments to the Knoxville-Knox County minimum subdivision regulations to be consistent with definitions, standards and other related provisions included in the new major road plan was before the Board of Commissioners.

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

Commissioner Ragsdale moved to approve the amendments to the Knoxville-Knox County minimum subdivision regulations to be consistent with definitions, standards and other related provisions included in the new major road plan. 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: PLAN AND PLAN AMENDMENTS:

IN RE: CONSIDERATION OF AMENDMENTS TO THE GENERAL PLAN DEALING WITH THE APPROVAL OF THE MAJOR ROAD PLAN:

Consideration of amendments to the General Plan dealing with the approval of the Major Road Plan was before the Board of Commissioners.

Commissioner Ragsdale moved to approve the amendments to the General Plan dealing with the approval of the Major Road Plan. 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, APPROVING AN AMENDMENT TO THE AGREEMENT WITH JACK SPRATT FOR CONSULTANT SERVICES FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM - R-96-7-125 - (CONTINUED):

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an amendment to the agreement with Jack Spratt for consultant services for the Community Development Block Grant Program was before the Board of Commissioners.

Mr. Russ Newman, Development Corporation, and Ms. Shelia Munser, Development Corporation Housing Manager, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-96-7-125 - Resolution of the Commission of Knox County, Tennessee, approving an amendment to the agreement with Jack Spratt for consultant services for the Community Development Block Grant Program. 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: ROLL CALL BY DISTRICTS:

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

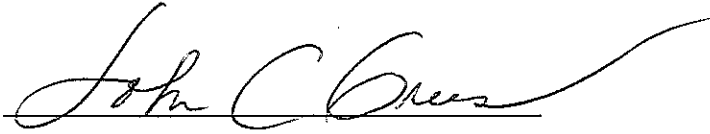
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IN RE: ADJOURNMENT:

There being no further business to come before the Knox County Board of Commissioners, Commissioner 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, August 26, 1996 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. Richard Beeler, Knox County Law Director, Mr. Mike Moyers, Knox County Senior Deputy Law Director, Mr. Mike Padgett, Knox County Clerk, Mr. Thomas Schumpert, Knox County Executive, Ms. Kathy Hamilton, Director, Knox County Finance 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:

Ms. Brenda Carroll, Co-Pastor, Trinity United Methodist Church, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner McMillan 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-96-8-143 - Resolution in opposition to the grant for a certificate of need for DRD Knoxville Medical Clinic to operate at 6515 Clinton Highway.
2. Withdraw R-96-8-111 - Resolution approving contract extensions with Child and Family Services for school based case management services for special education students.

3. Withdraw R-96-8-112 - Resolution approving contract extensions with Helen Ross McNabb Center for school based management services for special education students.
4. Defer to the September Board of Commissioners meeting R-96-8-124 - Resolution approving an agreement with the City of Knoxville for the operation of a permanent household hazardous waste collection center.
5. Defer to the September Board of Commissioners meeting Subdivision Appeal of Pat Moore Property on MPC Denial of Final Plat.
6. Hear R-96-8-143 - Resolution in opposition to the grant for a certificate of need for DRD Knoxville Medical Clinic to operate at 6515 Clinton Highway after R-96-8-104.
7. Add O-96-8-102 - Ordinance amending the Procurement Code for Knox County O-90-9-113 as amended by Ordinances O-91-4-102, O-92-2-102, O-92-5-104, O-93-3-103, O-94-1-101, O-95-12-102.
8. Move up on the agenda R-96-8-103 - Resolution memorializing Dr. Richard Yoakley when Mrs. Yoakley arrives.
9. Defer to the September Board of Commissioners meeting under Rezoning Appeals: Appeal of Herman Goddard for rezoning from A Agricultural Zone to RA Low Density Residential Zone.
10. Hear R-96-8-127 - Resolution appropriating \$21,252.00 from the General Fund Budget for rent of the Metro Drug Dept. space at the MLB Building after R-96-8-143.
11. Defer to the September Board of Commissioners meeting R-96-8-101 - Resolution memorializing Gladys Alfrey.

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IN RE: THE SWEARING IN OF JUDGE TONY STANSBERRY:
 Judge Cole swore in Judge Tony Stansberry.

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IN RE: HONORARY AND MEMORIAL RESOLUTIONS:

CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING RUTH BLETNER:R-96-8-102:

Consideration of a Resolution of the Commission of Knox County, Tennessee, memorializing Ruth Bletner was before the Board of Commissioners.

Mr. Carl Bletner, 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-96-8-102 - Resolution of the Commission of Knox County, Tennessee, memorializing Ruth Bletner. 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, HONORING HOLLIS MCPHETRIDGE FOR HIS YEARS OF SERVICE WITH KNOX COUNTY: R-96-8-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Hollis McPhetridge for his years of service with Knox County was before the Board of Commissioners.

Commissioner Mark Cawood, was present and spoke on the matter.

Mr. Hollis McPhetridge, was present and spoke on the matter.

Commissioner Ragsdale moved to approve R-96-8-104 - Resolution of the Commission of Knox County, Tennessee, honoring Hollis McPhetridge for his years of service with Knox County. 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, IN OPPOSITION TO THE GRANT FOR A CERTIFICATE OF NEED FOR DRD KNOXVILLE MEDICAL CLINIC TO OPERATE AT 6515 CLINTON HIGHWAY: R-96-8-143:

Consideraton of a Resolution in opposition to the grant for a certificate of need for DRD Knoxville Medical Clinic to operate at 6515 Clinton Highway was before the Board of Commissioners.

Ms. Mary Little, Clinic Coordinator, was present and spoke on the matter.

Commissioner Cawood moved to approve R-96-8-143 - Resolution in opposition to the grant for a certificate of need for DRD Knoxville Medical Clinic to operate at 6515 Clinton Highway. Commissioner Moody seconded the motion and upon roll call vote Commissioners Rogero, Tindell, Moody, Medley, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan, Dirl and DeSelm abstained from the vote. The motion carried 16-0-3-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING DR. RICHARD YOAKLEY: R-96-8-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee, memorializing Dr. Richard Yoakley was before the Board of Commissioners.

Mrs. Yoakley, was present and spoke on the matter.

Commissioner Moody moved to approve R-96-8-103 - Resolution of the Commission of Knox County, Tennessee, memorializing Dr. Richard Yoakley. 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, APPROPRIATING \$21,252.00 FROM THE GENERAL FUND BUDGET FOR RENT OF THE METRO DRUG DEPT. SPACE AT THE MLB BUILDING: R-96-8-127:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$21,252.00 from the General Fund

Budget for rent of the Metro Drug Dept. space at the MLB Building was before the Board of Commissioners.

Lut. Coleman, from Metro Drug Department, was present and spoke on the matter.

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

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

Commissioner Horner moved to approve R-96-8-127 - Resolution of the Commission of Knox County, Tennessee, appropriating \$21,252.00 from the General Fund Budget for rent of the Metro Drug Dept. space at the MLB Building with the following change: "Take \$21,250.00 out of Metro Drug Department". Commissioner Pinkston seconded the motion.

Commissioner Moody moved as a substitute motion defer to the September Board of Commissioners R-96-8-127 - Resolution of the Commission of Knox County, Tennessee, appropriating \$21,252.00 from the General Fund Budget for rent of the Metro Drug Dept. space at the MLB Building. 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, and Pinkston voted aye. Commissioner Bratton voted no. The motion carried 18-1-0-0.

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IN RE: DELEGATIONS TO BE HEARD:

1. Mr. Oscar Poor Boy Brown was present and spoke on unification and jobs.
2. Mr. Umoja Abdul Ahad, Coordinator of Project 2000, was present and spoke on Solid Waste.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on July 22, 1996 (Regular Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the

previous meeting on July 22, 1996 (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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, CONFIRMING THE APPOINTMENT OF ONE MEMBER OF THE KNOX COUNTY TOURIST COMMISSION: R-96-8-105:

Consideration of a Resolution of the Commission of Knox County, Tennessee, confirming the appointment of one member of the Knox County Tourist Commission was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-96-8-105 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of one member of the Knox County Tourist Commission with the name of Mr. Bill Baxter. 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 BOARD OF DIRECTORS OF THE DEVELOPMENT CORPORATION OF KNOX COUNTY: R-96-8-106:

Consideration of a Resolution of the Commission of Knox County, Tennessee, confirming the appointment of one member to the Board of Directors of the Development Corporation of Knox County 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-96-8-106 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of one member to the Board of Directors of the Development Corporation of Knox County with the name of Hank Bertlekamp.

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, CONFIRMING THE APPOINTMENT OF FOUR MEMBERS TO THE METROPOLITAN PLANNING ORGANIZATION URBAN TRANSPORTATION ISSUES COMMITTEE: R-96-8-107:

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

Commissioner Ragsdale moved to approve R-96-8-107 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of four members to the Metropolitan Planning Organization Urban Transportation Issues Committee with the following change: "Remove Jeff Archer's name and add Mr. Clark Hamilton, Mr. Carl Tindell, Ms. Connie Whitehead and Mr. Tony Metler. 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 TWO MEMBERS TO THE ARENA USE COMMITTEE FOR A THREE YEAR TERM: R-96-8-108:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing two members to the Arena Use Committee for a three year term was before the Board of Commissioners.

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

Commissioner Cawood moved to approve R-96-8-108 - Resolution of the Commission of Knox County, Tennessee, appointing two

members to the Arena Use Committee for a three year term with the names of Commissioners Horner and Tindell. 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, CONSIDERING THE CHARTER FOR UNIFIED GOVERNMENT OF KNOXVILLE AND KNOX COUNTY: R-96-8-109:

Consideration of a Resolution of the Commission of Knox County, Tennessee, considering the Charter for Unified Government of Knoxville and Knox County was before the Board of Commissioners.

Mr. Sam Furrow, Chairman, Charter Commission, was present and spoke on the matter.

Ms. Barbara Pelot, Charter Commission member, was present and spoke on the matter.

Mr. Jack Barnes, was present and spoke on the matter.

Commissioner DeSelm moved to endorse R-96-8-109 - Resolution of the Commission of Knox County, Tennessee, considering the Charter for Unified Government of Knoxville and Knox County. Commissioner Davis seconded the motion and upon roll call vote Commissioners Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold and Griess voted aye. Commissioners Jordan, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted no. Commissioner Horner abstained from the vote. The motion carried 10-8-1-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH CLOVIS STAIR IN THE AMOUNT OF \$61,600.00 TO PROVIDE PSYCHOLOGICAL SERVICES FOR CHILDREN REFERRED BY THE KNOX COUNTY SCHOOLS: R-96-8-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Clovis Stair in the

amount of \$61,600.00 to provide psychological services for children referred by the Knox County Schools was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-8-110 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Clovis Stair in the amount of \$61,600.00 to provide psychological services for children referred by the Knox County 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, 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 JABNEEL, INC. BARE FACTS ACADEMY IN THE AMOUNT OF \$72,000.00 FOR BEHAVIORAL INTERVENTION PLACEMENT SERVICES: R-96-8-113:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Jabneel, Inc./Bare Facts Academy in the amount of \$72,000.00 for behavioral intervention placement services was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-8-113 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Jabneel, Inc./Bare Facts Academy in the amount of \$72,000.00 for behavioral intervention placement services. 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 OVERLOOK CENTER, INC. IN THE AMOUNT OF \$52,500.00 FOR BEHAVIORAL INTERVENTION THROUGH THE WILDERNESS PROGRAM: R-96-8-114:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Overlook Center, Inc. in the amount of \$52,500.00 for behavioral intervention through the Wilderness Program was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-8-114 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Overlook Center, Inc. in the amount of \$52,500.00 for behavioral intervention through the Wilderness Program. 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 DR. MICHAEL GREER IN THE AMOUNT OF \$73,920.00 TO PROVIDE PSYCHOLOGICAL SERVICES FOR CHILDREN REFERRED BY THE KNOX COUNTY SCHOOLS:
R-96-8-115:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Dr. Michael Greer in the amount of \$73,920.00 to provide psychological services for children referred by the Knox County Schools was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-8-115 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Dr. Michael Greer in the amount of \$73,920.00 to provide psychological services for children referred by the Knox County 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, 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 AN AMOUNT NOT TO EXCEED

\$72,000.00 AND APPROVING A CHANGE ORDER WITH MERIT
CONSTRUCTION, INC. FOR REPAIR OF A DEFECTIVE ROOF DECK AT
RITTA ELEMENTARY SCHOOL; R-96-8-116:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating an amount not to exceed \$72,000.00 and approving a change order with Merit Construction, Inc. for repair of a defective roof deck at Ritta Elementary School was before the Board of Commissioners.

Commissioner Mills moved to approve R-96-8-116 - Resolution of the Commission of Knox County, Tennessee, appropriating an amount not to exceed \$72,000.00 and approving a change order with Merit Construction, Inc. for repair of a defective roof deck at Ritta Elementary School. 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, APPROVING A CHANGE ORDER IN THE AMOUNT
OF \$207,375.00 FOR REMOVAL OF UNSUITABLE SOIL AND RELATED
COST AND COST ASSOCIATED WITH THE RELOCATION OF A KUB
SEWER LINE AT AUSTIN EAST HIGH SCHOOL: R-96-8-117:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a change order in the amount of \$207,375.00 fo removal of unsuitable soil and related cost and cost associated with the relocation of a KUB sewer line at Austin East High School was before the Board of Commissioners.

Commissioner Jordan moved to approve R-96-8-117 - Resolution of the Commission of Knox County, Tennessee, approving a change order in the amount of \$207,375.00 fo removal of unsuitable soil and related cost and cost associated with the relocation of a KUB sewer line at Austin East High School. 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 \$1,297,850.00 AND APPROVING A CONTRACT WITH H.F.C. CONSTRUCTION CO., INC. IN THE AMOUNT OF \$969,826.00 FOR THE CONSTRUCTION OF THE FARRAGUT BRANCH LIBRARY: R-96-8-118:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$1,297,850.00 and approving a contract with H.F.C. Construction Co., Inc. in the amount of \$969,826.00 for the construction of the Farragut Branch Library was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-96-8-118 - Resolution of the Commission of Knox County, Tennessee, appropriating \$1,297,850.00 and approving a contract with H.F.C. Construction Co., Inc. in the amount of \$969,826.00 for the construction of the Farragut Branch Library. 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 A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$1,598,376.00 AND APPROVING A CONTRACT WITH CROSSLEY CONSTRUCTION CORPORATION IN THE AMOUNT OF \$1,303,750.00 FOR THE CONSTRUCTION OF THE CEDAR BLUFF BRANCH LIBRARY: R-96-8-119:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$1,598,376.00 and approving a contract with Crossley Construction Corporation in the amount of \$1,303,750.00 for the construction of the Cedar Bluff Branch Library was before the Board of Commissioners.

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

Mr. Al Barnes, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-96-8-119 - Resolution of the Commission of Knox County, Tennessee, appropriating \$1,598,376.00 and approving a contract with Crossley Construction Corporation in the amount of \$1,303,750.00 for the construction of the Cedar Bluff Branch Library. 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, APPROVING AN EXTENSION OF THE HALLS BRANCH LIBRARY LEASE: R-96-8-120:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an extension of the Halls Branch Library lease was before the Board of Commissioners.

Commissioner Horner moved to approve R-96-8-120 - Resolution of the Commission of Knox County, Tennessee, approving an extension of the Halls Branch Library lease. 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE DONATION OF THE OLD RULE HIGH SCHOOL STADIUM TO KNOXVILLE COLLEGE: R-96-8-121:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the donation of the Old Rule High School Stadium to Knoxville College was before the Board of Commissioners.

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

Commissioner Dirl moved to approve R-96-8-121 - Resolution

of the Commission of Knox County, Tennessee, authorizing the donation of the Old Rule High School Stadium to Knoxville College with the following amendment: "The stadium will stay Ralph Hutchison Field". 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, 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 CONDEMNATION OF PROPERTY ON STATE ROUTE 33 (OLD MARYVILLE HIGHWAY) FOR A ROAD RIGHT-OF-WAY: R-96-8-122:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the condemnation of property of state route 33 (Old Maryville Highway) for a road right-of-way was before the Board of Commissioners.

Commissioner Pinkston moved to approve R-96-8-122 - Resolution of the Commission of Knox County, Tennessee, authorizing the condemnation of property of state route 33 (Old Maryville Highway) for a road right-of-way. 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, TENNESSEEE, APPROVING A PROPOSAL WITH WILBUR SMITH ASSOCIATES FOR ENGINEERING SERVICES FOR PHASE II OF THE STRATEGIC TRANSPORTATION PLAN: R-96-8-123:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a proposal with Wilbur Smith Associates for engineering services for Phase II of the Strategic Transportation Plan was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-8-123 -

Resolution of the Commission of Knox County, Tennessee, approving a proposal with Wilbur Smith Associates for engineering services for Phase II of the Strategic Transportation Plan. 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 AN AGREEMENT WITH CHILD AND FAMILY SERVICES TO BE THE COMMUNITY HOUSING DEVELOPMENT ORGANIZATION FOR THE HOME INVESTMENT PARTNERSHIP PROGRAM:

R-96-8-125:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an agreement with Child and Family Services to be the Community Housing Development Organization for the Home Investment Partnership Program was before the Board of Commissioners.

Ms. Shelia Munser, Development Corporation, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-96-8-125 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with Child and Family Services to be the Community Housing Development Organization for the Home Investment Partnership Program. 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, and Pinkston voted aye. Commissioner Bratton 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 H-S WHITSON CONSTRUCTION IN THE AMOUNT OF \$171,300.00 FOR ADA MODIFICATIONS TO THE KNOX COUNTY COURTHOUSE RAMP:

R-96-8-126:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with H-S Whitson Construction in the amount of \$171,300.00 for ADA modifications to the Knox County Courthouse ramp was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-8-126 - Resolution of the Commission of Knox County, Tennessee, approving a contract with H-S Whitson Construction in the amount of \$171,300.00 for ADA modifications to the Knox County Courthouse ramp. 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 vote 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, DIRECTING THE KNOX COUNTY EXECUTIVE, IN COOPERATION WITH THE KNOX COUNTY SHERIFF, TO DRAFT A CO-PLAN FOR INMATES PURSUANT TO TCA SECTION 41-4-115: R-96-8-129:

Consideration of a Resolution of the Commission of Knox County, Tennessee, directing the Knox County Executive, in cooperation with the Knox County Sheriff, to draft a co-plan for inmates pursuant to TCA Section 41-4-115 was before the Board of Commissioners.

Commissioner Bratton moved to approve R-96-8-129 - Resolution of the Commission of Knox County, Tennessee, directing the Knox County Executive, in cooperation with the Knox County Sheriff, to draft a co-plan for inmates pursuant to TCA Section 41-4-115. 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 vote 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 (0-90-9-112)

REGARDING ENFORCEMENT OF PARKING VIOLATIONS: 0-96-8-101:

0-96-8-101: FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Ordinance (0-90-9-112) regarding enforcement of parking violations was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to approve 0-96-8-101 - Ordinance of the Commission of Knox County, Tennessee, amending Ordinance (0-90-9-112) regarding enforcement of parking violations 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 vote 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 PROCUREMENT CODE FOR KNOX COUNTY (0-90-9-113), AS AMENDED BY ORDINANCE 0-91-4-102, 0-92-2-102, 0-92-5-104, 0-93-3-103, 0-94-1-101, 0-95-12-102
0-96-8-102:FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Procurement Code for Knox County (0-90-9-113), as amended by Ordinance 0-91-4-102, 0-92-2-102, 0-92-5-104, 0-93-3-103, 0-94-1-101, 0-95-12-102, 0-96-8-102 was before the Board of Commissioners on first reading.

Commissioner Leuthold moved to approve 0-96-8-102 - Ordinance of the Commission of Knox County, Tennessee, amending the Procurement Code for Knox County (0-90-9-113), as amended by Ordinance 0-91-4-102, 0-92-2-102, 0-92-5-104, 0-93-3-103, 0-94-1-101, 0-95-12-102, 0-96-8-102 on first 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, Mills, Bratton and Pinkston vote aye. Commissioner McMillan voted no. The motion carried 18-1-0-0.

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IN RE: NOTARY PUBLIC APPLICATIONS:

Consideration of 174 Notary Public Applications was before the Board of Commissioners.

Commissioner Cawood moved to approve 174 Notary Public Applications. 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: ZONING REQUEST:

1. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the Request of Larry Tragesser for rezoning from A Agricultural and F Floodway Zone to RB General Residential and F Floodway Zone R-96-8-130 was before the Board of Commissioners. Property located southwest side Stormer Road, south of E. Emory Road, 7th and 8th Commission District.

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

Mr. Norman Whitaker, 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.

Commissioner Horner moved to defer to the September Board of Commissioners meeting R-96-8-130 - Request of Larry Tragesser for rezoning from A Agricultural and F Floodway Zone to RB General Residential and F Floodway Zone. 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. Property located southwest side Stormer Road, south of E. Emory Road, 7th and 8th Commission District.

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2. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the Request of Metropolitan Planning Commission for rezoning from RB General Residential Zone to RA Low Density Residential Zone R-96-8-131 was before the Board of Commissioners. Property located north side Tazewell Pike, east of Shannondale Road, 7th Commission District).

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

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

Mr. Charles Taylor, Attorney, for residents of Tazewell Pike and Shannondale, was present and spoke on the matter.

Mr. Tim Irwin, resident, was present and spoke on the matter.

