

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, January 27, 1997 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were 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. Commissioner Dirl was absent from the meeting. Also present were Mr. Thomas Schumpert, Knox County Executive, Mr. Steve deMik, Knox County Finance Department, Mr. Richard Beeler, Knox County 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. Kim Ellis, Minute Clerk to the Knox County Clerk, called the roll.

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IN RE: DEVOTIONAL:

Mr. Roy Braden, Knox County Chief Building Official, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Jordan 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-97-1-131 - Resolution of the Commission of Knox County, Tennessee, approving a real estate sales contract in the amount of \$70,000.00 for the joint purchase, along with the City of Knoxville, of property located at Davanna Avenue for a new air monitoring laboratory for Air

Pollution Control; Resolution R-97-1-132 - Resolution of the Commission of Knox County, Tennessee, asking the County Trustee to include a tax expenditure breakdown with each county tax bill; and Resolution R-97-1-133 - Resolution of the Commission of Knox County, Tennessee, honoring Stephanie Snowden for her work in Knox County and wishing her good luck in her new endeavors. He also amended the agenda to withdraw the following items:

Rezoning Appeal of John Murphy on MPC denial of rezoning from A Agricultural Zone to PR Planned Residential at 1-8 du/ac, property located Northwest side of Tedford Lane, east of Keller Bend Road, 5th Commission District; and Subdivision Appeal of Betty Winfrey property on MPC denial of concept plan, property located west side of Olive Road, southeast of Concord Road, 5th Commission District.

2. Commissioner Griess amended the agenda to defer the following items: Resolution R-97-1-101 - Resolution of the Commission of Knox County, Tennessee, memorializing former County Commissioner Gene Daniel Brady; and Resolution R-97-1-102 - Resolution of the Commission of Knox County, Tennessee, memorializing Gary Lowe. He also amended the agenda to add the following item: Resolution R-97-1-134 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of twelve members to the Economic Development Study Committee to be heard under Elections and Appointments.

3. Without objection, Commissioner Griess amended the agenda to withdraw the following Subdivision Appeals/One Lot Variances: Appeal of Janie I. Pollard on MPC approval of the final plat for Summer Rose, Unit 1, property located south side (dead-end) Clearbrook Drive, west of Murphy Road, 8th Commission District; and Appeal of Russell Schmidt on MPC denial of the final plat, property located west side Clinch View Lane, southwest of High Vista Road, 6th Commission District.

4. Commissioner Griess amended the agenda to defer the following item for 90 days: Resolution R-97-1-123A - 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 at 1-4 du/ac, property located south, east and west sides of Dogwood Lane, south side Dogwood Drive, 4th Commission District.

5. Commissioner Griess amended the agenda to add the following items to be heard under Drives and Roads to be accepted as completed: (1) Saint Croix Lane, St. Croix Subdivision, Unit 1, 1575 feet in length with a 50 foot right-of-way; Doug Irwin property owner, (District 8); (2) Edmondson Road Ext., Windsong Mountain Estate, Unit 1, 1375 feet in length with a 50 foot right-of-way; Mary Jo Mann property owner, (District 8); (3) Grand Meadow Drive, Grand Meadow Subdivision, Unit 1, 1300 feet in length with a 50 foot right-of-way; Kitts Development property owner, (District 7); and (4) Meadow Glade Lane, Grand Meadow Subdivision, Unit 1, 425 feet in length iwth a 50 foot right-of-way, Kitts Development property owner, (District 7). He also amended the agenda to withdraw the following item as a resolution and that it be heard under Drives and Roads to be closed: Resolution R-97-1-114 - Resolution of the Commission of Knox County, Tennessee, to close the highway/railroad grade crossing on Joe Daniel Road east of Pellissippi Parkway.

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IN RE: HONORARY AND MEMORIAL RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING FORMER COUNTY COMMISSIONER GENE DANIEL BRADY - R-97-1-101:

This item was deferred. (See Amendments to the Agenda, Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING GARY LOWE - R-97-1-102:

This item was deferred. (See Amendments to the Agenda, Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, TO HONOR AND PAY TRIBUTE TO THE MEMORY OF VERA ROBERTS - R-97-1-103:

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

Mrs. Kim Ellis, Minute Clerk to the Knox County Clerk, read the resolution into the record.

Commissioner Tindell moved to approve Resolution R-97-1-103 - Resolution of the Commission of Knox County, Tennessee, to honor and pay tribute to the memory of Vera Roberts. 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 meeting. The motion carried 18-0-0-1.

Mr. Harry Brooks, Knox County Sheriff's Department, and Mr. Tim Hutchison, Knox County Sheriff, were present and spoke on the matter.

Family members 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, HONORING VICKI DUNAWAY FOR BEING SELECTED TENNESSEE PRINCIPAL OF THE YEAR BY THE NATIONAL ASSOCIATION OF SECONDARY SCHOOL PRINCIPALS - R-97-1-104:

Commissioner Griess deferred this item until later on the day's agenda. (See Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, EXPRESSING GRATITUDE TO TVA FOR ITS ASSISTANCE IN KNOX COUNTY'S ACQUISITION AND DEVELOPMENT OF THE HARDIN VALLEY/PELLISSIPPI PARKWAY INDUSTRIAL/BUSINESS PARK - R-97-1-105:

Consideration of a resolution of the Commission of Knox County, Tennessee, expressing gratitude to TVA for its assistance in Knox County's acquisition and development of the Hardin Valley/Pellissippi Parkway Industrial/Business Park was before the Board of Commissioners.

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

Commissioner Pinkston moved to approve Resolution R-97-1-105 - Resolution of the Commission of Knox County, Tennessee, expressing gratitude to TVA for its assistance in Knox County's acquisition and development of the Hardin Valley/Pellissippi Parkway Industrial/Business Park.

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 meeting. The motion carried 18-0-0-1.

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

6. Commissioner Griess amended the agenda to add the following item: Ordinance O-97-1-101 - Ordinance of the Commission of Knox County, Tennessee, amending Ordinance O-92-1-102 and establishing additional standards for providers of emergency medical services to be heard under Ordinances on first reading.

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IN RE: DELEGATIONS TO BE HEARD:

1. Mr. Oscar "Poor Boy" Brown, concerned citizen, was present and spoke concerning the number of African American Knox County Employees.

2. Ms. Cheryl Taylor, President of Bearden High School PTSO, was present and spoke concerning the purchase of additional property for Bearden High School.

3. Commissioner Cawood spoke concerning the school bus accident that occurred in Karns on January 23, 1997.

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

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the December 23, 1996 (Regular Session) meeting was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the December 23, 1996 (Regular Session) meeting. 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 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 Horner indicated the retreat with the Knox County School Board would be held on Thursday, January 30, 1997 at 3:30 p.m. at the DeBusk Lodge on Cunningham Road. She encouraged all Commissioners to attend.

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

No report was given.

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

No report was given.

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

No report was given.

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

No report was given.

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

Commissioner Horner indicated the Legislative meeting would be held in Washington, D.C. Friday, February 28, 1997 through Monday, March 3, 1997. She encouraged all Commissioners to contact Tina in the Commission Office for reservations.

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

No report was given.

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IN RE: ELECTIONS AND APPOINTMENTS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING THREE MEMBERS TO THE KNOX COUNTY AGRICULTURAL EXTENSION COMMITTEE FOR A TWO YEAR TERM - R-97-1-106:

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

Commissioner Ragsdale moved to approve Resolution R-97-1-106 - Resolution of the Commission of Knox County, Tennessee, appointing three members to the Knox County Agricultural Extension Committee for a two year term and that Mr. Frank Leuthold be re-appointed. Also included in the motion was to appoint the two additional members at the February 1997 regular session meeting. Commissioner Davis 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 Medley was absent from the vote. Commissioner Dirl 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 TWO MEMBERS TO THE BOARD OF DIRECTORS OF THE KNOX COUNTY EMERGENCY COMMUNICATIONS DISTRICT - R-97-1-107:

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

Commissioner Ragsdale moved to approve Resolution R-97-1-107 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of two members to the Board of Directors of the Knox County Emergency Communications District and that Ms. Wanda Moody and Mr. William Phillip Ballard be re-appointed. Commissioner Horner 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 Medley was absent from the vote. Commissioner Dirl 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 ONE MEMBER TO THE

INDUSTRIAL DEVELOPMENT BOARD OF THE COUNTY OF KNOX AND
THE HEALTH, EDUCATION & HOUSING FACILITIES BOARD OF THE
COUNTY OF KNOX - R-97-1-108:

Consideration of a resolution of the Commission of Knox County, Tennessee, appointing one member to the Industrial Development Board of the County of Knox and the Health, Education & Housing Facilities Board of the County of Knox was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Resolution R-97-1-108 - Resolution of the Commission of Knox County, Tennessee, appointing one member to the Industrial Development Board of the County of Knox and the Health, Education & Housing Facilities Board of the County of Knox and that Ms. Suzanne Schriver be appointed. Commissioner Horner 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 Medley was absent from the vote. Commissioner Dirl 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 TWELVE
MEMBERS TO THE ECONOMIC DEVELOPMENT STUDY COMMITTEE -
R-97-1-134:

Consideration of a resolution of the Commission of Knox County, Tennessee, confirming the appointment of twelve members to the 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 Resolution R-97-1-134 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of twelve members to the Economic Development Study Committee and that the following individuals be appointed: Mr. Bob Brelsford, Mr. Larry Cox, Mr.

Tom Jensen, Mr. Chuck Laine, Ms. Lillian Mashburn, Mr. Alvin Nance, Mr. Howard Pinkston, Mr. Mike Ragsdale, Mr. Avon Rollins, Mr. Tom Schumpert, Mr. Harvey White and Mr. Harold Woods. Commissioner Horner 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 Medley was absent from the vote. Commissioner Dirl was absent from the meeting. The motion carried 17-0-0-2.

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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 Mills 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 Medley was absent from the vote. Commissioner Dirl was absent from the meeting. The motion carried 17-0-0-2.

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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

Commissioner Mills moved to approve the Reports of County Agencies. Commissioner Mills 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 Medley was absent from the vote. Commissioner Dirl was absent from the meeting. The motion carried 17-0-0-2.

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IN RE: DRIVES AND ROADS:

A. To be accepted as completed:

1. Saint Croix Lane, St. Croix Subdivision, Unit 1, 1575 feet in length with a 50 foot right-of-way was before the Board of Commissioners to be accepted as completed. Doug Irwin property owner. (District 8)

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 Saint Croix Lane, St. Croix Subdivision, Unit 1, 1575 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, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley was absent from the vote. Commissioner Dirl was absent from the meeting. The motion carried 17-0-0-2.

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2. Edmondson Road Ext., Windsong Mountain Estate, Unit 1, 1375 feet in length with a 50 foot right-of-way was before the

Board of Commissioners to be accepted as completed. Mary Jo Mann property owner. (District 8)

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 Edmondson Road Ext., Windsong Mountain Estate, Unit 1, 1375 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, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley was absent from the vote. Commissioner Dirl was absent from the meeting. The motion carried 17-0-0-2.

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3. Grand Meadow Drive, Grand Meadow Subdivision, Unit 1, 1300 feet in length with a 50 foot right-of-way was before the Board of Commissioners to be accepted as completed. Kitts Development 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 Grand Meadow Drive, Grand Meadow Subdivision, Unit 1, 1300 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, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley was absent from the vote. Commissioner Dirl was absent from the meeting. The motion carried 17-0-0-2.

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4. Meadow Glade Lane, Grand Meadow Subdivision, Unit 1, 425 feet in length with a 50 foot right-of-way was before the Board of Commissioners to be accepted as completed. Kitts Development 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 Meadow Glade Lane, Grand Meadow Subdivision, Unit 1, 425 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, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley was absent from the vote. Commissioner Dirl was absent from the meeting. The motion carried 17-0-0-2.

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B. To be closed:

1. Request to close the highway/railroad grade crossing on Joe Daniel Road east of Pellissippi Parkway was before the Board of Commissioners on first reading.

Commissioner Teague moved to suspend the rules consider this item on first and final reading. 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 meeting. The motion carried 18-0-0-1.

Commissioner Teague moved to approve the request to close the highway/railroad grade crossing on Joe Daniel Road east of Pellissippi Parkway on first and final reading. 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 meeting. The motion carried 18-0-0-1.

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

7. Commissioner Griess amended the agenda to hear Resolution R-97-1-133 at this time.

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IN RE: HONORARY AND MEMORIAL RESOLUTIONS - (CONTINUED):

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING STEPHANIE SNOWDEN FOR HER WORK IN KNOX COUNTY AND WISHING HER GOOD LUCK IN HER NEW ENDEAVORS - R-97-1-133:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Stephanie Snowden for her work in Knox County and wishing her good luck in her new endeavors was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve Resolution R-97-1-133 - Resolution of the Commission of Knox County, Tennessee, honoring Stephanie Snowden for her work in Knox County and wishing her good luck in her new endeavors. Commissioner Jordan 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 meeting. The motion carried 18-0-0-1.

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

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IN RE: RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$800,000.00 AND APPROVING A CONTRACT TO PURCHASE ADDITIONAL PROPERTY FOR BEARDEN HIGH SCHOOL - R-97-1-109:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$800,000.00 and approving a contract to purchase additional property for Bearden High School was before the Board of Commissioners.

Dr. Mary Lou Kanipe, Principal at Bearden High School, Mr. Allen Morgan, Superintendent of Knox County Schools, Mr. Ed

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

Commissioner Mills moved to approve Resolution R-97-1-109 - Resolution of the Commission of Knox County, Tennessee, appropriating \$800,000.00 and approving a contract to purchase additional property for Bearden High School with the following amendment: Change the purchase price to \$500,000.00; liquidated damages and closing cost of \$50,000.00; and add Section 13 to the real estate sales agreement which includes a provision for condemnation. Moody seconded the motion.

At this time, there was a request for a call for the question to end debate and vote on the resolution.

Upon roll call vote to end debate and vote on the resolution, Commissioners Moody, DeSelm, Davis, Ragsdale, Leuthold, Horner and Mills voted aye. Commissioners Jordan, Rogero, Tindell, Medley, Griess, Cawood, Teague, Cooper, McMillan, Bratton and Pinkston voted no. Commissioner Dirl was absent from the meeting. The vote on the call for the question failed 7-11-0-1.

Upon roll call vote of the original motion to approve Resolution R-97-1-109 - Resolution of the Commission of Knox County, Tennessee, appropriating \$800,000.00 and approving a contract to purchase additional property for Bearden High School with the following amendment: Change the purchase price to \$500,000.00; liquidated damages and closing cost of \$50,000.00; and add Section 13 to the real estate sales agreement which includes a provision for condemnation, Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Teague voted no. Commissioner Dirl was absent from the meeting. The motion carried 17-1-0-1.

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

8. Commissioner Griess amended the agenda to hear Resolution R-97-1-111 at this time.

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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-97-1-111:

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 was before the Board of Commissioners.

Dr. Connie Hollingsworth, On-Site Coordinator Gibbs High School CAD Technology Lab, and Mr. Allen Morgan, Superintendent of Knox County Schools, were present and spoke on the matter.

Commissioner McMillan moved to approve Resolution R-97-1-111 - 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. Commissioner 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 meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING AN AMOUNT NOT TO EXCEED \$1,275,000.00 FOR LAND, CLOSING COSTS AND ENVIRONMENTAL ASSESSMENTS, AND APPROVING A CONTRACT FOR

THE PURCHASE OF LAND FOR THE NEW HARDIN VALLEY
ELEMENTARY SCHOOL IN THE AMOUNT OF \$1,225,000.00

R-97-1-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating an amount not to exceed \$1,275,000.00 for land, closing costs and environmental assessments, and approving a contract for the purchase of land for the new Hardin Valley Elementary School in the amount of \$1,225,000.00 was before the Board of Commissioners.

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

Commissioner Teague moved to approve Resolution R-97-1-110 - Resolution of the Commission of Knox County, Tennessee, appropriating an amount not to exceed \$1,275,000.00 for land, closing costs and environmental assessments, and approving a contract for the purchase of land for the new Hardin Valley Elementary School in the amount of \$1,225,000.00. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague and Bratton voted aye. Commissioners Cooper, McMillan, Mills and Pinkston voted no. Commissioners Jordan and Horner abstained from voting. Commissioner Dirl was absent from the meeting. The motion carried 12-4-2-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE, AUTHORIZING THE GRANT OF A POWER
LINE EASEMENT TO THE CITY OF KNOXVILLE ACROSS THE CEDAR
BLUFF BRANCH LIBRARY PROPERTY - R-97-1-112:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing the grant of a power line easement to the City of Knoxville across the Cedar Bluff Branch Library property was before the Board of Commissioners.

Commissioner Luethold moved to approve Resolution R-97-1-112 - Resolution of the Commission of Knox County, Tennessee, authorizing the grant of a power line easement to the City of Knoxville across the Cedar Bluff Branch Library property. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl 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 \$513,000.00 AND APPROVING A CONTRACT WITH WILBUR SMITH ASSOCIATES, INC. FOR ENGINEERING SERVICES FOR ROAD IMPROVEMENTS TO DRY GAP PIKE FROM DANTE ROAD TO EMORY ROAD - R-97-1-113:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$513,000.00 and approving a contract with Wilbur Smith Associates, Inc. for engineering services for road improvements to Dry Gap Pike from Dante Road to Emory 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-97-1-113 - Resolution of the Commission of Knox County, Tennessee, appropriating \$513,000.00 and approving a contract with Wilbur Smith Associates, Inc. for engineering services for road improvements to Dry Gap Pike from Dante Road to Emory Road. 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 meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, TO CLOSE THE HIGHWAY/RAILROAD GRADE CROSSING ON JOE DANIEL ROAD EAST OF PELLISSIPPI PARKWAY R-97-1-114:

This item was heard under Drives and Roads to be closed.

(See Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH PORTLAND UTILITIES CONSTRUCTION CO., L.L.C. FOR CONSTRUCTION OF PHASE II OF THE MOUNT OLIVE SEWER IMPROVEMENT PROJECT - R-97-1-115:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Portland Utilities Construction Co., L.L.C. for construction of Phase II of the Mount Olive Sewer Improvement Project was before the Board of Commissioners.

Commissioner Bratton moved to approve Resolution R-97-1-115 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Portland Utilities Construction Co., L.L.C. for construction of Phase II of the Mount Olive Sewer Improvement Project. 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 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 SUBRECIPIENT AGREEMENT WITH LUTTRELL BLAINE CORRYTON UTILITY DISTRICT FOR CONSTRUCTION OF THE WASHINGTON PIKE WATER LINE EXTENSION - R-97-1-116:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a subrecipient agreement with

Luttrell Blaine Corryton Utility District for construction of the Washington Pike water line extension was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-1-116 - Resolution of the Commission of Knox County, Tennessee, approving a subrecipient agreement with Luttrell Blaine Corryton Utility District for construction of the Washington Pike water line extension. 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 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 BARGE, WAGGONER, SUMNER AND CANNON, INC. TO DEVELOP CONSTRUCTION AND BID DOCUMENTS AND TO PROVIDE CONTRACT ADMINISTRATION FOR THE REDEVELOPMENT OF THE ALCOAWAY OPTIMIST CLUB PARK - R-97-1-117:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an amendment to the agreement with Barge, Waggoner, Sumner and Cannon, Inc. to develop construction and bid documents and to provide contract administration for the redevelopment of the Alcoaway Optimist Club Park was before the Board of Commissioners.

Commissioner Pinkston moved to approve Resolution R-97-1-117 - Resolution of the Commission of Knox County, Tennessee, approving an amendment to the agreement with Barge, Waggoner, Sumner and Cannon, Inc. to develop construction and bid documents and to provide contract administration for the redevelopment of the Alcoaway Optimist Club Park. 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 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 \$75,000.00 FOR CLOSING COSTS FOR LAND ACQUISITIONS FOR THE HARDIN VALLEY INDUSTRIAL/BUSINESS PARK - R-97-1-118:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating an amount not to exceed \$75,000.00 for closing costs for land acquisitions for the Hardin Valley Industrial/Business Park was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-97-1-118 - Resolution of the Commission of Knox County, Tennessee, appropriating an amount not to exceed \$75,000.00 for closing costs for land acquisitions for the Hardin Valley Industrial/Business Park. 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 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 \$100,000.00 FOR THE CONSTRUCTION OF A PARK ON THE NEW WEST MIDDLE SCHOOL PROPERTY - R-97-1-119:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$100,000.00 for the construction of a park on the new West Middle School property was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-1-119 - Resolution of the Commission of Knox County, Tennessee, appropriating \$100,000.00 for the construction of a

park on the new West Middle School property. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl 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 \$7,221.00 FROM THE GENERAL FUND FOR COSTS ASSOCIATED WITH COUNTY ACQUISITION OF TAX SALE PROPERTIES - R-97-1-120:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$7,221.00 from the General Fund for costs associated with county acquisition of tax sale properties was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-1-120 - Resolution of the Commission of Knox County, Tennessee, appropriating \$7,221.00 from the General Fund for costs associated with county acquisition of tax sale properties. Commissioner Pinkston 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 Medley abstained from voting. Commissioner Dirl was absent from the meeting. The motion carried 17-0-1-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$281,400.00 FOR PROGRAMMING, SITE MASTER PLANNING, SURVEYS, AND GEOTECHNICAL STUDIES FOR THE JUSTICE CENTER AND APPROVAL OF AN EXTENSION OF THE CONTRACT WITH CARTER-GOBLE ASSOCIATES IN THE AMOUNT OF \$189,400.00 - R-97-1-121:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$281,400.00 for programming, site master planning, surveys, and geotechnical studies for the Justice Center and approval of an extension of the contract with Carter-Goble Associates in the amount of \$189,400.00 was before the Board of Commissioners.

Mr. Thomas Schumpert, Knox County Executive, and Mr. Ted White, President of the Knoxville Bar Association, were present and spoke on the matter.

Commissioner Leuthold moved to recess the meeting at this time until 6:00 p.m. and that rezoning items be heard at that time followed by this item and the remaining business portion of the day's agenda. Commissioner Rogero 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 meeting. The motion carried 18-0-0-1.

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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, 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):

9. Commissioner Horner moved to suspend the rules to amend the agenda to hear Ordinance O-97-1-101 at this time. 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 meeting. The motion carried 18-0-0-1.

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IN RE: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING ORDINANCE O-92-1-102 AND ESTABLISHING ADDITIONAL STANDARDS FOR PROVIDERS OF EMERGENCY MEDICAL SERVICES - O-97-1-101 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Ordinance O-92-1-102 and establishing additional standards for providers of emergency medical services was before the Board of Commissioners on first reading.

Dr. Stephanie Hall, Knox County Health Department, was present and spoke on the matter.

Commissioner Ragsdale moved to approve Ordinance O-97-1-101 - Ordinance of the Commission of Knox County, Tennessee, amending Ordinance O-92-1-102 and establishing additional standards for providers of emergency medical services on first 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 meeting. The motion carried 18-0-0-1.

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IN RE: REZONING REQUEST:

1. 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 at 1-4 du/ac was before the Board of Commissioners. Property located south, east and west sides of Dogwood Lane, south side Dogwood Drive, 4th Commission District.

This item was deferred for 90 days. (See Amendments to the Agenda, Page _____)

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2. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Ebenezer Presbyterian Church for rezoning from A Agricultural Zone to PC Planned Commercial Zone was before the Board of Commissioners. Property located northeast side South Peters Road, south 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-97-1-124 - Resolution of the Commission of Knox County, Tennessee, approving the request of Ebenezer Presbyterian Church for rezoning from A Agricultural Zone to OA Office Park Zone as per MPC's recommendation. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the meeting. The motion carried 18-0-0-1. Property located northeast side South Peters Road, south 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 Donna Parang for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located southwest side Middlebrook Pike, northwest of North Cedar Bluff 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-97-1-125 - Resolution of the Commission of Knox County, Tennessee, approving the request of Donna Parang for rezoning from A Agricultural Zone to CA General Business Zone as per MPC's recommendation. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody,

Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the meeting. The motion carried 18-0-0-1. Property located southwest side Middlebrook Pike, northwest of North Cedar Bluff Road, 6th Commission District.

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4. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Bob W. Armstrong for rezoning from A Agricultural Zone to I Industrial Zone was before the Board of Commissioners. Property located east side Governor John Sevier Highway, north of Thorngrove Pike, 8th Commission District.

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

Mr. Bob Armstrong, petitioner, was present and spoke on behalf of the request.

Ms. Nettie Meredith, area resident, was present and spoke in opposition to the request.

Commissioner McMillan moved to deny Resolution R-97-1-126 - Resolution of the Commission of Knox County, Tennessee, approving the request of Bob W. Armstrong for rezoning from A Agricultural Zone to I Industrial Zone. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, DeSelm, Davis, Ragsdale, Leuthold, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Moody, Medley and Griess voted no. Commissioner Horner was absent from the vote. Commissioner Dirl was absent from the meeting. The motion carried 14-3-0-2.

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5. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Skaggston Assembly Church for rezoning from A Agricultural Zone to PR Planned Residential at 1-8 du/ac was before the Board of Commissioners. Property located north and northwest side

Skaggston School Road, northwest of Rutledge Pike, 8th Commission District.

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

Mr. Jimmy Cook, representing Skaggston Assembly Church, was present and spoke on behalf of the request.

Commissioner McMillan moved to deny Resolution R-97-1-127 - Resolution of the Commission of Knox County, Tennessee, approving the request of Skaggston Assembly Church for rezoning from A Agricultural Zone to PR Planned Residential at 1-8 du/ac. 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 meeting. The motion carried 18-0-0-1.

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6. Consideration of a resolution of of the Commission of Knox County, Tennessee, approving the request of G. Steve Clay for rezoning from A Agricultural Zone to PR Planned Residential at 1-5 du/ac was before the Board of Commissioners. Property located northeast side of Norris Freeway, southeast of Gordon Smith Road, 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-97-1-128 - Resolution of the Commission of Knox County, approving the request of G. Steve Clay for rezoning from A Agricultural Zone to PR Planned Residential at 1-5 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, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the meeting. The motion carried 18-0-0-1. Property located northeast side of

Norris Freeway, southeast of Gordon Smith Road, 7th Commission District.

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7. Consideration of a resolution of the Commission of Knox County, Tennessee, Nova, Inc. for rezoning from A Agricultural & RA Low Density Residential Zone to PR Planned Residential at 1-5 du/ac was before the Board of Commissioners. Property located east side Bell Campground Road, north of Camberely Drive, 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-97-1-129 - Resolution of the Commission of Knox County, Tennessee, Nova, Inc. for rezoning from A Agricultural & RA Low Density Residential Zone to PR Planned Residential at 1-3 du/ac as per MPC's recommendation. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl was absent from the meeting. The motion carried 18-0-0-1. Property located east side Bell Campground Road, north of Camberely Drive, 6th Commission District.

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8. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Saddlebrook, Inc. for rezoning from A Agricultural Zone to PR Planned Residential at 1-4 du/ac was before the Board of Commissioners. Property located northeast side Pedigo Road, northwest of Greenwell 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-97-1-130 - Resolution of the Commission of Knox County, Tennessee, approving the request of Saddlebrook, Inc. for

rezoning from A Agricultural Zone to PR Planned Residential 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, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Teague recused himself from the vote. Commissioner Dirl was absent from the meeting. The motion carried 17-0-1-1. Property located northeast side Pedigo Road, northwest of Greenwell Road, 6th Commission District.

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IN RE: REZONING APPEALS:

1. Consideration of the appeal of John Murphy 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 northwest side of Tedford Lane, east of Keller Bend Road, 5th Commission District.

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

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2. Consideration of the appeal of Gary Woodall on MPC denial of rezoning from A Agricultural Zone to OA Office Park Zone was before the Board of Commissioners. Property located southside of Middlebrook Pike, west of Durham Road, west of North Cedar Bluff Road, 6th Commission District.

Mr. Norman Whitaker, Executive Director of Metropolitan Planning Commission, and Mr. Richard Beeler, Knox County Law Director, were present and spoke on the matter.

Mr. Gary Woodall, appellant, and Ms. Suzanne Huckabee, area resident, were present and spoke on behalf of the appeal.

Ms. Sharon Sutton, President of the Homeowners Association for Hunting Ridge Subdivision, was present and spoke in opposition to the appeal.

Commissioner Davis moved to uphold the appeal of Gary Woodall on MPC denial of rezoning from A Agricultural Zone to OA Office Park Zone. Commissioner Teague seconded the motion.

Commissioner DeSelm moved as an amendment to grant the appeal for one acre to the west side labeled "The West Acre, 200 x 200 square acre." Commissioner Medley seconded the motion and upon roll call vote Commissioners Medley and DeSelm voted aye. Commissioners Jordan, Rogero, Tindell, Moody, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted no. Commissioner Dirl was absent from the meeting. The amendment failed 2-16-0-1.

Upon roll call vote of the original motion to uphold the appeal of Gary Woodall on MPC denial of rezoning from A Agricultural Zone to OA Office Park Zone. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Tindell, Moody, Davis, Ragsdale, Leuthold, Cawood, Teague, Cooper, Mills, Bratton and Pinkston voted aye. Commissioner Rogero, Medley, DeSelm, Horner and McMillan voted no. Commissioner Griess recused himself from the vote. Commissioner Dirl was absent from the meeting. The motion carried 12-5-1-1.

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IN RE: SUBDIVISION APPEALS/ONE LOT VARIANCES:

1. Consideration of the appeal of Betty Winfrey Property on MPC denial of concept Plan, property located west side of Olive Road, southeast of Concord Road, 5th Commission District.

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

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2. Appeal of Janie I. Pollard on MPC approval of the final plat for Summer Rose, Unit 1, property located south side (dead-end) Clearbrook Drive, west of Murphy Road, 8th Commission District.

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

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3. Appeal of Russell Schmidt on MPC denial of the final plat, property located west side Clinch View Lane, southwest of High Vista Road, 6th Commission District.

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

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IN RE: PLAN AND PLAN AMENDMENTS:

Consideration of approval of amendments to the Northwest City Sector Plan was before the Board of Commissioners.

Mr. Norman Whitaker, Executive Director of Metropolitan Planning Commission, and Mr. Arthur Seymour, Attorney, were present and spoke on the matter. Mr. Seymour also stated objection to the following portions of the plan located outside the City of Knoxville: (1) Property located at Pleasant Ridge Road and Schaad which will bound the extension of the new Schaad Road to be built within the next; and (2) property located adjacent to Schaad Road which is zoned Residential A.

Commissioner Ragsdale moved to receive ad file the amendments to the Northwest City Sector Plan. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Tindell, Moody, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, Mills, Bratton and Pinkston voted aye. Commissioner DeSelm voted no. Commissioners Rogero, Medley and McMillan were absent from the vote. Commissioner Dirl was absent from the meeting. The motion carried 14-1-0-4.

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

10. At this time, Commissioner Griess amended the agenda to acknowledge the presence Scout Troop #31 from East Knox County.

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IN RE: RESOLUTIONS - (CONTINUED):

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$281,400.00 FOR PROGRAMMING, SITE MASTER PLANNING, SURVEYS, AND GEOTECHNICAL STUDIES FOR THE JUSTICE CENTER AND APPROVAL OF AN EXTENSION OF THE CONTRACT WITH CARTER-GOBLE ASSOCIATES IN THE AMOUNT OF \$189,400.00 - R-97-1-121 - (CONTINUED):

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$281,400.00 for programming, site master planning, surveys, and geotechnical studies for the Justice Center and approval of an extension of the contract with Carter-Goble Associates in the amount of \$189,400.00 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-97-1-121 - Resolution of the Commission of Knox County, Tennessee, appropriating \$281,400.00 for programming, site master planning, surveys, and geotechnical studies for the Justice Center and approval of an extension of the contract with Carter-Goble Associates in the amount of \$189,400.00. Commissioner Rogero seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper and Bratton voted aye. Commissioner Medley voted no. Commissioner Ragsdale recused himself from the vote. Commissioners McMillan, Mills and Pinkston were absent from the vote. Commissioner Dirl was absent from the meeting. The motion carried 13-1-1-4.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$82,500.00 FOR PROGRAMMING SITE MASTER PLANNING, SURVEYS, AND GEOTECHNICAL STUDIES FOR THE JUVENILE COURT/DETENTION FACILITY PROJECT AND APPROVAL OF AN EXTENSION OF THE CONTRACT WITH CARTER-GOBLE ASSOCIATES IN THE AMOUNT OF \$55,000.00 - R-97-1-122:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$82,500.00 for programming site master planning, surveys, and geotechnical studies for the Juvenile Court/Detention facility project and approval of an extension of the contract with Carter-Goble Associates in the amount of \$55,000.00 was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-1-122 - Resolution of the Commission of Knox County, Tennessee, appropriating \$82,500.00 for programming site master planning, surveys, and geotechnical studies for the Juvenile Court/Detention facility project and approval of an extension of the contract with Carter-Goble Associates in the amount of \$55,000.00. 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 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 KNOX COUNTY COMMISSION RULES TO PROVIDE FOR CONSENT ITEMS AND THE CONSIDERATION OF ALL MATTERS AFFECTING ZONING ON THE REGULAR ZONING AGENDA - R-97-1-123:

Consideration of a resolution of the Commission of Knox County, Tennessee, amending the Knox County Commission Rules to provide for consent items and the consideration of all matters affecting zoning on the regular zoning agenda was before the Board of Commissioners.

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

Commissioner Cawood moved to approve Resolution R-97-1-123 - Resolution of the Commission of Knox County, Tennessee, amending the Knox County Commission Rules to provide for consent items and the consideration of all matters affecting zoning on the regular zoning agenda with the following amendment: Delete all areas of the resolution that read "afternoon agenda" and replace with the following language "zoning agenda.". 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 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 REAL ESTATE SALES
 CONTRACT IN THE AMOUNT OF \$70,000.00 FOR THE JOINT
 PURCHASE, ALONG WITH THE CITY OF KNOXVILLE, OF PROPERTY
 LOCATED AT DAVANNA AVENUE FOR A NEW AIR MONITORING
 LABORATORY FOR AIR POLLUTION CONTROL - R-97-1-131:

Consideration of a resolution of the Commission of Knox
 County, Tennessee, approving a real estate sales contract in the
 amount of \$70,000.00 for the joint purchase, along with the City
 of Knoxville, of property located at Davanna Avenue for a new air
 monitoring laboratory for Air Pollution Control was before the
 Board of Commissioners.

Commissioner Leuthold moved to approve Resolution
 R-97-1-131 - Resolution of the Commission of Knox County,
 Tennessee, approving a real estate sales contract in the amount
 of \$70,000.00 for the joint purchase, along with the City of
 Knoxville, of property located at Davanna Avenue for a new air
 monitoring laboratory for Air Pollution Control. 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 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, ASKING THE COUNTY TRUSTEE TO INCLUDE
 A TAX EXPENDITURE BREAKDOWN WITH EACH COUNTY TAX BILL -
 R-97-1-132:

Consideration of a resolution of the Commission of Knox
 County, Tennessee, asking the County Trustee to include a tax

expenditure breakdown with each county tax bill was before the Board of Commissioners.

Commissioner Davis moved to approve Resolution R-97-1-132 - Resolution of the Commission of Knox County, Tennessee, asking the County Trustee to include a tax expenditure breakdown with each county tax bill. 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 meeting. The motion carried 18-0-0-1.

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IN RE: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING ORDINANCE O-92-1-102 AND ESTABLISHING ADDITIONAL STANDARDS FOR PROVIDERS OF EMERGENCY MEDICAL SERVICES - O-97-1-101 - (FIRST READING):

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

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IN RE: ORDINANCES ON SECOND READING:

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 - (SECOND 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 second reading.

Commissioner Bratton moved to approve 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 on second 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 meeting. The motion carried 18-0-0-1.

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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 County Clerk.

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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 152 applications for Notary Public.

Commissioner Horner moved to approve 152 applications for Notary Public. 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 meeting. The motion carried 18-0-0-1.

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IN RE: RESOLUTIONS - (CONTINUED):

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING VICKI DUNAWAY FOR BEING SELECTED TENNESSEE PRINCIPAL OF THE YEAR BY THE NATIONAL ASSOCIATION OF SECONDARY SCHOOL PRINCIPALS -

R-97-1-104:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Vicki Dunaway for being selected Tennessee Principal of the Year by the National Association of Secondary School Principals was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-97-1-104 - Resolution of the Commission of Knox County, Tennessee, honoring Vicki Dunaway for being selected Tennessee Principal of the Year by the National Association of Secondary School Principals. 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 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, February 24, 1997 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Also present were Mr. Mike Padgett, Knox County Clerk, Mr. Richard Beeler, Knox County Law Director, Mr. Thomas Schumpert, Knox County Executive, Mr. Mike Moyers, Knox County Senior Deputy Law Director and 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 Bryan Wright, Fairview Baptist Church, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Wanda Moody led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

Without objection, Commissioner Griess amended the agenda as follows:

1. Add R-97-2-158 - Resolution of the Commission of Knox County, Tennessee, approving the renewal of a lease agreement with Remote Area Medical for the use of the Giffin Elementary School Property.
2. Under Item 5 Consent Items: Under Drives and Road to be accepted as completed: Add Stadium Drive to be accepted as completed.

3. Defer to the March Board of Commissioners meeting
R-97-2-102 - Resolution of the Commission of Knox County, Tennessee, memorializing James G. Henderlight.
4. Defer to the March Board of Commissioners meeting
R-97-2-103 - Resolution of the Commission of Knox County, Tennessee, memorializing Charlie Wildman, Senior.
5. Add R-97-2-156 - Resolution of the Commission of Knox County, Tennessee, to request that the General Assembly Enact Legislation to amend or supercede the personal property depreciation tables found in T.C.A. 67-5-903 (f) in order to remedy the inequities and loss of revenue caused by such tables.
6. Defer to the March Board of Commissioners meeting
R-97-2-142 - 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 for construction and operation of the proposed Justice Center Complex.
7. Defer to the March Board of Commissioners meeting
R-97-2-146 - Resolution of the Commission of Knox County, Tennessee, regarding speed limits in school zones.
8. Defer to the March Board of Commissioners meeting
R-97-2-104 - Resolution of the Commission of Knox County, Tennessee, memorializing John Cox.

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IN RE: CONSENT ITEMS AGENDA:

Commissioner Mills moved to approve the Consent Items

Agenda:

1. Tax Refunds: No tax refunds.
 2. Notary Public Applications - 156 applications
- 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: HONORARY AND MEMORIAL RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING GENE DANIEL BRADY:

R-97-2-101:

Consideration of a Resolution of the Commission of Knox County, Tennessee, memorializing Gene Daniel Brady was before the Board of Commissioners.

Mrs. Martha Smiddy, Administrative Assistant, to Knox County Clerk Mike Padgett read, the Resolution in the record.

Commissioner Frank Leuthold, was present and spoke on the matter.

Ms. Doris Brady, Gene Brady's wife, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-96-2-101 - Resolution of the Commission of Knox County, Tennessee, memorializing Gene Daniel Brady. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING HAZEL SHOWALTER:

R-97-2-105:

Consideration of a Resolution of the Commission of Knox County, Tennessee, memorializing Hazel Showalter was before the Board of Commissioners.

Without objection, Commissioner Griess deferred R-97-2-105 Resolution of the Commission of Knox County, Tennessee, memorializing Hazel Showalter to the March Board of Commissioners meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING LOY SMITH: R-97-2-106 :

Consideration of a Resolution of the Commission of Knox County, Tennessee, memorializing Loy Smith was before the Board of Commissioners.

Mrs. Martha Smiddy, Administrative Assistant, to Knox County Clerk Mike Padgett, read to Resolution in the record.

Mr. David Smith, Loy Smith's son, was present and spoke on the matter.

Commissioner Horner moved to approve R-97-2-106 - Resolution of the Commission of Knox County, Tennessee, memorializing Loy Smith. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING CLEO MYERS FOR BEING CHOSEN BY BETA SIGMA PHI SORORITY AS THE 1997 FIRST LADY OF KNOXVILLE: R-~~97~~-2-107:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Cleo Myers for being chosen by Beta Sigma Phi Sorority as the 1997 First Lady of Knoxville was before the Board of Commissioners.

Mrs. Martha Smiddy, Administrative Assistant, to Knox County Clerk Mike Padgett, read to Resolution in the record.

Mrs. Cleo Myers was present and spoke on the matter.

Commissioner Cooper moved to approve R-96-2-107 - Resolution of the Commission of Knox County, Tennessee, honoring Cleo Myers for being chosen by Beta Sigma Phi Sorority as the 1997 First Lady of Knoxville. 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: DELEGATIONS TO BE HEARD:

1. Sheriff Tim Hutchison was present and spoke on school bus accidents.

Mr. Allen Morgan, was present and spoke on the matter.

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

2. Sheriff Tim Hutchison was present and spoke on pay for the officers.

3. Mr. Jack Hammontree, Chamber of Commerce, was present and spoke on Economic Development in Knox County.

4. Mr. Dan Henderlight was present and spoke on medical transportation.

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

5. Ms. Dorothy Ellis was present and spoke on plan to privatize or sell University of Tennessee Medical Center.

Without objection, Commission Griess suspended the rules for the following motion.

Commissioner Rogero moved that a letter from Commission go to our Legislators and Governor asking that the process be slowed down to sell University of Tennessee Medical Center and public hearings be held in Knoxville. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Ragsdale and Griess abstained from the vote. The motion carried 17-0-2-0.

5. Mr. Oscar Poor Boy Brown was present and spoke on the number of African American individuals hired by Knox County Government.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on January 27, 1997 was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on January 27, 1997. 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: ELECTIONS AND APPOINTMENTS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING SIX MEMBERS TO THE KNOX COUNTY AGRICULTURAL EXTENSION COMMITTEE: R-97-2-108:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing six members to the Knox County Agricultural Extension Committee was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-2-108 - Resolution of the Commission of Knox County, Tennessee, appointing six members to the Knox County Agricultural Extension Committee with the following names: Diane Jordan (to fill position of Madeline Rogero), Ralph, Henrietta Harper, Dan Bailey, Joe Dennis Fox and Bertha Jarnigan. 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 THREE MEMBERS TO THE JAIL INSPECTION COMMITTEE: R-97-2-109:

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

Commissioner Ragsdale moved to approve R-97-2-109 - Resolution of the Commission of Knox County, Tennessee, appointing three members to the Jail Inspection Committee with the following names: Patrick Fitzsimmons, Brian Hornback and Hubert Smith. 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, CONFIRMING THE APPOINTMENT OF ONE MEMBER TO THE KNOX COUNTY HISTORICAL ZONING COMMISSION:
R-97-2-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee, confirming the appointment of one member to the Knox County Historical Zoning Commission was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-97-2-110 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of one member to the Knox County Historical Zoning Commission with the following name: Kenneth M. Gresham, Jr. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: DRIVES AND ROADS TO BE ACCEPTED AS COMPLETED AND DRIVES AND ROADS TO BE CLOSED:

Commissioner Cawood moved to accept Stadium Drive and rename it Beaver Ridge Road and to close Beaver Ridge Road at Karns School in first reading. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Griess heard O-97-1-101 - Consideration of an Ordinance of the Commission of Knox County,

Tennessee, amending O-92-1-102 and establishing additional standards for providers of Emergency Medical Services next on the agenda.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING O-92-1-102 AND ESTABLISHING ADDITIONAL STANDARDS FOR PROVIDERS OF EMERGENCY MEDICAL SERVICES: O-97-1-101:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending O-92-1-102 and establishing additional standards for providers of Emergency Medical Services was before the Board of Commissioners.

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.

Mr. Ron Patterson, Emergency Medical Services Coordinator, was present and spoke on the matter.

Dr. Stephenie Hall, Executive Director, Knox County Health Department, was present and spoke on the matter.

Mr. Jim Henderlight, was present and spoke on the matter.

Commissioner Leuthold moved to approve O-97-1-101 - Ordinance of the Commission of Knox County, Tennessee, amending O-97-1-102 and establishing additional standards for providers of Emergency Medical Services with the following change: In Section 13 A. 9 the last sentence should read as follows: "Such equipment shall be provided at the sole expense of the service provider, unless the County elects to share in such costs". 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, Mills, Bratton and Pinkston voted aye. Commissioner McMillan 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, ADOPTING THE KNOX COUNTY CAPITAL IMPROVEMENT PLAN FOR FISCAL YEAR 1998-2002: R-97-2-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee, adopting the Knox County Capital Improvement Plan for Fiscal Year 1998-2002 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-97-2-111 - Resolution of the Commission of Knox County, Tennessee, adopting the Knox County Capital Improvement Plan for Fiscal Year 1998-2002. Commissioner Moody seconded the motion.

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

Commissioner Teague moved for call for the question and Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner and Mills voted aye. Commissioners Rogero, Medley, DeSelm, Cooper, McMillan, Bratton and Pinkston voted no. The motion failed 12-7-0-0.

At this time Commissioner Griess recessed until 6:00 p.m. and indicated Resolution R-97-2-111 - Resolution of the Commission of Knox County, Tennessee, adopting the Knox County Capital Improvement Plan for Fiscal Year 1998-2002 would be heard after zonings.

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IN RE: ZONINGS: 6:00 P.M.

IN RE: ROLL CALL:

Mr. Mike Padgett, 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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1. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the request of Metropolitan Planning Commission for rezoning from A Agricultural with RB General Residential located along Maryville Pike to RAE Single Family Exclusive Residential Zone R-97-2-147 was before the Board of Commissioners. Property located east of Maryville Pike, south of Rudder Lane, 9th Commission District.