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

Mr. J. D. Smith, Developer of property, was present and spoke on the matter.

Mr. Gary Norvell, was present and spoke on the matter.

Commissioner Horner moved to approve R-96-8-131 - Request of Metropolitan Planning Commission for rezoning from RB General Residential Zone to RA Low Density Residential Zone as per Metropolitan Planning Commission's Recommendation: Approve RA Low Density Residential Zone. 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. Property located north side Tazewell Pike, east of Shannondale Road, 7th Commission District

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3. Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Request of Robbie T. Peters Estate for rezoning from A Agricultural and F Floodway Zone to OA Office Park & F Floodway Zone R-96-8-132 was before the Board of Commissioners.

Property located northeast side south Peters Road, southeast of Kingston Pike, 5th Commission District.

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

Commissioner Ragsdale moved to approve R-96-8-132 - Request of Robbie T. Peters Estate for rezoning from A Agricultural and F Floodway Zone to OA Office Park & F Floodway Zone as per Metropolitan Planning Commission's Recommendation: Approve OA Office Park 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, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0. Property located northeast side south Peters Road, southeast of Kingston Pike, 5th Commission District.

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4. Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Request of Gail Calloway for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-96-8-133 was before the Board of Commissioners. Property located northwest side Murray Drive, southwest of I-75 north, 6th Commission District.

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

Commissioner Teague moved to approve the Request of Gail Calloway 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, 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 Murray Drive, southwest of I-75 north, 6th Commission District.

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5. Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Request of Charles Varnell for

rezoning from A Agricultural Zone to PR Planned Residential at 1-4 dwelling units per acre R-96-8-134 was before the Board of Commissioners. Property located west side Gallaher View Road, north of Westland Drive, 5th Commission Drive.

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

Mr. Howard Hogan, Attorney, representing Mr. Varnell, was present and spoke on the matter.

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

Commissioner DeSelm moved to approve R-96-8-134 - Request of Charles Varnell 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 at 1-4 dwelling units per acre. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold voted no. Commissioner Griess recused himself from the vote. The motion carried 17-1-1-0.

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6. Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Request of Victor and Barbara Cameron for rezoning from A Agricultural Zone to OA Office Park Zone R-96-8-135 was before the Board of Commissioners. Property located west side south Peters Road, north of George Williams Road; 5th Commission District.

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

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

Commissioner Leuthold moved to approve R-96-8-135 - Request of Victor and Barbara Cameron for rezoning from A Agricultural Zone to OA Office Park Zone as per Metropolitan Planning Commission's Recommendation: Approve OA Office Park. 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 west side south Peters Road, north of George Williams Road; 5th Commission District.

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7. Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Request of Tom H. Phillips for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-96-8-136 was before the Board of Commissioners. Property located northwest side Millertown Pike, southwest side Roberts Road, property located southwest side Roberts Road; 8th Commission District.

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

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

Commissioner McMillan moved to approve R-96-8-136 - Request of Tom H. Phillips for rezoning from A Agricultural Zone to RA Low Density Residential 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. Property located northwest side Millertown Pike, southwest side Roberts Road, property located southwest side Roberts Road; 8th Commission District.

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8. Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Request of Earl Chandler for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-96-8-137 was before the Board of Commissioners. Property located northwest side E. Emory Road, southwest of Thomas Lane; 7th Commission District.

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

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Commissioner Cooper moved to approve R-96-8-137 - Request of Earl Chandler 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 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. Property located northwest side E. Emory Road, southwest of Thomas Lane; 7th Commission District.

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9. Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Request of Fowler Welch for rezoning from A Agricultural Zone to CA General Business Zone R-96-8-138 was before the Board of Commissioners. Property located east side Maynardville Highway, northwest side Old Maynardville Pike; 8th Commission District.

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

Commissioner Mills moved to approve R-96-8-138 Request of Fowler Welch for rezoning from A Agricultural Zone to CA General Business Zone. 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. Property located east side Maynardville Highway, northwest side Old Maynardville Pike; 8th Commission District.

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10. Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Request of Trantanella Construction Company for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-4 dwelling units per acre R-96-8-139 was before the Board of Commissioners. Property located southwest of Tuscany Gardens Drive, southeast of Brickyard Road, northeast side Norfolk Southern Railroad; 6th Commission District.

E412218

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

Commissioner Teague moved to approve R-96-8-139 - Request of Trantanella Construction Company for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-4 dwelling units per acre. 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. Property located southwest of Tuscan Gardens Drive, southeast of Brickyard Road, northeast side Norfolk Southern Railroad; 6th Commission District.

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11. Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Request of Norbert J. Slovis, Trustee for rezoning from CA General Business to RB General Residential Zone R-96-8-140 was before the Board of Commissioners. Property located southeast side West Raccoon Valley Road, southwest of I-75, 6th Commission District.

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

Mr. Ron Burnette, was present and spoke on the matter.

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

Mr. Howard Hogan, Attorney, was present and spoke on the matter.

Commissioner Mills moved to defer to the September Board of Commissioners meeting R-96-8-140 - Request of Norbert J. Slovis, Trustee for rezoning from CA General Business zone to RB General Residential. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis and Griess voted aye. Commissioners Tindell, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted no. The motion failed 8-11-0-0.

Commissioner Teague moved to defer to the October Board of

Commissioners meeting R-96-8-140 - Request of Norbert J. Slovis, Trustee for rezoning from CA General Business zone to RB General Residential. 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 West Raccoon Valley Road, southwest of I-75; 6th Commisison District.

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12. Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Request of Metropolitan Planning Commission for rezoning from PC Planned Commercial to PR Planned Residential at 1-3 dwelling units per acre R-96-8-141 was before the Board of Commissioners. Property located eastside Ebenezer Road, north of Rosemont Boulevard; 5th Commission District.

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

Commissioner Leuthold moved to approve R-96-8-141 - Request of Metropolitan Planning Commission for rezoning from PC Planned Commercial to PR Planned Residential at 1-3 dwelling units per acre as per Metropolitan Planning Commission's Recommendation: Approve PR Planned Residential at 1-3 dwelling units per acre. 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 eastside Ebenezer Road, north of Rosemont Boulevard; 5th Commission District.

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IN RE: REZONING APPEALS:

1. Appeal of George L. Hayes for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located northwest side Middlebrook Pike, southwest side Amburn Lane; 5th Commission District.

Mr. Howard Hogan, Attorney, representing George Hayes, was present and spoke on the matter.

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

Commissioner Ragsdale moved to approve the Appeal of George L. Hayes for rezoning from A Agricultural Zone to CA General Business Zone. Commissioner Davis seconded the motion and upon roll call vote Commissioners Dirl, Tindell, Moody, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills and Pinkston voted aye. Commissioners Jordan, Rogero, Medley, DeSelm, Leuthold and Bratton voted no. The motion carried 13-6-0-0.

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2. Appeal of Gary Lee Cooper for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located southwest side Woodale Road, north side I-40 east; 8th Commission District.

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

Mr. Gary Cooper, was present and spoke on the matter.

Mr. Jim Weaver, was present and spoke in opposition to the request.

Commissioner McMillan moved to deny the Appeal of Gary Lee Cooper for rezoning from A Agricultural Zone to CA General Business 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. Commission Dirl voted no. The motion carried 18-1-0-0.

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3. Appeal of Bobby and Jacque Littleton for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located northwest side Middlebrook Pike, east side Amburn Lane; 5th Commission District.

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

Commissioner Ragsdale moved to approve the Appeal of Bobby and Jacque Littleton for rezoning from A Agricultural Zone to CA General Business Zone. Commissioner Davis seconded the motion.

Commissioner DeSelm moved to deny the Appeal of Bobby and Jacque Littleton for rezoning from A Agricultural Zone to CA General Business Zone. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Rogero, Medley, DeSelm, Leuthold and Bratton voted aye. Commissioners Jordan, Dirl, Tindell, Moody, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills and Pinkston voted no. The substitute motion failed 5-14-0-0.

Upon roll call vote of the original motion to approve the appeal of Bobby and Jacque Littleton for rezoning from A Agricultural Zone to CA General Business Zone. Commissioners Jordan, Dirl, Tindell, Moody, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, and Pinkston voted aye. Commissioners Rogero, Medley, DeSelm, Bratton and Leuthold voted no. The motion carried 14-5-0-0.

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4. Appeal of Walt Dickson for rezoning from PR Planned Residential Zone to CA General Business Zone was before the Board of Commissioners. Property located north side Middlebrook Pike, west of Joe Hinton Road; 5th Commission District.

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

Mr. Walt Dickson, was present and spoke on the matter.

Commissioner Ragsdale moved to approve the Appeal of Walt Dickson for rezoning from PR Planned Residential Zone to CA General Business Zone. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Medley and DeSelm voted no. The motion carried 16-3-0-0.

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IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE:

CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING ORDINANCE (0-90-9-130) TO PERMIT CHILD DAY CARE FACILITIES AS PERMITTED USES ON REVIEW IN OA, OB, SC, AND T ZONES, AND TO INCLUDE RELATED STANDARDS FOR SITE DESIGN AND LOCATION: 0-96-7-101:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance 0-90-9-130 to permit Child Day Care Facilities as permitted uses on review in OA, OB, SC, and T Zones, and to include related standards for site design and location was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve 0-96-7-101 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance 0-90-9-130 to permit Child Day Care Facilities as permitted uses on review in OA, OB, SC, and T Zones, and to include related standards for site design and location.

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: SUBDIVISION APPEAL/ONE LOT VARIANCES:

1. Appeal of Hidden View on MPC approval of Concept Plan was before the Board of Commissioners. Property located southeast side dead end Cabbage Lane, east of Hill Road; 7th Commission District.

Mr. Steve McMahan, McMahan Construction and Development, was present and spoke on the matter.

Commissioner Horner moved to uphold appeal and approve concept plan and that the road will not be cut through on lot 43 to 47. 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.

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2. Appeal of Overlook Estates on MPC Approval of Concept Plan was before the Board of Commissioners. Property located southwest side McCloud Road, northwest side Joshua Road extension; 8th Commission District.

Mr. Roy Seymour, was present and spoke on the matter.

Commissioner Horner moved to uphold appeal of Overlook Estates on Concept Plan from the developer from lots 43-47, and no road goes into any of the other subdivision they have to cut a road out on McCloud Road. (on the five lots that there be an individual driveway no road will be cut through.) 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.

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IN RE: REPORTS OF COMMITTEES:

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

No report was given.

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

No report was given.

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

No report was given.

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

No report was given.

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

No report was given.

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

Commissioner Moody stated the Regional meeting would be on September 4, 1996 at 6:30 p.m. in the Small Assembly Room of the City-County Building.

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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: 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, September 23, 1996 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 Senior Deputy Law Director, Ms. Kathy Hamilton, Knox County Finance Director, Mr. Thomas Schumpert, Knox County Executive, Mr. John Owings, Knox County Chief 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:

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

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IN RE: DEVOTIONAL:

Ms. Marla Cabbage, Founder of Think Drug Free America, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Teague 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 items: Resolution R-96-9-136 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Printrak International, Inc. to purchase four LiveScan Station 2000s; and Resolution R-96-9-137 - Resolution of the Commission of Knox County, Tennessee, authorizing a technical correction to Resolution R-96-9-130, (Resolution 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, 1996 and ending June 30, 1997. He also also amended to the agenda to withdraw the following items: Resolution R-96-9-109 - Resolution of the Commission of Knox County, Tennessee, declaring Brownlow Elementary School as surplus; and Resolution R-96-9-128 - Resolution of the Commission of Knox County, Tennessee, awarding newspaper advertising contracts to the Knoxville News Sentinel and Knoxville Journal for legal/public notice advertising; and to defer the following items: Resolution R-96-9-127 - Resolution of the Commission of Knox County, Tennessee, approving the sale of property at Gordon Smith Road; and Resolution R-96-9-124 - Resolution of the Commission of Knox County, Tennessee, appropriating \$21,252.00 from the General Fund Budget for rent of the Metro Drug Department space at the MLB Building.

2. Without objection, Commissioner Griess amended the agenda to defer the following item for 30 days: Subdivision Appeal/One Lot Variances - Appeal of Pat Moore property on MPC denial of final plat; property located south of Asheville Highway, west side Patty Road; 8th Commission District.

3. Commissioner Horner requested to amend the agenda to add the following item to be heard after Resolution R-96-9-106: Resolution R-96-9-139 - Resolution of the Commission of Knox County, Tennessee, appointing a Fifth Judicial Commissioner.

Upon voice vote to amend the agenda to add Resolution R-96-9-139 - Resolution of the Commission of Knox County, Tennessee, appointing a Fifth Judicial Commissioner, the motion carried 17-2-0-0. Commissioners McMillan and Bratton voted no.

4. Commissioner Griess amended the agenda to defer the following item for 30 days: Resolution R-96-9-105 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of one member to the Metropolitan Planning Urban Transportation Issues Committee.

5. Commissioner Cooper moved to amend the agenda to withdraw the following item: Subdivision Appeal/One Lot Variances - Appeal of Janie Pollard on MPC approval on Concept Plan for Summer Rose Subdivision; property located southwest side Murphy Road, north of McCampbell Road, 7th Commission District. Commissioner Horner seconded the motion and upon voice vote the motion carried 19-0-0-0.

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IN RE: HONORARY AND MEMORIAL RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING GLADYS ALFREY - R-96-9-101:

Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing Gladys Alfrey was before the Board of Commissioners.

Mrs. Kim Ellis, Minute Clerk to the Knox County Clerk, read the resolution into the record.

Commissioner DeSelm moved to approve Resolution R-96-9-101 - Resolution of the Commission of Knox County, Tennessee, memorializing Gladys Alfrey. 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. Spencer Alfrey, son, and other family members, were present and expressed appreciation to the commission for the resolution.

Commissioner Griess requested a moment of silence for the memory of Ms. Alfrey.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING DAVID L. JENNINGS - R-96-9-102:

Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing David L. Jennings was before the Board of Commissioners.

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

Commissioner Cawood moved to approve Resolution R-96-9-102 - Resolution of the Commission of Knox County, Tennessee, memorializing David L. Jennings. 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.

Mrs. Jennings, spouse, and other family members were present and expressed appreciation to the Commission for the resolution.

Commissioner Griess requested a moment of silence for the memory of Mr. Jennings.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING ALISON BLACK FOR WINNING SECOND PLACE IN THE TENNESSEE LAW ENFORCEMENT OFFICERS' ASSOCIATION ESSAY CONTEST ON DRUG ABUSE - R-96-9-103:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Alison Black for winning second place in the Tennessee Law Enforcement Officers' Association Essay Contest on Drug Abuse was before the Board of Commissioners.

Mr. Mike Lowe, Knox County Trustee, presented a \$200.00 check to Ms. Black for her accomplishment.

Commissioner McMillan moved to approve Resolution R-96-9-103 - Resolution of the Commission of Knox County, Tennessee, honoring Alison Black for winning second place in the Tennessee Law Enforcement Officers' Association Essay Contest on Drug Abuse. 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.

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

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IN RE: DELEGATIONS TO BE HEARD:

1. Mr. Oscar "Poor Boy" Brown, concerned citizen, was present and spoke concerning Unified Government.

2. Mr. Jerry Harnish, representing Rural Metro, was present and spoke concerning the annual report from Rural Metro.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on August 26, 1996 (Regular Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on August 26, 1996 (Regular Session). 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: 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 annual meeting would be held in Memphis, Tennessee, October 2nd - 4th.

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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 a report would be given at the October meeting.

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At this time, Commissioner Tindell requested that a special session be held for consideration of the management contract at Three Ridges Golf Course.

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

Commissioner Griess indicated the special session would be held on Wednesday, October 16, 1996 at 10:00 a.m. in the Main Assembly Room of the City-County Building.

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IN RE: ELECTIONS AND APPOINTMENTS:

IN RE: ELECTION OF THE KNOX COUNTY COMMISSION CHAIRMAN:

Consideration of the election of the Knox County Commission Chairman was before the Board of Commissioners.

Commissioner Horner moved to suspend the rules and re-appoint the current Knox County Commission Chairman, Vice-Chairman, Committee members, and Chairman and Vice-Chairman of each Committee. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Tindell, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills and Pinkston voted aye. Commissioners Dirl, Rogero, Moody, Medley, DeSelm, Davis, Griess and Bratton voted no. Commissioner Jordan abstained from voting. The motion failed 10-8-1-0. (2/3 majority vote required)

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At this time, Commissioner Griess, Chairman, stepped down from the Chair, and Mrs. Kim Ellis, Minute Clerk to the Knox County Clerk, presided.

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Upon roll call for nominations for Chairman of the Knox County Commission, Commissioner Jordan passed. Commissioner Dirl passed. Commissioner Rogero passed. Commissioner Tindell passed. Commissioner Moody passed. Commissioner Medley passed. Commissioner DeSelm passed. Commissioner Davis passed. Commissioner Ragsdale nominated Commissioner John Griess. Commissioner Leuthold passed. Commissioner Griess passed. Commissioner Cawood passed. Commissioner Teague passed. Commissioner Horner passed. Commissioner Cooper passed. Commissioner McMillan passed. Commissioner Mills passed. Commissioner Bratton passed. Commissioner Pinkston passed.

Commissioner Ragsdale moved that the nominations cease and Commissioner John Griess be elected Chairman of the Knox County Commission by acclamation. 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. Commissioner John Griess was elected Chairman of the Knox County Commission.

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At this time, Mrs. Kim Ellis, Minute Clerk to the Knox County Clerk, stepped down from the Chair and Commissioner Griess, Chairman, presided.

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IN RE: ELECTION OF THE KNOX COUNTY COMMISSION VICE-CHAIRMAN:

Consideration of election of the Knox County Commission Vice-Chairman was before the Board of Commissioners.

Commissioner Ragsdale nominated Commissioner Billy Tindell for Vice-Chairman of the Knox County Commission and moved that the nominations cease and Commissioner Billy Tindell be elected Vice-Chairman of the Knox County Commission by acclamation. Commissioner Jordan seconded the motion.

A five minute recess was taken at this time.

Upon reconvention and roll call vote of the motion for Commissioner Billy Tindell to be elected Vice-Chairman of the Knox County Commission by acclamation, 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. Commissioner Billy Tindell was elected Vice-Chairman of the Knox County Commission.

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IN RE: APPOINTMENT OF THE KNOX COUNTY COMMISSION COMMITTEE ON COMMITTEES:

Consideration of the appointment of the Knox County Commission Committee on Committees was before the Board of Commissioners.

Commissioner DeSelm moved to suspend the rules and re-appoint the current Committee members and Chairman and Vice-Chairman of each committee. Commissioner Horner seconded the motion.

A five minute recess was taken at this time.

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

Upon roll call vote of the motion to suspend the rules and re-appoint the current Committee members and Chairman and Vice-Chairman of each committee, Commissioners Tindell, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan, Dirl, Rogero, Moody, Medley, Davis and Griess voted no. The motion failed 12-7-0-0. (2/3 majority vote required)

Commissioner Griess appointed Commissioners Dirl, Moody, Davis, Cawood and Pinkston to the Committee on Committees with Cawood as Chairman.

A ten minute recess was taken at this time.

Upon reconvention, Commissioner Cawood indicated this item would be heard after completion of the business portion of the day's agenda.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING ONE MEMBER TO THE KNOX COUNTY AIR POLLUTION CONTROL BOARD TO FILL THE REMAINDER OF THE TERM OF KELSEY FINCH - R-96-9-104:

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

Commissioner Ragsdale moved to approve Resolution R-96-9-104 - Resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Air Pollution Control Board to fill the remainder of the term of Kelsey Finch and that Mr. Mark Geldmeier be appointed. 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, CONFIRMING THE APPOINTMENT OF ONE MEMBER TO THE METROPOLITAN PLANNING URBAN TRANSPORTATION ISSUES COMMITTEE - R-96-9-105:

This item was deferred for 30 days. (See Amendments to the Agenga, Page _____)

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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 HISTORIC PROPERTIES REVIEW BOARD - R-96-9-106:

Consideration of a resolution of the Commission of Knox County, Tennessee, confirming the appointment of five members to the Historic Properties Review Board was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Resolution R-96-9-106 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of five members to the Historic Properties Review Board and that the following individuals be appointed: L. Duane Grieve, Andrea Hughes, Ruth Howe, Kenneth M. Gresham, Jr., and Judith R. Zachary. 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 A FIFTH JUDICIAL COMMISSIONER - R-96-9-139:

Consideration of a resolution of the Commission of Knox County, Tennessee, appointing a Fifth Judicial Commissioner was before the Board of Commissioners.

Commissioner Horner nominated Ray A. Stegall.

Commissioner Dirl moved to approve Resolution R-96-9-139 - Resolution of the Commission of Knox County, Tennessee, appointing a Fifth Judicial Commissioner and that Ray A. Stegall be appointed to serve through June 30, 1997.

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, APPROVING A CHANGE ORDER IN THE AMOUNT OF \$14,524.25 TO COMPLETE A RE-ROOFING PROJECT AT WEST VIEW ELEMENTARY SCHOOL - R-96-9-107:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a change order in the amount of \$14,524.25 to complete a re-roofing project at West View Elementary School was before the Board of Commissioners.