Mr. Norman Whitaker, Executive 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 Bratton moved to approve R-97-2-147 - Resolution of the Commission of Knox County, Tennessee, approving the request of Metropolitan Planning Commission for rezoning from A Agricultural with RB General Residential located along Maryville Pike to RAE Single Family Exclusive Residential Zone. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, Mills, Bratton and Pinkston voted aye. The motion carried 16-0-0-3. Commissioners Dirl, Davis and McMillan were absent from the vote.

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2. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the Request of Steve Williams for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-5 dwelling units per acre R-97-2-148 was before the Board of Commissioners. Property located east side south Northshore Drive, west of Wallace Road, 5th Commission District.

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

Mr. John Valliant, Attorney, representing Steve Williams, was present and spoke on the matter.

Dr. Paul Ambrose, area resident, was present and spoke in opposition to the request.

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

Mr. Steve Williams, petitioner, was present and spoke on the matter.

Mr. Michael Stomer, was present and spoke on the matter.

Commissioner Leuthold moved to deny the Request of Steve Williams for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-5 dwelling units per acre. Commissioner DeSelm seconded the motion.

Commissioner Dirl moved as a substitute motion the approve the Request of Steve Williams to Planned Residential at 1-3 1/2 dwelling units per acre. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Ragsdale, Griess and Cawood voted aye. Commissioners Rogero, Medley, DeSelm, Leuthold, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted no. Commissioner Davis recused himself from the vote. Commissioner Teague abstained from the vote. The substitute motion failed 7-10-2-0.

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3. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the Request of Gary and Barbara Palmer for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-97-2-149 was before the Board of Commissioners. Property located northwest side Bluegrass Road, northeast of Pellissippi Parkway; 5th Commission District.

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

Commissioner Leuthold moved to approve R-97-2-149 - Resolution of the Commission of Knox County, Tennessee, approving the Request of Gary and Barbara Palmer for rezoning from A Agricultural Zone to RA Low Density Residential as per Metropolitan Planning Commission's Recommendation: Approve RA Low Density Residential 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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4. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the Request of W&L Properties for rezoning from PR Planned Residential Zone to CA General Business Zone R-97-2-150 was before the Board of Commissioners. Property located north side Middlebrook Pike, west side Joe Hinton 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-97-2-150 - Resolution of the Commission of Knox County, Tennessee, approving the Request of W&L Properties for rezoning from PR Planned Residential Zone to CA General Business Zone as per Metropolitan Planning Commission's Recommendation: Approve CA General Business 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.

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5. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the Request of Mary E. Cox for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-97-2-151 was before the Board of Commissioners. Property located north side Hall Drive, east of Mabry Hood Road; 5th Commission District.

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

Commissioner Leuthold moved to approve R-97-2-151 - Resolution of the Commission of Knox County, Tennessee, approving the Request of Mary E. Cox 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 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. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the Request of Buddy White for rezoning from RA Low Density Residential Zone to OB Office, Medical, & Related Services Zone R-97-2-152 was before the Board of Commissioners. Property located north side Olive Road (Loop Road) east side Concord Road; 5th Commission District.

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

Commissioner DeSelm moved to approve R-97-2-152 - Request of Buddy White for rezoning from RA Low Density Residential Zone to OA Office Park Zone as per Metropolitan Planning Commission's Recommendation: Approve OA Office Park Zone. Commissioner Leuthold 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. The motion carried 18-0-0-1. Commissioner Davis was absent from the vote.

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7. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the Request of St. Mary's Health Systems, Inc. for rezoning from PC Planned Commercial, A Agricultural & F Floodway Zone to PR Planned Residential at 1-8 dwelling units per acre & F Floodway Zone R-97-2-153 was before the Board of Commissioners. Property located northwest side east Emory Road, southwest of Andersonville Pike, northeast of Norris Freeway; 7th Commission District.

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

Ms. Becky Dodson, representing St. Mary's Medical Center, was present and spoke on the matter.

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

Mr. Greg McNeil, Architect, Lockwood Green, was present and spoke on the matter.

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

Commissioner Cooper moved to refer this item to Metropolitan Planning Commission PR Planned Residential at 1-10 dwelling units per acre and bring back to the Board of Commissioners in April. Commissioner Horner seconded the motion.

Commissioner Teague moved as a substitute motion to defer this item for 30 days to the March Board of Commissioners meeting. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Teague and Bratton voted aye. Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, and Pinkston voted no. The substitute motion failed 2-17-0-0.

Upon roll call of the original motion to refer back to Metropolitan Planning Commission at 1-10 dwelling units per acre and bring back to the Board of Commissioners in April by Commissioner Cooper and seconded by Commissioner Horner. Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, 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, to approve the Request of Michael & Judith Freels for rezoning from PR Planned Residential Zone to A Agricultural Zone R-97-2-154 was before the Board of Commissioners. Property located southwest side Cate Road, northeast of West Emory Road; 6th Commission District.

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

Commissioner Cawood moved to approve R-97-2-154 - Resolution of the Commission of Knox County, Tennessee, to approve the Request of Michael & Judith Freels for rezoning from PR Planned Residential Zone to A Agricultural Zone as per Metropolitan Planning Commission's Recommendation: Approve A Agricultural Zone. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, 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. Consideration of a Resolution of the Commission of Knox County, Tennessee, to approve the Request of Charlie & Carol Greene for rezoning from RA Low Density Residential Zone to OA Office Park Zone R-97-2-155 was before the Board of Commissioners. Property located northwest side George Williams Road, northeast of South Peters Road; 5th Commission District.

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

Commisisoner Leuthold moved to approve R-97-2-155 - Resolution of the Commission of Knox County, Tennessee, to approve the Request of Charlie & Carol Greene for rezoning from RA Low Density Residential Zone to OA Office Park Zone as per Metropolitan Planning Commission's Recommendation: Approve OA Office Park 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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IN RE: SUBDIVISION APPEALS/ONE LOT VARIANCES:

1. Appeal of John Valliant on MPC Approval of Cambridge Shores Concept Plan was before the Board of Commissioners. Property located south side Thurmer Road, west of Asbury Road; 8th Commission District.

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

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

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

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

Mr. Jack Harmon, area resident, was present and spoke on the matter.

Mr. Howard Dawson, Land Surveyor, was present and spoke on the matter.

Mr. John Hyde, was present and spoke on the matter.

Mr. Charles Lassiter, was present and spoke on the matter.

Ms. Sherry Hill, area resident, was present and spoke on the matter.

Ms. Lela Allred, was present and spoke on the matter.

Mr. John Sloan, area resident, was present and spoke on the matter.

Mr. Tim Grigsby, area resident, was present and spoke on the matter.

Ms. Kathy Williams, area resident, was present and spoke on the matter.

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

Mr. Jeffrey Cox, Professional Soil Consultant, was present and spoke on the matter.

Mr. Bob Bowers, Professional Engineer, was present and spoke on the matter.

Commissioner Dirl moved to uphold the appeal of John Valliant on MPC Approval of Cambridge Shores Concept Plan. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, DeSelm, Davis, Ragsdale, Leuthold, Cawood, Teague, Horner, McMillan, Mills and Bratton voted aye.

Commissioners Tindell, Medley and Griess voted no. Commissioners Moody, Cooper and Pinkston abstained from the vote. The motion carried 13-3-3-0.

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IN RE: AMENDMENT TO THE AGENDA:

At this time R-97-2-111 was heard next on the agenda.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ADOPTING THE KNOX COUNTY CAPITAL IMPROVEMENT PLAN FOR FISCAL YEAR 1998-2002: R-97-2-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee, adopting the Knox County Capital Improvement Plan for Fiscal Year 1998-2002 was before the Board of Commissioners.

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.

There was a call for the question on R-97-2-111 and a second. Upon roll call vote Commissioners Medley and DeSelm voted aye. Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted no. The motion failed 2-17-0-0.

Commissioner Leuthold moved to approve R-97-2-111 - Resolution of the Commission of Knox County, Tennessee, adopting the Knox County Capital Improvement Plan for Fiscal Year 1998-2002. Commissioner Moody seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, Mills, Bratton and Pinkston voted aye. Commissioner McMillan voted no. Commissioners Medley and DeSelm abstained from the vote. The motion carried 16-1-2-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$1,787,000.00 FOR

COMPLETION OF THE CAPITAL PROJECT AT AUSTIN EAST HIGH SCHOOL CONSISTENT WITH THE REALIGNMENT OF THE CURRENT CAPITAL IMPROVEMENT PLAN: R-97-2-112:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$1,787,000.00 for completion of the capital project at Austin East High School consistent with the realignment of the current Capital Improvement Plan was before the Board of Commissioners.

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

Mr. Larry Binkley, Kaatz, Binkley, Jones and Morris Architects, was present and spoke on the matter.

Commissioner Dirl moved to approve R-97-2-112 - Resolution of the Commission of Knox County, Tennessee, appropriating \$1,787,000.00 for completion of the capital project at Austin East High School consistent with the realignment of the current Capital Improvement Plan. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Ragsdale, Leuthold, Griess, Bratton and Pinkston voted aye. Commissioners Cawood, Teague, Horner, Cooper, McMillan and Mills voted no. Commissioner Davis was absent from the vote. The motion carried 12-6-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$235,000.00 FOR COMPLETION OF THE CAPITAL PROJECT AT RITTA ELEMENTARY SCHOOL CONSISTENT WITH THE REALIGNMENT OF THE CURRENT CAPITAL IMPROVEMENT PLAN: R-97-2-113:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$235,000.00 for completion of the capital project at Ritta Elementary School consistent with the realignment of the current Capital Improvement Plan was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve R-97-2-113 - Resolution of the Commission of Knox County, Tennessee, appropriating \$235,000.00 for completion of the capital project at Ritta Elementary School consistent with the realignment of the current Capital Improvement Plan. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Ragsdale, Leuthold, Griess, Cawood, Teague, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan, Horner and Cooper voted no. Commissioner Davis was absent from the vote. The motion carried 15-3-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$178,000.00 FOR COMPLETION OF THE CAPITAL PROJECT AT SARAH MOORE GREEN ELEMENTARY SCHOOL CONSISTENT WITH THE REALIGNMENT OF THE CURRENT CAPITAL IMPROVEMENT PLAN: R-97-2-114:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$178,000.00 for completion of the capital project at Sarah Moore Green Elementary School consistent with the realignment of the current Capital Improvement Plan was before the Board of Commissioners.

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

Ms. Darlene Smolick, Public Building Authority, was present and spoke on the matter.

Commissioner Jordan moved to approve R-97-2-114 - Resolution of the Commission of Knox County, Tennessee, appropriating \$178,000.00 for completion of the capital project at Sarah Moore Green Elementary School consistent with the realignment of the current Capital Improvement Plan. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Horner and Cooper voted no. The motion carried 17-2-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$312,000.00 FOR COMPLETION OF THE CAPITAL PROJECT AT VINE MIDDLE SCHOOL CONSISTENT WITH THE REALIGNMENT OF THE CURRENT CAPITAL IMPROVEMENT PLAN: R-97-2-115:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$312,000.00 for completion of the capital project at Vine Middle School consistent with the realignment of the current Capital Improvement Plan was before the Board of Commissioners.

Commissioner Dirl moved to approve R-97-2-115 - Resolution of the Commission of Knox County, Tennessee, appropriating \$312,000.00 for completion of the capital project at Vine Middle School consistent with the realignment of the current Capital Improvement Plan. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Ragsdale, Leuthold, Griess, Cawood, Teague, McMillan, Bratton and Pinkston voted aye. Commissioners Horner, Cooper and Mills voted no. Commissioner Davis was absent from the vote. The motion carried 15-3-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$481,000.00 FOR COMPLETION OF THE CAPITAL PROJECT AT WEST MIDDLE SCHOOL CONSISTENT WITH THE REALIGNMENT OF THE CURRENT CAPITAL IMPROVEMENT PLAN: R-97-2-116:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$481,000.00 for completion of the capital project at West Middle School consistent with the realignment of the current Capital Improvement Plan was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-2-116 - Resolution of the Commission of Knox County, Tennessee, appropriating \$481,000.00 for completion of the capital project at West Middle

School consistent with the realignment of the current Capital Improvement Plan. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Leuthold, Griess, Cawood, Teague, McMillan, Bratton and Pinkston voted aye. Commissioners Horner, Cooper and Mills voted no. Commissioner Ragsdale recused himself from the vote. Commissioner Davis was absent from the vote. The motion carried 14-3-1-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$2,089,663.00 AND APPROVING A CONSTRUCTION CONTRACT WITH MERIT CONSTRUCTION INC. IN THE AMOUNT OF \$1,900,000.00 FOR PHASE II CONSTRUCTION AND RELATED COSTS OF THE KARNS FIFTH SCHOOL CONSISTENT WITH THE REALIGNMENT OF THE CURRENT CAPITAL IMPROVEMENT PLAN: R-97-2-117:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$2,089,663.00 and approving a construction contract with Merit Construction Inc. in the amount of \$1,900,000.00 for Phase II construction and related costs of the Karns Fifth School consistent with the realignment of the current Capital Improvement Plan was before the Board of Commissioners.

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

Commissioner Teague moved to approve R-97-2-117 - Resolution of the Commission of Knox County, Tennessee, appropriating \$2,089,663.00 and approving a construction contract with Merit Construction Inc. in the amount of \$1,900,000.00 for Phase II construction and related costs of the Karns Fifth School consistent with the realignment of the current Capital Improvement Plan. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Horner and Cooper voted no. The motion carried 17-2-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$385,000.00 FOR ARCHITECT FEES AND RELATED COSTS FOR THE KARNS MIDDLE SCHOOL RENOVATION CONSISTENT WITH THE REALIGNMENT OF THE CURRENT CAPITAL IMPROVEMENT PLAN: R-97-2-118:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$385,000.00 for architect fees and related costs for the Karns Middle School Renovation consistent with the realignment of the current Capital Improvement Plan was before the Board of Commissioners.

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

Commissioner Teague moved to approve R-97-2-118 - Resolution of the Commission of Knox County, Tennessee, appropriating \$385,000.00 for architect fees and related costs for the Karns Middle School Renovation consistent with the realignment of the current Capital Improvement Plan. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Horner and Cooper voted no. The motion carried 17-2-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE GENERAL PURPOSE SCHOOL FUND BUDGET AND APPROPRIATING \$4,569,922.00 FOR THE PURCHASE OF EQUIPMENT AT AUSTIN-EAST AND FULTON HIGH SCHOOLS, THE CONTINUATION OF APPROVED FISCAL YEAR 1996-1997 MAJOR MAINTENANCE PROJECTS, AND THE PURCHASE OF PROPERTY ADJACENT TO WEST HILLS ELEMENTARY SCHOOL: R-97-2-119:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the General Purpose School Fund Budget and appropriating \$4,569,922.00 for the purchase of equipment at Austin-East and Fulton High Schools, the continuation of approved fiscal year

1996-1997 major maintenance projects, and the purchase of property adjacent to West Hills Elementary School was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve R-97-2-119 - Resolution of the Commission of Knox County, Tennessee, amending the General Purpose School Fund Budget and appropriating \$4,569,922.00 for the purchase of equipment at Austin-East and Fulton High Schools, the continuation of approved fiscal year 1996-1997 major maintenance projects, and the purchase of property adjacent to West Hills Elementary School. 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, Mills, Bratton and Pinkston voted aye. Commissioner McMillan 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, APPROVING A REAL ESTATE SALES CONTRACT WITH M.A. SCHUBERT TO PURCHASE LOT 7, BLOCK B, IN THE WEST HILLS SUBDIVISION, UNIT 8 FOR WEST HILLS ELEMENTARY SCHOOL IN THE AMOUNT OF \$21,000.00 AND TO ACCEPT AS A DONATION LOT 8, BLOCK B, IN WEST HILLS SUBDIVISION, UNIT 8:

R-97-2-120:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a real estate sales contract with M. A. Schubert to purchase lot 7, Block B, in the West Hills Subdivision, Unit 8 for West Hills Elementary School in the amount of \$21,000.00 and to accept as a donation lot 8, Block B, in West Hills Subdivision, Unit 8 was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-2-120 - Resolution of the Commission of Knox County, Tennessee, approving a real estate sales contract with M. A. Schubert to purchase lot 7, Block B, in the West Hills Subdivision, Unit 8 for West Hills Elementary School in the amount of \$21,000.00 and to accept as a

donation lot 8, Block B, in West Hills Subdivision, Unit 8.

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 IN THE AMOUNT OF \$105,000.00 WITH INTERSTATE MECHANICAL CONTRACTORS, INC. FOR SPACE HEATING SYSTEM IMPROVEMENTS AT WHITTLE SPRINGS MIDDLE SCHOOL: R-97-2-121:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$105,000.00 with Interstate Mechanical Contractors, Inc. for space heating system improvements at Whittle Springs Middle School was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-2-121 - Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$105,000.00 with Interstate Mechanical Contractors, Inc. for space heating system improvements at Whittle Springs Middle School. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE PURCHASE OF LOT 23R IN TIPTON STATION SUBDIVISION FROM R. W. GRAF FOR THE SOUTH-DOYLE HIGH SCHOOL BUILDING TRADES PROGRAM: R-97-2-122:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the purchase of lot 23R in Tipton Station Subdivision from R. W. Graf for the South-Doyle High School Building Trades Program was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-2-122 - Resolution of the Commission of Knox County, Tennessee, authorizing the purchase of lot 23R in Tipton Station Subdivision from R. W. Graf 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, Leuthold, Griess, 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 PURCHASE OF LOT 1, BLOCK C, PALMER HILLS SUBDIVISION FROM J. RICHARD GEORGE FOR THE NORTH KNOX BUILDING TRADES PROGRAM: R-97-2-123:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the purchase of lot 1, Block C, Palmer Hills Subdivision from J. Richard George for the North Knox Building Trades Program was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-2-123 - Resolution of the Commission of Knox County, Tennessee, authorizing the purchase of lot 1, Block C, Palmer Hills Subdivision from J. Richard George for the North Knox Building Trades 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, APPROPRIATING AN AMOUNT NOT TO EXCEED \$30,000.00 FOR LAND ACQUISITION AND CLOSING COST AND APPROVING A REAL ESTATE SALES CONTRACT WITH ANTHONY A. KATTINE IN THE AMOUNT OF \$23,000.00 FOR ADDITIONAL PROPERTY FOR THE WEST KNOXVILLE LIBRARY BRANCH EXPANSION. R-97-2-124:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating an amount not to exceed \$30,000.00 for land acquisition and closing cost and approving a real estate sales contract with Anthony A. Kattine in the amount of \$23,000.00 for additional property for the West Knoxville Library Branch Expansion was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-2-124 - Resolution of the Commission of Knox County, Tennessee, appropriating an amount not to exceed \$30,000.00 for land acquisition and closing cost and approving a real estate sales contract with Anthony A. Kattine in the amount of \$23,000.00 for additional property for the West Knoxville Library Branch Expansion. 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 \$33,000.00 FOR LAND ACQUISITION AND CLOSING COSTS AND APPROVING A REAL ESTATE SALES CONTRACT WITH FREDDIE E. HARRELL IN THE AMOUNT OF \$26,500.00 FOR ADDITIONAL PROPERTY FOR THE WEST KNOXVILLE LIBRARY BRANCH EXPANSION:

R-97-2-125:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating an amount not to exceed \$33,000.00 for land acquisition and closing costs and approving a real estate sales contract with Freddie H. Harrell in the amount of \$26,500.00 for additional property for the West Knoxville Library Branch Expansion was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-2-125 - Resolution of the Commission of Knox County, Tennessee, appropriating an amount not to exceed \$33,000.00 for land acquisition and closing costs and approving a real estate sales contract with Freddie H. Harrell in the amount of \$26,500.00 for additional property for the

West Knoxville Library Branch Expansion. 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 \$22,000.00 FOR LAND ACQUISITION AND CLOSING COSTS AND APPROVING A REAL ESTATE SALES CONTRACT WITH SUE BAKER IN THE AMOUNT OF \$15,500.00 FOR ADDITIONAL PROPERTY FOR THE WEST KNOXVILLE LIBRARY BRANCH EXPANSION: R-97-2-126:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating an amount not to exceed \$22,000.00 for land acquisition and closing costs and approving a real estate sales contract with Sue Baker in the amount of \$15,500.00 for additional property for the West Knoxville Library Branch Expansion was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-2-126 - Resolution of the Commission of Knox County, Tennessee, appropriating an amount not to exceed \$22,000.00 for land acquisition and closing costs and approving a real estate sales contract with Sue Baker in the amount of \$15,500.00 for additional property for the West Knoxville Library Branch Expansion. 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 \$62,000.00 AND APPROVING A PROPOSAL FOR ENGINEERING SERVICES WITH ALLEN & HOSHALL, INC. FOR ENGINEERING SERVICES TO WIDEN GEORGE WILLIAMS ROAD BETWEEN PETERS ROAD AND CONFEDERATE DRIVE:R-97-2-127:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$62,000.00 and approving a proposal for engineering services to widen George Williams Road between Peters Road and Confederate Drive was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-2-127 - Resolution of the Commission of Knox County, Tennessee, appropriating \$62,000.00 and approving a proposal for engineering services to widen George Williams Road between Peters Road and Confederate Drive. 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 \$65,591.00 AND APPROVING A CHANGE ORDER IN THE AMOUNT OF \$18,500.00 WITH RENFRO CONSTRUCTION COMPANY, INC. FOR ADDITIONAL STAKING FOR THE EMORY ROAD/HEISKEL/CENTRAL AVENUE PROJECT: R-97-2-128:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$65,591.00 and approving a change order in the amount of \$18,500.00 with Renfro Construction Company, Inc. for additional staking for the Emory/Road/Heiskel/Central Avenue Project was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-2-128 - Resolution of the Commission of Knox County, Tennessee, appropriating \$65,591.00 and approving a change order in the amount of \$18,500.00 with Renfro Construction Company, Inc. for additional staking for the Emory/Road/Heiskel/Central Avenue Project. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AGREEMENT WITH FLYNT ENGINEERING COMPANY, INC. FOR ENGINEERING SERVICES FOR MAINTENANCE AND UPGRADING OF BRIDGES OWNED BY KNOX COUNTY:
R-97-2-129:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an agreement with Flynt Engineering Company, Inc. for engineering services for maintenance and upgrading of bridges owned by Knox County was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-2-129 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with Flynt Engineering Company, Inc. for engineering services for maintenance and upgrading of bridges owned by Knox County. 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 \$11,000.00 FOR TRAFFIC SIGNALIZATION AT THE INTERSECTION OF DRY GAP PIKE AND EMORY ROAD: R-97-2-130:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$11,000.00 for traffic signalization at the intersection of Dry Gap Pike and Emory Road was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-2-130 - Resolution of the Commission of Knox County, Tennessee, appropriating \$11,000.00 for traffic signalization at the intersection of Dry Gap Pike and Emory Road. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$87,800.00 FOR RIGHT OF WAY ACQUISITION AND ENGINEERING SERVICES FOR ROAD IMPROVEMENTS AT CENTRAL AVENUE/CALLAHAN ROAD/DANTE ROAD: R-97-2-131:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$87,800.00 for right of way acquisition and engineering services for road improvements at Central Avenue/Callahan Road/Dante Road was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-2-131 - Resolution of the Commission of Knox County, Tennessee, appropriating \$87,800.00 for right of way acquisition and engineering services for road improvements at Central Avenue/Callahan Road/Dante Road.

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH THE STATE DEPARTMENT OF TRANSPORTATION TO REPLACE AN INADEQUATE BRIDGE ON HILL ROAD: R-97-2-132:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with the State Department of Transportation to replace an inadequate bridge on Hill Road was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-2-132 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the State Department of Transportation to replace an inadequate bridge on Hill Road. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$1,400,000.00 AND APPROVING AN AGREEMENT WITH TURKEY CREEK LAND PARTNERS, LLC, AND THE CITY OF KNOXVILLE FOR AN EXTENSION OF PARKSIDE DRIVE FROM LOVELL ROAD TO CAMPBELL STATION ROAD: R-97-2-133

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$1,400,000.00 and approving an agreement with Turkey Creek Land Partners, LLC, and the City of Knoxville for an extension of Parkside Drive from Lovell Road to Campbell Station Road was before the Board of Commissioners.

Commissioner Teague moved to approve R-97-2-133 - Resolution of the Commission of Knox County, Tennessee, appropriating \$1,400,000.00 and approving an agreement with Turkey Creek Land Partners, LLC, and the City of Knoxville for an extension of Parkside Drive from Lovell Road to Campbell Station Road. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, Mills, Bratton and Pinkston voted aye. Commissioners McMillan and Rogero voted no. The motion carried 17-2-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING FUNDS AND APPROVING A CONTRACT TO PURCHASE PROPERTY FOR A MULTIUSE FACILITY IN THE KARNS AREA: R-97-2-134:

Without objection, Commissioner Griess deferred R-97-2-134 - Resolution of the Commission of Knox County, Tennessee, appropriating funds and approving a contract to purchase property for a multiuse facility in the Karns Area to the March Board of Commissioners meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$100,000.00 FOR CAPITAL IMPROVEMENTS TO POWELL-LEVI PARK: R-97-2-135:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$100,000.00 for Capital Improvements to Powell-Levi Park was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-2-135 - Resolution of the Commission of Knox County, Tennessee, appropriating \$100,000.00 for Capital Improvements to Powell-Levi Park.

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 CHANGE ORDER WITH DANCO, INC. IN THE AMOUNT OF \$15,456.00 FOR REPLACEMENT OF DETERIORATED ROOF SHEATHING ON FOUR COTTAGES AT JOHN TARLETON HOME: R-97-2-136:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a change order with Danco, Inc. in the amount of \$15,456.00 for replacement of deteriorated roof sheathing on four cottages at John Tarleton Home was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-2-136 - Resolution of the Commission of Knox County, Tennessee, approving a change order with Danco, Inc. in the amount of \$15,456.00 for replacement of deteriorated roof sheathing on four cottages at John Tarleton Home. 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 GRANT FROM KNOX COUNTY TO

KNOXVILLE COMMUNITY DEVELOPMENT CORPORATION IN THE AMOUNT OF \$146,354.00 FOR THE GOVERNOR'S PREVENTION INITIATIVE PROGRAM: R-97-2-137:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant from Knox County to Knoxville Community Development Corporation in the amount of \$146,354.00 for the Governor's Prevention Initiative was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve R-97-2-137 - Resolution of the Commission of Knox County, Tennessee, approving a grant from Knox County to Knoxville Community Development Corporation in the amount of \$146,354.00 for the Governor's Prevention Initiative. 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 WITH EASIRUN USA., INC. TO PROVIDE CONVERSION SERVICES AND TECHNICAL ASSISTANCE TO KNOX COUNTY DATA PROCESSING: R-97-2-138:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Easirun USA., Inc. to provide conversion services and technical assistance to Knox County Data Processing was before the Board of Commissioners.

Mr. Richard Moran, Director, Data Processing, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-97-2-138 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Easirun USA., Inc. to provide conversion services and technical assistance to Knox County Data Processing. 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 \$67,509.00 FOR A TELECONFERENCING AND TELECOMMUNICATIONS SYSTEM (VIDEO ARRAIGNMENT) FOR THE SHERIFF'S DEPARTMENT: R-97-2-139:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$67,509.00 for a teleconferencing and telecommunications system (video arraignment) for the Sheriff's Department was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-2-139 - Resolution of the Commission of Knox County, Tennessee, appropriating \$67,509.00 for a teleconferencing and telecommunications system (video arraignment) for the Sheriff's Department. 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 \$25,000.00 FROM THE GENERAL FUND BUDGET TO CHILD & FAMILY SERVICES FOR THE FAMILY CRISIS CENTER: R-97-2-140:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$25,000.00 from the General Fund Budget to Child & Family Services for the Family Crisis Center was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-2-140 - Resolution of the Commission of Knox County, Tennessee, appropriating \$25,000.00 from the General Fund Budget to Child & Family Services for the Family Crisis Center. 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 THE BUDGET OF THE PUBLIC BUILDING AUTHORITY OF THE COUNTY OF KNOX AND THE CITY OF KNOXVILLE, TENNESSEE FOR FISCAL YEAR 1997-1998 FOR THE CITY-COUNTY BUILDING, THE ANDREW JOHNSON BUILDING AND DWIGHT KESSEL METROPOLITAN PARKING GARAGE: R-97-2-141:

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 1997-1998 for the City-County Building, the Andrew Johnson Building and Dwight Kessel Metropolitan Parking Garage was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-2-141 - 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 1997-1998 for the City-County Building, the Andrew Johnson Building and Dwight Kessel Metropolitan Parking Garage. 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: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Griess heard R-97-2-145 next on the agenda:

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING MAP: R-97-2-145:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the Knox County Zoning Map was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-2-145 - Resolution of the Commission of Knox County, Tennessee, amending the Knox County Zoning Map. 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, TO REQUEST THAT THE GENERAL ASSEMBLY ENACT LEGISLATION TO AMEND OR SUPERCEDE THE PERSONAL PROPERTY DEPRECIATION TABLES FOUND IN T.C.A. 67-5-903(f) IN ORDER TO REMEDY THE INEQUITIES AND LOSS OF REVENUE CAUSED BY SUCH TABLES: R-97-2-156:

Consideration of a Resolution of the Commission of Knox County, Tennessee, to request that the General Assembly enact legislation to amend or supercede the Personal Property Depreciation Tables found in T.C.A. 67-5-903(f) in order to remedy the inequities and loss of revenue caused by such tables was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-2-156 - Resolution of the Commission of Knox County, Tennessee, to request that the General Assembly enact legislation to amend or supercede the Personal Property Depreciation Tables found in T.C.A. 67-5-903(f) in order to remedy the inequities and loss of revenue caused by such tables. 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, REQUESTING THE METROPOLITAN PLANNING COMMISSION TO DEVELOP AN AMENDMENT TO THE KNOX COUNTY ZONING ORDINANCE REGARDING SURFACE MINING:R-97-2-144:

Consideration of a Resolution of the Commission of Knox County, Tennessee, requesting the Metropolitan Planning Commission to develop an agreement to the Knox County Zoning Ordinance regarding surface mining was before the Board of Commissioners.

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

Commissioner Ragsdale moved to defer to the March Board of Commissioners meeting R-97-2-144 - Resolution of the Commission of Knox County, Tennessee, requesting the Metropolitan Planning Commission to develop an agreement to the Knox County Zoning Ordinance regarding surface mining. 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 THE RENEWAL OF A LEASE AGREEMENT WITH REMOTE AREA MEDICAL FOR THE USE OF THE GIFFIN ELEMENTARY SCHOOL PROPERTY: R-97-2-158:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the renewal of a lease agreement with Remote Area Medical for the use of the Giffin Elementary School Property was before the Board of Commissioners.

Commissioner Pinkston moved to approve R-97-2-158 - Resolution of the Commission of Knox County, Tennessee, approving the renewal of a lease agreement with Remote Area Medical for the use of the Giffin Elementary School Property. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

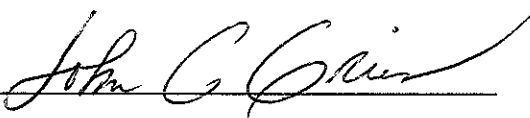
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IN RE: ADJOURNMENT:

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

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KNOX COUNTY BOARD OF COMMISSIONERS

A handwritten signature in cursive script, reading "John C. Griess", is written over a horizontal line.

JOHN GRIESS, CHAIRMAN

March 97

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, March 24, 1997 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, Cawoode, Teague, Horner, McMillan, Mills, Bratton and Pinkston. Commissioner Cooper was absent from the meeting due to a death in his family. Also present were Mr. Thomas Schumpert, Knox County Executive, Ms. Kathy Hamilton, Knox County Finance Director, Mr. Mike Moyers, Knox County Senior Deputy Law Director, Mr. Richard Beeler, Knox County 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:

Reverend Brenda Carroll, Trinity Methodist Church, was present and gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Ragsdale 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-97-3-137 - Resolution of the Commission of Knox County, Tennessee, approving a Change Order in the amount of \$22,852.90 with H.F.C. Construction Co. Inc. for the Farragut Branch Library; Resolution R-97-3-138 - Resolution of the Commission of Knox County, Tennessee, approving a Change

March 97

Order in the amount of \$12,437.25 with H.F.C. Construction Co., Inc. for the Farragut Branch Library; Resolution R-97-3-139 - Resolution of the Commission of Knox County, Tennessee, approving a Real Estate Option Agreement with the Alcoaway Optimist Club for the purchase of 12 acres on Belt Road to be used for public recreational purposes for children under the age of 18; and Resolution R-97-3-143 - Resolution of the Commission of Knox County, Tennessee, appropriating \$47,750.00 for appraisals for potential sites for the Justice Center.

2. Commissioner Griess amended the agenda to defer the following item: Resolution R-97-3-125 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Software Consulting Unlimited, Inc. in the amount of \$90,000.00 for software programming services for the Justice System. He also amended the agenda to withdraw the following item: Resolution R-97-3-116 - Resolution of the Commission of Knox County, Tennessee, appropriating \$70,100.00 for the replacement of a maintenance building/field house at Christenberry Elementary School.

3. Commissioner Griess amended the agenda to defer the following item for 30 days: Resolution R-97-3-101 - Resolution of the Commission of Knox County, Tennessee, memorializing Gary Lowe.

4. Commissioner Griess amended the agenda to add the following item: Resolution R-97-3-141 - Resolution of the Commission of Knox County, Tennessee, honoring the Carter Junior PRO Varsity Girls All Star team for winning the State Championship Title to be heard after Resolution R-97-3-113. He also amended the agenda to defer the following item for 30 days: Resolution R-97-3-129 - Resolution of the Commission of Knox County, Tennessee, regarding amendments to the surface mining regulations of the Knox County Zoning Code.

5. Commissioner Griess amended the agenda to add the following item: Resolution R-97-3-142 - Resolution of the Commission of Knox County, Tennessee, requesting that the Knox

March 97

County Legislative Delegation oppose Senate Bill 320 amending T.C.A. §49-6-4216.

6. Commissioner Griess amended the agenda to add the following item: Resolution R-97-3-144 - Resolution of the Commission of Knox County, Tennessee, regarding Knox County sponsorship of the Great Knoxville Rubber Duck Race.

7. Commissioner Griess amended the agenda to add the following item: Resolution R-97-3-145 - Resolution of the Commission of Knox County, Tennessee, requesting that the post office in the Beaumont/Lonsdale area not be closed.

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IN RE: CONSENT ITEMS:

1. DRIVES AND ROADS TO BE ACCEPTED AS COMPLETED:

No request received.

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2. TAX REFUNDS:

No tax refunds received.

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3. NOTARY PUBLIC APPLICATIONS:

171 Notary Public Applications received.

Commissioner Horner moved to approve all items on the consent agenda. 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, 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: HONORARY AND MEMORIAL RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING GARY LOWE - R-97-3-101:

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, MEMORIALIZING JAMES G. HENDERLIGHT - R-97-3-102:

Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing James G. Henderlight was before the Board of Commissioners.

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

Commissioner Horner moved to approve Resolution R-97-3-102 - Resolution of the Commission of Knox County, Tennessee, memorializing James G. Henderlight. 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, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cooper was absent from the meeting. The motion carried 18-0-0-1.

The family of Mr. Henderlight 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, MEMORIALIZING HAZEL VERNELL WEBB SHOWALTER - R-97-3-103:

Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing Hazel Vernell Webb Showalter was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve Resolution R-97-3-103 - Resolution of the Commission of Knox County, Tennessee, memorializing Hazel Vernell Webb Showalter. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague,

March 97

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

Mr. Robert Schowalter, husband, was present to receive
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, MEMORIALIZING JOHN A. COX -
R-97-3-104:

Consideration of a resolution of the Commission of Knox
County, Tennessee, memorializing John A. Cox was before the Board
of Commissioners.

Mrs. Kim Ellis, Minute Clerk to the Knox County Clerk,
read the resolution into the record.

Commissioner Teague moved to approve Resolution
R-97-3-104 - Resolution of the Commission of Knox County,
Tennessee, memorializing John A. Cox. 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, McMillan, Mills,
Bratton and Pinkston voted aye. Commissioner Cooper was absent
from the meeting. The motion carried 18-0-0-1.

The family of Mr. Cox 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, MEMORIALIZING GEORGE L. HUNTER -
R-97-3-105:

Consideration of a resolution of the Commission of Knox
County, Tennessee, memorializing George L. Hunter was before the
Board of Commissioners.

Commissioner Ragsdale moved to approve Resolution
R-97-3-105 - Resolution of the Commission of Knox County,

March 97

Tennessee, memorializing George L. Hunter. 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, 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, MEMORIALIZING CHARLES F. WILDMAN, SR. - R-97-3-106:

Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing Charles F. Wildman, Sr. was before the Board of Commissioners.

Mrs. Kim Ellis, Minute Clerk to the Knox County Clerk, read the resolution into the record.

Commissioner Horner moved to approve Resolution R-97-3-106 - Resolution of the Commission of Knox County, Tennessee, memorializing Charles F. Wildman, Sr. 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, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cooper was absent from the meeting. The motion carried 18-0-0-1.

The family of Mr. Wildman 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, TO HONOR AND PAY TRIBUTE TO THE MEMORY OF PARIS L. (ABBIE) CRIPPEN - R-97-3-107:

Consideration of a resolution of the Commission of Knox County, Tennessee, to honor and pay tribute to the memory of Paris L. (Abbie) Crippen was before the Board of Commissioners.

Mrs. Kim Ellis, Minute Clerk to the Knox County Clerk, read the resolution into the record.

Commissioners Horner, Dirl and Tindell moved to approve Resolution R-97-3-107 - Resolution of the Commission of Knox County, Tennessee, to honor and pay tribute to the memory of Paris L. (Abbie) Crippen. 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, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cooper was absent from the meeting. The motion carried 18-0-0-1.

The family of Mr. Crippen 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, HONORING W. TUCKER CARRINGTON FOR HIS RECENT SELECTION AS RECIPIENT OF THE PRETTYMAN AWARD FROM THE GEORGETOWN SCHOOL OF LAW - R-97-3-108:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring W. Tucker Carrington for his recent selection as recipient of the Prettyman Award from the Georgetown School of Law was before the Board of Commissioners.

Mrs. Kim Ellis, Minute Clerk to the Knox County Clerk, read the resolution into the record.

Commissioners Pinkston and Bratton moved to approve Resolution R-97-3-108 - Resolution of the Commission of Knox County, Tennessee, honoring W. Tucker Carrington for his recent selection as recipient of the Prettyman Award from the Georgetown School of Law. 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, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cooper was absent from the meeting. The motion carried 18-0-0-1.

March 97

Mr. Carrington 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, HONORING KNOX COUNTY OFFICER OF THE YEAR, SGT. ROGER MORGAN - R-96-3-109:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Knox County Officer of the Year, Sgt. Roger Morgan was before the Board of Commissioners.

Mrs. Kim Ellis, Minute Clerk to the Knox County Clerk, read the resolution into the record.

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

Commissioner Cawood moved to approve Resolution R-97-3-109 - Resolution of the Commission of Knox County, Tennessee, honoring Knox County Officer of the Year, Sgt. Roger Morgan. 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, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cooper was absent from the meeting. The motion carried 18-0-0-1.

Sgt. Morgan 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, HONORING FAYE COX, FOR HER YEARS OF SERVICE WITH THE KNOX COUNTY SCHOOL SYSTEM - R-97-3-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Faye Cox, for her years of service with the Knox County School System was before the Board of Commissioners.

Mrs. Kim Ellis, Minute Clerk to the Knox County Clerk, read the resolution into the record.

Commissioner Horner moved to approve Resolution R-97-3-110 - Resolution of the Commission of Knox County, Tennessee, honoring Faye Cox, for her years of service with the Knox County School System. 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, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cooper was absent from the meeting. The motion carried 18-0-0-1.

Mrs. Cox 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, HONORING THE HALLS REPUBLICAN CLUB AS THE G.O.P. CLUB OF THE YEAR - R-97-3-111:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring the Halls Republican Club as the G.O.P. Club of the Year was before the Board of Commissioners.

Mrs. Kim Ellis, Minute Clerk to the Knox County Clerk, read the resolution into the record.

Commissioner Horner moved to approve Resolution R-97-3-111 - Resolution of the Commission of Knox County, Tennessee, honoring the Halls Republican Club as the G.O.P. Club of the Year. Commissioenr Moody seconded and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cooper was absent from the meeting. The motion carried 18-0-0-1.

Mr. Tim Witt and members from the Halls Republican Club 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, RECOGNIZING MARCH 24-30 AS COMMUNITY DEVELOPMENT BLOCK GRANT WEEK - R-97-3-112:

Consideration of a resolution of the Commission of Knox County, Tennessee, recognizing March 24-30 as Community Development Block Grant Week was before the Board of Commissioners.

Commissioner Pinkston moved to approve Resolution R-97-3-112 - Resolution of the Commission of Knox County, Tennessee, recognizing March 24-30 as Community Development Block Grant Week. 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, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cooper was absent from the meeting. The motion carried 18-0-0-1.

Ms. Melissa Ziegler, Development Corporation, was present to accept the resolution and expressed appreciation to the Commission for the resolution. She also presented a plaque to Ms. Jenny Peck and Ms. Mary Wilson from the HUD Knoxville office who expressed appreciation for the plaque and resolution.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, DECLARING APRIL AS ENVIRONMENTAL MONTH - R-97-3-113:

Consideration of a resolution of the Commission of Knox County, Tennessee, declaring April as Environmental Month was before the Board of Commissioners.

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

Commissioners Medley and Horner moved to approve Resolution R-97-3-113 - Resolution of the Commission of Knox County, Tennessee, declaring April as Environmental Month. 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, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cooper was absent from the meeting. The motion carried 18-0-0-1.

Ms. Thena Bradley and Mr. Neal Denton, 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, HONORING THE CARTER JUNIOR PRO VARSITY GIRLS ALL STAR TEAM FOR WINNING THE STATE CHAMPIONSHIP TITLE - R-97-3-141:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring the Carter Junior PRO Varsity Girls All Star team for winning the State Championship Title was before the Board of Commissioners.

Mrs. Kim Ellis, Minute Clerk to the Knox County Clerk, called the roll.

Commissioner Mills & McMillan moved to approve Resolution R-97-3-141 - Resolution of the Commission of Knox County, Tennessee, honoring the Carter Junior PRO Varsity Girls All Star team for winning the State Championship Title. 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, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cooper was absent from the meeting. The motion carried 18-0-0-1.

Ms. Joy Avery, team members and coaches were present to accept the resolution 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 commended Commissioner Jordan for her assistance to a constiuent. He also spoke concerning a previous speech made at Austin-East High School by Mr. Reggie White, Professional Football Player.

2. Ms. Linda Smith, concerned citizen, was present and spoke concerning the "Regional Bike Pass Road"/"Knoxville Beltway."

3. Ms. Othella Roberts, representing West View Community Action Group, was present and spoke concerning the West View: Community Scrapbook 1793-1996. She also presented a book to each commissioner.

4. Mr. Jim Golden, concerned citizen, was present and spoke concerning fluidized bed combustion and a previous speech made at Austin-East High School by Mr. Reggie White, Professional Football Player.

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IN RE: APPROVAL OF MINUTES OF PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on February 24, 1997 (Regular Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on February 24, 1997 (Regular Session). Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Mills and Bratton voted aye. Commissioners Dirl, Tindell, Medley, Teague, McMillan and Pinkston were absent from the vote. Commissioner Cooper was absent from the meeting. The motion carried 12-0-0-7.

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

8. Commissioner Griess amended the agenda to hear Resolution R-97-3-144 at this time.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REGARDING KNOX COUNTY SPONSORSHIP OF THE GREAT KNOXVILLE RUBBER DUCK RACE - R-97-3-144:

Resolution of the Commission of Knox County, Tennessee, regarding Knox County sponsorship of the Great Knoxville Rubber Duck Race was before the Board of Commissioners.

Mr. Richard Beeler, Knox County Law Director, and Mr. John Lee, President of CEO for the Boys & Girls Club, were present and spoke on the matter.

Commissioner Davis moved to approve Resolution R-97-3-144 - Resolution of the Commission of Knox County, Tennessee, regarding Knox County sponsorship of the Great Knoxville Rubber Duck Race. Commissioner Teague seconded the motion.

Commissioner Ragsdale moved as a substitute motion to support the Great Knoxville Rubber Duck Race without prizes and request the Knox County Law Director to challenge the Attorney General's opinion regarding matters such as these. Commissioner Mills seconded the motion and upon roll call vote Commissioners Ragsdale, Griess, Cawood, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Tindell, Tindell, Medley, Davis, Leuthold, Teague, Horner and McMillan voted no. Commissioners Jordan, Moody and DeSelm abstained from voting. Commissioner Cooper was absent from the meeting. The substitute motion failed 6-9-3-1.

Upon roll call vote of the original motion to approve Resolution R-97-3-144 - Resolution of the Commission of Knox County, Tennessee, regarding Knox County sponsorship of the Great Knoxville Rubber Duck Race, Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Teague, Horner and McMillan voted aye. Commissioners Ragsdale, Griess, Cawood, Mills, Bratton and Pinkston voted no. Commissioner Cooper was absent from the meeting. The motion carried 12-6-0-1.