Commissioner DeSelm moved to approve Resolution R-96-9-107 - Resolution of the Commission of Knox County, Tennessee, approving a change order in the amount of \$14,524.25 to complete a re-roofing project at West View Elementary School. Commissioner Davis 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 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 CHANGE ORDER IN THE

AMOUNT OF \$76,455.00 FOR THE INSTALLATION OF A FOOD SERVICES EXHAUST HOOD, AND ADA RELATED ITEMS AT SARAH MOORE GREENE ELEMENTARY SCHOOL - R-96-9-108:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a change order in the amount of \$76,455.00 for the installation of a food services exhaust hood, and ADA related items at Sarah Moore Greene Elementary School was before the Board of Commissioners.

Commissioner Jordan moved to approve Resolution R-96-9-108 - Resolution of the Commission of Knox County, Tennessee, approving a change order in the amount of \$76,455.00 for the installation of a food services exhaust hood, and ADA related items at Sarah Moore Greene Elementary School.

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 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, DECLARING BROWNLOW ELEMENTARY SCHOOL AS SURPLUS - R-96-9-109:

This item was withdrawn from the agenda. (See Amendments to the Agenda, Page 189)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$809,151.00 AND APPROVING A CONTRACT WITH GEORGE W. REAGAN COMPANY, INC. IN THE AMOUNT OF \$734,958.00 FOR THE CONSTRUCTION PHASE OF THE CARTER BRANCH LIBRARY - R-96-9-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$809,151.00 and approving a contract with George W. Reagan Company, Inc. in the amount of \$734,958.00 for the construction phase of the Carter Branch Library was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-96-9-110 - Resolution of the Commission of Knox County, Tennessee, appropriating \$809,151.00 and approving a contract with George W. Reagan Company, Inc. in the amount of \$734,958.00 for the construction phase of the Carter Branch Library. 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 MATCHING FUNDS IN THE AMOUNT OF \$25,000.00 FOR A GRANT FROM THE STATE OF TENNESSEE AND APPROVING AN OPTION TO PURCHASE THE ALCOAWAY PARK - R-96-9-111:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating matching funds in the amount of \$25,000.00 for a grant from the State of Tennessee and approving an option to purchase the Alcoaway Park was before the Board of Commissioners.

Commissioner Pinkston moved to approve Resolution R-96-9-111 - Resolution of the Commission of Knox County, Tennessee, appropriating matching funds in the amount of \$25,000.00 for a grant from the State of Tennessee and approving an option to purchase the Alcoaway Park. 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 \$194,986.50 AND APPROVING A CONSTRUCTION CONTRACT WITH EARTHWORKS, INC.

FOR ROAD IMPROVEMENTS ON WESTLAND DRIVE 887 FEET WEST OF VILLA CREST DRIVE TO 553 FEET EAST OF VILLA CREST DRIVE - R-96-9-112:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$194,986.50 and approving a construction contract with Earthworks, Inc. for road improvements on Westland Drive 887 feet west of Villa Crest Drive to 553 feet east of Villa Crest Drive was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-9-112 - Resolution of the Commission of Knox County, Tennessee, appropriating \$194,986.50 and approving a construction contract with Earthworks, Inc. for road improvements on Westland Drive 887 feet west of Villa Crest Drive to 553 feet east of Villa Crest Drive. 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 WILBUR SMITH & ASSOCIATES FOR ENGINEERING SERVICES FOR ROAD IMPROVEMENTS TO WESTLAND DRIVE FROM I-40 (PELLISSIPPI PARKWAY) TO EBENEZER ROAD - R-96-9-113:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Wilbur Smith & Associates for engineering services for road improvements to Westland Drive from I-40 (Pellissippi Parkway) to Ebenezer Road was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-9-113 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Wilbur Smith & Associates for engineering services for road improvements to Westland Drive from I-40 (Pellissippi Parkway) to Ebenezer Road. 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 MATCHING FUNDS IN THE AMOUNT OF \$66,615.00 FOR A GRANT FROM THE STATE OF TENNESSEE AND APPROVING AN AGREEMENT WITH THE STATE DEPARTMENT OF TRANSPORTATION FOR THE TEN MILE CREEK GREENWAY TRAIL - R-96-9-114:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating matching funds in the amount of \$66,615.00 for a grant from the State of Tennessee and approving an agreement with the State Department of Transportation for the Ten Mile Creek Greenway Trail was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-9-114 - Resolution of the Commission of Knox County, Tennessee, appropriating matching funds in the amount of \$66,615.00 for a grant from the State of Tennessee and approving an agreement with the State Department of Transportation for the Ten Mile Creek Greenway Trail. 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 \$70,000.00 AND APPROVING A PROPOSAL FOR ENGINEERING SERVICES WITH ALLEN & HOSHALL, INC. FOR ROAD IMPROVEMENTS TO MURPHY ROAD - R-96-9-115:

proposal for engineering services with Allen & Hoshall, Inc. for road improvements to Murphy Road was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-96-9-115 - Resolution of the Commission of Knox County, Tennessee, appropriating \$70,000.00 and approving a proposal for engineering services with Allen & Hoshall, Inc. for road improvements to Murphy Road. 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 AN AGREEMENT WITH THE CITY OF KNOXVILLE FOR THE OPERATION OF A PERMANENT HOUSEHOLD HAZARDOUS WASTE COLLECTION CENTER - R-96-9-116:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with the City of Knoxville for the operation of a permanent household hazardous waste collection center was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve Resolution R-96-9-116 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with the City of Knoxville for the operation of a permanent household hazardous waste collection center. 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 A CONTRACT WITH DANCO, INC. IN THE AMOUNT OF \$52,133.00 FOR RE-ROOFING AND SOFFIT CLADDING OF FOUR COTTAGES AT JOHN TARLETON HOME R-96-9-117:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Danco, Inc. in the amount of \$52,133.00 for re-roofing and soffit cladding of four cottages at John Tarleton Home was before the Board of Commissioners.

Commissioner DeSelm moved to approve Resolution R-96-9-117 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Danco, Inc. in the amount of \$52,133.00 for re-roofing and soffit cladding of four cottages at John Tarleton Home. 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, 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 BLUE CROSS AND BLUE SHIELD OF TENNESSEE TO INCLUDE PREMIUM CHARGES FOR PROVIDING HIGH DOSE CHEMOTHERAPY AND RELATED BONE MARROW TRANSPLANTATION FOR BREAST CANCER AND MULTIPLE MYELOMA FOR KNOX COUNTY EMPLOYEES WITH MEDICAL COVERAGE - R-96-9-118:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract amendment with Blue Cross and Blue Shield of Tennessee to include premium charges for providing high dose chemotherapy and related bone marrow transplantation for breast cancer and multiple myeloma for Knox County employees with medical coverage was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-96-9-118 - Resolution of the Commission of Knox County, Tennessee, approving a contract amendment with Blue Cross and Blue Shield of Tennessee to include premium charges for providing high dose chemotherapy and related bone marrow transplantation for breast cancer and multiple myeloma for Knox County employees with medical coverage. 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 AMENDMENT WITH BLUE CROSS AND BLUE SHIELD OF TENNESSEE TO DELETE THE BOARD OF EDUCATION ACTIVE EMPLOYEES AND THEIR DEPENDENTS FROM COVERAGE UNDER GROUP MASTER CONTRACT NUMBER: 30142, 30143 AND 30144 - R-96-9-119:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract amendment with Blue Cross and Blue Shield of Tennessee to delete the Board of Education active employees and their dependents from coverage under group master contract number: 30142, 30143 and 30144 was before the Board of Commissioners.

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

Commissioner Horner moved to approve Resolution R-96-9-119 - Resolution of the Commission of Knox County, Tennessee, approving a contract amendment with Blue Cross and Blue Shield of Tennessee to delete the Board of Education active employees and their dependents from coverage under group master contract number: 30142, 30143 and 30144. 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 AN AGREEMENT WITH THE KNOXVILLE-KNOX COUNTY COMMUNITY ACTION COMMITTEE TO OPERATE THE MINOR HOME REPAIR PROGRAM IN KNOX COUNTY
R-96-9-120:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with the Knoxville-Knox County Community Action Committee to operate the minor home repair program in Knox County was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-9-120 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with the Knoxville-Knox County Community Action Committee to operate the minor home repair program in Knox County. 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, 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 PUBLIC IMPROVEMENT FUND AND APPROPRIATING \$1,850,000.00 FOR THE PURCHASE OF DATA PROCESSING EQUIPMENT FOR THE JUSTICE SYSTEM -
R-96-9-121:

Consideration of a resolution of the Commission of Knox County, Tennessee, amending the Public Improvement Fund and appropriating \$1,850,000.00 for the purchase of data processing equipment for the Justice System was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-9-121 - Resolution of the Commission of Knox County, Tennessee, amending the Public Improvement Fund and appropriating \$1,850,000.00 for the purchase of data processing equipment for the Justice System. 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, APPROVING A CONTRACT WITH PRINTRAK INTERNATIONAL INC. TO PURCHASE A SERIES 2000 AUTOMATED FINGERPRINT IDENTIFICATION SYSTEM - R-96-9-122:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Printrak International Inc. to purchase a Series 2000 Automated Fingerprint Identification System was before the Board of Commissioners.

Mr. Dick Moran, Knox County Data Processing, Mr. John King, representing Perceptics Corporation, Mr. Mike Moyers, Knox County Senior Deputy Law Director, and Mr. John Owings, Knox County Chief Deputy Law Director, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-96-9-122 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Printrak International Inc. to purchase a Series 2000 Automated Fingerprint Identification System. Commissioner Ragsdale seconded the motion.

Commissioner Bratton requested a call for the question. Upon voice vote of the request for the call for the question the motion carried 16-3-0-0. Commissioners Rogero, Medley and DeSelm voted no.

Upon roll call vote of the motion to approve Resolution R-96-9-122 - Resolution of the Commission of Knox County,

Tennessee, approving a contract with Printrak International Inc. to purchase a Series 2000 Automated Fingerprint Identification System, Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner DeSelm voted no. Commissioner Medley abstained from voting. The motion carried 17-1-1-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A MATCHING GRANT IN THE AMOUNT OF \$129,206.00 FOR THE COPS UNIVERSAL HIRING PROGRAM FOR THE SHERIFF'S DEPARTMENT - R-96-9-123:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a matching grant in the amount of \$129,206.00 for the Cops Universal Hiring Program for the Sheriff's Department was before the Board of Commissioners.

Mr. Dwight VandeVate, Director of Planning and Program Development for the Knox County Sheriff's Department, was present and spoke on the matter.

Commissioner Ragsdale moved to approve Resolution R-96-9-123 - Resolution of the Commission of Knox County, Tennessee, approving a matching grant in the amount of \$129,206.00 for the Cops Universal Hiring Program for the Sheriff's Department. Commissioner McMillan 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 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, APPROPRIATING \$21,252.00 FROM THE GENERAL FUND BUDGET FOR RENT OF THE METRO DRUG DEPARTMENT SPACE AT THE MLB BUILDING - R-96-9-124:

This item was deferred. (See Amendments to the Agenda,

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE PUBLIC IMPROVEMENT FUND AND RE-APPROPRIATING THE REMAINING BALANCE OF A LOAN TO THE WEST KNOX UTILITY DISTRICT IN THE AMOUNT OF \$1,112,049.26 - R-96-9-125:

Consideration of a resolution of the Commission of Knox County, Tennessee, amending the Public Improvement Fund and re-appropriating the remaining balance of a loan to the West Knox Utility District in the amount of \$1,112,049.26 was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-9-125 - Resolution of the Commission of Knox County, Tennessee, amending the Public Improvement Fund and re-appropriating the remaining balance of a loan to the West Knox Utility District in the amount of \$1,112,049.26. 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, AMENDING THE PUBLIC IMPROVEMENT FUND AND APPROPRIATING \$933,000.00 FOR RENOVATIONS TO JOHN TARLETON, KNOX CENTRAL, THE OLD COURTHOUSE AND THE CITY-COUNTY BUILDING - R-96-9-126:

Consideration of a resolution of the Commission of Knox County, Tennessee, amending the Public Improvement Fund and appropriating \$933,000.00 for renovations to John Tarleton, Knox Central, the Old Courthouse and the City-County Building was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-9-126 - Resolution of the Commission of Knox County, Tennessee, amending the Public Improvement Fund and appropriating

\$933,000.00 for renovations to John Tarleton, Knox Central, the Old Courthouse and the City-County Building. 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, TENNESSEE, APPROVING THE SALE OF PROPERTY AT GORDON SMITH ROAD - R-96-9-127:

This item was deferred. (See Amendments to the Agenda, Page 189)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AWARING NEWSPAPER ADVERTISING CONTRACTS TO THE KNOXVILLE NEWS SENTINEL AND KNOXVILLE JOURNAL FOR LEGAL/PUBLIC NOTICE ADVERTISING - R-96-9-128:

This item was withdrawn from the agenda. (See Amendments to the Agenda, Page 189)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AMENDMENT TO TCA SECTION 57-5-105 REGARDING BEER PERMIT HOLDER TRAINING AND CERTIFICATION - R-96-9-129:

This item was heard as an Ordinance. (See Ordinances on first reading, Page 213)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH PRINTRAK INTERNATIONAL, INC. TO PURCHASE FOUR LIVSCAN STATION 2000S - R-96-9-136:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Printrak

International, Inc. to purchase four LiveScan Station 2000s 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-96-9-136 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Printrak International, Inc. to purchase four LiveScan Station 2000s. 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 A TECHNICAL CORRECTION TO RESOLUTION R-96-6-130, (RESOLUTION 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, 1996 AND ENDING JUNE 30, 1997 - R-96-9-137:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing a technical correction to Resolution R-96-6-130, (Resolution 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, 1996 and ending June 30, 1997 was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-9-137 - Resolution of the Commission of Knox County, Tennessee, authorizing a technical correction to Resolution R-96-6-130, (Resolution 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, 1996 and ending June 30, 1997. 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: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ADOPTING MOBILE/MANUFACTURED HOME PARK REGULATIONS - 0-96-9-102 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, adopting mobile/manufactured home park regulations was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to approve Ordinance 0-96-9-102 - Ordinance of the Commission of Knox County, Tennessee, adopting mobile/manufactured home park regulations 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 PROCUREMENT CODE (ORDINANCE 0-90-9-113) AS TO REGULATIONS FOR BLOCK GRANT FUNDS - 0-96-9-103 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Procurement Code (Ordinance 0-90-9-113) as to regulations for Block Grant Funds was before the Board of Commissioners on first reading.

Commissioner Leuthold moved to approve Ordinance 0-96-9-103 - Ordinance of the Commission of Knox County,

Tennessee, amending the Procurement Code (Ordinance 0-90-9-113) as to regulations for Block Grant Funds on first reading. 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 AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REGARDING REQUIREMENT OF TRAINING AND CERTIFICATION FOR SERVERS AND SELLERS OF ALCOHOLIC BEVERAGES - 0-96-9-104 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, regarding requirement of training and certification for servers and sellers of alcoholic beverages was before the Board of Commissioners on first reading.

Commissioner Dirl moved to approve Ordinance 0-96-9-104 - Ordinance of the Commission of Knox County, Tennessee, regarding requirement of training and certification for servers and sellers of alcoholic beverages on first reading with the following amendment: The training for new employees is to be completed within 60 days from date of hire and that the training manual from the Sheriff's Department be reviewed. 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: ORDINANCES ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING ORDINANCE 0-90-9-112 REGARDING ENFORCEMENT OF PARKING VIOLATIONS - 0-96-8-101 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Ordinance O-90-9-112 regarding enforcement of parking violations was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve Ordinance O-96-8-101 - Ordinance of the Commission of Knox County, Tennessee, amending Ordinance O-90-9-112 regarding enforcement of parking violations 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 THE PROCUREMENT CODE FOR KNOX COUNTY (ORDINANCE O-90-9-113), AS AMENDED BY ORDINANCES O-91-4-102, O-92-2-102, O-92-5-104, O-93-3-103, O-94-1-101, O-95-12-102 - O-96-8-102 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Procurement Code for Knox County (Ordinance O-90-9-113), as amended by Ordinances O-91-4-102, O-92-2-102, O-92-5-104, O-93-3-103, O-94-1-101, O-95-12-102 was before the Board of Commissioners on second reading.

Commissioner Leuthold moved to approve Ordinance O-96-8-102 - Ordinance of the Commission of Knox County, Tennessee, amending the Procurement Code for Knox County (Ordinance O-90-9-113), as amended by Ordinances O-91-4-102, O-92-2-102, O-92-5-104, O-93-3-103, O-94-1-101, O-95-12-102 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: ZONING ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING SECTION 6.10 (PERMITS) OF THE KNOX COUNTY ZONING ORDINANCE TO INCLUDE THE ACCESS CONTROL AND DRIVEWAY DESIGN POLICY - 0-96-9-101 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Section 6.10 (Permits) of the Knox County Zoning Ordinance to include the Access Control and Driveway Design Policy was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to approve Ordinance 0-96-9-101 - Ordinance of the Commission of Knox County, Tennessee, amending Section 6.10 (Permits) of the Knox County Zoning Ordinance to include the Access Control and Driveway Design Policy on first reading with the following amendment: Section 1.30.07 would be amended to read as follows: "notwithstanding any other provision of this policy. Property used or to be used for single family residences or single family residential developments shall be exempt from the access control and driveway design policy." 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 KNOX COUNTY ZONING ORDINANCE REGARDING MOBILE HOME PARKS - 0-96-9-105 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance

regarding mobile home parks was before the Board of Commissioners on first reading.

Commissioner Horner moved to approve Ordinance 0-96-9-105 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding mobile home parks 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: NOTARY PUBLIC APPLICATIONS:

Mrs. Angie Nesbitt, Minute Clerk to the Knox County Clerk, reported 149 applications for Notary Public.

Commissioner Cawood moved to approve 149 applications for Notary Public. 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, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: REPORT FROM THE KNOX COUNTY COMMISSION COMMITTEE ON COMMITTEES - (CONTINUED):

At this time, Commissioner Pinkston announced his resignation from the Knox County Commission Committee on Committees.

Without objection, Commissioner Griess appointed Commissioner DeSelm to the Knox County Commission Committee on Committees. He also indicated this item would be deferred until the end of the day's agenda.

* * * * *

IN RE: ROLL CALL:

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

Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioner Davis arrived later in the meeting.

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

6. Without objection, Commissioner Griess amended the agenda to defer the following item for 30 days: Resolution R-96-9-135 - Resolution of the Commission of Knox County, Tennessee, approving the request of Winston Cox for rezoning from RB General Residential & A Agricultural Zone to PR Planned Residential Zone at 1-4 du/ac; property located south, east and west sides of Dogwood Lane, south side Dogwood Drive, 4th Commission District.

* * * * *

IN RE: REZONING REQUEST:

1. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Larry Tragesser for rezoning from A Agricultural and Floodway Zone to RB General Residential and F Floodway Zone was before the Board of Commissioners. Property located southwest side Stormer Road, south of E. Emory Road, 7th Commission District.

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

Commissioner Horner moved to approve Resolution R-96-9-130 - Resolution of the Commission of Knox County, Tennessee, approving the request of Larry Tragesser for rezoning from A Agricultural and Floodway Zone to PR Planned Residential at 1-3 du/ac on the north side of Beaver Creek and 1-2 du/ac on the south side of Beaver Creek as per MPC's recommendation. Commissioner Cooper 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 arrived later in the meeting. The motion carried 18-0-0-1. Property located southwest side Stormer Road, south of E. Emory Road, 7th Commission District.

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2. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Ernest A. Cunningham for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located east side Manis Lane, south of Dutchtown Drive, 5th Commission District.

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

Commissioner Leuthold moved to approve Resolution R-96-9-131 - Resolution of the Commission of Knox County, Tennessee, approving the request of Ernest A. Cunningham 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, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Davis arrived later in the meeting. The motion carried 18-0-0-1. Property located east side Manis Lane, south of Dutchtown Drive, 5th Commission District.

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3. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Russco Properties, Inc. for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located north side east Emory Road, west of Tazewell Pike, 8th Commission District.

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

Mr. James Russell, representing Russco Properties, Inc., was present and spoke on behalf of the request.

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

Commissioner McMillan moved to defer for 60 days the request of Russco Properties, Inc. for rezoning from A Agricultural Zone to RA Low Density Residential 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. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Lyle Lee for rezoning from RA Low Density Residential Zone to PR Planned Residential Zone at 1-5 du/ac was before the Board of Commissioners. Property located northeast of Beeler Road, southeast of Emory Road, 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-96-9-133 - Resolution of the Commission of Knox County, Tennessee, approving the request of Lyle Lee for rezoning from RA Low Density Residential Zone to PR Planned Residential Zone at 1-5 du/ac as per MPC's recommendation. 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. Property located northeast of Beeler Road, southeast of Emory Road, 8th Commission District.

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

7. Commissioner Griess amended the agenda to add the following item to be heard after Resolution R-96-9-134:

Resolution R-96-9-138 - Resolution of the Commission of Knox

County, Tennessee, approving the request of Doug Irwin for rezoning from A Agricultural, RB General Residential, I Industrial & F Floodway Zone to PR Planned Residential Zone; property located west side Murphy Road, north and south sides McCampbell Road, 7th Commission District.

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IN RE: REZONING REQUEST - (CONTINUED):

5. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Oliver Smith Realty & Auction Company for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-5 du/ac for the western portion of the site and OB Office, Medical and Related Services Zone for the eastern portion of the site along Andersonville Pike was before the Board of Commissioners. Property located west side Andersonville Pike, east side Norris Freeway, north of East Emory Road, 7th Commission District.

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

Commissioner Horner moved to approve Resolution R-96-9-134 - Resolution of the Commission of Knox County, Tennessee, approving the request of Oliver Smith Realty & Auction Company for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-5 du/ac for the western portion of the site and OB Office, Medical and Related Services Zone for the eastern portion of the site along Andersonville Pike as per MPC's recommendation. Commissioner Cooper 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. Property located west side Andersonville Pike, east side Norris Freeway, north of East Emory Road, 7th Commission District.

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6. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Winston Cox for rezoning from RB General Residential & A Agricultural Zone to PR Planned Residential Zone at 1-4 du/ac.

This item was deferred for 30 days. (See Amendments to the Agenda, Page 217)

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7. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Doug Irwin for rezoning from A Agricultural, RB General Residential, I Industrial & F Floodway Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located west side Murphy Road, north and south sides McCampbell Road, 7th Commission District.

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

Commissioner Horner moved to approve Resolution R-96-9-138 - Resolution of the Commission of Knox County, Tennessee, approving the request of Doug Irwin for rezoning from A Agricultural, RB General Residential, I Industrial & F Floodway Zone to PR Planned Residential Zone on both the North and South sides of the railroad tracks at 1-4 du/ac as per MPC's recommendation. 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. Property located west side Murphy Road, north and south sides McCampbell Road, 7th Commission District.

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IN RE: REZONING APPEAL:

Consideration of the appeal of Herman Goddard for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located

south side Tipton Station Road, south of Government Farm Road,
9th Commission District.

Mr. Steve Roth, Attorney representing Herman Goddard,
was present and spoke on behalf of the appeal.

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

Mr. Carson, Dailey, representing South-Doyle Homeowners
Association, was present and spoke in opposition to the appeal.

There was no motion made. This item failed for lack of
a motion.

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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 REGARDING MOBILE HOME PARKS - 0-96-9-105 -
(FIRST READING):

This item was heard earlier on the day's agenda. (See
Zoning Ordinances on first reading, Page 215)

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE, AMENDING SECTION 6.10 (PERMITS) OF
THE KNOX COUNTY ZONING ORDINANCE TO INCLUDE THE ACCESS
CONTROL AND DRIVEWAY DESIGN POLICY - 0-96-9-101 -
(FIRST READING):

This item was heard earlier on the day's agenda. (See
Zoning Ordinances on first reading, Page 215)

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IN RE: SUBDIVISION APPEAL/ONE LOT VARIANCES:

Consideration of the appeal of Pat Moore property on
MPC denial of final plat.

This item was deferred for 30 days. (See Amendments to
the Agenda, Page 189)

* * * * *

Consideration of the appeal of Cambridge Shores on MPC approval of concept plan was before the Board of Commissioners. Property located west side Asbury Road, northwest of Archie Weigle Road, 8th 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. John Valliant, Appellant and representative of residents of the Asbury Community and Ramsey Community in East Knox County, was present and spoke on behalf of the appeal.

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

Mr. Arthur Seymour, Attorney, representing applicant/developer, was present and spoke in opposition to the appeal.

Mr. Howard Dawson, Registered License Surveyor, was present and spoke on the matter.

Mr. James Brewer, Asbury Road resident, and Mr. Charles Lassiter, Knox County Sheriff's Department Officer, were present and spoke on behalf of the appeal.

Commissioner McMillan moved to approve the appeal of Cambridge Shores on MPC approval of concept plan. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero and Tindell voted no. Commissioners Moody and Medley abstained from voting. The motion carried 15-2-2-0. Property located west side Asbury Road, northwest of Archie Weigle Road, 8th Commission District.

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Consideration of the appeal of Janie Pollard on MPC approval on Concept Plan for Summer Rose Subdivision.

This item was withdrawn from the agenda. (See Amendments to the Agenda, Page 190)

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IN RE: PLAN ON PLAN AMENDMENTS:

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

Commissioner Pinkston moved to receive and file the proposed amendment to the Northwest Knox County Sector Plan. 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: REPORT FROM THE KNOX COUNTY COMMISSION COMMITTEE ON COMMITTEES - (CONTINUED):

Commissioner Cawood indicated the Knox County Commission Committee on Committees recommended that the following Commissioners serve on the following Committees and that there no longer be an Education Committee:

Intergovernmental Committee: Commissioners Ragsdale, Rogero, Medley, Dirl, Davis, Cawood, Mills, Bratton and Horner.

Finance Committee: Commissioners Moody, DeSelm, Pinkston, McMillan, Jordan, Tindell, Leuthold, Cooper and Teague.

Rules Committee: Commissioners Ragsdale, Dirl, Cawood, Moody and Davis.

Tennessee County Services Association: Commissioners Jordan, Moody, Ragsdale and Horner.

Retirement and Pension: Commissioners Medley, Bratton, Leuthold and DeSelm.

Beer Board: Commissioners Dirl, Cawood, DeSelm, Moody and Bratton.

Commissioner Cawood moved to approve the recommendation of the Knox County Commission Committee on Committees. Commissioner Davis seconded the motion.

Commissioner Bratton moved as a substitute motion to re-appoint the current committee members and that each committee elect its Chairman and Vice-Chairman. Commissioner Pinkston seconded the motion.

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

Upon roll call vote of the substitute motion to re-appoint the current committee members and that each committee elect its Chairman and Vice-Chairman, Commissioners Tindell, Ragsdale, Leuthold, Griess, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan, Dirl, Moody, Medley, Davis and Cawood voted no. Commissioners Rogero and DeSelm abstained from voting. The substitute motion carried 11-6-2-0.

At this time, Commissioner Davis announced his resignation from the Retirement and Pension Board and the Cable TV Committee.

At this time, Commissioner Jordan announced her resignation from the Human Services & Personnel Committee.

Commissioner Rogero moved that Commissioner Jordan be appointed to the Intergovernmental 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.

(STANDING COMMITTEES ATTACHED)

At this time, each Committee elected its Chairman and Vice-Chairman and reported as follows:

Finance Committee: Commissioner Leuthold - Chairman,
Commissioner McMillian - Vice-Chairman.

Education Committee: Commissioner Horner - Chairwoman,
Commissioner DeSelm - Vice-Chairwoman.

Intergovernmental Committee: Commissioner Ragsdale -
Chairman, Commissioner Moody - Vice-Chairwoman.

Human Services and Personnel: Commissioner Teague -
Chairman, Commissioner Horner - Vice-Chairwoman.

Economic Development Committee: Commissioner Pinkston
Chairman, Commissioner Rogero - Vice-Chairwoman.

Cable TV Committee: Commissioner McMillan - Chairman,
Commissioner Bratton - Vice-Chairman.

Beer Board: Commissioner Dirl - Chairman, Commissioner
Bratton - Vice-Chairman.

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IN RE: ROLL CALL BY DISTRICTS:

Commissioner Griess 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 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 Special Session on Monday, October 21, 1996 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. Thomas Schumpert, Knox County Executive and Mr. John Owens, Knox County Assistant Law Director.

Commissioner Griess, Chairman, presided.

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

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IN RE: ROLL CALL:

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

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Tindell led the Pledge of Allegiance to the Flag.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A LEASE AGREEMENT FOR THE PROFESSIONAL MANAGEMENT AND OPERATION OF THREE RIDGES GOLF COURSE: R-96-10-SS-101:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a lease agreement for the professional management and operation of Three Ridges Golf Course was before the Board of Commissioners.

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

Mr. Russell Treadway, Director of Administration, Knox County, was present and spoke on the matter.

226A

Mr. John Owens, Knox County Assistant Law Director, was present and spoke on the matter.

Mr. Monty Carmack, Regional Vice President, Club Corporation, was present and spoke on the matter.

Mr. Charlie Roberts, C&M Management, was present and spoke on the matter.

Ms. Gloria Ray, Sports Corporation, was present and spoke on the matter.

Commissioner Tindell moved to approve R-96-10-SS-101 - Resolution of the Commission of Knox County, Tennessee, approving a lease agreement for the professional management and operation of Three Ridges Golf Course. Commissioner Mills seconded the motion.

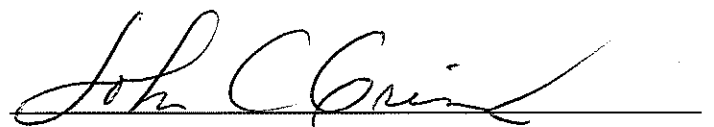
Commissioner Cawood moved as a substitute motion to accept the proposal of C&M Management Company. Commissioner Horner seconded the motion and upon roll call vote Commissioners Moody, Medley, Cawood, Teague, Horner and Bratton voted aye. Commissioners Jordan, Dirl, Tindell, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cooper, McMillan, Mills and Pinkston voted no. Commissioner Rogero was absent from the meeting. The substitute motion failed 6-12-0-1.

Upon roll call of the original motion to approve R-96-10-SS-101 - Resolution of the Commission of Knox County, Tennessee, approving a lease agreement for the professional management and operation of Three Ridges Golf Course Commissioners Jordan, Dirl, Tindell, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cooper, McMillan, Mills and Pinkston voted aye. Commissioners Moody, Medley, Cawood, Teague, Horner and Bratton voted no. Commissioner Rogero was absent from the meeting. The motion carried 12-6-0-1.

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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

226B

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, October 28, 1996 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. Richard Beeler, Knox County Law Director, Mr. Mike Moyers, Knox County Senior Deputy Law Director, Mr. Mike Padgett, Knox County Clerk, Mr. Thomas Schumpert, Knox County Executive, Ms. Kathy Hamilton, Director, Knox County Finance 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. Martha Smiddy, Administrative Assistant to Knox County Clerk, Mike Padgett called the roll.

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IN RE: DEVOTIONAL:

Commissioner Frank Leuthold gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

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

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IN RE: AMENDMENTS TO THE AGENDA:

Without objection, Commissioner Griess amended the agenda as follows:

1. Add O-96-10-102 - Noise Ordinance.
2. Under Drives and Roads to be closed Consideration of a request to close Beaver Ridge Road, Harrell Road, portion at Grace Baptist Church suspend the rules and hear on first and final reading.
3. Defer R-96-10-101 - Consideration of a Resolution of the Commission of Knox County, Tennessee, memorializing Dr. Edgar Compere to the November Board of Commissioners meeting.

4. Defer R-96-10-104 - Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Christa Rader for winning the State Baton Twirling Contest to the November Board of Commissioners meeting.

5. Roll Call by Districts item 23 to be moved up after Delegations to be Heard.

6. Defer R-96-10-134 - Request of Winston Cox for rezoning from RB General Residential and Agricultural Zone to PR Planned Residential at 1-4 dwelling units per acre to be heard at the December Board of Commissioners meeting.

7. Defer R-96-10-113 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the Memorandum of Understanding entered into and signed by representatives of the University of Tennessee, Knoxville, Tennessee Valley Authority, and Knox County Schools to the November Board of Commissioners meeting.

8. Defer R-96-10-115 - Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$26,913.00 for additional inspection services for the Ebenezer Road Underpass at Railway Milepost I40.65-A to the November Board of Commissioners meeting.

9. Defer R-96-10-130 - Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$21,252.00 from the General Fund Budget for rent of the Metro Drug Dept. space at the MLB Building.

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IN RE: RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING KAREN BEAM: R-96-10-102:

Consideration of a Resolution of the Commission of Knox County, Tennessee, memorializing Karen Beam was before the Board of Commissioners.

Mrs. Martha Smiddy read the Resolution into the record.

Commissioner Ragsdale moved to approve R-96-10-102 - Resolution of the Commission of Knox County, Tennessee, memorializing

Karen Beam. Commissioners Griess and Leuthold 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING REBECCA LYNN RAMSEY:
R-96-10-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee, memorializing Rebecca Lynn Ramsey was before the Board of Commissioners.

Mrs. Martha Smiddy read the Resolution into the record.

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

Ms. Jennifer Brown, was present and spoke on the matter.

Ms. Sarah Simpson, was present and spoke on the matter.

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

Commissioners Horner and Medley moved to approve R-96-10-103 - Resolution of the Commission of Knox County, Tennessee, memorializing Rebecca Lynn Ramsey. All Commissioners 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: DELEGATIONS TO BE HEARD:

1. Commissioner Pat Medley spoke concerning Habitat for Humanity building a house on November 9, 1996 and encouraged all of the officials to help with the building.

Ms. Kelly Schultz, Executive Director, Habitat for Humanity, was present and spoke on the matter.

Mr. Mike McClamroch, Former Chairman, Board of Habitat, was present and spoke on the matter.

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IN RE: ROLL CALL BY DISTRICTS:

Commissioner Jordan spoke on children being suspended from school.

Commissioner Dirl was absent.

Commissioner Rogero passed.

Commissioner Tindell passed.

Commissioner Moody passed.

Commissioner Medley spoke on Habitat for Humanity.

Commissioner DeSelm spoke on appraisal rates and taxes.

Commissioner Davis spoke on Unification.

Commissioner Ragsdale spoke on Unification.

Commissioner Leuthold spoke on Unification.

Commissioner Griess spoke on Habitat for Humanity.

Commissioner Cawood passed.

Commissioner Teague passed.

Commissioner Horner spoke on the removal of Illegal utility pole signs on November 9, 1996. She encouraged Commissioners to go to their districts school and help remove the signs.

Commissioner Cooper spoke on Unification.

Commissioner McMillan passed.

Commissioner Mills spoke on utility pole signs at U.T. Campus.

Commissioner Bratton spoke on Unification.

Commissioner Pinkston spoke on Unification.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on September 23, 1996 Regular Session was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on September 23, 1996 Regular Session. Commissioner Horner 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: 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 Horner stated on October 30, 1996 there would be a workshop with the County Board of Education in the Main Conference Room in the Andrew Johnson Building.

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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.

There will be Rule changes handed out at the November Board of Commissioners meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING BILL KERVIN FOR BEING NAMED 1995 PUBLIC WORKS LEADER OF THE YEAR: R-96-10-105:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Bill Kervin for being named 1995 Public Works Leader of the Year was before the Board of Commissioners.

Mr. Bill Kervin, Director, Engineering and Public Works, was present and spoke on the matter.

Commissioner Ragsdale moved to approve R-96-10-105 - Resolution of the Commission of Knox County, Tennessee, honoring Bill Kervin for being named 1995 Public Works Leader of the Year. All Commissioners 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: 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-96-10-106:

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 R-96-10-106 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of one member to the Metropolitan Planning Organization Urban Transportation Issues Committee with the name of Betty Lou Sharpe. Commissioner Horner 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, CONFIRMING THE APPOINTMENT OF ONE MEMBER TO THE KNOX COUNTY RETIREMENT AND PENSION BOARD: R-96-10-107:

Consideration of a Resolution of the Commission of Knox County, Tennessee, confirming the appointment of one member to the Knox County Retirement and Pension Board was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-96-10-107 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of one member to the Knox County Retirement and Pension Board with the name of Commissioner Robert Bratton. 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. Commissioner Dirl was absent from the vote. The motion carried 18-0-0-1.

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IN RE: AMENDMENT TO THE AGENDA:
Resolution R-96-10-109 was heard next on the agenda.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING RESOLUTION R-92-6-140 TO PROVIDE FOR AN ALTERNATE JUDICIAL COMMISSIONER:R-96-10-109:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending Resolution R-92-6-140 to provide for an Alternate Judicial Commissioner was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-96-10-109 - Resolution of the Commission of Knox County, Tennessee, amending Resolution R-92-6-140 to provide for an Alternate Judicial Commissioner. Commissioner Horner 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING AN ALTERNATE JUDICIAL COMMISSIONER: R-96-10-108:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing an Alternate Judicial Commissioner was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-96-10-108 - Resolution of the Commission of Knox County, Tennessee, appointing an Alternate Judicial Commissioner with the name of Stanley LaDuke. Commissioner Horner 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: DRIVES AND ROADS:

A. To be accepted as completed:

1. Cambridge Crest Lane, Cambridge Subdivision, Unit 1, 625 feet in length with a 50 foot right-of-way was before the Board of Commissioners to be accepted as completed; J.D. Rymer Co., property owner (District 6)

Mr. Bill Kervin, Director, Engineering and Public Works, was present and spoke on the matter.

Commissioner Mills moved to accept as completed Cambridge Crest Lane, Cambridge Subdivision, Unit 1, 625 feet in length with a 50 foot right-of-way. 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.

2. Kingstree Lane, Cambridge Subdivision, Unit 1, 590 feet in length with a 50 foot right-of-way was before the Board of Commissioners to be accepted as completed; J.D. Rymer Co., property owner (District 6)

Mr. Bill Kervin, Director, Engineering and Public Works, was present and spoke on the matter.

Commissioner Mills moved to accept as completed Kingstree Lane, Cambridge Subdivision, Unit 1, 590 feet in length with a 50 foot right-of-way. 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: AMENDMENT TO THE AGENDA:

Commissioner Cawood moved to suspend the rules and hear Consideration of a request to close Beaver Ridge Road, Harrell Road, portion at Grace Baptist Church on first and final reading. Commissioner Teague seconded the motion and upon voice vote the motion carried 18-0-0-1. Commissioner Dirl was absent from the vote.

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IN RE: DRIVES AND ROADS TO BE CLOSED:

1. Consideration of a request to close Beaver Ridge Road, Harrell Road, portion at Grace Baptist Church on first and final reading was before the Board of Commissioners.

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

Mr. Bill Kervin, Director, Engineering and Public Works, was present and spoke on the matter.

Mr. Jack Piper, Attorney, representing Grace Baptist Church, was present and spoke on the matter.

Commissioner Cawood moved to approve a request to close Beaver Ridge Road (1,060 feet) and Harrell Road, (131 feet) in front of Grace Baptist and the Trivena Property on first and final reading. 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. Consideration of a request to close Fourth Avenue on first reading was before the Board of Commissioners.

Commissioner Ragsdale moved to approve a request to close Fourth Avenue on first reading. 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. Commissioner Dirl was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CHANGE ORDER IN THE AMOUNT OF \$735.00 FOR THE AUSTIN EAST MAGNET HIGH SCHOOL PROJECT R-96-10-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a change order in the amount of \$735.00 for the Austin East Magnet High School Project was before the Board of Commissioners.

Commissioner Jordan moved to approve R-96-10-110 - Resolution of the Commission of Knox County, Tennessee, approving a change order in the amount of \$735.00 for the Austin East Magnet High School Project. Commissioner Horner 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: REPORTS OF OFFICIALS: (QUARTERLY)

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

Without objection, Commissioner Griess moved to receive and file the Reports of the Officials 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: REPORTS OF COUNTY AGENCIES:

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

Without objection, Commissioner Griess moved to receive and file the Reports of County Agencies 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE GENERAL PURPOSE FUND BUDGET AND APPROPRIATING \$7,407,342.00 FOR VARIOUS CAPITAL IMPROVEMENTS: R-96-10-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the General Purpose Fund Budget and appropriating \$7,407,342.00 for various Capital Improvements was before the Board of Commissioners.

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

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

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

Commissioner Leuthold moved to approve R-96-10-111 - Resolution of the Commission of Knox County, Tennessee, amending the General Purpose Fund Budget and appropriating \$7,407,342.00 for various Capital Improvements with the following change "The figure should read \$4,707,342.00". Commissioner Ragsdale seconded the motion.

Commissioner Moody moved as a substitute motion to hear R-96-10-111 - Resolution of the Commission of Knox County, Tennessee, amending the General Purpose Fund Budget and appropriating \$7,407,342.00 for various Capital Improvements at the end of the afternoon agenda. 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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IN RE: AMENDMENT TO THE AGENGA:

Without objection, Commissioner Griess heard next on the agenda R-96-10-114.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE PURCHASE OF A BUILDING TRADES LOT FOR THE CENTRAL HIGH SCHOOL VOCATIONAL EDUCATION PROGRAM: R-96-10-114:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the purchase of a building trades lot for the Central High School Vocational Education Program was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-10-114 - Resolution of the Commission of Knox County, Tennessee, approving the purchase of a building trades lot for the Central High School Vocational Education 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, 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 \$60,627.00 AND APPROVING A CHANGE ORDER WITH RENFRO CONSTRUCTION CO., INC. FOR THE EXTENSION OF A 15 X 15 BOX BRIDGE ON HARDIN VALLEY ROAD: R-96-10-116:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$60,627.00 and approving a change order with Renfro Construction Co., Inc. for the extension of a 15 x 15 box bridge on Hardin Valley Road was before the Board of Commissioners.

Commissioner Teague moved to approve R-96-10-116 - Resolution of the Commission of Knox County, Tennessee, appropriating \$60,627.00 and approving a change order with Renfro Construction Co.,

Inc. for the extension of a 15 x 15 box bridge on Hardin Valley 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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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE CONVEYANCE OF THREE SMALL PARCELS OF COUNTY OWNED PROPERTY TO THE STATE OF TENNESSEE FOR RIGHT OF WAY PURPOSES ALONG I-40/I-75:
R-96-10-117:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the conveyance of three small parcels of county owned property to the State of Tennessee for right of way purposes along I-40/I-75 was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-10-117 - Resolution of the Commission of Knox County, Tennessee, authorizing the conveyance of three small parcels of county owned property to the State of Tennessee for right of way purposes along I-40/I-75.

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, TENNESSEE, APPROVING A CONTRACT WITH THE PUBLIC BUILDING AUTHORITY OF THE COUNTY OF KNOX AND THE CITY OF KNOXVILLE, TENNESSEE TO PROVIDE TELEPHONE SERVICE FOR COUNTY FACILITIES OUTSIDE THE CITY-COUNTY BUILDING:
R-96-10-118:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with the Public Building Authority of the County of Knox and the City of Knoxville, Tennessee

to provide telephone service for county facilities outside the City-County Building was before the Board of Commissioners.