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IN RE: ELECTIONS AND APPOINTMENTS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING AN ALTERNATE MEMBER TO THE KNOX COUNTY JAIL INSPECTION COMMITTEE FOR A ONE YEAR TERM - R-97-3-114:

Consideration of a resolution of the Commission of Knox County, Tennessee, appointing an alternate member to the Knox

County Jail Inspection Committee for a one year term 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, APPOINTING ONE MEMBER AND AN ALTERNATE TO THE KNOX COUNTY SHERIFF'S DEPARTMENT MERIT SYSTEM COUNCIL - R-97-3-115:

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

Commissioner Ragsdale moved to approve Resolution R-97-3-115 - Resolution of the Commission of Knox County, Tennessee, appointing one member and an alternate to the Knox County Sheriff's Department Merit System Council and that Mr. Michael Beatty be appointed as the member and Mr. Kevin Desmond be appointed as the alternate member. 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, 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:

1. Consideration of a request to close Beaver Ridge Road at Karns School was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve the request to close Beaver Ridge Road at Karns School 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, 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 \$70,100.00 FOR THE REPLACEMENT OF A MAINTENANCE BUILDING/FIELD HOUSE AT CHRISTENBERRY ELEMENTARY SCHOOL - R-97-3-116:

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING THE KNOX COUNTY BOARD OF EDUCATION TO UTILIZE PORTABLE CLASSROOMS AS AN ALTERNATIVE TO SCHOOL REZONING - R-97-3-117:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting the Knox County Board of Education to utilize portable classrooms as an alternative to school rezoning 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, RESCINDING RESOLUTION R-94-4-108A REGARDING RULE HIGH SCHOOL - R-97-3-118:

Consideration of a resolution of the Commission of Knox County, Tennessee, rescinding Resolution R-94-4-108A regarding Rule High School was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-3-118 - Resolution of the Commission of Knox County, Tennessee, rescinding Resolution R-94-4-108A regarding Rule 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, 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, REGARDING SPEED LIMITS IN SCHOOL ZONES - R-97-3-119:

Consideration of a resolution of the Commission of Knox County, Tennessee, regarding speed limits in school zones was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Resolution R-97-3-119 - Resolution of the Commission of Knox County, Tennessee, regarding speed limits in school zones. 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, 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 FUNDS AND APPROVING A CONTRACT TO PURCHASE PROPERTY FOR A CONTRACT TO PURCHASE PROPERTY FOR A MULTI-USE FACILITY IN THE KARNS AREA - R-97-3-120:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating funds and approving a contract to purchase property for a contract to purchase property for a multi-use facility in the Karns area was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-3-120 - Resolution of the Commission of Knox County, Tennessee, appropriating funds and approving a contract to purchase property for a contract to purchase property for a multi-use facility in the Karns area. 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, 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 CHANGE ORDERS NOS. 1, 2, 3 AND 4 WITH RENFRO CONSTRUCTION CO., INC. IN THE TOTAL AMOUNT OF \$123,472.92 FOR PHASE III OF THE EBENEZER ROAD PROJECT - R-97-3-121:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Change Orders Nos. 1, 2, 3 and 4 with Renfro Construction Co., Inc. in the total amount of \$123,472.92 for Phase III of the Ebenezer Road Project was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-3-121 - Resolution of the Commission of Knox County, Tennessee, approving Change Orders Nos. 1, 2, 3 and 4 with Renfro Construction Co., Inc. in the total amount of \$123,472.92 for Phase III of the Ebenezer Road Project. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, 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 WITH SIMPSON CONSTRUCTION CO., INC. IN THE TOTAL AMOUNT OF \$40,775.00 FOR THE EBENEZER ROAD PHASE II-BRIDGE UNDERPASS PROJECT AT NORFOLK SOUTHERN RAILROAD - R-97-3-122:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Change Order with Simpson Construction Co., Inc. in the total amount of \$40,775.00 for the Ebenezer Road Phase II-Bridge Underpass Project at Norfolk Southern Railroad was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-3-122 - Resolution of the Commission of Knox County,

Tennessee, approving a Change Order with Simpson Construction Co., Inc. in the total amount of \$40,775.00 for the Ebenezer Road Phase II-Bridge Underpass Project at Norfolk Southern Railroad. 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, 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 PIONEER PETROLEUM INCORPORATED TO PROVIDE DIESEL FUEL - R-97-3-123:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Pioneer Petroleum Incorporated to provide diesel fuel 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-97-3-123 - resolution of the Commission of Knox County, Tennessee, approving a contract with Pioneer Petroleum Incorporated to provide diesel fuel. 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, 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 THE CITY OF KNOXVILLE AND THE PUBLIC BUILDING AUTHORITY OF THE COUNTY OF KNOX AND THE CITY OF KNOXVILLE FOR DEVELOPMENT, CONSTRUCTION, AND FINANCING OF GOVERNMENTAL (JUSTICE CENTER) FACILITIES - R-97-3-124:

March 97

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with the City of Knoxville and the Public Building Authority of the County of Knox and the City of Knoxville for Development, Construction, and Financing of Governmental (Justice Center) facilities was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-3-124 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the City of Knoxville and the Public Building Authority of the County of Knox and the City of Knoxville for Development, Construction, and Financing of Governmental (Justice Center) facilities. Commissioner Dirl 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 Ragsdale recused himself 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, APPROVING A CONTRACT WITH SOFTWARE CONSULTING UNLIMITED, INC. IN THE AMOUNT OF \$90,000.00 FOR SOFTWARE PROGRAMMING SERVICES FOR THE JUSTICE SYSTEM - R-97-3-125:

This item was deferred. (See Amendments to the Agenda, Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, SUPPORTING THE CONSTRUCTION OF A NEW CHICKAMAUGA LOCK AND ENCOURAGING TVA'S CONGRESSIONAL CAUCUS AND CONGRESS TO ACT IN FAVOR OF MOVING FORWARD WITH DETAILED ENGINEERING STUDIES AND FUNDING FOR THE PLACEMENT OF THE LOCK - R-97-3-126:

Consideration of a resolution of the Commission of Knox County, Tennessee, supporting the construction of a new

March 97

Chickamauga Lock and encouraging TVA's Congressional Caucus and Congress to act in favor of moving forward with detailed engineering studies and funding for the placement of the lock was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Resolution R-97-3-126 - Resolution of the Commission of Knox County, Tennessee, supporting the construction of a new Chickamauga Lock and encouraging TVA's Congressional Caucus and Congress to act in favor of moving forward with detailed engineering studies and funding for the placement of the lock. 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, 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 GRANT OF AN EASEMENT TO THE AMERICAN TELEPHONE & TELEGRAPH COMPANY TO RELOCATE A FIBER OPTIC LINE ACROSS PROPERTY OWNED BY KNOX COUNTY AND THE CITY OF KNOXVILLE AT THE INTERSECTION OF PROCTOR STREET AND MIDDLEBROOK PIKE - R-97-3-127:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing the grant of an easement to the American Telephone & Telegraph Company to relocate a fiber optic line across property owned by Knox County and the City of Knoxville at the intersection of Proctor Street and Middlebrook Pike was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Resolution R-97-3-127 - Resolution of the Commission of Knox County, Tennessee, authorizing the grant of an easement to the American Telephone & Telegraph Company to relocate a fiber optic line across property owned by Knox County and the City of Knoxville at the intersection of Proctor Street and Middlebrook Pike.

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, 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, DONATING PROPERTY IN SOUTH KNOX COUNTY TO THE UNIVERSITY OF TENNESSEE FOR USE BY THE WATER SKI CLUB - R-97-3-128:

Consideration of a resolution of the Commission of Knox County, Tennessee, donating property in South Knox County to the University of Tennessee for use by the Water Ski Club was before the Board of Commissioners.

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

Without objection, Commissioner Griess withdrew this item from the agenda.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REGARDING AMENDMENTS TO THE SURFACE MINING REGULATIONS OF THE KNOX COUNTY ZONING CODE - R-97-3-129:

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 A CHANGE ORDER IN THE AMOUNT OF \$22,852.90 WITH H.F.C. CONSTRUCTION CO., INC. FOR THE FARRAGUT BRANCH LIBRARY - R-97-3-137:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Change Order in the amount of \$22,852.90 with H.F.C. Construction Co., Inc. for the Farragut Branch Library was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-3-137 - Resolution of the Commission of Knox County, Tennessee, approving a Change Order in the amount of \$22,852.90 with H.F.C. Construction Co., Inc. for the Farragut 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, 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 \$12,437.25 WITH H.F.C. CONSTRUCTION CO., INC. FOR THE FARRAGUT BRANCH LIBRARY - R-97-3-138:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Change Order in the amount of \$12,437.25 with H.F.C. Construction Co., Inc. for the Farragut Branch Library was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-3-138 - Resolution of the Commission of Knox County, Tennessee, approving a Change Order in the amount of \$12,437.25 with H.F.C. Construction Co., Inc. for the Farragut 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, 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 REAL ESTATE OPTION AGREEMENT WITH THE ALCOAWAY OPTIMIST CLUB FOR THE PURCHASE OF 12 ACRES ON BELT ROAD TO BE USED FOR PUBLIC RECREATIONAL PURPOSES FOR CHILDREN UNDER THE AGE OF 18 R-97-3-139:

March 97

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Real Estate Option Agreement with the Alcoaway Optimist Club for the purchase of 12 acres on Belt Road to be used for public recreational purposes for children under the age of 18 was before the Board of Commissioners.

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

Commissioner Pinkston moved to approve Resolution R-97-3-139 - Resolution of the Commission of Knox County, Tennessee, approving a Real Estate Option Agreement with the Alcoaway Optimist Club for the purchase of 12 acres on Belt Road to be used for public recreational purposes for children under the age of 18. 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, 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 PRELIMINARY SITE INVESTIGATION FOR EXPANSION OF THE CITY-COUNTY BUILDING AS A PROPOSED SITE FOR THE JUSTICE COMPLEX -

R-97-3-140:

This item was not added to agenda. Therefore, no action was taken on this item.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING THE CARTER JUNIOR PRO VARSITY GIRLS ALL STAR TEAM FOR WINNING THE STATE CHAMPIONSHIP TITLE - R-97-3-141:

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING THAT THE KNOX COUNTY LEGISLATIVE DELEGATION OPPOSE SENATE BILL 320 AMENDING T.C.A. §49-6-4216 - R-97-3-142:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting that the Knox County Legislative Delegation oppose Senate Bill 320 amending T.C.A. §49-6-4216 was before the Board of Commissioners.

Commissioner Bratton moved to approve Resolution R-97-3-142 - Resolution of the Commission of Knox County, Tennessee, requesting that the Knox County Legislative Delegation oppose Senate Bill 320 amending T.C.A. §49-6-4216. 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, 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 \$47,750.00 FOR APPRAISALS FOR POTENTIAL SITES FOR THE JUSTICE CENTER - R-97-3-143:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$47,750.00 for appraisals for potential sites for the Justice Center was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve Resolution R-97-3-143 - Resolution of the Commission of Knox County, Tennessee, appropriating \$47,750.00 for appraisals for potential sites for the Justice Center. Commissioner Moody seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess,

March 97

Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale recused himself 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, REGARDING KNOX COUNTY SPONSORSHIP OF THE GREAT KNOXVILLE RUBBER DUCK RACE - R-97-3-144:

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING THAT THE POST OFFICE IN THE BEAUMONT/LONSDALE AREA NOT BE CLOSED - R-97-3-145:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting that the post office in the Beaumont/Lonsdale area not be closed was before the Board of Commissioners.

Without objection, Commissioner Griess deferred this item to the end of the day's agenda. (See Page _____)

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IN RE: ORDINANCES ON FIRST READING:

No request received.

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IN RE: ORDINANCES ON SECOND READING:

No request received.

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

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

9. Commissioner Griess amended the agenda to refer the following item to MPC for additional study: Resolution R-97-3-132 - Resolution of the Commission of Knox County, Tennessee, approving the request of Greg Ford Construction for rezoning from A Agricultural Zone to PR Planned Residential at 1-4 du/ac; property located west side Joe Hinton Road, north of Jenkins Road, 5th Commission District.

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IN RE: REZONING REQUEST:

1. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Christian Academy of Knoxville for rezoning from PR Planned Residential Zone to A Agricultural Zone was before the Board of Commissioners. Property located south side Dutchtown Road, east of Manis Lane, 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-97-3-130 - Resolution of the Commission of Knox County, Tennessee, approving the request of Christian Academy of Knoxville for rezoning from PR Planned Residential Zone to A Agricultural Zone as per MPC's recommendation. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Dirl arrived later in the meeting. Commissioner Cooper was absent from the meeting. The motion carried 17-0-0-2. Property located south side Dutchtown Road, east of Manis Lane, 5th Commission District.

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2. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Virginia Penn

for rezoning from PR Planned Residential at 12 du/ac & CA General Business Zone to OB Office, Medical & Related Services Zone was before the Board of Commissioners. Property located northeast side Old Clinton Pike, northeast of Hendrix Lane, 6th Commission District.

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

Commissioner Horner moved to approve Resolution R-97-3-131 - Resolution of the Commission of Knox County, Tennessee, approving the request of Virginia Penn for rezoning from PR Planned Residential at 12 du/ac & CA General Business Zone to OB Office, Medical & Related Services Zone as per MPC's recommendation. 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, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cooper was absent from the meeting. The motion carried 18-0-0-1. Property located northeast side Old Clinton Pike, northeast of Hendrix Lane, 6th Commission District.

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3. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Greg Ford Construction for rezoning from A Agricultural Zone to PR Planned Residential at 1-4 du/ac.

This item was referred to MPC for additional study.
(See Amendments to the Agenda, Page _____).

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4. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of W & L Properties for rezoning from PC Planned Commercial Zone to CA General Business Zone was before the Board of Commissioners. Property located southeast side Cedar Bluff Road, northwest side Old Cedar Bluff Road, 5th Commission District.

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

March 97

Commissioner Ragsdale moved to approve Resolution R-97-3-133 - Resolution of the Commission of Knox County, Tennessee, approving the request of W & L Properties for rezoning from PC Planned Commercial Zone to CA General Business Zone as per MPC's recommendation. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cooper was absent from the meeting. The motion carried 18-0-0-1. Property located southeast side Cedar Bluff Road, northwest side Old Cedar Bluff Road, 5th Commission District.

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5. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Harold Dickerson, Jr. for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located northeast side Canton Hollow Road, southeast of Deep Woods Lane, 5th 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 Ragsdale moved to defer this item for 30 days. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, 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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6. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Rufus H. Smith, Jr. & Associates for rezoning from A Agricultural & PC Planned Commercial Zone to CB Business and Manufacturing Zone was before

March 97

the Board of Commissioners. Property located southeast side Strawberry Plains Pike, southwest side Huckleberry Springs Road, 5th Commission District.

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

Commissioner Mills moved to approve Resolution R-97-3-135 - Resolution of the Commission of Knox County, Tennessee, approving the request of Rufus H. Smith, Jr. & Associates for rezoning from A Agricultural & PC Planned Commercial Zone to PC Planned Commercial Zone 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, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cooper was absent from the meeting. The motion carried 18-0-0-1. Property located southeast side Strawberry Plains Pike, southwest side Huckleberry Springs Road, 5th Commission District.

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7. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Nova, Inc. for rezoning from A Agricultural Zone to PR Planned Residential Zone at 5 du/ac was before the Board of Commissioners. Property located west side Brakebill Road, north side Hammer Drive, 8th Commission District.

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

Mr. Arthur Seymour, Attorney representing Nova, Inc., was present and spoke on the matter. He also indicated the applicant requested that the property be rezoned to PR Planned Residential Zone at 1-3 du/ac.

Mr. Edwin Light, area resident, was present and spoke in opposition to the request.

Commissioner McMillan moved to approve Resolution R-97-3-136 - Resolution of the Commission of Knox County,

March 97

Tennessee, approving the request of Nova, Inc. for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1.5 du/ac. Commissioner Mills seconded the motion.

Commissioner Horner moved as a substitute motion to approve Resolution R-97-3-136 - Resolution of the Commission of Knox County, Tennessee, approving the request of Nova, Inc. for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-3 du/ac without any Commercial development. Commissioner Cawood seconded the motion.

Commissioner McMillan moved as an amendment to the substitute motion to approve the request of Nova, Inc. for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-2 du/ac. Commissioner Mills seconded the motion and upon voice vote the amendment failed.

Upon roll call vote of the substitute motion to approve Resolution R-97-3-136 - Resolution of the Commission of Knox County, Tennessee, approving the request of Nova, Inc. for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-3 du/ac without any Commercial development, Commissioners Jordan, Dirl, Moody, Medley, DeSelm, Davis, Ragsdale, Griess, Cawood and Horner voted aye. Commissioners Rogero, Tindell, Leuthold, McMillan, Mills, Bratton and Pinkston voted no. Commissioner Teague abstained from voting. Commissioner Cooper was absent from the meeting. The substitute motion carried 10-7-1-1. Property located west side Brakebill Road, north side Hammer Drive, 8th Commission District.

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IN RE: REZONING APPEALS:

No request received.

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IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE:

No request received.

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IN RE: SUBDIVISION APPEALS/ONE LOT VARIANCES:

No request received.

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IN RE: TECHNOLOGY CORRIDOR:

No request received.

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IN RE: USE ON REVIEW APPEALS:

No request received.

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IN RE: PLAN AND PLAN AMENDMENTS:

Consideration of amendments to the Southwest County Sector Plan was before the Board of Commissioners.

Commissioner Ragsdale moved to receive and file the Southwest County 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, 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, REQUESTING THAT THE POST OFFICE IN THE BEAUMONT/LONSDALE AREA NOT BE CLOSED - R-97-3-145:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting that the post office in the Beaumont/Lonsdale area not be closed was before the Board of Commissioners.

Commissioner Jordan moved to approve Resolution R-97-3-145 - Resolution of the Commission of Knox County, Tennessee, requesting that the post office in the Beaumont/Lonsdale area not be closed. 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, 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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March 97

IN RE: ROLL CALL BY DISTRICTS:

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

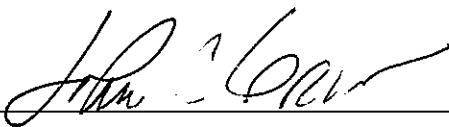
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IN RE: ADJOURNMENT:

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

March 97

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in special session on Friday, March 21, 1997 at 10:00 a.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston. Commissioner Cooper was absent from the meeting. Also present were Mr. Mike Moyers, Knox County Senior Deputy Law Director, Mr. Thomas Schumpert, Knox County Executive, Ms. Kathy Hamilton, Knox County Finance Director, Mr. Richard Beeler, Knox County Law Director, and members of the news media.

Commissioner 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:

Commissioner Mills 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 to hear Items #3 - #10 after completion of Item #1.
2. Without objection, Commissioner Griess amended the agenda to add the following item: Item #11 - Discussion of the Justice Center and overcrowding in jails.
3. Without objection, Commissioner Griess amended the agenda to add the following item: Item #12 - Discussion of the Boys and Girls Club Duck Race.

March 97

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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 1997-1998 AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A STATEMENT OF AGREEMENT (CONTRACT) ON INDIGENT CARE FOR 1997-1998 - R-97-3-SS-101

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 1997-1998 and authorizing the County Executive to execute a Statement of Agreement (contract) on Indigent Care for 1997-1998 was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-3-SS-101 - 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 1997-1998 and authorizing the County Executive to execute a Statement of Agreement (contract) on Indigent Care for 1997-1998.

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, 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, DESIGNATING RURAL METRO CORPORATION AS THE EMERGENCY MEDICAL SERVICES PROVIDER FOR KNOX COUNTY - R-97-3-SS-102:

This item was heard later on the day's agenda. (See Page _____)

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March 97

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING CHANGE ORDER DIRECTIVE NO. 11 FOR THE AMOUNT REMAINING IN THE CONTRACT CONTINGENCY FUND IN THE AMOUNT OF \$35,707.00 FOR OUTSTANDING CHANGE ORDER PROPOSALS TO CLOSE OUT THE NORTHWEST MIDDLE SCHOOL CONSTRUCTION CONTRACT - R-97-3-SS-103:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Change Order Directive No. 11 for the amount remaining in the Contract Contingency Fund in the amount of \$35,707.00 for outstanding change order proposals to close out the Northwest Middle School Construction Contract was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-3-SS-103 - Resolution of the Commission of Knox County, Tennessee, approving Change Order Directive No. 11 for the amount remaining in the Contract Contingency Fund in the amount of \$35,707.00 for outstanding change order proposals to close out the Northwest Middle School Construction Contract. 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, 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 \$65,096.00 WITH ROUSE CONSTRUCTION COMPANY FOR CHRISTENBERRY ELEMENTARY SCHOOL - R-97-3-SS-104:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Change Order in the amount of \$65,096.00 with Rouse Construction Company for Christenberry Elementary School was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-3-SS-104 - Resolution of the Commission of Knox County, Tennessee, approving a Change Order in the amount of \$65,096.00

March 97

with Rouse Construction Company for Christenberry Elementary School. 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, 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 \$17,050.00 WITH GEORGE W. REAGAN COMPANY FOR THE CARTER BRANCH LIBRARY - R-97-3-SS-105:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Change Order in the amount of \$17,050.00 with George W. Reagan Company for the Carter Branch Library was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-3-SS-105 - Resolution of the Commission of Knox County, Tennessee, approving a Change Order in the amount of \$17,050.00 with George W. Reagan Company for the Carter Branch Library. 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, 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 \$24,888.00 WITH GEORGE W. REAGAN COMPANY FOR THE CARTER BRANCH LIBRARY - R-97-3-SS-106:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Change Order in the amount of \$24,888.00 with George W. Reagan Company for the Carter Branch Library was before the Board of Commissioners.

March 97

Commissioner Leuthold moved to approve Resolution R-97-3-SS-106 - Resolution of the Commission of Knox County, Tennessee, approving a Change Order in the amount of \$24,888.00 with George W. Reagan Company for the Carter Branch Library. 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, 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 \$8,979.00 WITH GEORGE W. REAGAN COMPANY FOR THE CARTER BRANCH LIBRARY - R-97-3-SS-107:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Change Order in the amount of \$8,979.00 with George W. Reagan Company for the Carter Branch Library was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-3-SS-107 - Resolution of the Commission of Knox County, Tennessee, approving a Change Order in the amount of \$8,979.00 with George W. Reagan Company for the Carter Branch Library. 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, 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 CREDIT AMOUNT OF \$11,682.00 WITH GEORGE W. REAGAN COMPANY FOR THE CARTER BRANCH LIBRARY - R-97-3-SS-108:

March 97

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Change Order in the credit amount of \$11,682.00 with George W. Reagan Company for the Carter Branch Library was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-3-SS-108 - Resolution of the Commission of Knox County, Tennessee, approving a Change Order in the credit amount of \$11,682.00 with George W. Reagan Company for the Carter Branch Library. 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, 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 \$6,721.06 WITH H.F.C. CONSTRUCTION CO., INC. FOR THE FARRAGUT BRANCH LIBRARY - R-97-3-SS-109:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Change Order in the amount of \$6,721.06 with H.F.C. Construction Co., Inc. for the Farragut Branch Library was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-3-SS-109 - Resolution of the Commission of Knox County, Tennessee, approving a Change Order in the amount of \$6,721.06 with H.F.C. Construction Co., Inc. for the Farragut Branch Library. 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, 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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March 97

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CHANGE ORDER IN THE AMOUNT OF \$7,475.00 WITH JOHNSON & GALYON, INC. FOR SARAH MOORE GREEN ELEMENTARY SCHOOL - R-97-3-SS-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Change Order in the amount of \$7,475.00 with Johnson & Galyon, Inc. for Sarah Moore Green Elementary School was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-3-SS-110 - Resolution of the Commission of Knox County, Tennessee, approving a Change Order in the amount of \$7,475.00 with Johnson & Galyon, Inc. for Sarah Moore Green Elementary School. 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, 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, DESIGNATING RURAL METRO CORPORATION AS THE EMERGENCY MEDICAL SERVICES PROVIDER FOR KNOX COUNTY - R-97-3-SS-102:

Consideration of a resolution of the Commission of Knox County, Tennessee, designating Rural Metro Corporation as the emergency medical services provider for Knox County was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-3-SS-102 - Resolution of the Commission of Knox County, Tennessee, designating Rural Metro Corporation as the emergency medical services provider for Knox County. Commissioner Teague seconded the motion and also called for the question.