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

Ms. Darlene Smolik, Controller, Public Building Authority, was present and spoke on the matter.

Mr. John Thompson, Director, Telecommunications, Public Building Authority, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-96-10-118 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the Public Building Authority of the County of Knox and the City of Knoxville, Tennessee to provide telephone service for county facilities outside the City-County Building. Commissioner Dirl seconded the motion.

Commissioner Bratton moved as a substitute motion to defer to the November Board of Commissioners meeting R-96-10-118 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the Public Building Authority of the County of Knox and the City of Knoxville, Tennessee to provide telephone service for county facilities outside the City-County Building. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Tindell, Leuthold, Cawood, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Griess and Horner voted no. Commissioners Teague and Cooper abstained from the vote. The substitute motion failed 8-9-2-0.

Upon roll call of the original motion to approve R-96-10-118 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the Public Building Authority of the County of Knox and the City of Knoxville, Tennessee to provide telephone service for county facilities outside the City-County Building. Commissioners Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold and Griess voted aye. Commissioners Jordan, Tindell, Cawood, Horner, McMillan, Mills, Bratton and Pinkston voted no. Commissioners Teague and Cooper abstained from the vote. The motion to approve failed 9-8-2-0.

IN RE: NOTE THIS ITEM WAS BROUGHT BACK UP LATER IN THE AGENDA:

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH BLUEGRASS DISPLAYS, INC. FOR THE PURCHASE OF A HOLIDAY LIGHT DISPLAY FOR THE FARMER'S MARKET: R-96-10-119:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Bluegrass Displays, Inc. for the purchase of a holiday light display for the Farmer's Market was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-10-119 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Bluegrass Displays, Inc. for the purchase of a holiday light display for the Farmer's Market. Commissioner Moody seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, Leuthold, Griess, Teague, Horner, Cooper, McMilla, Mills, Bratton and Pinkston voted aye. Commissioners DeSelm, Davis, Ragsdale and Cawood voted no. Commissioner Rogero abstained from the vote. The motion carried 14-4-1-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CHANGE ORDER WITH SAFFLES CONSTRUCTION CORPORATION IN THE AMOUNT OF \$209,359.34 FOR THE MOUNT OLIVE SEWER IMPROVEMENT PROJECT:R-96-10-120:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a change order with Saffles Construction Corporation in the amount of \$209,359.34 for the Mount Olive Sewer Improvement Project was before the Board of Commissioners.

Commissioner Bratton moved to approve R-96-10-120 - Resolution of the Commission of Knox County, Tennessee, approving a change order with Saffles Construction Corporation in the amount of \$209,359.34 for the Mount Olive Sewer Improvement 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, APPROVING A CONTRACT AMENDMENT WITH MCGILL ASSOCIATES FOR ENGINEERING SERVICES FOR PHASE I AND PHASE II OF THE MOUNT OLIVE SEWER IMPROVEMENT PROJECT:

R-96-10-121:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract amendment with McGill Associates for engineering services and Phase I and Phase II of the Mount Olive Sewer Improvement Project was before the Board of Commissioners.

Commissioner Bratton moved to approve R-96-10-121 - Resolution of the Commission of Knox County, Tennessee, approving a contract amendment with McGill Associates for engineering services and Phase I and Phase II of the Mount Olive Sewer Improvement 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, AUTHORIZING THE GRANT OF A UTILITY EASEMENT TO THE FIRST UTILITY DISTRICT OF KNOX COUNTY, TENNESSEE FOR THE INSTALLATION AND MAINTENANCE OF A SEWER LINE ACROSS COUNTY OWNED PROPERTY ALONG TURKEY CREEK AT NORTSHORE DRIVE: R-96-10-122:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the grant of a utility easement to the First Utility District of Knox County, Tennessee for the installation and maintenance of a sewer line across county owned property along Turkey Creek at Northshore Drive was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-96-10-122 - Resolution of the Commission of Knox County, Tennessee, authorizing the grant of a utility easement to the First Utility District of Knox County, Tennessee for the installation and maintenance of a sewer line across county owned property along Turkey Creek at Northshore Drive. 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 A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING MATCHING FUNDS IN THE AMOUNT OF \$40,000.00 FOR A GRANT FROM THE STATE OF TENNESSEE FOR SECURITY SYSTEM AND AUTOMATION AT JUVENILE COURT: R-96-10-123:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating matching funds in the amount of \$40,000.00 for a grant from the State of Tennessee for security system and automation at Juvenile Court was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-10-123 - Resolution of the Commission of Knox County, Tennessee, appropriating matching funds in the amount of \$40,000.00 for a grant from the State of Tennessee for security system and automation at Juvenile Court. 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 SALE OF PROPERTY ON GORDON SMITH ROAD TO BETTY NEELY: R-96-10-124:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the sale of property on Gordon Smith Road to Betty Neely was before the Board of Commissioners.

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

Commissioner Horner moved to approve R-96-10-124 - Resolution of the Commission of Knox County, Tennessee, authorizing the sale of property on Gordon Smith Road to Betty Neely. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Horner and Cooper voted aye. Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, McMillan, Mills, Bratton and Pinkston voted no. The motion failed 2-17-0-0.

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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 ENDING JUNE 30, 1996: R-96-10-125:

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 ending June 30, 1996 was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-10-125 - Resolution of the Commission of Knox County, Tennessee, approving year end budget amendments for various funds for the close-out of fiscal year ending June 30, 1996. 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:

Commissioner Bratton moved to reconsider R-96-10-118 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the Public Building Authority of the County of Knox and

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the City of Knoxville, Tennessee to provide telephone service for county facilities outside the City-County Building. Commissioner Mills seconded the motion and upon roll 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 PUBLIC BUILDING AUTHORITY OF THE COUNTY OF KNOX AND THE CITY OF KNOXVILLE, TENNESSEE TO PROVIDE TELEPHONE SERVICE FOR COUNTY FACILITIES OUTSIDE THE CITY-COUNTY BUILDING:

R-96-10-118:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with the Public Building Authority of the County of Knox and the City of Knoxville, Tennessee to provide telephone service for county facilities outside the City-County Building was before the Board of Commissioners.

Commissioner Bratton moved to defer to the November Board of Commissioners meeting R-96-10-118 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the Public Building Authority of the County of Knox and the City of Knoxville, Tennessee to provide telephone service for county facilities outside the City-County Building. Commissioner DeSelm 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 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, APPROVING THE RE-APPROPRIATION OF FUNDS DESIGNATED FOR CARRYOVER ON JUNE 30, 1996:R-96-10-126:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the re-appropriation of funds designated for carryover on June 30, 1996 was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-10-126 - Resolution of the Commission of Knox County, Tennessee, approving the re-appropriation of funds designated for carryover on June 30, 1996. Commissioner Cawood seconded the motion and upon upon roll 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 HOURS OF BEER SALES IN KNOX COUNTY: R-96-10-127:

Consideration of a Resolution of the Commission of Knox County, Tennessee, regarding hours of beer sales in Knox County was before the Board of Commissioners.

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

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

Commissioner Dirl moved to defer to the November Board of Commissioners meeting and have the Chairman of the County Beer Board meet with the Chairman of the City Beer Board. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Moody, Medley, DeSelm, Davis, Griess and Cooper voted aye. Commissioners Rogero, Tindell, Ragsdale, Leuthold, Cawood, Teague, McMillan, Mills, Bratton and Pinkston voted no. The substitute motion failed 8-10-0-1. Commissioner Horner was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, EXPRESSING APPRECIATION FOR THE TENNESSEE VALLEY AUTHORITY'S DECISION TO DELAY OR ELIMINATE THE MOVING OF TVA OPERATIONS AND JOBS FROM KNOX COUNTY TO DAVIDSON COUNTY: R-96-10-128:

Consideration of a Resolution of the Commission of Knox County, Tennessee, expressing appreciation for the Tennessee Valley Authority's Decision to delay or eliminate the moving of TVA operations and jobs from Knox County to Davidson County was before the Board of Commissioners.

Commissioner Cawood moved to approve R-96-10-128 - Resolution of the Commission of Knox County, Tennessee, expressing appreciation for the Tennessee Valley Authority's Decision to delay or eliminate the moving of TVA operations and jobs from Knox County to Davidson County. Commissioner Pinkston seconded the motion and upon roll 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 KNOX COUNTY COMMISSION RULES: R-96-10-129:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the Knox County Commission Rules was before the Board of Commissioners.

Commissioner Cawood moved to approve R-96-10-129 Resolution of the Commission of Knox County, Tennessee, amending the Knox County Commission Rules with the following change: Stricking the second and third sentences, it should say Stricking the third and fourth. "All committee meetings shall be open. Only duly elected members of the committee in session may vote, make motions and count as forming a quorum. However, if a committee member is absent from said meeting the Commissioner from the same district if present shall sit for and have full authority to act in his or her stead. A majority of the committee is needed to form a quorum in order to vote on issues to be recommended to the full Commission." 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, TENNESSEE, PROHIBITING DOOR-TO-DOOR SOLICITATION: R-96-10-131:

Consideration of a Resolution of the Commission of Knox County, Tennessee, prohibiting door-to-door solicitation was before the Board of Commissioners.

Commissioner Horner moved to defer R-96-10-131 Resolution of the Commission of Knox County, Tennessee, prohibiting door-to-door solicitation to the November Board of Commissioners meeting. 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, 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, CLOSING 1100 FEET OF BEAVER RIDGE ROAD: R-96-10-132:

Consideration of a Resolution of the Commission of Knox County, Tennessee, closing 1100 feet of Beaver Ridge Road was before the Board of Commissioners.

Without objection, Commissioner Griess withdrew from the agenda R-96-10-132 - Resolution of the Commission of Knox County, Tennessee, closing 1100 feet of Beaver Ridge Road.

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IN RE: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REGARDING HOURS OF BEER SALES IN KNOX COUNTY: O-96-10-101:

Without objection, Commissioner Griess withdrew from the agenda O-96-10-101 - Ordinance of the Commission of Knox County, Tennessee, regarding hours of beer sales in Knox County.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING ORDINANCE O-90-10-103 REGARDING EXCESSIVE NOISE FROM LOADING AND UNLOADING DELIVERY TRUCKS: O-96-10-102: FIRST READING:

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Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Ordinance O-90-10-103 regarding excessive noise from loading and unloading delivery trucks was before the Board of Commissioners on first reading.

Commissioner Cawood moved to approve R-96-10-102 - Ordinance of the Commission of Knox County, Tennessee, amending Ordinance O-90-10-103 regarding excessive noise from loading and unloading delivery trucks on first 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: ORDINANCES ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ADOPTING MOBILE/MANUFACTURED HOME PARK REGULATIONS: O-96-9-102: SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, adopting mobile/manufactured home park regulations was before the Board of Commissioners on second reading.

Commissioner Horner moved to approve O-96-9-102 - Ordinance of the Commission of Knox County, Tennessee, adopting mobile/manufactured home park regulations on second reading. 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 AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE PROCUREMENT CODE (ORDINANCE O-90-9-113) AS TO REGULATIONS FOR HUD FUNDS. O-96-9-103:

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Procurement Code (Ordinance O-90-9-113) as to regulations for HUD funds was before the Board of Commissioners on second reading.

Commissioner Leuthold moved to approve O-96-9-103 - Ordinance of the Commission of Knox County, Tennessee amending the Procurement Code (Ordinance O-90-9-113) as to regulations for HUD funds on second 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, REGARDING REQUIREMENT OF TRAINING AND CERTIFICATION FOR SERVERS AND SELLERS OF ALCOHOLIC BEVERAGES: O-96-9-104: SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, regarding requirement of training and certification for servers and sellers of alcoholic beverages was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve O-96-9-104 - Ordinance of the Commission of Knox County, Tennessee, regarding requirement of training and certification for servers and sellers of alcoholic beverages on second reading with the following change: Section 4. "The requirements of this Section shall be satisfied if such person receives training from other programs if certified by the State of Tennessee or 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, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ZONING ORDINANCES ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING SECTION 6.10 (PERMITS) OF THE KNOX COUNTY ZONING ORDINANCE TO INCLUDE THE ACCESS CONTROL AND DRIVEWAY DESIGN POLICY:0-96-9-101:SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Section 6.10 (permits) of the Knox County Zoning Ordinance to include the Access Control and Driveway Design Policy was before the Board of Commissioners.

Commissioner Ragsdale moved to approve 0-96-9-101 - Ordinance of the Commission of Knox County, Tennessee, amending Section 6.10 (permits) of the Knox County Zoning Ordinance to include the Access Control and Driveway Design Policy 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 THE KNOX COUNTY ZONING ORDINANCE REGARDING MOBILE HOME PARKS: 0-96-9-105: SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding Mobile Home Parks was before the Board of Commissioners on second reading.

Commissioner Horner moved to approve 0-96-9-105 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding Mobile Home Parks on second reading. 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: NOTARY PUBLIC APPLICATIONS:

Consideration of 199 Notary Public Applications was before the Board of Commissioners.

Commissioner Horner moved to approve 199 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: AMENDMENT TO THE AGENDA:

At this time R-96-10-111 was heard next on the agenda.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE GENERAL PURPOSE FUND BUDGET AND APPROPRIATING \$7,407,342.00 FOR VARIOUS CAPITAL IMPROVEMENTS: R-96-10-111: NOTE FIGURE WAS CHANGED:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the General Purpose Fund Budget and appropriating \$7,407,342.00 for various Capital Improvements was before the Board of Commissioners.

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

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

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

Commissioner Leuthold moved to approve R-96-10-111 - Resolution of the Commission of Knox County, Tennessee, amending the General Purpose Fund Budget and appropriating \$7,407,342.00 for various Capital Improvements with the following change "The figure should read \$4,707,342.00". 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, APPROVING A CHANGE ORDER IN THE AMOUNT OF \$59,110.00 FOR RE-ROOFING ADRIAN BURNETT ELEMENTARY SCHOOL: R-96-10-112:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a change order in the amount of \$59,110.00 for re-roofing Adrian Burnett Elementary School was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-10-112 - Resolution of the Commission of Knox County, Tennessee, approving a change order in the amount of \$59,110.00 for re-roofing Adrian Burnett 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: REZONINGS 6:00 P.M.

ROLL CALL:

Mr. Mike Padgett, Knox County Clerk 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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1. Request of Norbert J. Slovis, Trustee for rezoning from CA General Business Zone to RB General Residential Zone R-96-10-133 was before the Board of Commissioners. Property located southeast side west Racoon Valley Road, southwest of I-75; Sixth Commission District.

Mr. Norbert J. Slovis, was present and spoke on the matter.

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

Mr. Ron Barnett, was present and spoke in opposition to the request.

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

Commissioner Teague moved to deny the Request of Norbert J. Slovis, Trustee for rezoning from CA General Business Zone to RB General Residential Zone. Commissioner Cawood seconded the motion.

Commissioner Dirl moved as a substitute motion to approve the Request of Norbert J. Slovis, Trustee for rezoning from CA General Business Zone to RB General Residential Zone as per Metropolitan Planning Commission's Recommendation: Approve RB General Residential Zone. Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis and Griess voted aye. Commissioners Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted no. The substitute motion failed 9-10-0-0.

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2. Request of Winston Cox for rezoning from RB General Residential & Agricultural Zone to PR Planned Residential at 1-4 dwelling units per acre was deferred to the December Board of Commissioners meeting.

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3. Request of LDC, LLC for rezoning from A Agricultural Zone to PR Planned Residential at 1-5 dwelling units per acre R-96-10-135 was before the Board of Commissioners. Property located north side Woody Drive, west of View Harbor Road; Fifth Commission District.

Mr. John Luttrell, representing LDC, LLC, was present and spoke on the matter.

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

Mr. Jim Faucon, was present and spoke in opposition to the request.

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

Commissioner Ragsdale moved to approve R-96-10-135 - Request of LDC, LLC for rezoning from A Agricultural Zone to PR Planned Residential as per Metropolitan Planning Commission's Recommendation: Approve at 1-3 dwelling units per acre. Commissioner Leuthold seconded the motion.

Commissioner Davis moved as a substitute motion to approve 1-4 dwelling units per acre the Request of LDC, LLC for rezoning from A Agricultural Zone to PR Planned Residential. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Cawood, Horner and Cooper voted aye. Commissioners Rogero, Ragsdale, Leuthold, Teague, McMillan, Mills, Bratton and Pinkston voted no. Commissioner Griess recused himself from the vote. The substitute motion carried 10-8-1-0.

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4. Request of J.D. Hatmaker & Marilyn Hatmaker for rezoning from A Agricultural Zone to PR Planned Residential at 1-5 dwelling units per acre R-96-10-136 was before the Board of Commissioners. Property located north side of Jenkins Road, west of Joe Hinton Road; Fifth Commission District.

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

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

Commissioner Ragsdale moved to approve R-96-10-136 - Request of J.D. Hatmaker & Marilyn Hatmaker 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 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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5. Request of William & Gayle McNutt for rezoning from A Agricultural Zone to CA General Business Zone R-96-10-137 was before the Board of Commissioners. Property located northeast side Lovell Road, north of Kingston Pike; Fifth Commission District.

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

Commissioner Leuthold moved to approve R-96-10-137 - Request of William & Gayle McNutt for rezoning from A Agricultural Zone to CA General Business Zone as per Metropolitan Planning Commission's Recommendation: Approve CA General Business Zone. 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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6. Request of Robert W. Bedwell for rezoning from RAE SingleFamily Exclusive Zone to PC Planned Commercial Zone R-96-10-138 was before the Board of Commissioners. Property located south side of Parkside Drive, northeast of Cogdill Road; Fifth Commission District.

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

Mr. Arthur Seymour, Attorney, representing Mr. Robert Bedwell, was present and spoke on the matter.

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

Mr. Lance McCold, representing the Neighborhood, was present and spoke in opposition to the request.

Commissioner Davis moved to approve R-96-10-138 - Request of Robert W. Bedwell for rezoning from RAE Single Family Exclusive Zone to OB, Office, Medical & Related Services Zone as per Metropolitan Planning Commission's Recommendation. Commissioner Dirl seconded the motion.

Commissioner Leuthold moved as a substitute motion to deny the Request of Robert W. Bedwell for rezoning from RAE Single Family Exclusive Zone to PC Planned Commercial Zone. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Rogero, DeSelm, Ragsdale, Leuthold, Griess, Teague and McMillan voted aye. Commissioners Jordan, Dirl, Tindell, Davis, Cawood, Horner, Cooper, Mills, Bratton and Pinkston voted no. Commissioners Moody and Medley abstained from the vote. The substitute motion failed 7-10-2-0.

Upon roll call of the original motion to approve R-96-10-138 - Request of Robert W. Bedwell for rezoning from RAE Single Family Exclusive Zone to OB, Office, Medical & Related Services Zone as per Metropolitan Planning Commission's Recommendation Commissioners Jordan, Dirl, Tindell, Moody, Davis, Cawood, Horner, Cooper, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, DeSelm, Ragsdale, Leuthold, Griess, Teague and McMillan voted no. Commissioner Medley abstained from the vote. The original motion carried 11-7-1-0.

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7. Request of Junior Miser for rezoning from A Agricultural Zone to CB Business & Manufacturing Zone R-96-10-139 was before the Board of Commissioners. Property located east of Sevierville Pike, south of Bay Mountain Road; Ninth Commission District.

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

Commissioner Bratton moved to approve R-96-10-139 - Request of Junior Miser for rezoning from A Agricultural Zone to LI Light Industrial Zone as per Metropolitan Planning Commission's Recommendation: Approve LI Light Industrial 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, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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8. Request of Steve Pilkay for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-96-10-140 was before the

Board of Commissioners. Property located northeast side Central Avenue Pike, southeast of East Emory Road; Sixth Commission District.

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

Commissioner Teague moved to approve R-96-10-140 - Request of Steve Pilkay 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, 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. Request of James K. Phillips for rezoning from RB General Residential & A Agricultural Zone to I Industrial Zone R-96-10-141 was before the Board of Commissioners. Property located southwest side Pleasant Ridge Road, northwest of Northwest Park Drive; sixth Commission District.

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

Commissioner Teague moved to approve R-96-10-141 - Request of James K. Phillips for rezoning from RB General Residential & A Agricultural Zone to LI Light Industrial Zone as per Metropolitan Planning Commission's Recommendation. 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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10. Request of Knox County Emergency Communications District for street name change from unnamed county maintained road to Rosebud Lane R-96-10-142 was before the Board of Commissioners. Property located south side Thorngrove Pike; Eighth Commission District.

Commissioner Mills moved to approve R-96-10-142 - Request of Knox County Emergency Communications District for street name change from unnamed county maintained road to Rosebud Lane. 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: REZONING APEALS:

Appeal of Dennis Patterson on MPC Denial of rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located west side Tazewell Pike, north of East Emory Road; Eighth Commission District.

Mr. Dennis Patterson, was present and spoke on the matter.

Commissioner McMillan moved to uphold the Appeal of Dennis Patterson on MPC Denial of rezoning from A Agricultural Zone to CA General Business Zone. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Medley and DeSelm voted no. The motion carried 16-3-0-0.

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IN RE: SUBDIVISION APPEAL/ONE LOT VARIANCES:

1. Appeal of Pat Moore Property on MPC Denial of final plat was before the Board of Commissioners. Property located south of Asheville Highway, west of Patty Road; Eighth Commission District.

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

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

Commissioner Mills moved to uphold the Appeal of Pat Moore Property on MPC Denial of final plat. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Davis, Ragsdale, Griess, Cawood, Teague, Horner,

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Cooper, McMillan, Mills and Pinkston voted aye. Commissioners Rogero, Medley, DeSelm, Leuthold and Bratton voted no. The motion carried 14-5-0-0.

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2. Appeal of Janice Hinton on MPC Denial of final plat for the Claude G. Bailey Farm was before the Board of Commissioners. Property located southeast side of Ball Camp Pike, East of Hitching Post Drive; Sixth Commission District.

Ms. Janice Hinton, was present and spoke on the matter.

Commissioner Cawood moved to uphold the Appeal of Janice Hinton on MPC Denial of final plat for the Claude G. Bailey Farm. 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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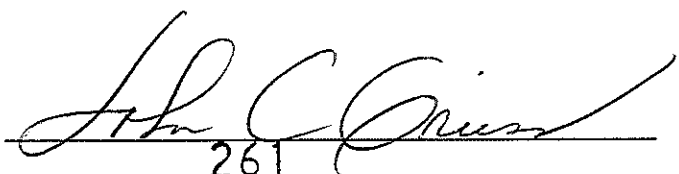
3. Appeal of John K. King on MPC Approval of the Concept Plan for Landstone LLC Subdivision was before the Board of Commissioners. Property located north side Asheville Highway, north of East Governor John Sevier Highway; Eighth Commission District.

Commissioner McMillan moved to uphold the Appeal of John K. King on MPC Approval of the Concept Plan for Landstone LLC Subdivision and remove #2(d) and item 5 (MPC letter to be attached in minutes on #2(d) and item 5.) Commissioner Mills seconded the motion and upon roll call vote 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.

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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.



261
JOHN GRIESS, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in special session on Thursday, November 7, 1996 at 3:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Bratton and Pinkston. Commissioners Tindell, Ragsdale, Cooper and Mills were absent from the meeting. Also present were Mr. Mike Moyers, Knox County Senior Deputy Law Director, Mr. Thomas Schumpert, Knox County Executive, Ms. Cathy Quist, Knox County Deputy Law Director, Ms. Kathy Hamilton, Knox County Finance 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:

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN INCENTIVE PACKAGE FOR ECONOMIC DEVELOPMENT - R-96-11-SS-101:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an incentive package for Economic Development was before the Board of Commissioners.

Commissioner Leuthold moved to defer this item to the November 1996 Agenda Committee meeting. Commissioner Rogero seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Bratton and Pinkston voted aye. Commissioners Tindell, Ragsdale, Cooper and Mills were absent from the meeting. The motion carried 15-0-0-4.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING AN AMOUNT NOT TO

EXCEED \$5,003,840.00 AND TO ACCEPT THE ASSIGNMENT OF
REAL PROPERTY PURCHASE AGREEMENTS FROM THE DEVELOPMENT
CORPORATION OF KNOX COUNTY - R-96-11-SS-102:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating an amount not to exceed \$5,003,840.00 and to accept the assignment of real property purchase agreements from the Development Corporation of Knox County was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-11-SS-102 - Resolution of the Commission of Knox County, Tennessee, appropriating an amount not to exceed \$5,003,840.00 and to accept the assignment of real property purchase agreements from the Development Corporation of Knox County. Commissioner Moody seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Bratton and Pinkston voted aye. Commissioners Tindell, Ragsdale, Cooper and Mills were absent from the meeting. The motion carried 15-0-0-4.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE, APPROPRIATING \$14,084,250.00 AND
APPROVING A CONTRACT WITH WEBB & SONS CONSTRUCTION CO.,
INC. IN THE AMOUNT OF \$13,750,000.00 FOR THE
CONSTRUCTION OF THE NEW WEST MIDDLE SCHOOL -
R-96-11-SS-103:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$14,084,250.00 and approving a contract with Webb & Sons Construction Co., Inc. in the amount of \$13,750,000.00 for the construction of the new West Middle School was before the Board of Commissioners.

Mr. Allen Morgan, Superintendent of Knox County Schools, Ms. Darlene Smolik, Controller for Public Building Authority, and Mr. Bob Thomas, Assistant Superintendent/Business Manager of Knox County Schools, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution

R-96-11-SS-103 - Resolution of the Commission of Knox County, Tennessee, appropriating \$14,084,250.00 and approving a contract with Webb & Sons Construction Co., Inc. in the amount of \$13,750,000.00 for the construction of the new West Middle School. Commissioner Moody seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Bratton and Pinkston voted aye. Commissioners Tindell, Ragsdale, Cooper and Mills were absent from the meeting. The motion carried 15-0-0-4.

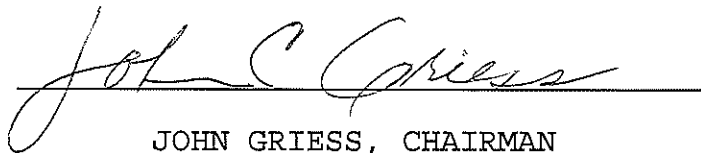
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IN RE: ADJOURNMENT:

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, November 25, 1996 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. Mike Moyers, Knox County Senior Deputy Law Director, Mr. Thomas Schumpert, Knox County Executive, Ms. Kathy Hamilton, Knox County Finance 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. Thomas Schumpert, Knox County Executive, 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 Griess amended the agenda to defer the following item for 30 days: Resolution R-96-11-102 - Resolution of the Commission of Knox County, Tennessee, honoring Kristyn Rader for winning the Tennessee State Twirling Contest. He also amended the agenda to add the following item: Ordinance O-96-11-105 - Ordinance of the Commission of Knox County, Tennessee, regarding testimony before

hearings of the Knox County Commission, committees, subcommittees, and other boards authorized by State law or Knox County Ordinance.

2. Without objection, Commissioner Griess amended the agenda to defer the following item for 30 days: Resolution R-96-11-106 - Resolution of the Commission of Knox County, Tennessee, approving the Memorandum of Understanding entered into and signed by representatives of the University of Tennessee, Knoxville, Tennessee Valley Authority, and Knox County Schools.

3. Without objection, Commissioner Griess amended the agenda to add the following items: Resolution R-96-11-122 - Resolution of the Commission of Knox County, Tennessee, requesting the State Department of Transportation to expedite fixing the turn lane at Cherokee Ridge, Cherrybrook Lane, and Highway 25W (Clinton Highway); and Resolution R-96-11-123 - Resolution of the Commission of Knox County, Tennessee, honoring Kevin O'Neill, Pat Summit, the loaned Executives, and all the volunteers who made the 1996 United Way Campaign a tremendous success to be heard after Resolution R-96-11-104. He also indicated the following item would be heard during the rezoning session: Ordinance O-96-11-104 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding development in the RB General Residential District and related sections.

4. Without objection, Commissioner Griess amended the agenda to defer the following item for 30 days: Ordinance O-96-11-101 - Ordinance of the Commission of Knox County, Tennessee, regulating door-to-door solicitation.

5. Without objection, Commissioner Griess amended the agenda to defer the following item for 30 days: Ordinance O-96-11-103 - Ordinance of the Commission of Knox County, Tennessee, approving a fee structure for scrap tires not covered by the State Reimbursement program.

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IN RE: HONORARY AND MEMORIAL RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING THE MEMORY OF DR. EDGAR LATTIMORE COMPERE - R-96-11-101:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring the memory of Dr. Edgar Lattimore Compere was before the Board of Commissioners.

Mrs. Kim Ellis, Minute Clerk to the Knox County Clerk, read the resolution into the record.

Commissioners DeSelm and Leuthold moved to approve Resolution R-96-11-101 - Resolution of the Commission of Knox County, Tennessee, honoring the memory of Dr. Edgar Lattimore Compere. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Davis and Ragsdale arrived later in the meeting. The motion carried 17-0-0-2.

Ms. Maria Compere, wife, and family members were present to accept the resolution and expressed appreciation to the Commission for the resolution.

Reverend Lena Strauss, Pastor, and Mr. John Griess, co-worker, were present and spoke on the matter.

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IN RE: RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING KRISTYN RADER FOR WINNING THE TENNESSEE STATE TWIRLING CONTEST - R-96-11-102:

This item was deferred for 30 days. (See Amendments to the Agenda, Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING KATHY HAMILTON FOR RECEIVING THE 1996 YWCA TRIBUTE TO WOMEN AWARD FOR BUSINESS AND GOVERNMENT - R-96-11-103:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Kathy Hamilton for receiving the 1996 YWCA Tribute to Women Award for Business and Government was before the Board of Commissioners.

Commissioner Moody moved to approve Resolution R-96-11-103 - Resolution of the Commission of Knox County, Tennessee, honoring Kathy Hamilton for receiving the 1996 YWCA Tribute to Women Award for Business and Government. All Commissioners 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 arrived later in the meeting. The motion carried 18-0-0-1.

Ms. Hamilton was present to accept the resolution 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, EXPRESSING APPRECIATION TO THE MEMBERS OF THE UNIFIED GOVERNMENT CHARTER COMMISSION -

R-96-11-104:

Consideration of a resolution of the Commission of Knox County, Tennessee, expressing appreciation to the members of the Unified Government Charter Commission was before the Board of Commissioners.

Commissioner Moody moved to approve Resolution R-96-11-104 - Resolution of the Commission of Knox County, Tennessee, expressing appreciation to the members of the Unified Government Charter Commission. Commissioner Horner 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 arrived later in 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 KEVIN O'NEILL, PAT SUMMIT, THE LOANED EXECUTIVES, AND ALL THE VOLUNTEERS WHO MADE THE 1996 UNITED WAY CAMPAIGN A TREMENDOUS SUCCESS -

R-96-11-123:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Kevin O'Neill, Pat Summit, the loaned Executives, and all the volunteers who made the 1996 United Way Campaign a tremendous success was before the Board of Commissioners.

Commissioner Medley moved to approve Resolution R-96-11-123 - Resolution of the Commission of Knox County, Tennessee, honoring Kevin O'Neill, Pat Summit, the loaned Executives, and all the volunteers who made the 1996 United Way Campaign a tremendous success. All Commissioners 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 arrived later in the meeting. The motion carried 18-0-0-1.

Mr. Kevin O'Neill, and Ms. Joan Cronan, representing Pat Summit, were present and expressed appreciation to the Commission for the resolution.

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IN RE: DELEGATIONS TO BE HEARD:

1. Commissioner Pinkston spoke concerning the salaries of election workers.

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

2. Mr. Oscar "Poor Boy" Brown, concerned citizen, was present and spoke concerning Unified Government.

3. Mr. Steve Walling, Attorney representing Cove Ridge Subdivision homeowners, was present and spoke concerning opposition to additional development to the subdivision.

Commissioner Cawood and Mr. Thomas Schumpert, Knox County Executive, were present and also spoke concerning other matters in the area.

4. Commissioner Horner introduced Mr. Michael Patrick, Boys and Girls Club, and Mr. David Capps, Driver, who were observing the day's meeting.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETINGS:

Consideration of approval of minutes of the previous meeting on October 21, 1996 (Special Session) and October 28, 1996 (Regular Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on October 21, 1996 (Special Session) and October 28, 1996 (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, 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.

Commissioner Leuthold indicated there would be a special meeting scheduled at a later date regarding the Justice Center.

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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 Horner indicated the retreat with the Knox County Commission and Knox County School Board would be held on Thursday, January 30, 1997 at 1:30 p.m. at Pete and Janet DeBusk Lodge on Cunningham Road.

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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.

At this time, there was discussion regarding the meeting date for the December 1996 regular session meeting.

Commissioner Teague moved to change the December 1996 regular session meeting to Monday, December 16, 1996 at 2:00 p.m. and to change the December 1996 regular session Committee meetings to the week of December 9-13, 1996. Commissioner Medley seconded the motion.

Commissioner Jordan moved to change the time for the December 1996 regular session meeting to 9:00 a.m. Commissioner Horner seconded the motion.

Commissioner Bratton moved to defer this item to the end of the business portion of the day's agenda. 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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F. The report of the Tennessee County Services Association Committee was before the Board of Commissioners.

No report was given.

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

Commissioner Horner advised all Commissioners to notify Tina in the Commission Office if they plan to attend the Legislative meeting to be held in January 1997.

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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 the Commission would receive a written report at the December 1996 meeting.

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IN RE: ELECTIONS AND APPOINTMENTS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING TWO MEMBERS TO THE KNOX COUNTY HOUSING AUTHORITY FOR A TWO YEAR TERM - R-96-11-105:

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

Commissioner Moody moved to defer for 30 days Resolution R-96-11-105 - Resolution of the Commission of Knox County, Tennessee, appointing two members to the Knox County Housing Authority for a two year term. 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.

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IN RE: DRIVES AND ROADS:

A. To be accepted as completed:
No request received.

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B. To be closed:

Consideration of a request to close Fourth Avenue was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve the request to close Fourth Avenue 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: RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE MEMORANDUM OF UNDERSTANDING ENTERED INTO AND SIGNED BY REPRESENTATIVES OF THE UNIVERSITY OF TENNESSEE, KNOXVILLE, TENNESSEE VALLEY AUTHORITY, AND KNOX COUNTY SCHOOLS - R-96-11-106:

This item was deferred for 30 days. (See Amendments to the Agenda, Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AGREEMENT WITH THE DEVELOPMENT CORPORATION OF KNOX COUNTY REGARDING PAYMENT TO THE DEVELOPMENT CORPORATION FOR INCREASE IN PROPERTY TAX REVENUE GENERATED BY THE INDUSTRIAL RECRUITING EFFORTS OF THE DEVELOPMENT CORPORATION - R-96-11-107:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with the Development Corporation of Knox County regarding payment to the Development Corporation for increase in property tax revenue generated by the industrial recruiting efforts of the Development Corporation was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-11-107 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with the Development Corporation of Knox County regarding payment to the Development Corporation for increase in property tax revenue generated by the industrial recruiting efforts of the Development Corporation. 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 \$18,000.00 AND APPROVING A PROPOSAL FOR ENGINEERING SERVICES WITH ALLEN & HOSHALL, INC. FOR INTERSECTION IMPROVEMENTS AT EMORY ROAD AND DRY GAP PIKE - R-96-11-108:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$18,000.00 and approving a proposal for engineering services with Allen & Hoshall, Inc. for intersection improvements at Emory Road and Dry Gap Pike was before the Board of Commissioners.

Commissioner Cooper moved to approve Resolution R-96-11-108 - Resolution of the Commission of Knox County, Tennessee, appropriating \$18,000.00 and approving a proposal for engineering services with Allen & Hoshall, Inc. for intersection improvements at Emory Road and Dry Gap 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 \$93,000.00 AND APPROVING A CONTRACT WITH WILBUR SMITH ASSOCIATES FOR ENGINEERING SERVICES FOR THE DEVELOPMENT OF A FUNCTIONAL PLAN FOR BALL CAMP PIKE FROM MIDDLEBROOK PIKE/HARDIN VALLEY ROAD/LOVELL ROAD TO OAK RIDGE HIGHWAY, A FUNCTIONAL PLAN FOR DANTE ROAD FROM CENTRAL AVENUE PIKE TO DRY GAP PIKE, AND A CORRIDOR STUDY FOR THE EXTENSION OF DANTE ROAD TO MAYNARDVILLE HIGHWAY - R-96-11-109:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$93,000.00 and approving a contract with Wilbur Smith Associates for engineering services for the development of a functional plan for Ball Camp Pike from Middlebrook Pike/Hardin Valley Road/Lovell Road to Oak Ridge Highway, a functional plan for Dante Road from Central Avenue Pike to Dry Gap Pike, and a corridor study for the extension of Dante Road to Maynardville Highway was before the Board of Commissioners.

Commissioner Teague moved to approve Resolution R-96-11-109 - Resolution of the Commission of Knox County, Tennessee, appropriating \$93,000.00 and approving a contract with Wilbur Smith Associates for engineering services for the development of a functional plan for Ball Camp Pike from Middlebrook Pike/Hardin Valley Road/Lovell Road to Oak Ridge Highway, a functional plan for Dante Road from Central Avenue Pike to Dry Gap Pike, and a corridor study for the extension of Dante Road to Maynardville Highway. Commissioners Cawood and 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$1,244.16 AND APPROVING A CHANGE ORDER WITH FOX ENVIRONMENT SERVICES FOR REMEDIATION OF SOIL AND GROUND WATER IN CONNECTION WITH THE UNDERGROUND TANK REMOVAL AT SHORES MARKET - R-96-11-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$1,244.16 and approving a change order with Fox Environment Services for remediation of soil and ground water in connection with the underground tank removal at Shores Market was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-11-110 - Resolution of the Commission of Knox County, Tennessee, appropriating \$1,244.16 and approving a change order with Fox Environment Services for remediation of soil and ground water in connection with the underground tank removal at Shores Market. 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, APPROVING A CONTRACT WITH APAC-TENNESSEE, INC. FOR BRIDGE REPLACEMENT AND ROADWAY CONSTRUCTION ON HILL ROAD OVER WILLOW FORK CREEK - R-96-11-111:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with APAC-Tennessee, Inc. for bridge replacement and roadway construction on Hill Road over Willow Fork Creek was before the Board of Commissioners.

Commissioner Cooper moved to approve Resolution R-96-11-111 - Resolution of the Commission of Knox County, Tennessee, approving a contract with APAC-Tennessee, Inc. for bridge replacement and roadway construction on Hill Road over

Willow Fork Creek. 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 \$26,913.00 FOR ADDITIONAL INSPECTION SERVICES FOR THE EBENEZER ROAD UNDERPASS AT RAILWAY MILEPOST 140.65-A - R-96-11-112:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$26,913.00 for additional inspection services for the Ebenezer Road underpass at Railway Milepost 140.65-A was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-11-112 - Resolution of the Commission of Knox County, Tennessee, appropriating \$26,913.00 for additional inspection services for the Ebenezer Road underpass at Railway Milepost 140.65-A. 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, APPROVING A CONTRACT WITH BROWNING-FERRIS INDUSTRIES FOR TRASH COLLECTION SERVICES - R-96-11-113:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Browning-Ferris Industries for trash collection services 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-96-11-113 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Browning-Ferris Industries for trash collection services. 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, APPROVING A CONTRACT WITH BUCKHEAD CONSTRUCTION COMPANY IN THE AMOUNT OF \$134,600.00 FOR THE BLAIR COTTAGE RENOVATIONS AT JOHN TARLETON HOME - R-96-11-114:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Buckhead Construction Company in the amount of \$134,600.00 for the Blair Cottage renovations at John Tarleton Home was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-11-114 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Buckhead Construction Company in the amount of \$134,600.00 for the Blair Cottage renovations at John Tarleton Home. 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, ACCEPTING THE REPORT FROM THE COURT SECURITY COMMITTEE - R-96-11-115:

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.

Commissioner Ragsdale moved to approve Resolution R-96-11-115 - Resolution of the Commission of Knox County, Tennessee, accepting the report from the Court Security Committee. 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 THE PUBLIC BUILDING AUTHORITY OF THE COUNTY OF KNOX AND THE CITY OF KNOXVILLE, TENNESSEE TO PROVIDE TELEPHONE SERVICES FOR COUNTY FACILITIES OUTSIDE THE CITY-COUNTY BUILDING R-96-11-116:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with the Public Building Authority of the County of Knox and the City of Knoxville, Tennessee to provide telephone services for County facilities outside the City-County Building was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-96-11-116 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the Public Building Authority of the County of Knox and the City of Knoxville, Tennessee to provide telephone services for County facilities outside the City-County Building. 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, REQUESTING THE STATE DEPARTMENT OF TRANSPORTATION TO EXPEDITE FIXING THE TURN LANE AT CHEROKEE RIDGE, CHERRYBROOK LANE, AND HIGHWAY 25W (CLINTON HIGHWAY) - R-96-11-122:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting the State Department of Transportation to expedite fixing the turn lane at Cherokee Ridge, Cherrybrook Lane, and Highway 25W (Clinton Highway) was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-96-11-122 - Resolution of the Commission of Knox County, Tennessee, requesting the State Department of Transportation to expedite fixing the turn lane at Cherokee Ridge, Cherrybrook Lane, and Highway 25W (Clinton Highway). 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, HONORING KEVIN O'NEILL, PAT SUMMIT, THE LOANED EXECUTIVES, AND ALL THE VOLUNTEERS WHO MADE THE 1996 UNITED WAY CAMPAIGN A TREMENDOUS SUCCESS - (R-96-11-123):

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

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IN RE: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REGULATING DOOR-TO-DOOR SOLICITATION O-96-11-101 - (FIRST READING):

This item was deferred for 30 days. (See Amendments to the Agenda, Page _____)

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING KNOX COUNTY ORDINANCE O-96-4-101 REGARDING LITTERING AT KNOX COUNTY CONVENIENT CENTERS - O-96-11-102 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Knox County Ordinance O-96-4-101 regarding littering at Knox County Convenient Centers was before the Board of Commissioners on first reading.