Commissioner Bratton objected the call for the question.

March 97

Upon roll call vote for the call for the question, Commissioners Jordan, Dirl, Moody, Davis, Ragsdale, Leuthold, Griess, Teague, Horner and Mills voted aye. Commissioners Rogero, Tindell, Medley, DeSelm, Cawood, McMillan, Bratton and Pinkston voted no. Commissioner Cooper was absent from the meeting. The call for the question failed 10-8-0-1. (2/3 majority required)

Ms. Kathy Hamilton, Knox County Finance Director, Mr. Steve Roth, representing American Medical Response, Mr. Tom McAdams, representing Rural Metro Corporation, and Mr. Thomas Schumpert, Knox County Executive, were present and spoke on the matter.

Upon roll call vote of the motion to approve Resolution R-97-3-SS-102 - Resolution of the Commission of Knox County, Tennessee, designating Rural Metro Corporation as the emergency medical services provider for Knox County, Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cooper was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: DISCUSSION OF THE JUSTICE CENTER AND OVERCROWDING IN JAILS:

Discussion of the Justice Center and overcrowding in jails was before the Board of Commissioners.

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

No action was taken.

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IN RE: DISCUSSION OF THE BOYS AND GIRLS CLUB DUCK RACE:

Discussion of the Boys and Girls Club Duck Race was before the Board of Commissioners.

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

No action was taken.

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March 97

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, reading "John C. Griess", is written over a horizontal line.

JOHN GRIESS, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, April 28, 1997 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 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 Lynn Strouse, Tennessee Valley Unitarian Universalist Church, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Mary Lou Horner led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

Without objection, Commissioner Griess amended the agenda as follows:

1. Defer to the May Board of Commissioners meeting R-97-4-128 Resolution of the Commission of Knox County, Tennessee, approving a contract with Rural Metro Corporation to provide Emergency Medical Services in Knox County.
2. Amend the agenda to appoint two members to the Beer Board. Commissioner Cooper nominated Commissioner Frank Leuthold and Commissioner Scott Davis be appointed to the Beer Board. Commissioner Cooper moved the nominations cease and Commissioners Leuthold and

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

3. Defer to the May Board of Commissioners meeting R-97-4-101 Resolution of the Commission of Knox County, Tennessee, memorializing Rev. Roscoe E. Harless Sr.

4. Defer to the May Board of Commissioners meeting R-97-4-122C Resolution of the Commission of Knox County, Tennessee, appropriating \$1,300,000.00 to the County Clerk for utilization of Brownlow Elementary School.

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IN RE: HONORARY AND MEMORIAL RESOLUTIONS:
CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING L. DUANE GRIEVE, AIA, FOR BEING SELECTED TO THE COLLEGE OF FELLOWS OF THE AMERICAN INSTITUTE OF ARCHITECTS: R-97-4-102:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring L. Duane Grieve, AIA, for being selected to the College of Fellows of the American Institute of Architects was before the Board of Commissioners.

Mr. Duane Grieve, was present and spoke on the matter.

Commissioner Ragsdale moved to approve R-97-4-102 - Resolution of the Commission of Knox County, Tennessee, honoring L. Duane Grieve, AIA, for being selected to the College of Fellows of the American Institute of Architects. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING ROBERT C. PARROTT, FAIA, FOR BEING SELECTED TO THE COLLEGE OF FELLOWS OF THE AMERICAN INSTITUTE OF ARCHITECTS: R-97-4-103:

April 97

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Robert C. Parrott, FAIA, for being selected to the College of Fellows of the American Institute of Architects was before the Board of Commissioners.

Mr. Robert Parrott, was present and spoke on the matter.

Commissioner Ragsdale moved to approve R-97-4-103 - Resolution of the Commission of Knox County, Tennessee, honoring Robert C. Parrott, FAIA, for being selected to the College of Fellows of the American Institute of Architects. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING MERI DEE UNDERWOOD FOR WINNING ELEMENTARY SCHOOL TEACHER OF THE YEAR: R-97-4-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Meri Dee Underwood for winning Elementary School Teacher of the Year was before the Board of Commissioners.

Ms. Meri Dee Underwood, was present and spoke on the matter.

Commissioner Pinkston moved to approve R-97-4-104 - Resolution of the Commission of Knox County, Tennessee, honoring Meri Dee Underwood for winning Elementary School Teacher of the Year. 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, HONORING HEATHER NORMAN FOR BEING NAMED THE NEW 1997-1998 TENNESSEE PRIDE OF THE SOUTHLAND MARCHING BAND HEAD MAJORETTE: R-97-4-105:

April 97

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Heather Norman for being named the new 1997-1998 Tennessee Pride of the Southland Marching Band Head Majorette was before the Board of Commissioners.

Commissioner Cawood moved to approve R-97-4-105 - Resolution of the Commission of Knox County, Tennessee, honoring Heather Norman for being named the new 1997-1998 Tennessee Pride of the Southland Marching Band Head Majorette. 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: DELEGATIONS TO BE HEARD:

1. Mr. Thomas Schumpert, was present and spoke on the Task Force appointed by Commission on Economic Development.
2. Mr. Oscar "Poor Boy" Brown, was present and spoke on Five Point and the Police Department.

Mr. Dwight Vandevate, Knox County Sheriff's Department, was present and spoke on the matter.

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IN RE: AMENDMENT TO THE AGENDA:

At this time R-97-4-106 Resolution Honoring the University of Tennessee Lady Vols for winning their fifth NCAA Basketball Championship was heard next.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING THE UNIVERSITY OF TENNESSEE LADY VOLS FOR WINNING THEIR FIFTH NCAA BASKETBALL CHAMPIONSHIP: R-97-4-106:

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

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

Commissioners Moody and Medley moved to approve R-97-4-106 Resolution of the Commission of Knox County, Tennessee, honoring the University of Tennessee Lady Vols for winning their fifth NCAA Basketball Championship. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSENT ITEMS:

The following Consent Items were before the Board of Commissioners.

- 1. Drives and Roads to be accepted as completed.
 Beaver Ridge Road Ext. property owner Knox County.

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- 2. Tax Refunds:
 No tax refunds.

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- 3. Notary Public Applicatons:
 199 Notary Public Applications.

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- 4. 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

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- Reports of County Agencies:

 - A. Department of Human Services
 - B. Department of Child and Family Services
 - C. Department of Air Pollution
 - 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 Dirl moved to approve the Consent Items.

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: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meetings on March 21, 1997 (Special Session) and March 24, 1997 (Regular Session) 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 Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ELECTIONS AND APPOINTMENTS:

CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING AN ALTERNATE MEMBER TO THE JAIL INSPECTION COMMITTEE:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing an alternate member to the Jail Inspection Committee was before the Board of Commissioners.

Ms. Elaine Batchelor was present and spoke on the matter. Commissioner DeSelm nominated Elaine Batchelor.

Commissioner McMillan nominated Rebecca Longmire.

Commissioner Jordan voted for Longmire

Commissioner Dirl voted for Longmire.

April 97

Commissioner Rogero voted for Batchelor.
Commissioner Tindell voted for Batchelor.
Commissioner Moody voted for Batchelor.
Commissioner Medley voted for Batchelor.
Commissioner DeSelm voted for Batchelor.
Commissioner Davis voted for Longmire.
Commissioner Ragsdale voted for Longmire.
Commissioner Leuthold voted for Batchelor.
Commissioner Griess voted for Longmire.
Commissioner Cawood voted for Longmire.
Commissioner Teague voted for Longmire.
Commissioner Horner voted for Batchelor.
Commissioner Cooper voted for Longmire.
Commissioner McMillan voted for Longmire.
Commissioner Mills voted for Longmire.
Commissioner Bratton voted for Batchelor.
Commissioner Pinkston voted for Longmire.

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Elaine Batchelor received 8 votes.

Rebecca Longmire received 11 votes.

Commissioner Mills moved to approve R-97-4-133 -
Resolution of the Commission of Knox County, Tennessee, appointing an
alternate member to the Jail Inspection Committee with the following
name: Rebecca Longmire. 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 STANDARD
ROOFING AND SHEET METAL IN THE AMOUNT OF \$372,947.00
FOR ROOF REPAIRS AT NEW HOPEWELL ELEMENTARY AND HALLS
HIGH SCHOOL: R-97-4-107:

Consideration of a Resolution of the Commission of Knox
County, Tennessee, approving a contract with Standard Roofing and

April 97

Sheet Metal in the amount of \$372,947.00 for roof repairs at New Hopewell Elementary and Halls High School was before the Board of Commissioners.

Commissioner Bratton moved to approve R-97-4-107 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Standard Roofing and Sheet Metal in the amount of \$372,947.00 for roof repairs at New Hopewell Elementary and Halls High School. 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, APPROVING AN AGREEMENT WITH THE PUBLIC BUILDING AUTHORITY AND THE CITY OF KNOXVILLE TO CONSTRUCT A MAINTENANCE/STORAGE BUILDING AT CHRISTENBERRY ELEMENTARY SCHOOL: R-97-4-108:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an agreement with the Public Building Authority and the City of Knoxville to construct a maintenance/storage Building at Christenberry Elementary School was before the Board of Commissioners.

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

Councilman Larry Cox, was present and spoke on the matter.

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

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

Dr. Paul Kelley, School Board Member, was present and spoke on the matter.

Commissioner Tindell moved to approve R-97-4-108 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with the Public Building Authority and the City of Knoxville to construct a maintenance/storage Building at Christenberry

Elementary School with the following amendments: agreement needs to have a set of plans that shows the scope of work to be done; Item 2 City of Knoxville is to finish the interior part of the building; and Item 3 payment to Public Building Authority not to Whitson. Commissioner Rogero seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, Bratton and Pinkston voted aye. Commissioners Mills and McMillan voted no. Commissioner Horner abstained from the vote. The motion carried 16-2-1-0.

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IN RE: AMENDMENT TO THE AGENDA:

Without objection, the following Resolutions were heard next on the agenda: R-97-4-109, R-97-4-112, R-97-4-113, R-97-4-114, R-97-4-115, R-97-4-116, R-97-4-118 and R-97-4-120.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING CHANGE ORDER NO.5 WITH ROUSE CONSTRUCTION COMPANY IN THE AMOUNT OF \$31,063.00 FOR BUILDING "B" ARCHITECTURAL AND STRUCTURAL REVISIONS DUE TO UNFORSEEN CONDITIONS AT AUSTIN EAST MAGNET HIGH SCHOOL:
R-97-4-109:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving change order No. 5 with Rouse Construction Company in the amount of \$31,063.00 for Building "B" architectural and structural revisions due to unforeseen conditions at Austin East Magnet High School was before the Board of Commissioners.

Mr. Al Barnes, Public Building Authority, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-97-4-109 - Resolution of the Commission of Knox County, Tennessee, approving change order No. 5 with Rouse Construction Company in the amount of \$31,063.00 for Building "B" architectural and structural revisions due to unforeseen conditions at Austin East Magnet High School.

Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm,

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING CHANGE ORDER NO. 2 WITH HICKORY CONSTRUCTION, INC. IN THE AMOUNT OF \$4,309.00 FOR VARIOUS CHANGES TO THE CONSTRUCTION CONTRACT FOR BEAUMONT ELEMENTARY SCHOOL: R-97-4-112:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving change order No. 2 with Hickory Construction, Inc. in the amount of \$4,309.00 for various changes to the construction contract for Beaumont Elementary School was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-4-112 - Resolution of the Commission of Knox County, Tennessee, approving change order No. 2 with Hickory Construction, Inc. in the amount of \$4,309.00 for various changes to the construction contract for Beaumont Elementary School. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Horner and Cooper voted no. The motion carried 17-2-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING CHANGE ORDER NO. 9 WITH ROUSE CONSTRUCTION COMPANY IN THE AMOUNT OF \$573.00 TO ADD A HANDICAPPED RAMP IN PARKING ADJACENT TO GYMNASIUM AT CHRISTENBERRY ELEMENTARY SCHOOL: R-97-4-113:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving change order No. 9 with Rouse Construction Company in the amount \$573.00 to add a handicapped ramp in parking adjacent to gymnasium at Christenberry Elementary School.

Commissioner Leuthold moved to approve R-97-4-113 - Resolution of the Commission of Knox County, Tennessee, approving

April 97

change order No. 9 with Rouse Construction Company in the amount \$573.00 to add a handicapped ramp in parking adjacent to gymnasium at Christenberry Elementary School. 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 CHANGE ORDER NO. 9 WITH ROUSE CONSTRUCTION COMPANY IN THE CREDIT AMOUNT OF \$37,273.00 TO CLOSE OUT THE CONSTRUCTION CONTRACT FOR DOGWOOD ELEMENTARY: R-97-4-114:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving change order No. 9 with Rouse Construction Company in the credit amount of \$37,273.00 to close out the construction contract for Dogwood Elementary was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-4-114 - Resolution of the Commission of Knox County, Tennessee, approving change order No. 9 with Rouse Construction Company in the credit amount of \$37,273.00 to close out the construction contract for Dogwood Elementary. 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 CHANGE ORDER NO. 1R1 WITH WEBB & SONS CONSTRUCTION CO. IN THE CREDIT AMOUNT OF \$14,930.00 FOR VARIOUS CHANGES TO THE CONSTRUCTION CONTRACT FOR FULTON HIGH SCHOOL: R-97-4-115:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving change order No. 1R1 with Webb & Sons Construction Co. in the credit amount of \$14,930.00 for various

April 97

changes to the construction contract for Fulton High School was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-4-115 - Resolution of the Commission of Knox County, Tennessee, approving change order No. 1R1 with Webb & Sons Construction Co. in the credit amount of \$14,930.00 for various changes to the construction contract for Fulton High 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 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 CHANGE ORDER NO. 2 WITH INTERSTATE MECHANICAL CONTRACTORS IN THE AMOUNT OF \$75,737.00 TO PROVIDE A FIRE ALARM SYSTEM AND CONFORMING INTERCOM AT POWELL MIDDLE SCHOOL: R-97-4-116:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving change order No. 2 with Interstate Mechanical Contractors in the amount of \$75,737.00 to provide a fire alarm system and conforming intercom at Powell Middle School was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-4-116 - Resolution of the Commission of Knox County, Tennessee, approving change order No. 2 with Interstate Mechanical Contractors in the amount of \$75,737.00 to provide a fire alarm system and conforming intercom at Powell Middle School. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Ragsdale, Griess, 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 CHANGE ORDER NO. 2 WITH WEBB & SONS CONSTRUCTION CO. IN THE CREDIT AMOUNT OF \$55,188.00

FOR VARIOUS ELECTRICAL, MECHANICAL, AND HARDWARE ITEM
CHANGES AT VINE MIDDLE SCHOOL: R-97-4-118:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving change order No. 2 with Webb & Sons Construction Co. in the credit amount of \$55,188.00 for various electrical, mechanical, and hardware item changes a Vine Middle School was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-4-118 - Resolution of the Commission of Knox County, Tennessee, approving change order No. 2 with Webb & Sons Construction Co. in the credit amount of \$55,188.00 for various electrical, mechanical, and hardware item changes a Vine Middle School. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Ragsdale, Griess, 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 CHANGE ORDER NO. 5 WITH GEORGE
W. REAGAN COMPANY IN THE CREDIT AMOUNT OF \$1,634.00 FOR A
WALL HVAC UNIT IN THE STAFF WORKROOM AT THE CARTER BRANCH
LIBRARY: R-97-4-120:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving change order No. 5 with George W. Reagan Company in the credit amount of \$1,634.00 for a wall HVAC unit in the staff workroom at the Carter Branch Library was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-4-120 - Resolution of the Commission of Knox County, Tennessee, approving change order No. 5 with George W. Reagan Company in the credit amount of \$1,634.00 for a wall HVAC unit in the staff workroom at the Carter Branch Library. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

April 97

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING CHANGE ORDER NO. 6 WITH ROUSE CONSTRUCTION COMPANY IN THE AMOUNT OF \$15,695.00 FOR THE RELOCATION OF THE STORM SEWER LINE AT THE BASEBALL FIELD AT AUSTIN EAST MAGNET HIGH SCHOOL: R-97-4-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving change order No. 6 with Rouse Construction Company in the amount of \$15,695.00 for the relocation of the storm sewer line at the baseball field at Austin East Magnet High School was before the Board of Commissioners.

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

Commissioner Jordan moved to approve R-97-4-110 - Resolution of the Commission of Knox County, Tennessee, approving change order No. 6 with Rouse Construction Company in the amount of \$15,695.00 for the relocation of the storm sewer line at the baseball field at Austin East Magnet 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, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Horner and Cooper voted no. The motion carried 17-2-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING CHANGE ORDER NO. 7 WITH ROUSE CONSTRUCTION COMPANY IN THE AMOUNT OF \$16,759.00 FOR VARIOUS ELECTRICAL AND MECHANICAL CHANGES TO THE CONSTRUCTION CONTRACT FOR AUSTIN EAST MAGNET HIGH SCHOOL: R-97-4-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving change order No. 7 with Rouse Construction Company in the amount of \$16,759.00 for various electrical and mechanical changes to the construction contract for Austin East Magnet High School was before the Board of Commissioners.

Commissioner Dirl moved to approve R-97-4-111 - Resolution of the Commission of Knox County, Tennessee, approving change order No. 7 with Rouse Construction Company in the amount of \$16,759.00 for various electrical and mechanical changes to the construction contract for Austin East Magnet High School. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Horner and Cooper voted no. The motion carried 17-2-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING CHANGE ORDER NO. 5 WITH MERIT CONSTRUCTION, INC. IN THE AMOUNT OF \$20,173.00 FOR ROOF DECK, TANKS, AND ELECTRICAL MODIFICATIONS AT RITTA ELEMENTARY SCHOOL: R-97-4-117:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving change order No. 5 with Merit Construction, Inc. in the amount of \$20,173.00 for roof deck, tanks, and electrical modifications at Ritta Elementary School was before the Board of Commissioners.

Commissioner Mills moved to approve R-97-4-117 - Resolution of the Commission of Knox County, Tennessee, approving change order No. 5 with Merit Construction, Inc. in the amount of \$20,173.00 for roof deck, tanks, and electrical modifications at Ritta Elementary School. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Ragsdale, Griess, 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 CHANGE ORDER NO. 3 WITH WEBB & SONS CONSTRUCTION, INC. IN THE AMOUNT OF \$27,077.00 FOR STRUCTURAL, ARCHITECTURAL, AND PLUMBING CHANGES AT VINE MIDDLE SCHOOL: R-97-4-119:

April 97

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving change order No. 3 with Webb & Sons Construction, Inc. in the amount of \$27,077.00 for structural, architectural, and plumbing changes at Vine Middle School was before the Board of Commissioners.

Commissioner Jordan moved to approve R-97-4-119 - Resolution of the Commission of Knox County, Tennessee, approving change order No. 3 with Webb & Sons Construction, Inc. in the amount of \$27,077.00 for structural, architectural, and plumbing changes at Vine Middle School. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Leuthold, Ragsdale, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Davis and Cooper voted no. The motion carried 17-2-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING THE KNOX COUNTY BOARD OF EDUCATION TO UTILIZE PORTABLE CLASSROOMS AS AN ALTERNATIVE TO SCHOOL REZONINGS: R-97-4-121:

Consideration of a Resolution of the Commission of Knox County, Tennessee, requesting the Knox County Board of Education to utilize portable classrooms as an alternative to school rezonings was before the Board of Commissioners.

Commissioner Horner moved to approve R-97-4-121 - Resolution of the Commission of Knox County, Tennessee, requesting the Knox County Board of Education to utilize portable classrooms as an alternative to school rezonings. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Davis, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Moody, DeSelm and Griess voted no. Commissioners Medley and Ragsdale abstained from the vote. The motion carried 13-4-2-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$350,000.00 TO THE COUNTY CLERK AND APPROVING A LEASE WITH EAST TOWNE MALL COMPANY

April 97

LIMITED PARTNERSHIP FOR THE EXPANSION OF THE EAST TOWNE
MALL SATELLITE OFFICE: R-97-4-122A:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$350,000.00 to the County Clerk and approving a lease with East Towne Mall Company Limited Partnership for the expansion of the East Towne Mall Satellite Office was before the Board of Commissioners.

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.

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

Commissioner Davis moved to defer R-97-4-122A - Resolution of the Commission of Knox County, Tennessee, appropriating \$350,000.00 to the County Clerk and approving a lease with East Towne Mall Company Limited Partnership for the expansion of the East Towne Mall Satellite Office until the lease is worked out. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Ragsdale, Griess, 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 \$150,000.00 TO THE KNOX
COUNTY CLERK FOR A NEW WEST KNOXVILLE SATELLITE OFFICE:
R-97-4-122B:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$150,000.00 to the Knox County Clerk for a new West Knoxville Satellite Office was before the Board of Commissioners.