Commissioner Teague moved to approve Ordinance O-96-11-102 - Ordinance of the Commission of Knox County, Tennessee, amending Knox County Ordinance O-96-4-101 regarding littering at Knox County Convenient Centers on first reading. 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.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A FEE STRUCTURE FOR SCRAP TIRES NOT COVERED BY THE STATE REIMBURSEMENT PROGRAM O-96-11-103 - (FIRST READING):

This item was deferred for 30 days. (See Amendments to the Agenda, Page _____)

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REGARDING TESTIMONY BEFORE HEARINGS OF THE KNOX COUNTY COMMISSION, COMMITTEES, SUBCOMMITTEES, AND OTHER BOARDS AUTHORIZED BY STATE LAW OR KNOX COUNTY ORDINANCE - (O-96-11-105) - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, regarding testimony before hearings of the Knox County Commission, committees, subcommittees, and other boards authorized by State law or Knox County Ordinance was before the Board of Commissioners on first reading.

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

Commissioner Bratton moved to approve Ordinance 0-96-11-105 - Ordinance of the Commission of Knox County, Tennessee, regarding testimony before hearings of the Knox County Commission, committees, subcommittees, and other boards authorized by State law or Knox County Ordinance on first reading. 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: ORDINANCES ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING ORDINANCE 0-90-10-103 REGARDING EXCESSIVE NOISE FROM LOADING AND UNLOADING DELIVERY TRUCKS - 0-96-10-102 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Ordinance 0-90-10-103 regarding excessive noise from loading and unloading delivery trucks was before the Board of Commissioners on second reading.

Commissioner Cawood moved to approve Ordinance 0-96-10-102 - Ordinance of the Commission of Knox County, Tennessee, amending Ordinance 0-90-10-103 regarding excessive noise from loading and unloading delivery trucks on second reading. 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: ZONING ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING ORDINANCE REGARDING DEVELOPMENT IN THE RB GENERAL RESIDENTIAL DISTRICT AND RELATED SECTIONS - O-96-11-104 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding development in the RB General Residential District and related sections was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to deny Ordinance O-96-11-104 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding development in the RB General Residential District and related sections. Commissioner Davis seconded the motion.

Commissioner Leuthold moved to defer this item to the rezoning session of the day's agenda. 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 motion carried 19-0-0-0.

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IN RE: TAX REFUNDS:

A. County Clerk:

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

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B. Trustee:

Mrs. 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 APPLICATIONS:

Mrs. Angie Nesbitt, Minute Clerk to the Knox County Clerk, reported 145 applications for Notary Public.

Commissioner Horner moved to approve 145 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: DISCUSSION OF CHANGING THE DATE FOR THE DECEMBER 1996 REGULAR SESSION MEETING - (CONTINUED):

At this time, discussion continued regarding changing the meeting date for the December 1996 regular session meeting.

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

Commissioner Moody moved to recess the meeting at this time until 6:00 p.m. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Moody, Davis, Ragsdale, Leuthold, Griess, Bratton and Pinkston voted aye. Commissioners Rogero, Tindell, Medley, DeSelm, Cawood, Teague, Horner, Cooper, McMillan and Mills voted no. The motion failed 9-10-0-0.

Commissioner Horner moved to suspend the rules to allow 10 votes to change the date for the December 1996 regular session meeting. Commissioner Teague seconded the motion and upon roll call vote Commissioners Tindell, Medley, DeSelm, Leuthold, Cawood, Teague, Horner, Cooper and McMillan voted aye. Commissioners Jordan, Dirl, Rogero, Moody, Davis, Ragsdale, Mills, Bratton and Pinkston voted no. Commissioner Griess abstained from voting. The motion failed 9-9-1-0.

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

Mrs. Angie Nesbitt, Minute Clerk to the Knox County Clerk, called the roll. Those Commissioners responding 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 - (CONTINUED):

6. Without objection, Commissioner Griess amended the agenda to add the following item: Resolution R-96-11-124 - Resolution of the Commission of Knox County, Tennessee, approving the request of Russco Properties, Inc. for rezoning from A Agricultural Zone to RA Low Density Residential Zone; property located north side East Emory Road, west of Tazewell Pike, 8th Commission District.

7. Without objection, Commissioner Griess amended the agenda to hear Resolution R-96-11-120 after completing R-96-11-117.

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IN RE: ZONING REQUEST:

1. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Bob Brooks for rezoning from RAE Single Family Exclusive Residential Zone to OA Office Park District Zone was before the Board of Commissioners. Property located southwest side South Peters Road, south of Kingston Pike, 5th Commission District.

Mr. Larry Tregressor, representing Bob Brooks, and Mr. William O'Dell, area resident, were present and spoke on behalf of the request.

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

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

Commissioner Leuthold moved to approve Resolution R-96-11-117 - Resolution of the Commission of Knox County, Tennessee, approving the request of Bob Brooks for rezoning from RAE Single Family Exclusive Residential Zone to OA Office Park for parcels 15, 16 & 17 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 southwest side South Peters Road, south of Kingston Pike, 5th Commission District.

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2. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Gladys Smith for rezoning from RAE/RB Single Family Exclusive Residential/General Residential Zone to OA Office Park was before the Board of Commissioners. Property located southwest side south Peters Road, southeast of Kingston Pike, 5th Commission District.

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

Commissioner Leuthold moved to approve Resolution R-96-11-120 - Resolution of the Commission of Knox County, Tennessee, approving the request of Gladys Smith for rezoning from RAE/RB Single Family Exclusive Residential/General Residential Zone to OA Office Park for parcels 19 through 25 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 southwest side south Peters Road, southeast of Kingston Pike, 5th Commission District.

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3. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Joseph D. Chalmers, Agent, for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located north side Middlebrook Pike, east of Cedar Bluff Road, 5th Commission District.

Mr. Joseph Chalmers, applicant, 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.

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

Commissioner Ragsdale moved to approve Resolution R-96-11-118 - Resolution of the Commission of Knox County, Tennessee, approving the request of Joseph D. Chalmers, Agent, for rezoning from A Agricultural Zone to CA General Business Zone. (MPC's recommendation was to approve PC Planned Commercial Zone) Commissioner Leuthold 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. Property located north side Middlebrook Pike, east of Cedar Bluff Road, 5th Commission District.

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4. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Mackey Brownlee for rezoning from A Agricultural Zone to PR Planned Residential at 1-6 du/ac was before the Board of Commissioners. Property located southeast side Westland Drive, northwest side Nubbin Ridge Road, 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-96-11-119 - Resolution of the Commission of Knox County,

Tennessee, approving the request of Mackey Brownlee for rezoning from A Agricultural Zone to PR Planned Residential at 1-5 du/ac 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, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0. Property located southeast side Westland Drive, northwest side Nubbin Ridge Road, 5th Commission District.

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5. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Renae Thompson for street name change from Joint Permanent Easement to Friendly Way was before the Board of Commissioners. Property located Ellistown Road southwestwardly approximately 1600 feet to dead-end cul-de-sac, 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-96-11-121 - Resolution of the Commission of Knox County, Tennessee, approving the request of Renae Thompson for street name change from Joint Permanent Easement to Friendly 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. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Russco Properties, Inc. for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located north side East Emory Road, west of Tazewell Pike, 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-96-11-124 - Resolution of the Commission of Knox County, Tennessee, approving the request of Russco Properties, Inc. for rezoning from A Agricultural Zone to RA Low Density Residential Zone. 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. Property located north side East Emory Road, west of Tazewell Pike, 8th Commission District.

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IN RE: REZONING APPEALS:

Consideration of the appeal of Walter E. Proffitt on MPC denial of rezoning from A Agricultural Zone to PR Planned Residential at 1-8 du/ac was before the Board of Commissioners. Property located southwest side of Harrell Road, 6th Commission District.

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

Mr. Mike Gordon, representing Walter E. Proffitt, was present and spoke on behalf of the appeal.

Mr. Richard Lee, area resident, was present and spoke in opposition to the appeal.

Commissioner Cawood moved to uphold the appeal of Walter E. Proffitt on MPC denial of rezoning from A Agricultural Zone to PR Planned Residential at 1-8 du/ac. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Davis, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Rogero, Medley, DeSelm and Griess vote no. The motion carried 15-4-0-0. Property located southwest side of Harrell Road, 6th Commission District.

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IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING ORDINANCE REGARDING DEVELOPMENT IN THE RB GENERAL RESIDENTIAL DISTRICT AND RELATED SECTIONS - O-96-11-104 - (FIRST READING) - (CONTINUED):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding development in the RB General Residential District and related sections was before the Board of Commissioners on first reading.

Commissioner Horner moved as a substitute motion to defer indefinitely Ordinance O-96-11-104 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding development in the RB General Residential District and related sections on first reading. 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.

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IN RE: PLAN AND PLAN AMENDMENTS:

Consideration of the West City Sector Plan was before the Board of Commissioners.

Commissioner Ragsdale moved to receive and file the West City Sector Plan. 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: ROLL CALL BY DISTRICTS:

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

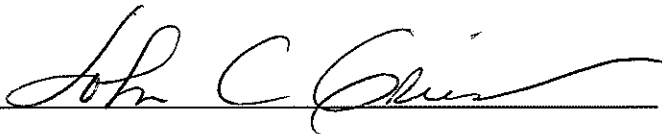
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IN RE: ADJOURNMENT:

There being no further business to come before the Knox County Board of Commissioners, Commissioner 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 23, 1996 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, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioners Medley and Teague were absent from the meeting. Also present were Mr. Thomas Schumpert, Knox County Executive, Mr. Mike Moyers, Knox County Senior Deputy Law Director, Mr. Mike Padgett, Knox County Clerk 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, was present and called the roll.

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IN RE: DEVOTIONAL:

Reverend Rocky Ramsey, Corryton Baptist Church, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Bee DeSelm 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-96-12-143 - Resolution of the Commission of Knox County, Tennessee, authorizing and directing the Knox County Executive to proceed with all matters necessary to initiate the design and construction of additional Juvenile Detention and Support Services.

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2. Defer R-96-12-109 - Resolution of the Commission of Knox County, Tennessee, appropriating funds for the replacement of a maintenance building/field house at Christenberry Elementary School to the January Board of Commissioners meeting.

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3. Defer R-96-12-131 - Winston Cox for rezoning from RB General Residential and A Agricultural Zone to PR Planned Residential at 1-4 dwelling units per acre to the January Board of Commissioners meeting.

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4. Add the acceptance of Barbee Lane as a public road.

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5. Add R-96-12-142 - Resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Air Pollution Control Board to fill an unexpired term.

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6. Defer R-96-12-108 - Resolution of the Commission of Knox County, Tennessee, approving the Memorandum of Understanding entered into and signed by representatives of the University of Tennessee, Knoxville, Tennessee Valley Authority, and Knox County Schools to the January Board of Commissioners meeting.

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7. Commissioner Davis moved to defer Rezoning Appeals: Appeal of John Murphy on MPC denial of rezoning from A Agricultural Zone to PR Planned Residential at 1-8 dwelling units per acre to the January Board of Commissioners meeting. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Tindell, Moody, Davis, Griess, Horner, Cooper and Mills voted aye. Commissioners Rogero, DeSelm, Ragsdale, Leuthold, Cawood, McMillan and Bratton voted no. Commissioner Pinkston abstained from the vote. Commissioner Dirl was absent from the vote. Commissioners Medley and Teague were absent from the meeting. The motion to defer failed 8-7-1-3. (NOTE THIS ITEM WAS BROUGHT BACK UP LATER IN THE AGENDA)

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8. Commissioner Cooper moved to defer to the January Board of Commissioners meeting under Subdivision Appeals: Appeal of Betty Winfrey Property on MPC denial of Concept Plan. Commissioner Davis seconded the motion.

Mr. Bill Threlkeld, was present and spoke on the matter.

Mr. Arthur Seymour, Attorney, was present and spoke on the matter.

Upon roll call to defer to the January Board of Commissioners meeting Appeal of Betty Winfrey Property on MPC denial on Concept Plan, Commissioners Jordan, Tindell, Moody, Davis, Griess, Cawood, Horner, Cooper, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, DeSelm, Ragsdale, Leuthold and McMillan voted no. Commissioner Dirl was absent from the vote. Commissioners Medley and Teague were absent from the meeting. The motion carried 11-5-0-3.

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9. Withdraw Consideration of a request to close Cogdill Road on first reading.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING WILLIAM A. PEASE: R-96-12-101:

Consideration of a Resolution of the Commission of Knox County, Tennessee, memorializing William A. Pease was before the Board of Commissioners .

Mrs. Angie Nesbitt read the Resolution into the record.

Mrs. Sandy Snyder, was present and spoke on the matter.

Mr. Pinky Doyle, was present and spoke on the matter.

Mr. Ched Nichols, was present and spoke on the matter.

Mr. Joe Bruster, was present and spoke on the matter.

Commissioner John Mills, was present and spoke on the matter.

Commissioner Pinkston moved to approve R-96-12-101 - Resolution of the Commission of Knox County, Tennessee, memorializing William A. Pease. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody,

DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Teague were 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, HONORING KRISTYN RADER FOR WINNING THE TENNESSEE STATE BATON TWIRLING CONTEST:R-96-12-102:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Kristyn Rader for winning the Tennessee State Baton Twirling Contest was before the Board of Commissioners.

Commissioner Bratton moved to approve R-96-12-102 - Resolution of the Commission of Knox County, Tennessee, honoring Kristyn Rader for winning the Tennessee State Baton Twirling Contest. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Teague were 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, CONGRATULATING WEBB SCHOOL ON WINNING THE STATE TSSAA, DIVISION II, FOOTBALL CHAMPIONSHIP: R-96-12-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee, congratulating Webb School on winning the State TSSAA, Division II, Football Championship was before the Board of Commissioners.

Mr. Blair Harris, was present and spoke on the matter.

Commissioner Davis moved to approve R-96-12-103 - Resolution of the Commission of Knox County, Tennessee, congratulating Webb School on winning the State TSSAA, Division II, Football Championship. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Teague were 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, CONGRATULATING THE HALLS HIGH SCHOOL FOOTBALL TEAM: R-96-12-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee, congratulating the Halls High School Football Team was before the Board of Commissioners.

Commissioners Horner and Cooper moved to approve R-96-12-104 - Resolution of the Commission of Knox County, Tennessee, congratulating the Halls High School Football Team. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Teague were 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, HONORING RURAL/METRO OF TENNESSEE FOR RECEIVING THE 1996 TENNESSEE QUALITY COMMITMENT AWARD: R-96-12-105:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Rural/Metro of Tennessee for receiving the 1996 Tennessee Quality Commitment Award was before the Board of Commissioners.

Mrs. Kim Ellis read the Resolution into the record.

Commissioner Ragsdale moved to approve R-96-12-105 - Resolution of the Commission of Knox County, Tennessee, honoring Rural/Metro of Tennessee for receiving the 1996 Tennessee Quality Commitment Award. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Teague were absent from the meeting. The motion carried 17-0-0-2.

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IN RE: DELEGATIONS TO BE HEARD:

1. Mrs. Malary Sigmon was present and spoke on the Karns Intermediate and Karns Primary Schools crossing.
2. Mr. Oscar "Poor Boy" Brown was present and spoke on the Justice System Center.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meetings on November 7, 1996 (Special Session) and November 25, 1996 (Regular Session).

Commissioner Leuthold moved to approve the minutes of the previous meetings on November 7, 1996 (Special Session) and November 25, 1996 (Regular Session). Commissioner Cooper seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Teague were absent from the meeting. The motion carried 17-0-0-2.

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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 on January 30, 1997 there would be a meeting with the School Board.

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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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING THREE MEMBERS TO THE KNOX COUNTY HOUSING AUTHORITY: R-96-12-106:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing three members to the Knox County Housing Authority was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-96-12-106 - Resolution of the Commission of Knox County, Tennessee, appointing three members to the Knox County Housing Authority with the following names: Henrietta Grant, Joe Guess, Jr. and Earl Julian. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Teague were absent from the meeting. The motion carried 17-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING ONE MEMBER TO THE KNOX

COUNTY SHERIFF'S DEPARTMENT MERIT SYSTEM COUNCIL:

R-96-12-107:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Sheriff's Department Merit System Council was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-96-12-107 - Resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Sheriff's Department Merit System Council with the name of Michael Arms. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Teague were absent from the meeting. The motion carried 17-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING ONE MEMBER TO THE KNOX COUNTY AIR POLLUTION CONTROL BOARD TO FILL AN UNEXPIRED TERM: R-96-12-142:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Air Pollution Control Board to fill an unexpired term was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-96-12-142 - Resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Air Pollution Control Board with the name of

Mr. Mark Jones. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye.

Commissioners Medley and Teague were absent from the meeting. The motion carried 17-0-0-2.

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IN RE: DRIVES AND ROADS:

Consideration of a request to accept as completed Barbee Lane was before the Board of Commissioners.

Mr. Arthur Seymour, Attorney, was present and spoke on the matter.

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

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

Mr. Tom McAdams, Attorney, was present and spoke on the matter.

Commissioner Ragsdale moved to accept Barbee Lane as completed. Commissioner Jordan seconded the motion.

Commissioner DeSelm moved as a substitute motion to defer Barbee Lane to the January Board of Commissioners meeting. Commissioner Cawood seconded the motion and upon roll call vote Commissioners DeSelm, Leuthold, Cawood and McMillan voted aye. Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Davis, Ragsdale, Griess, Horner, Cooper, Mills, Bratton and Pinkston voted no. Commissioners Medley and Teague were absent from the meeting. The substitute motion failed 4-13-0-2.

Upon roll call of the original motion to accept as completed Barbee Lane, Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Davis, Ragsdale, Griess, Cawood, Horner, Cooper, Mills, Bratton and Pinkston voted aye. Commissioners Leuthold and McMillan voted no. Commissioner DeSelm abstained from the vote. Commisisoners Medley and Teague were absent from the meeting. The motion carried 14-2-1-2.

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IN RE: AMENDMENT TO THE AGENDA:

Commissioner Ragsdale moved to withdraw from the agenda under Subdivision Appeals:Appeal of the Colonies, Unit 10 on MPC Approval of the Concept Plan Subject to 1 condition. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Teague were absent from the meeting. The motion carried 17-0-0-2.

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IN RE: AMENDMENT TO THE AGENDA:

Commissioner Bratton moved to reconsider the original vote on the rezoning appeals of John Murphy on MPC denial of rezoning from A Agricultural Zone to PR Planned Residential at 1-8 dwelling units per acre. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Davis, Griess, Cawood, Horner, Cooper, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, DeSelm, Ragsdale, Leuthold and McMillan voted no. Commissioners Medley and Teague were absent from the meeting. The motion carried 12-5-0-2.

Commissioner Bratton moved to defer to the January Board of Commissioners meeting the Appeal of John Murphy on MPC denial of rezoning from A Agricultural Zone to PR Planned Residential at 1-8 dwelling units per acre. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Davis, Griess, Cawood, Horner, Cooper, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, DeSelm, Ragsdale, Leuthold and McMillan voted no. Commissioners Medley and Teague were absent from the meeting. The motion carried 12-5-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING MATCHING FUNDS IN THE AMOUNT OF \$6,500.00 FOR A GRANT FROM THE STATE OF TENNESSEE FOR THE PURCHASE OF A DIGITAL MICROPRINTER FOR THE KNOX COUNTY ARCHIVES: R-96-12-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating matching funds in the amount of \$6,500.00 for a grant from the State of Tennessee for the purchase of a digital microprinter for the Knox County Archives was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-12-110 - Resolution of the Commission of Knox County, Tennessee, appropriating matching funds in the amount of \$6,500.00 for a grant from the State of Tennessee for the purchase of a digital microprinter for the Knox County Archives. Commissioner DeSelm seconded the motion and upon

roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Teague were 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 HOTEL-MOTEL TAX TRUST FUND BUDGET AND APPROPRIATING \$5,000.00 TO WEST HIGH SCHOOL FOR EXPENSES INVOLVED IN SPONSORING THE STATE STUDENT COUNCIL CONVENTION: R-96-12-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the Hotel-Motel Tax Trust Fund Budget and appropriating \$5,000.00 to West High School for expenses involved in sponsoring the State Student Council Convention was before the Board of Commissioners.

Commissioner Moody moved to approve R-96-12-111 - Resolution of the Commission of Knox County, Tennessee, amending the Hotel-Motel Tax Trust Fund Budget and appropriating \$5,000.00 to West High School for expenses involved in sponsoring the State Student Council Convention. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Teague were 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, APPROVING A PROPOSAL WITH THE STATE DEPARTMENT OF TRANSPORTATION TO CONSTRUCT A PROJECT DESIGNATED AS NO. STP-H-331(2), 47186-2204-94, SR-331, (EMORY ROAD) IMPROVEMENTS WITH CORRYTON ROAD (L.M.13.11) R-96-12-112:

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. STP-H-331(2), 47186-2204-94, SR-331, (Emory Road) improvements with Corryton Road (L.M.13.11) was before the Board of Commissioners.

Commissioner Mills moved to approve R-96-12-112 - Resolution of the Commission of Knox County, Tennessee, approving a proposal with the State Department of Transportation to construct a project designated as No. STP-H-331(2), 47186-2204-94, SR-331, (Emory Road) improvements with Corryton Road (L.M.13.11). Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Teague were 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 \$37,437.00 AND APPROVING A CONTRACT AMENDMENT FOR ENGINEERING SERVICES WITH BARGE, WAGGONER, SUMNER AND CANNON, INC. FOR ROAD IMPROVEMENTS TO MAYNARDVILLE HIGHWAY, NORRIS FREEWAY, AND EMORY ROAD:
R-96-12-113:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$37,437.00 and approving a contract amendment for engineering services with Barge, Waggoner, Sumner and Cannon, Inc. for road improvements to Maynardville Highway, Norris Freeway, and Emory Road was before the Board of Commissioners.