Commissioner Davis moved to defer to the R-97-4-122B - Resolution of the Commission of Knox County, Tennessee, appropriating \$150,000.00 to the Knox County Clerk for a new West Knoxville Satellite Office until the details are worked out. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners

April 97

Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Ragsdale, Griess, 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 LIBRARY FUND BUDGET TO REFLECT A DECREASE IN THE TENNESSEE RESOURCE CENTER FUNDING: R-97-4-123:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the Public Library Fund Budget to reflect a decrease in the Tennessee Resource Center Funding was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-4-123 - Resolution of the Commission of Knox County, Tennessee, amending the Public Library Fund Budget to reflect a decrease in the Tennessee Resource Center Funding. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE COUNTY EXECUTIVE TO 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-97-4-124:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the County Executive to make application for a grant for collection and disposal of trash and litter and to enter into any contracts or agreements in connection with such grant was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-4-124 - 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

April 97

seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Ragsdale, Griess, 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 TENNESSEE DEPARTMENT OF TRANSPORTATION FOR ROAD IMPROVEMENTS TO LOVELL ROAD FROM KINGSTON PIKE TO I-40: R-97-4-125:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Transportation for road improvements to Lovell Road from Kingston Pike to I-40 was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-4-125 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Transportation for road improvements to Lovell Road from Kingston Pike to I-40. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Ragsdale, Griess, 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 PROPOSAL BY THE TENNESSEE DEPARTMENT OF TRANSPORTATION FOR ROAD IMPROVEMENTS TO STATE ROUTE 1 IN EAST KNOX COUNTY: R-97-4-126:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a proposal by the Tennessee Department of Transportation for road improvements to State Route 1 in East Knox County was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-4-126 - Resolution of the Commission of Knox County, Tennessee, approving a proposal by the Tennessee Department of Transportation for road improvements to State Route 1 in East Knox County. Commissioner Teague seconded the motion and upon roll call vote Commissioners

April 97

Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Ragsdale, Griess, 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 KNOX COUNTY HUMANE SOCIETY, INC. FOR ANIMAL SHELTER SERVICES FOR FISCAL YEAR 1997-1998: R-97-4-127:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an agreement with Knox County Humane Society, Inc. for animal shelter services for fiscal year 1997-1998 was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-4-127 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with Knox County Humane Society, Inc. for animal shelter services for fiscal year 1997-1998. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Ragsdale, Griess, 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, INCREASING JAILER'S FEES TO \$50.00 PER DAY TO BE EFFECTIVE JULY 1, 1997: R-97-4-129:

Consideration of a Resolution of the Commission of Knox County, Tennessee, increasing jailer's fees to \$50.00 per day to be effective July 1, 1997 was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-4-129 - Resolution of the Commission of Knox County, Tennessee, increasing jailer's fees to \$50.00 per day to be effective July 1, 1997. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

April 97

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE COUNTY EXECUTIVE TO INVESTIGATE AND IF POSSIBLE APPLY FOR AND SEEK DESIGNATION OF A PORTION OF DOWNTOWN KNOX COUNTY AS AN ENTERPRISE ZONE: R-97-4-130:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the County Executive to investigate and if possible apply for and seek designation of a portion of Downtown Knox County as an Enterprise Zone was before the Board of Commissioners.

Commissioner Jordan moved to approve R-97-4-130 - Resolution of the Commission of Knox County, Tennessee, authorizing the County Executive to investigate and if possible apply for and seek designation of a portion of Downtown Knox County as an Enterprise Zone. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, RESCINDING RESOLUTION R-96-7-138 REGARDING THE LEASE OF COUNTY PROPERTY TO THE UNIVERSITY OF TENNESSEE FOR THE SKI CLUB: R-97-4-131:

Consideration of a Resolution of the Commission of Knox County, Tennessee, rescinding R-96-7-138 regarding the lease of county property to the University of Tennessee for the Ski Club was before the Board of Commissioners.

Commissioner Bratton moved to approve R-97-4-131 - Resolution of the Commission of Knox County, Tennessee, rescinding R-96-7-138 regarding the lease of county property to the University of Tennessee for the Ski Club. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Ragsdale, Griess, 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 R-97-3-120, (RESOLUTION APPROPRIATING FUNDS AND APPROVING A CONTRACT TO PURCHASE PROPERTY FOR A MULTI-USE FACILITY IN THE KARNS AREA): R-97-4-132:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing a technical correction to R-97-3-120, (Resolution appropriating funds and approving a contract to purchase property for a multi-use facility in the Karns Area) was before the Board of Commissioners.

Commissioner Cawood moved to approve R-97-4-132 - Resolution of the Commission of Knox County, Tennessee, authorizing a technical correction to R-97-3-120 - Resolution appropriating funds and approving a contract to purchase property for a multi-use facility in the Karns Area. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Ragsdale, Griess, 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 SECTION 1-6 (6) OF THE KNOX COUNTY PROCUREMENT ORDINANCE: 0-97-4-101:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Section 1-6 (6) of the Knox County Procurement Ordinance was before the Board of Commissioners on first reading.

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

Commissioner Leuthold moved to approve 0-97-4-101 - Ordinance of the Commission of Knox County, Tennessee, amending Section 1-6 (6) of the Knox County Procurement Ordinance on first

April 97

reading with the following amendment: Add (7) "Any modifications approved by the Knox County Executive pursuant to subsection I.6. (6) shall be reported to the Finance Committee of the Commission at the next regularly scheduled meeting of said Committee. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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

Ms. Kim Ellis called the roll and those Commissioners responding were Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston.

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IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Griess withdrew R-97-4-147 from the agenda Appeal of Nova Bell Campground Subdivision on MPC approval of the Concept Plan.

Mr. Tom McAdams, Attorney, was present and spoke on the matter.

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IN RE: ZONINGS:

1. Request of Harold Dickerson, Jr. for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-97-4-134 was before the Board of Commissioners. Property located northeast side Canton Hollow Road, southeast of Deep Woods Lane: 5th Commission District.

Commissioner Leuthold moved to defer to the May Board of Commissioners meeting R-97-4-134 - Request of Harold Dickerson, Jr. for rezoning from A Agricultural Zone to RA Low Density Residential Zone. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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2. Request of St. Mary's Health System, Inc. for rezoning from PC Planned Commercial, A Agricultural, & Floodway Zone to PR Planned Residential at 1-10 dwelling units per acre and F Floodway Zone R-97-4-135 was before the Board of Commissioners. Property located northwest side East Emory Road, southwest of Andersonville Pike, northeast of Norris Freeway: 7th Commission District.

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

Commissioner Horner moved to approve R-97-4-135 - Request of St. Mary's Health System, Inc. for rezoning from PC Planned Commercial, A Agricultural, & Floodway Zone to PR Planned Residential at a density of 1-10 dwelling units per acre. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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3. Request of Robert W. Madgett for rezoning from A Agricultural Zone to PR Planned Residential at 1-4 dwelling units per acre R-97-4-136 was before the Board of Commissioners. Property located east side Washington Pike, north side Bud Hawkins Road; 8th Commission District.

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

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

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

Mr. Ed Bailey, Developer, was present and spoke on the matter.

Commissioner Mills moved to approve R-97-4-136 - Request of Robert W. Madgett for rezoning from A Agricultural Zone to PR Planned Residential at 1-2 dwelling units per acre. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold,

April 97

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

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4. Request of Neal Allen for rezoning from A Agricultural & RB General Residential Zone to CB Business and Manufacturing Zone R-97-4-137 was before the Board of Commissioners. Property located southeast side Rutledge Pike, east of Woods Creek Road; 8th Commission District.

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

Commissioner Mills moved to approve R-97-4-137 - Request of Neal Allen for rezoning from A Agricultural & RB General Residential Zone to CB Business and Manufacturing Zone as per Metropolitan Planning Commission's Recommendation: Approve CB Business and Manufacturing Zone. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Ragsdale, 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 Golden Gallon, Inc./James P. Zimmerman for rezoning from A Agricultural Zone to CA General Business Zone R-97-4-138 was before the Board of Commissioners.

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

Commissioner Horner moved to approve R-97-4-138 - Request of Golden Gallon, Inc./James P. Zimmerman 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, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Davis recused himself from the vote. The motion carried 18-0-1-0.

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6. Request of Norman Gore for rezoning from RA Low Density

Residential Zone to PR Planned Residential at 1-5 dwelling units per acre R-97-4-139 was before the Board of Commissioners. Property located east of Beeler Road, south of Emory Road; 8th Commission District

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

Commissioner McMillan moved to approve R-97-4-139 - Request of Norman Gore for rezoning from RA Low Density Residential 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 Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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7. Request of McWorther Development Co., LLC, for rezoning from A Agricultural Zone to PR Planned Residential at 1-3 dwelling units per acre R-97-4-140 was before the Board of Commissioners. Property located southwest side Glen Cove Drive, southwest of Lyons Bend Road; 4th Commission District.

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

Commissioner Davis moved to approve R-97-4-140 - Request of McWorther Development Co., LLC, 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 Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Ragsdale, 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 Bill Nix for rezoning from A Agricultural Zone to PR Planned Residential at 3 dwelling units per acre R-97-4-141 was before the Board of Commissioners. Property located northeast side

West Martin Mill Pike, southeast of Mount Vista Drive; 9th Commission District.

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

Mr. Bill Nix, applicant, was present and spoke on behalf of the request.

Commissioner Bratton moved to approve R-97-4-141 - Request of Bill Nix for rezoning from A Agricultural Zone to PR Planned Residential at 1-2.5 dwelling units per acre. as per Metropolitan Planning Commission's Recommendation: Approve PR Planned Residential at 1-2.5 dwelling units per acre. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Ragsdale, 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 Joey Nichols for rezoning from A Agricultural Zone to PR Planned Residential at 1 dwelling unit per acre R-97-4-142 was before the Board of Commissioners. Property located southwest side Wayland Road, southeast of Strawberry Plains 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-97-4-142 - Request of Joey Nichols for rezoning from A Agricultural Zone to PR Planned Residential at 1 dwelling unit per acre as per Metropolitan Planning Commission's Recommendation: Approve PR Planned Residential at 1 dwelling unit per acre. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Ragsdale, 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 Ron Worley for rezoning from A Agricultural Zone to PR Planned Residential at 5 dwelling units per acre R-97-4-143 was

April 97

before the Board of Commissioners. Property located south side East Emory Road, southwest of Beeler Road; 8th Commission District.

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

Commissioner Horner moved to approve R-97-4-143 - Request of Ron Worley for rezoning from A Agricultural Zone to PR Planned Residential at 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, Leuthold, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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11. Request of Harold Beal for rezoning from PC Planned Commercial Zone to PR Planned Residential at 6 dwelling units per acre R-97-4-144 was before the Board of Commissioners. Property located south side Hardin Valley Drive, west of Middlebrook Pike; 6th Commission District.

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

Mr. Harold Beal, applicant, was present and spoke on the matter.

Commissioner Cawood moved to approve R-97-4-144 - Request of Harold Beal for rezoning from PC Planned Commercial 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 Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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12. Request of Glen Hodges for rezoning from A Agricultural & CB Business and Manufacturing Zone to I Industrial Zone R-97-4-145 was

April 97

before the Board of Commissioners. Property located northwest side Hodges Ferry Road, east of Hopewell Road; 9th Commission District.

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

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

Mr. Bruce Poston, was present and spoke on the matter.

Mr. Frank Prasil, was present and spoke in opposition to the request.

Commissioner Pinkston moved to approve R-97-4-145 - Request of Glen Hodges for rezoning from A Agricultural & CB Business and Manufacturing Zone to CB Business and Manufacturing Zone as per Metropolitan Planning Commission's Recommendation: Approve CB Business and Manufacturing Zone. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Ragsdale, Griess, 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:

Ms. Linda Duncan was present and spoke on a rezoning that was filed in March and heard in April with Metropolitan Planning Commission on a Concept Plan on a subdivision called Clinton Place located on Ball Camp Pike.

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

Mr. Mike Moyers, Knox County Senior Deputy Law Director, was present and stated the Concept Plan would be heard in May.

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IN RE: REZONING APPEALS:

Appeal of Allene G. Brown on MPC denial of rezoning from A Agricultural Zone to CA General Business Zone R-97-4-146 was before the Board of Commissioners. Property located southwest side of Middlebrook Pike and southeast side Bob Kirby Road; 6th Commission District.

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

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

Mr. James Reed, Attorney, representing the Brown family, was present and spoke on the matter.

Ms. Stacy Black, resident, was present and spoke in opposition to the request.

Ms. Barbara McGirl, area resident, was present and spoke in opposition to the request.

Mr. Chris Brown, representing applicant, was present and spoke on the matter.

Commissioner Davis moved to uphold the Appeal of Allene G. Brown on MPC denial of rezoning from A Agricultural Zone to CA General Business Zone. Commissioner Dirl seconded the motion.

Commissioner Leuthold moved as a substitute motion to defer to the May Board of Commissioners meeting Appeal of Allene G. Brown on MPC denial of rezoning from A Agricultural Zone to CA General Business Zone. Commissioner Rogero seconded the motion and upon roll call vote Commissioners Rogero, Medley, DeSelm, Leuthold, Teague, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan, Dirl, Tindell, Moody, Davis, Ragsdale, Griess, Cawood, Horner and Cooper voted no. The substitute motion failed 9-10-0-0.

Upon roll call vote of the original motion to uphold the Appeal of Allene G. Brown on MPC denial of rezoning from A Agricultural Zone to CA General Business Zone, Commissioners Jordan, Dirl, Tindell, Moody, DeSelm, Davis, Ragsdale, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Medley, Leuthold and Teague voted no. The motion carried 15-4-0-0.

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IN RE: ADJOURNMENT:

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

KNOX COUNTY BOARD OF COMMISSIONERS



JOHN GRIESS, CHAIRMAN

467
MAY 1997

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in special session on Tuesday, May 20, 1997 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, 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. Thomas Shumpert, 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:

Mrs. Angie Nesbitt, 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 THE SITE FOR THE JUSTICE CENTER COMPLEX; APPROPRIATING FUNDS FOR THE ACQUISITION OF LAND, SITE PREPARATION, ARCHITECTURAL & ENGINEERING FEES AND OTHER RELATED COSTS; AND AUTHORIZING THE COUNTY EXECUTIVE TO INSTITUTE CONDEMNATION PROCEEDINGS IF NEGOTIATIONS TO PURCHASE THE PROPERTY FOR THE NEW JUSTICE CENTER COMPLEX FAIL - R-97-5-SS-101:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the site for the Justice Center Complex; appropriating funds for the acquisition of land, site preparation, architectural & engineering fees and other related costs; and authorizing the County Executive to institute condemnation proceedings if negotiations to purchase the property for the new justice center complex fail was before the Board of Commissioners.

468
MAY 1997

The following individuals were present and spoke on the matter: Mr. Thomas Schumpert, Knox County Executive, Mr. Dale Workman, Knox County Circuit Judge Division I, Mr. Mike Edwards, Public Building Authority, Mr. Jack Dance, Bacon & Company, Mr. Jed Dance, Bacon & Company, Mr. Herbert Moncier, Attorney, Mr. Richard Cate, Downtown Organization, Mr. Jack O'Hanlin, O'Hanlin Group, Mr. Rod Townsend, State Street, and Mr. Harold Duckett, Old City.

Commissioner Bratton moved to recess the meeting at this time until the conclusion of the business portion of the May 27, 1997 Board of Commissioners Regular Session meeting. Commissioner Pinkston seconded the motion.

Commissioner Teague moved as a substitute motion to defer to the June 1997 Board of Commissioners Regular session meeting resolution of the Commission of Knox County, Tennessee, approving the site for the Justice Center Complex; appropriating funds for the acquisition of land, site preparation, architectural & engineering fees and other related costs; and authorizing the County Executive to institute condemnation proceedings if negotiations to purchase the property for the new justice center complex fail. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Moody, Medley, DeSelm, Cawood, Teague, Cooper, McMillan and Mills voted aye. Commissioners Jordan, Dirl, Rogero, Tindell, Davis, Leuthold, Griess, Horner, Bratton and Pinkston voted no. Commissioner Ragsdale was absent from the meeting. The substitute motion failed 8-10-0-1.

Upon roll call vote of the original motion to recess the meeting at this time until the conclusion of the business portion of the May 27, 1997 Board of Commissioners Regular Session meeting, Commissioners Jordan, Dirl, Rogero, Medley, Davis, Leuthold, Griess, Cawood, Bratton and Pinkston voted aye. Commissioners Tindell, DeSelm, Teague, Cooper, McMillan and Mills voted no. Commissioners Moody and Horner were absent from the vote. Commissioner Ragsdale was absent from the meeting. The motion carried 10-6-0-3.

469

MAY 1997

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The meeting was recessed until the conclusion of the business portion of the May 27, 1997 Board of Commissioners Regular Session meeting.

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470

MAY 97

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in special session on Wednesday, May 21, 1997 at 10:30 a.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Bratton and Pinkston. Commissioners Jordan and Mills were absent from the meeting. Also present were Mr. Thomas Schumpert, Knox County Executive, Ms. Kathy Hamilton, Knox County Finance Director, and members of the news media.

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: PRESENTATION OF THE KNOX COUNTY FY 1997-1998 BUDGET BY COUNTY EXECUTIVE THOMAS SCHUMPERT AND STAFF:

Presentation of the Knox County FY 1997-1998 Budget by County Executive Thomas Schumpert and staff was before the Board of Commissioners.

Mr. Thomas Schumpert, Knox County Executive, and Ms. Kathy Hamilton, Knox County Finance Director, were present and spoke on the matter.

Commissioner Pinkston moved to receive and file the Knox County FY 1997-1998 Budget presented by County Executive Thomas Schumpert and staff. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Bratton and Pinkston. Commissioners Jordan and Mills were absent from the meeting. The motion carried 17-0-0-2.

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471

MAY 97

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 recess session on Tuesday, May 27, 1997 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, 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. 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:

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 THE SITE FOR THE JUSTICE CENTER COMPLEX; APPROPRIATING FUNDS FOR THE ACQUISITION OF LAND, SITE PREPARATION, ARCHITECTURAL & ENGINEERING FEES AND OTHER RELATED COSTS; AND AUTHORIZING THE COUNTY EXECUTIVE TO INSTITUTE CONDEMNATION PROCEEDINGS IF NEGOTIATIONS TO PURCHASE THE PROPERTY FOR THE NEW JUSTICE CENTER COMPLEX FAIL - R-97-5-SS-101:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the site for the Justice Center Complex; appropriating funds for the acquisition of land, site preparation, architectural & engineering fees and other related costs; and authorizing the County Executive to institute condemnation proceedings if negotiations to purchase the property for the new justice center complex fail was before the Board of Commissioners.

Commissioner Teague moved to defer to June 23, 1997 at 12:00 p.m. resolution of the Commission of Knox County, Tennessee, approving the site for the Justice Center Complex; appropriating funds for the acquisition of land, site preparation, architectural & engineering fees and other related costs; and authorizing the County Executive to institute condemnation proceedings if negotiations to purchase the property for the new justice center complex fail. Also included in the motion was to request the County Executive to hold public hearings regarding the matter prior to the June 23, 1997 meeting. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Davis voted no. Commissioner Dirl arrived later in the meeting. Commissioner Ragsdale was absent from the meeting. The motion carried 16-1-0-2.

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At this time, Commissioner Leuthold moved to request the City of Knoxville to review the possibility of the Safety Building being made available as a site for the Justice Center prior to the June 23, 1997 Board of Commissioners Regular Session meeting. Commissioner Bratton seconded the motion.

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

Upon roll call vote of the motion to request the City of Knoxville to review the possibility of the Safety Building being made available as a site for the Justice Center prior to the June 23, 1997 Board of Commissioners Regular Session meeting, Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Greiss, 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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May 97

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 Tuesday, May 27, 1997 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. Thomas Schumpert, Knox County Executive, Mr. Richard Beeler, Knox County Law Director, Ms. Kathy Hamilton, Knox County Finance Director, and 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:

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

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IN RE: DEVOTIONAL:

Reverend George W.C. Lyons, Associate Pastor of Mt. Olive Baptist Church, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Bratton led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

1. Without objection, Commissioner Griess amended the agenda to add the following item: Resolution R-97-5-145 - Resolution of the Commission of Knox County, Tennessee, approving a contract amendment with Knox Metro Officials Association for softball/baseball officials for all county leagues. He also amended the agenda to defer the following item to the June 1997

May 97

Board of Commissioners Regular Session meeting: Rezoning appeal of Oliver Smith IV on MPC denial of rezoning from PR Planned Residential Zone to CA General Business Zone, property located south side Westland Drive, southwest side South Pellissippi Parkway, 5th Commisison District.

2. Without objection, Commissioner Griess amended the agenda to add the following item to be heard at the end of the rezoning session: Discussion of Kingston Hills Construction Project.

3. Without objection, Commissioner Griess amended the agenda to defer the following item to the June 1997 Board of Commissioners Regular Session meeting: Ordinance O-97-5-103 - Ordinance of the Commission of Knox County, Tennessee, regarding exotic animals.

4. Without objection, Commissioner Griess amended the agenda to withdraw the following item: Resolution R-97-5-136 - 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 at 1-4 du/ac, property located south, east and west sides of Dogwood Lane, south side Dogwood Drive, 4th Commission District.

5. Without objection, Commissioner Griess amended the agenda to defer the following items to the June 1997 Board of Commissioners Regular Session meeting: Resolution R-97-5-102 - Resolution of the Commission of Knox County, Tennessee, memorializing David E. Smith; and Resolution R-97-5-104 - Resolution of the Commission of Knox County, Tennessee, memorializing Iva Jane Thompson.

6. Without objection, Commissioner Griess amended the agenda to to defer the following item to the June 1997 Board of Commissioners Regular Session meeting: Resolution R-97-5-132 - Resolution of the Commission of Knox County, Tennessee, authorizing the sale of 1.16 acre tract on Asbury Road adjacent to the Forks of the River Industrial Park.

7. Without objection, Commissioner Griess amended the agenda to defer the following items to the July 1997 Board of Commissioners Regular Session meeting: Resolution R-97-5-134 - Resolution of the Commission of Knox County, Tennessee, appropriating \$350,000.00 to the County Clerk and approving a lease with East Towne Mall Company Limited Partnership for the expansion of the East Towne Mall Satellite Office; and Resolution R-97-5-135 - Resolution of the Commission of Knox County, Tennessee, appropriating \$150,000.00 to the County Clerk and approving a lease with M.A. Schubert for a new West Knoxville satellite office.

8. Without objection, Commissioner Griess amended the agenda to defer the following items to the June 1997 Board of Commissioners Regular Session meeting: Resolution R-97-5-115 - Resolution of the Commission of Knox County, Tennessee, amending the General Purpose School Fund Budget and appropriating \$1,023,000.00 and approving a contract with Duley, Hopkins and Associates for the purchase of software development, data conversion, training and implementation of a student information system; and Resolution R-97-5-116 - Resolution of the Commission of Knox County, Tennessee, amending the General Purpose School Fund Budget and appropriating \$647,202.00 for the purchase of hardware and for the installation of a wide area network for the student information system for Knox County Schools.

9. Without objection, Commissioner Griess amended the agenda to add the following item which had been deferred indefinitely at the November 1996 Board of Commissioners Regular Session meeting: 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.

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IN RE: CONSENT ITEMS:

1. Drives and Roads to be accepted as completed:
 No request received.

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2. Tax Refunds:

No request received.

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3. Notary Public Applications:

160 Notary Public Applications.

Commissioner moved to approve all items on the consent agenda. Commissioner 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: HONORARY AND MEMORIAL RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING REVEREND ROSCOE E. HARLESS, SR. - R-97-5-101:

Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing Reverend Roscoe E. Harless, Sr was before the Board of Commissioners.

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

Commissioners Horner & Cooper moved to approve Resolution R-97-5-101 - Resolution of the Commission of Knox County, Tennessee, memorializing Reverend Roscoe E. Harless, Sr. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale was absent from the meeting. The motion carried 18-0-0-1.

Family members of Reverend Harless were present to accept the resolution and expressed appreciation to the Commission for the resolution.

IN RE: RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE,
MEMORIALIZING DAVID E. SMITH - R-97-5-102:

This item was deferred to the June 1997 Board of Commissioners Regular Session meeting. (See Amendments to the Agenda, Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE, MEMORIALIZING EARNEST FIELDEN -
R-97-5-103:

Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing Earnest Fielden was before the Board of Commissioners.