Commissioner Horner moved to approve R-96-12-113 - Resolution of the Commission of Knox County, Tennessee, appropriating \$37,437.00 and approving a contract amendment for engineering services with Barge, Waggoner, Sumner and Cannon, Inc. for road improvements to Maynardville Highway, Norris Freeway, and Emory Road. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Teague were 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 \$65,000.00 FOR RIGHT OF

WAY ACQUISITIONS FOR ROAD IMPROVEMENTS ON DRY GAP PIKE:R-96-12-114:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$65,000.00 for right of way acquisitions for road improvements on Dry Gap Pike was before the Board of Commissioners.

Commissioner Cooper moved to approve R-96-12-114 - Resolution of the Commission of Knox County, Tennessee, appropriating \$65,000.00 for right of way acquisitions for road improvements on Dry Gap Pike. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Teague were 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 \$60,200.00 AND APPROVING A SUPPLEMENTAL AGREEMENT WITH WIBLUR SMITH ASSOCIATES FOR CONSTRUCTION MANAGEMENT SERVICES FOR THE MIDDLEBROOK PIKE PROJECT FROM FREDERIC ROAD TO FOX LONAS ROAD:R-96-12-115:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$60,200.00 and approving a supplemental agreement with Wilbur Smith Associates for construction management services for the Middlebrook Pike Project from Frederic Road to Fox Lonas Road was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve R-96-12-115 - Resolution of the Commission of Knox County, Tennessee, appropriating \$60,200.00 and approving a supplemental agreement with Wilbur Smith Associates for construction management services for the Middlebrook Pike Project from Frederic Road to Fox Lonas Road. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and

Pinkston voted aye. Commissioners Medley and Teague were 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 \$38,500.00 AND APPROVING A SUPPLEMENTAL AGREEMENT WITH WILBUR SMITH ASSOCIATES FOR CONSTRUCTION MANAGEMENT SERVICES FOR PHASE III OF THE EBENEZER/PETERS ROAD PROJECT FROM E. WESTLAND TO KINGSTON PIKE WITH THE EXCEPTION OF THE NORFOLK SOUTHERN RAILROAD BRIDGE: R-96-12-116:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$38,500.00 and approving a supplemental agreement with Wilbur Smith Associates for construction management services for Phase III of the Ebenezer/Peters Road project from E. Westland to Kingston Pike with the exception of the Norfolk Southern Railroad Bridge 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-96-12-116 - Resolution of the Commission of Knox County, Tennessee, appropriating \$38,500.00 and approving a supplemental agreement with Wilbur Smith Associates for construction management services for Phase III of the Ebenezer/Peters Road project from E. Westland to Kingston Pike with the exception of the Norfolk Southern Railroad Bridge. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Teague were absent from the meeting. The motion carried 17-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING THAT THE TENNESSEE LEGISLATURE DIRECT THE STATE DEPARTMENT OF TRANSPORTATION TO ERECT A TURN SIGNAL AT THE CORNER OF CHAPMAN HIGHWAY AND HENDRON CHAPEL ROAD: R-96-12-117:

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Consideration of a Resolution of the Commission of Knox County, Tennessee, requesting that the Tennessee Legislature direct the State Department of Transportation to erect a turn signal at the corner of Chapman Highway and Hendron Chapel Road was before the Board of Commissioners.

Commissioner Bratton moved to approve R-96-12-117 - Resolution of the Commission of Knox County, Tennessee, requesting that the Tennessee Legislature direct the State Department of Transportation to erect a turn signal at the corner of Chapman Highway and Hendron Chapel Road. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Teague were 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, APPROVING A CHANGE ORDER IN THE AMOUNT OF \$35,842.00 WITH JOHNSON AND GALYON, INC. FOR CONSTRUCTION OF A TELECOMMUNICATION CONTROL ROOM AT THE MARY B. DUFFY HEALTH CENTER: R-96-12-118:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a change order in the amount of \$35,842.00 with Johnson and Galyon, Inc. for construction of a telecommunication control room at the Mary B. Duffy Health Center was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-12-118 - Resolution of the Commission of Knox County, Tennessee, approving a change order in the amount of \$35,842.00 with Johnson and Galyon, Inc. for construction of a telecommunication control room at the Mary B. Duffy Health Center. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Teague were 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, ACCEPTING THE DONATION OF PROPERTY ADJACENT TO ALCOAWAY PARK FROM VICTOR F. PETTIT:R-96-12-119

Consideration of a Resolution of the Commission of Knox County, Tennessee, accepting the donation of property adjacent to Alcoaway Park from Victor F. Pettit was before the Board of Commissioners.

Commissioner Pinkston moved to approve R-96-12-119 - Resolution of the Commission of Knox County, Tennessee, accepting the donation of property adjacent to Alcoaway Park from Victor F. Pettit. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Teague were 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 \$130,000.00 FOR CAPITAL IMPROVEMENTS TO CONCORD PARK AND CARL COWAN PARK: R-96-12-120:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$130,000.00 for capital improvements to Concord Park and Carl Cowan Park was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-12-120 - Resolution of the Commission of Knox County, Tennessee, appropriating \$130,000.00 for capital improvements to Concord Park and Carl Cowan Park. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Teague were 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, REGARDING AWARDING SERVICE WEAPONS AND BADGES TO SHERIFF'S DEPUTIES UPON RETIREMENT UPON CERTAIN CIRCUMSTANCES: R-96-12-121:

Consideration of a Resolution of the Commission of Knox County, Tennessee, regarding awarding service weapons and badges to Sheriff's Deputies upon retirement upon certain circumstances was before the Board of Commissioners.

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

Commissioner Pinkston moved to approve R-96-12-121 - Resolution of the Commission of Knox County, Tennessee, regarding awarding service weapons and badges to Sheriff's Deputies upon retirement upon certain circumstances. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Teague were 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, APPROVING THE CONCEPT OF THE JUSTICE SYSTEM ENHANCEMENT AS CONTAINED IN THE JUSTICE SYSTEM STUDY PREPARED BY CGA CONSULTING SERVICES, INC.:
R-96-12-122:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the concept of the Justice System enhancement as contained in the Justice System Study prepared by CGA Consulting Services, Inc. was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-12-122 - Resolution of the Commission of Knox County, Tennessee, approving the concept of the Justice System enhancement as contained in the Justice System Study prepared by CGA Consulting Services, Inc. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Leuthold, Griess, Cawood,

Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale recused himself from the vote. Commissioners Medley and Teague were absent from the meeting. The motion carried 16-0-1-2.

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IN RE: INITIAL RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$70,000,000 OF GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS SECURED BY AND PAYABLE FROM REVENUES FROM AD VALOREM TAXES LEVIED UPON ALL TAXABLE PROPERTY IN KNOX COUNTY FOR THE PURPOSE OF FUNDING VARIOUS ROADS, LIBRARIES, UTILITIES, HEALTH DEPARTMENT FACILITIES, PARKS AND RECREATION FACILITIES, JUSTICE AND LAW ENFORCEMENT FACILITIES, JUVENILE FACILITIES AND SCHOOLS PROJECTS; THE CONSTRUCTION, IMPROVEMENT AND REHABILITATION OF PUBLIC BUILDINGS AND FACILITIES; AND, THE ACQUISITION OF TECHNOLOGICAL EQUIPMENT: R-96-12-123:

Initial Resolution of the Commission of Knox County, Tennessee, authorizing the issuance of not to exceed \$70,000,000 of General Obligation Public Improvement Bonds secured by and payable from revenues from ad valorem taxes levied upon all taxable property in Knox County for the purpose of funding various roads, libraries, utilities, Health Department Facilities, parks and recreation facilities, Justice and Law Enforcement Facilities, Juvenile Facilities and Schools projects; the construction, improvement and rehabilitation of public buildings and facilities; and, the acquisition of technological equipment was before the Board of Commissioners.

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.

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

Commissioner Leuthold moved to approve R-96-12-123 - Resolution of the Commission of Knox County, Tennessee, authorizing

the issuance of not to exceed \$70,000,000 of General Obligation Public Improvement Bonds secured by and payable from revenues from ad valorem taxes levied upon all taxable property in Knox County for the purpose of funding various roads, libraries, utilities, Health Department Facilities, parks and recreation facilities, Justice and Law Enforcement Facilities, Juvenile Facilities and Schools projects; the construction, improvement and rehabilitation of public buildings and facilities; and, the acquisition of technological equipment. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale recused himself from the vote. Commissioners Medley and Teague were absent from the meeting. The motion carried 16-0-1-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE ISSUANCE AND PROVIDING THE DETAILS OF NOT TO EXCEED \$70,000,000 GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS, SERIES 1997 OF KNOX COUNTY, TENNESSEE, AUTHORIZING AND DIRECTING THE SALE THEREOF FOR PUBLIC PURPOSES, LEVYING AND PLEDGING TAXES AND MAKING PROVISION FOR THE PAYMENT THEREOF: R-96-12-124:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the issuance and providing the details of not to exceed \$70,000,000 General Obligation Public Improvement Bonds, Series 1997 of Knox County, Tennessee, authorizing and directing the sale thereof for public purposes, levying and pledging taxes and making provision for the payment thereof was before the Board of Commissioners.

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.

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

Commissioner Leuthold moved to approve R-96-12-124 - Resolution of the Commission of Knox County, Tennessee, authorizing the issuance and providing the details of not to exceed \$70,000,000 General Obligation Public Improvement Bonds, Series 1997 of Knox County, Tennessee, authorizing and directing the sale thereof for public purposes, levying and pledging taxes and making provision for the payment thereof. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale recused himself from the vote. Commissioners Medley and Teague were absent from the meeting. The motion carried 16-0-1-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AWARDED NEWSPAPER ADVERTISING CONTRACT: R-96-12-125:

Consideration of a Resolution of the Commission of Knox County, Tennessee, awarding newspaper advertising contract was before th Board of Commissioners.

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.

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

Ms. Debra Smith, News Sentinel, was present and spoke on the matter.

Commissioner DeSelm moved to approve R-96-12-125- Resolution of the Commission of Knox County, Tennessee, awarding newspaper advertising contract. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Teague were 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, TO CREATE AN ECONOMIC DEVELOPMENT STUDY COMMITTEE: R-96-12-126:

Consideration of a Resolution of the Commission of Knox County, Tennessee, to create an Economic Development Study Committee 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-96-12-126 - Resolution of the Commission of Knox County, Tennessee, to create an Economic Development Study Committee with the following change: In Section 1. That no later than January 20, 1997, the Knox County Executive shall appoint a minimum of five (5) member task force. Delete minimum of: Should read as follows: "That no later than January 20, 1997, the Knox County Executive shall appoint a five (5) member task force." Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Teague were 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, AUTHORIZING THE DONATION OF PROPERTY AT 280 AND 312 S. PETERS ROAD AND 2215 SHIPETOWN ROAD TO CHILD AND FAMILY SERVICES FOR BATTERED WOMEN SUPPORT SERVICES: R-96-12-127:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the donation of property at 280 and 312 S. Peters Road and 2215 Shipetown Road to Child and Family Services for Battered Women Support Services was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve R-96-12-127 - Resolution of the Commission of Knox County, Tennessee, authorizing

the donation of property at 280 and 312 S. Peters Road and 2215 Shipetown Road to Child and Family Services for Battered Women Support Services. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Cawood, Horner, Cooper, McMillan, Mills, and Pinkston voted aye. Commissioner Griess voted no. Commissioner Bratton recused himself from the vote. Commissioners Medley and Teague were absent from the meeting. The motion carried 15-1-1-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AMENDMENT TO THE AGREEMENT FOR CONSULTANT SERVICES WITH JACK SPRATT FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM AND THE HOME PROGRAM: R-96-12-128:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an amendment to the agreement for consultant services with Jack Spratt for the Community Development Block Grant Program and the Home Program was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-12-128 - Resolution of the Commission of Knox County, Tennessee, approving an amendment to the agreement for consultant services with Jack Spratt for the Community Development Block Grant Program and the Home Program. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Teague were 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 RULES OF KNOX COUNTY COMMISSION: R-96-12-129:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the rules of Knox County Commission was before the Board of Commissioners.

Commissioner Cawood moved to approve R-96-12-129 - Resolution of the Commission of Knox County, Tennessee, amending the rules of Knox County Commission with the following change: Under item 3: indented paragraph at bottom should read "zoning agenda" instead of afternoon agenda. Commissioner Davis seconded the motion.

Commissioner McMillan moved as a substitute motion to defer to the January Board of Commissioners meeting R-96-12-129 - Resolution of the Commission of Knox County, Tennessee, amending the rules of Knox County Commission. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Teague were 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, AUTHORIZING A TECHNICAL CORRECTION TO RESOLUTION R-96-6-131 TO INCLUDE THE TAX RATE FOR THE FORKS OF THE RIVER INDUSTRIAL PARK FIRE DISTRICT FOR THOSE PARCELS HANDLING OR STORING HAZARDOUS MATERIALS:
R-96-12-130:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing a technical correction to Resolution R-96-12-131 to include the tax rate for the Forks of the River Industrial Park Fire District for those parcels handling or storing hazardous materials was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-12-130 - Resolution of the Commission of Knox County, Tennessee, authorizing a technical correction to Resolution R-96-12-131 to include the tax rate for the Forks of the River Industrial Park Fire District for those parcels handling or storing hazardous materials. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Teague were 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 AUTHORIZING AND DIRECTING THE KNOX COUNTY EXECUTIVE TO PROCEED WITH ALL MATTERS NECESSARY TO INITIATE THE DESIGN AND CONSTRUCTION OF ADDITIONAL JUVENILE DETENTION AND SUPPORT SERVICES: R-96-12-143:

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing and directing the Knox County Executive to proceed with all matters necessary to initiate the design and construction of additional Juvenile Detention and Support Services was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-96-12-143 - Resolution of the Commission of Knox County, Tennessee authorizing and directing the Knox County Executive to proceed with all matters necessary to initiate the design and construction of additional Juvenile Detention and Support Services. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye.

Commissioners Medley and Teague were 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, AMENDING THE KNOX COUNTY ORDINANCE 0-96-4-101 REGARDING LITTERING AT KNOX COUNTY CONVENIENT CENTERS: 0-96-11-102:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Ordinance 0-96-4-101 regarding littering at Knox County Convenient Centers was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve 0-96-11-102 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Ordinance 0-96-4-101 regarding littering at Knox County Convenient Centers on second reading. Commissioner Horner seconded

the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Bratton and Pinkston voted aye.

Commissioners Medley and Teague were absent from the meeting.

Commissioner Mills was absent from the vote. The motion carried 16-0-0-3.

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IN RE: NOTARY PUBLIC APPLICATIONS:

Consideration of 122 Notary Public Applications was before the Board of Commissioners.

Commissioner Pinkston moved to approve 122 Notary Public Applications. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Bratton and Pinkston voted aye. Commissioners Medley and Teague were absent from the meeting. Commissioner Mills was absent from the vote. The motion carried 16-0-0-3.

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

Mrs. Kim Ellis, Minutes Clerk to Knox County Clerk, Mike Padgett called the roll. Those Commissioners present were Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Bratton and Pinkston. Commissioners Medley and Teague were absent from the meeting. Commissioner Mills was absent from the evening session.

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1. Request of Harold Rutherford for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-96-12-132 was before the Board of Commissioners. Property located southwest side Pelleux Road, northwest of Emory Road; Sixth Commission District.

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

Commissioner Cawood moved to approve R-96-12-132 - Request of Harold Rutherford 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 Rogero seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Bratton and Pinkston voted aye. Commissioners Medley and Teague were absent from the meeting. Commissioner Mills was absent from the vote. The motion carried 16-0-0-3.

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2. Request of Russ Amanns for rezoning from A Agricultural Zone to CA General Business Zone R-96-12-133 was before the Board of Commissioners. Property located southwest side Primus Drive, north of Murray Drive; Sixth Commission District.

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

Commissioner Cawood moved to approve R-96-12-133 - Request of Russ Amanns for rezoning from A Agricultural Zone to CA General Business Zone as per Metropolitan Planning Commission's Recommendation: Approve CA General Business Zone. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Bratton and Pinkston voted aye. Commissioners Medley and Teague were absent from the meeting. Commissioner Mills was absent from the vote. The motion carried 16-0-0-3.

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3. Request of Howard A. Bennett for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-96-12-134 was before the Board of Commissioners. Property located north side West Emory Road, east of Chartwell Road; Sixth Commission District.

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

Commissioner Cawood moved to approve R-96-12-134 - Request of Howard A. Bennett 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 Rogero seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Bratton and Pinkston voted aye. Commissioners Medley and Teague were absent from the meeting. Commissioner Mills was absent from the vote. The motion carried 16-0-0-3.

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4. Request of John Murphy for rezoning from A Agricultural Zone to PR Planned Residential at 1-5 dwelling units per acre R-96-12-135 was before the Board of Commissioners. Property located southeast side south Northshore Drive, southwest side Toolles Bend Road; Fifth Commission District.

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

Commissioner Ragsdale moved to approve R-96-12-135 - Request of John Murphy for rezoning from A Agricultural Zone to PR Planned Residential at 1-3 dwelling units per acre as per Metropolitan Planning Commission's Recommendation: Approve PR Planned Residential at 1-3 dwelling units per acre. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Bratton and Pinkston voted aye. Commissioner Davis recused himself from the vote. Commissioners Medley and Teague were absent from the meeting. Commissioner Mills was absent from the vote. The motion carried 15-0-1-3.

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5. Request of Gerald Browning for rezoning from A Agricultural Zone to PR Planned Residential at 1-6 dwelling units per acre; OB Office, Medical & Related Services; and CA General Business Zone R-96-12-136 was before the Board of Commissioners. Property located Northeast side Roberts Road, northwest side Washington Pike; Eighth Commission District.

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

Commissioner McMillan moved to approve R-96-12-136 Request of Gerald Browning for rezoning from A Agricultural Zone to PR Planned Residential as per Metropolitan Planning Commission's Recommendation: Approve PR Planned Residential at 1-4 dwelling units per acre for approximately 31.25 acres; OB Office, Medical & Related Services for approximately 4.2 acres; and CA Commercial for approximately 1.8 acres. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Bratton and Pinkston voted aye. Commissioners Medley and Teague were absent from the meeting. Commissioner Mills was absent from the vote. The motion carried 16-0-0-3.

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6. Request of Ebenezer Presbyterian Church for rezoning from A Agricultural Zone to PC Planned Commercial Zone R-96-12-137 was before the Board of Commissioners. Property located northeast side South Peters Road, south of Kingston Pike; Fifth Commission District.

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

Commissioner Ragsdale moved to defer to the January Board of Commissioner's meeting R-96-12-137 - Request of Ebenezer Presbyterian Church for rezoning from A Agricultural Zone to PC Planned Commercial Zone. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Bratton and Pinkston voted aye. Commissioners Medley and Teague were absent from the meeting. Commissioner Mills was absent from the vote. The motion carried 16-0-0-3.

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7. Request of Doug Irwin for rezoning from RB General Residential and A Agricultural Zone to PR Planned Residential at 1-4 dwelling units per acre R-96-12-138 was before the Board of Commissioners. Property located southwest side Washington Pike, southwest of Edmondson Lane; Seventh Commission District.

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

Commissioner Horner moved to approve R-96-12-138 - Request of Doug Irwin for rezoning from RB General Residential and 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 at 1-4 dwelling units per acre. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Bratton and Pinkston voted aye. Commissioners Medley and Teague were absent from the meeting. Commissioner Mills was absent from the vote. The motion carried 16-0-0-3.

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8. Request of Trantanella Construction Company for street name change from Coolgary Drive to Adams Gate Road R-96-12-139 was before the Board of Commissioners. Property located from Adams Gate Road west approximately 490 feet to deadend; Sixth Commission District.

Commissioner Cawood moved to approve R-96-12-139 - Request of Trantanella Construction Company for street name change from Coolgary Drive to Adams Gate Road. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Bratton and Pinkston voted aye. Commissioners Medley and Teague were absent from the meeting. Commissioner Mills was absent from the vote. The motion carried 16-0-0-3.

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9. Request of Knox County Emergency Communications, E-911 for street name change from unnamed easement to John Romines Way R-96-12-140 was before the Board of Commissioners. Property located from 7131 Tipton Lane, northeast approximately 425 feet to dead-end; Seventh Commission District.

Commissioner Cooper moved to approve R-96-12-140 - Request of Knox County Emergency Communications, E-911 for street name change

from unnamed easement to John Romines Way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Bratton and Pinkston voted aye. Commissioners Medley and Teague were absent from the meeting. Commissioner Mills was absent from the vote. The motion carried 16-0-0-3.

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IN RE: USE ON REVIEW:

Section 4.50 of the Knox County Zoning Ordinance requires County Commission's action on any Use on Review for mining operation.

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1. Request of Vulcan Materials Company, Midsouth Division for Use on Review for expansion of existing rock quarry was before the Board of Commissioners. Property located northeast side Everett Road, south side Buttermilk Road.

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

Commissioner Cawood moved to approve Request of Vulcan Materials Company, Midsouth Division for Use on Review for expansion of existing rock quarry as per Metropolitan Planning Commission's Recommendation: Approve Use on Review for expansion of existing Rock Quarry Subject to 7 Conditions. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Bratton and Pinkston voted aye. Commissioners Medley and Teague were absent from the meeting. Commissioner Mills was absent from the vote. The motion carried 16-0-0-3.

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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