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

Commissioner Horner moved to approve Resolution R-97-5-103 - Resolution of the Commission of Knox County, Tennessee, memorializing Earnest Fielden. 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 was absent from the meeting. The motion carried 18-0-0-1.

Family members of Mr. Fielden 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, MEMORIALIZING IVA JANE THOMPSON -
R-97-5-104:

This item was deferred to the June 1997 Board of Commissioners Regular Session meeting. (See Amendments to the Agenda, Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING HERMAN JOHNSON FOR HIS YEARS OF SERVICE WITH THE KNOX COUNTY SHERIFF'S DEPARTMENT - R-97-5-105:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Herman Johnson for his years of service with the Knox County Sheriff's Department was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-97-5-105 - Resolution of the Commission of Knox County, Tennessee, honoring Herman Johnson for his years of service with the Knox County Sheriff's Department. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING DR. CHARLES SCHILLING FOR RECEIVING THE WBIR-TV "VOLUNTEERS FROM THE HEART" JEFFERSON AWARD - R-97-5-106:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Dr. Charles Schilling for receiving the WBIR-TV "Volunteers from the Heart" Jefferson Award was before the Board of Commissioners.

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

Commissioner Horner moved to approve Resolution R-97-5-106 - Resolution of the Commission of Knox County, Tennessee, honoring Dr. Charles Schilling for receiving the WBIR-TV "Volunteers from the Heart" Jefferson Award. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan,

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

Mr. Schilling 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, HONORING THE AUSTIN-EAST HIGH SCHOOL STUDENTS WHO ATTENDED THE STUDENT CONGRESS ON POLICIES IN EDUCATION - R-97-5-107:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring the Austin-East High School Students who attended the Student Congress on Policies in Education was before the Board of Commissioners.

Commissioner Jordan moved to approve Resolution R-97-5-107 - Resolution of the Commission of Knox County, Tennessee, honoring the Austin-East High School Students who attended the Student Congress on Policies in Education. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING THE KNOX COUNTY SCHOOLS ADULT LITERACY PROGRAM - R-97-5-108:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring the Knox County Schools Adult Literacy Program was before the Board of Commissioners.

Mrs. Kim Ellis, Minute Clerk to the Knox County Clerk, read the resolution into the record.

Commissioner Horner moved to approve Resolution R-97-5-108 - Resolution of the Commission of Knox County, Tennessee, honoring the Knox County Schools Adult Literacy

May 97

Program. Commissioner Tindell 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.

The following individuals from the Knox County Adult Literacy Program were present to accept the resolution and expressed appreciation to the Commission for the resolution: Ms. Jane Cody, Ms. Jeanne Hamilton, Ms. Kathy Caby and Ms. Emma Foxx.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING PRINCIPAL BLENZA DAVIS AND THE STAFF AT SARAH MOORE GREENE MAGNET TECHNOLOGY ACADEMY FOR BEING NAMED AN APPLE DISTINGUISHED SCHOOL - R-97-5-109:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Principal Blenza Davis and the staff at Sarah Moore Greene Magnet Technology Academy for being named an Apple Distinguished School was before the Board of Commissioners.

Mrs. Kim Ellis, Minute Clerk to the Knox County Clerk, read the resolution into the record.

Commissioner Dirl moved to approve Resolution R-97-5-109 - Resolution of the Commission of Knox County, Tennessee, honoring Principal Blenza Davis and the staff at Sarah Moore Greene Magnet Technology Academy for being named an Apple Distinguished School. 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.

Ms. Davis 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, HONORING ROMIE MITCHELL FOR RECEIVING THE TENNESSEE EDUCATION ASSOCIATION DISTINGUISHED EDUCATIONAL SUPPORT PERSONNEL AWARD - R-97-5-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Romie Mitchell for receiving the Tennessee Education Association Distinguished Educational Support Personnel Award was before the Board of Commissioners.

Mrs. Kim Ellis, Minute Clerk to the Knox County Clerk, read the resolution into the record.

Commissioner Horner moved to approve Resolution R-97-5-110 - Resolution of the Commission of Knox County, Tennessee, honoring Romie Mitchell for receiving the Tennessee Education Association Distinguished Educational Support Personnel Award. 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 was absent from the meeting. The motion carried 18-0-0-1.

Ms. Mitchell 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, HONORING CHILHOWEE INTERMEDIATE SCHOOL FOR BEING AWARDED A \$2,500.00 SOFTWARE PACKAGE AS PART OF A NEWLY ESTABLISHED TECHNOLOGY GRANT TO THE KNOX COUNTY SCHOOL SYSTEM - R-97-5-111:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Chilhowee Intermediate School for being awarded a \$2,500.00 software package as part of a newly established technology grant to the Knox County School System was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-97-5-111 - Resolution of the Commission of Knox County, Tennessee, honoring Chilhowee Intermediate School for being awarded a \$2,500.00 software package as part of a newly established technology grant to the Knox County School System. 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 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 MIKE HUTCHENS FOR RECEIVING THE DISTRICT 3-A COACH OF THE YEAR AWARD FOR THE SECOND CONSECUTIVE YEAR - R-97-5-112:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Mike Hutchens for receiving the District 3-A Coach of the Year Award for the second consecutive year was before the Board of Commissioners.

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

Commissioner Mills moved to approve Resolution R-97-5-112 - Resolution of the Commission of Knox County, Tennessee, honoring Mike Hutchens for receiving the District 3-A Coach of the Year Award for the second consecutive year. 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.

Mr. Hutchens was present to accept the resolution 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 locations for the proposed Justice Center.

2. Mr. Gary Harmon, concerned citizen, was present and spoke concerning salaries for teachers in the Knox County School System.

3. Mr. Paul Williams, concerned citizen, was present and spoke concerning crime in Knox County.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on April 28, 1997 (Regular Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on April 28, 1997 (Regular Session). 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: ELECTIONS AND APPOINTMENTS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING TWO MEMBERS TO THE KNOX COUNTY AIR POLLUTION CONTROL BOARD FOR A FOUR YEAR TERM - R-97-5-113:

Consideration of a resolution of the Commission of Knox County, Tennessee, appointing two members to the Knox County Air Pollution Control Board for a four year term was before the Board of Commissioners.

Commissioner Moody moved to approve Resolution R-97-5-113 - Resolution of the Commission of Knox County,

Tennessee, appointing two members to the Knox County Air Pollution Control Board for a four year term and that Mr. Mark Geldmeier and Mr. Mark Jones be re-appointed. 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, CONFIRMING THE APPOINTMENT OF FIVE MEMBERS TO THE FARMERS MARKET ADVISORY AND DEVELOPMENT BOARD FOR A TWO YEAR TERM - R-97-5-114:

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

Commissioner Moody moved to approve Resolution R-97-5-114 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of five members to the Farmers Market Advisory and Development Board for a two year term and that the following individuals be re-appointed: Mr. Harry Bryan, Dr. John Brooker, Ms. Carol Whitehead, Mr. Steve Quisser and Mr. Marvin Hammond. Also included in the motion was to add an additional member and appoint Mr. James Carter; and add an additional member at the June 1997 Board of Commissioners Regular Session meeting. 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: DRIVES AND ROADS 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, AMENDING THE GENERAL PURPOSE SCHOOL FUND BUDGET AND APPROPRIATING \$1,023,000.00 AND APPROVING A CONTRACT WITH DULEY, HOPKINS AND ASSOCIATES FOR THE PURCHASE OF SOFTWARE DEVELOPMENT, DATA CONVERSION, TRAINING AND IMPLEMENTATION OF A STUDENT INFORMATION SYSTEM - R-97-5-115:

This item was deferred to the June 1997 Board of Commissioners Regular Session meeting. (See Amendments to the Agenda, Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE GENERAL PURPOSE SCHOOL FUND BUDGET AND APPROPRIATING \$647,202.00 FOR THE PURCHASE OF HARDWARE AND FOR THE INSTALLATION OF A WIDE AREA NETWORK FOR THE STUDENT INFORMATION SYSTEM FOR KNOX COUNTY SCHOOLS - R-97-5-116:

This item was deferred to the June 1997 Board of Commissioners Regular Session meeting. (See Amendments to the Agenda, Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING CHANGE ORDER NO. 6 WITH GEORGE W. REAGAN COMPANY IN THE AMOUNT OF 43,153.00 FOR THE CARTER BRANCH LIBRARY - R-97-5-117:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Change Order No. 6 with George W. Reagan Company in the amount of 43,153.00 for the Carter Branch Library was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-5-117 - Resolution of the Commission of Knox County, Tennessee, approving Change Order No. 6 with George W. Reagan Company in the amount of 43,153.00 for the Carter Branch Library.

May 97

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING CHANGE ORDER NO. 1 IN THE AMOUNT OF \$18,218.00 AND CHANGE ORDER NO. 2 IN THE AMOUNT OF \$11,343.00 WITH CROSSLEY CONSTRUCTION CO. FOR THE CEDAR BLUFF BRANCH LIBRARY - R-97-5-118:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Change Order No. 1 in the amount of \$18,218.00 and Change Order No. 2 in the amount of \$11,343.00 with Crossley Construction Co. for the Cedar Bluff Branch Library was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve Resolution R-97-5-118 - Resolution of the Commission of Knox County, Tennessee, approving Change Order No. 1 in the amount of \$18,218.00 and Change Order No. 2 in the amount of \$11,343.00 with Crossley Construction Co. for the Cedar Bluff Branch Library. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING CHANGE ORDER NO. 4 IN THE AMOUNT OF \$7,728.00, CHANGE ORDER NO. 6 IN THE AMOUNT OF \$7,129.01, CHANGE ORDER NO. 8 IN THE AMOUNT OF

May 97

\$15,544.58, AND CHANGE ORDER NO. 9 IN THE AMOUNT OF
\$3,112.46 WITH H.F.C. CONSTRUCTION CO., INC. FOR THE
FARRAGUT BRANCH LIBRARY - R-97-5-119:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Change Order No. 4 in the amount of \$7,728.00, Change Order No. 6 in the amount of \$7,129.01, Change Order No. 8 in the amount of \$15,544.58, and Change Order No. 9 in the amount of \$3,112.46 with H.F.C. Construction Co., Inc. for the Farragut Branch Library was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-5-119 - Resolution of the Commission of Knox County, Tennessee, approving Change Order No. 4 in the amount of \$7,728.00, Change Order No. 6 in the amount of \$7,129.01, Change Order No. 8 in the amount of \$15,544.58, and Change Order No. 9 in the amount of \$3,112.46 with H.F.C. Construction Co., Inc. for the Farragut Branch Library. 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, RESCINDING RESOLUTIONS R-96-3-117
AND R-96-5-127 REGARDING THE LEASE OF THE OLD FLENNIKEN
SCHOOL AND DECLARING THE PROPERTY AS SURPLUS -
R-97-5-120:

Consideration of a resolution of the Commission of Knox County, Tennessee, rescinding Resolutions R-96-3-117 and R-96-5-127 regarding the lease of the Old Flenniken School and declaring the property as surplus was before the Board of Commissioners.

Commissioner Bratton moved to approve Resolution R-97-5-120 - Resolution of the Commission of Knox County,

May 97

Tennessee, rescinding Resolutions R-96-3-117 and R-96-5-127 regarding the lease of the Old Flenniken School and declaring the property as surplus. 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 T.R.A.M. ROOFING COMPANY IN THE AMOUNT OF \$87,500.00 FOR THE ROOF REPAIR AND RE-ROOFING OF THE JUVENILE COURT BUILDING - R-97-5-121:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with T.R.A.M. Roofing Company in the amount of \$87,500.00 for the roof repair and re-roofing of the Juvenile Court Building was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-5-121 - Resolution of the Commission of Knox County, Tennessee, approving a contract with T.R.A.M. Roofing Company in the amount of \$87,500.00 for the roof repair and re-roofing of the Juvenile Court Building. 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 \$413,362.63 AND APPROVING CHANGE ORDER NO. 2 WITH RENFRO CONSTRUCTION CO., INC. FOR THE MURDOCK ROAD PROJECT - R-97-5-122:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$413,362.63 and approving Change Order No. 2 with Renfro Construction Co., Inc. for the Murdock Road Project was before the Board of Commissioners.

Commissioner Teague moved to approve Resolution R-97-5-122 - Resolution of the Commission of Knox County, Tennessee, appropriating \$413,362.63 and approving Change Order No. 2 with Renfro Construction Co., Inc. for the Murdock Road Project. 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 CHANGE ORDER NO. 1 WITH APAC-TENNESSEE, INC. FOR THE HILL ROAD BRIDGE OVER WILLOW FORK CREEK PROJECT - R-97-5-123:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Change Order No. 1 with APAC-Tennessee, Inc. for the Hill Road Bridge over Willow Fork Creek Project was before the Board of Commissioners.

Commissioner Teague moved to approve Resolution R-97-5-123 - Resolution of the Commission of Knox County, Tennessee, approving Change Order No. 1 with APAC-Tennessee, Inc. for the Hill Road Bridge over Willow Fork Creek Project. 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, APPROPRIATING \$1,000,000.00 FOR ACQUISITION OF RIGHT OF WAY FOR LOVELL ROAD - R-97-5-124:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$1,000,000.00 for acquisition of right of way for Lovell Road was before the Board of Commissioners.

Commissioner Teague moved to approve Resolution R-97-5-124 - Resolution of the Commission of Knox County, Tennessee, appropriating \$1,000,000.00 for acquisition of right of way for Lovell Road. 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, APPROPRIATING THE AMOUNT OF \$14,400.00 FOR OVER-RUNS ON THE CALLAHAN ROAD AT CENTRAL AVENUE PIKE PROJECT AND ANDREW JOHNSON HIGHWAY AT MASCOT - R-97-5-125:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating the amount of \$14,400.00 for over-runs on the Callahan Road at Central Avenue Pike Project and Andrew Johnson Highway at Mascot was before the Board of Commissioners.

Commissioner Teague moved to approve Resolution R-97-5-125 - Resolution of the Commission of Knox County, Tennessee, appropriating the amount of \$14,400.00 for over-runs on the Callahan Road at Central Avenue Pike Project and Andrew Johnson Highway at Mascot. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess,

492

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 A JOINT PROJECT WITH UNITED STATES CELLULAR CORPORATION FOR CONSTRUCTION OF A NEW ROAD BETWEEN LOVELL ROAD AND MURDOCK DRIVE - R-97-5-126:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing a joint project with United States Cellular Corporation for Construction of a new road between Lovell Road and Murdock Drive was before the Board of Commissioners.

Commissioner Teague moved to approve Resolution R-97-5-126 - Resolution of the Commission of Knox County, Tennessee, authorizing a joint project with United States Cellular Corporation for Construction of a new road between Lovell Road and Murdock Drive. 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, APPROPRIATING \$10,840.00 FOR AERIAL PHOTOGRAPHY FOR THE MURPHY ROAD PROJECT AND THE GALLAHER VIEW ROAD PROJECT - R-97-5-127:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$10,840.00 for aerial photography for the Murphy Road Project and the Gallaher View Road Project was before the Board of Commissioners.

Commissioner Teague moved to approve Resolution R-97-5-127 - Resolution of the Commission of Knox County,

Tennessee, appropriating \$10,840.00 for aerial photography for the Murphy Road Project and the Gallaher View Road Project. 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: AMENDMENTS TO THE AGENDA - (CONTINUED):

11. At this time, Commissioner Griess introduced Mr. Michael Chesney, TDS Repairing Company of U.S. Cellular Telephone Company.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A FEE STRUCTURE FOR SCRAP TIRES NOT COVERED BY THE STATE REIMBURSEMENT PROGRAM - R-97-5-128:

This item was replaced as an Ordinance. (See Ordinance O-97-5-104 under Ordinances on first reading, Page _____)

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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-97-5-129:

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 Teague moved to approve Resolution R-97-5-129 - 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 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 LEASE WITH HILLCREST MEDICAL NURSING INSTITUTE, INC. - R-97-5-130:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a lease with Hillcrest Medical Nursing Institute, Inc. was before the Board of Commissioners.

Mr. Richard Beeler, Knox County Law Director, Ms. Kathy Hamilton, Knox County Finance Director, Mr. Marvin Weaver, Attorney for Hillcrest, were present and spoke on the matter.

Commissioner Teague moved to approve Resolution R-97-5-130 - Resolution of the Commission of Knox County, Tennessee, approving a lease with Hillcrest Medical Nursing Institute, Inc. Commissioner Leuthold seconded the motion.

Commissioner Bratton moved as a substitute motion to defer to the June 1997 Board of Commissioners Regular Session meeting Resolution R-97-5-130 - Resolution of the Commission of Knox County, Tennessee, approving a lease with Hillcrest Medical Nursing Institute, Inc. Commissioer DeSelm seconded the motion and upon voice vote the substitute motion failed.

Upon roll call vote of the original motion to approve Resolution R-97-5-130 - Resolution of the Commission of Knox County, Tennessee, approving a lease with Hillcrest Medical Nursing Institute, Inc., Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper and Mills voted aye. Commissioners McMillan, Bratton and Pinkston voted no. Commissioner Ragsdale was absent from the meeting. The motion carried 15-3-0-1.

495

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH RURAL METRO CORPORATION TO PROVIDE EMERGENCY MEDICAL SERVICES IN KNOX COUNTY - R-97-5-131:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Rural Metro Corporation to provide emergency medical services in Knox County was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-5-131 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Rural Metro Corporation to provide emergency medical services in Knox County. Commissioner Tegue 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 SALE OF A 1.16 ACRE TRACT ON ASBURY ROAD ADJACENT TO THE FORKS OF THE RIVER INDUSTRIAL PARK - R-97-5-132:

This item was deferred until the June 1997 Board of Commissioners Regular Session meeting. (See Amendments to the Agenda, Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE 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 NEAR NORTHSORE DRIVE AND NOLINA ROAD - R-97-5-133:

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 near Northshore Drive and Nolina Road was before the Board of Commissioners.

Commisisoner Leuthold moved to approve Resolution R-97-5-133 - 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 near Northshore Drive and Nolina Road. 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, APPROPRIATING \$350,000.00 TO THE COUNTY CLERK AND APPROVING A LEASE WITH EAST TOWNE MALL COMPANY LIMITED PARTNERSHIP FOR THE EXPANSION OF THE EAST TOWNE MALL SATELLITE OFFICE - R-97-5-134:

This item was deferred to the July 1997 Board of Commissioners Regular Session Meeting. (See Amendments to the Agenda, Page 477)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$150,000.00 TO THE COUNTY CLERK AND APPROVING A LEASE WITH M.A. SCHUBERT FOR A NEW WEST KNOXVILLE SATELLITE OFFICE - R-97-5-135:

This item was deferred to the July 1997 Board of Commissioners Regular Session meeting. (See Amendments to the Agenda, Page 477)

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May 97

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT AMENDMENT WITH KNOX METRO OFFICIALS ASSOCIATION FOR SOFTBALL/BASEBALL OFFICIALS FOR ALL COUNTY LEAGUES - R-97-5-145:

Resolution of the Commission of Knox County, Tennessee, approving a contract amendment with Knox Metro Officials Association for softball/baseball officials for all county leagues was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-5-145 - Resolution of the Commission of Knox County, Tennessee, approving a contract amendment 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: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUIRING PERMITS FOR CERTAIN SALESMAN AND SOLICITORS - O-97-5-101 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, requiring permits for certain salesman and solicitors was before the Board of Commissioners on first reading.

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

Commissioner Moody moved to approve Ordinance O-97-5-101 - Ordinance of the Commission of Knox County, Tennessee, requiring permits for certain salesman and solicitors on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell,

Moody, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley voted no. Commissioner Ragsdale was absent from the meeting. The motion carried 17-1-0-1.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING ORDINANCE REGARDING THE BUSINESS AND TECHNOLOGY PARK (BP) ZONING DISTRICT - O-97-5-102 - (FIRST READING):

This item was heard under Amendments to the Knox County Zoning Ordinance. (See Page _____)

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REGARDING EXOTIC ANIMALS - O-97-5-103 - (FIRST READING):

This item was deferred to the Knox County, Tennessee, regarding exotic animals. (See Amendments to the Agenda, Page _____)

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REGARDING DISPOSAL FEES ON USED TIRES - O-97-5-104 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, regarding disposal fees on used tires was before the Board of Commissioners on first reading.

Commissioner Teague moved to approve Ordinance O-97-5-104 - Ordinance of the Commission of Knox County, Tennessee, regarding disposal fees on used tires. 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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499

IN RE: ORDINANCES ON SECOND READING:

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) - O-97-4-101 - (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) was before the Board of Commissioners on second reading.

Commissioner Moody moved to approve Ordinance O-97-4-101 - Ordinance of the Commission of Knox County, Tennessee, amending the Procurement Code for Knox County (Ordinance O-90-9-113, as amended). 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: 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, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. 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, approving the request of Winston Cox for rezoning from RB General Residential & A Agricultural Zone to PR Planned Residential at 1-4 du/ac was before the Board of Commissioners.

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

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2. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Greg Ford Construction for rezoning from A Agricultural Zone to PR Planned Residential at 1-5 du/ac was before the Board of Commissioners. Property located west side Joe Hinton Road, north of Jenkins Road, 5th Commission District.

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

Mr. Greg Ford, representing Greg Ford Construction, 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 Cawood moved to approve Resolution R-97-5-137 - Resolution of the Commission of Knox County, Tennessee, approving the request of Greg Ford Construction for rezoning from A Agricultural Zone to PR Planned Residential at 1-5 du/ac. Commissioner Moody 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 Joe Hinton Road, north of Jenkins Road, 5th Commission District.

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3. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Sammie Cox for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located north side Hall Road, east of Mabry Hood 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-97-5-138 - Resolution of the Commission of Knox County, Tennessee, approving the request of Sammie Cox for rezoning from A Agricultural Zone to RA Low Density Residential Zone. 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 Dirl arrived later in the meeting. Commissioner Ragsdale was absent from the meeting. The motion carried 17-0-0-2. Property located north side Hall Road, east of Mabry Hood Road, 5th Commission District.

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4. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Glenmore Stooksbury for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located south side Trotter Road, east of Conner Road, 7th Commission District.

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

Commissioner Teague moved to approve Resolution R-97-5-139 - Resolution of the Commission of Knox County, Tennessee, approving the request of Glenmore Stooksbury for rezoning from A Agricultural Zone to RA Low Density Residential Zone. 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 Trotter Road, east of Conner Road, 7th Commission District.

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5. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Dale Akins for rezoning from RB General Agricultural Zone to OB Office, Medical & Related Services Zone was before the Board of Commissioners. Property located east side David Lane, north side Durwood 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-97-5-140 - Resolution of the Commission of Knox County, Tennessee, approving the request of Dale Akins for rezoning from RB General Agricultural Zone to OB Office, Medical & Related Services Zone. 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 David Lane, north side Durwood Road, 5th Commission District.

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6. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Graham Development Corporation for rezoning fro RB General Residential Zone to CA General Business Zone was before the Board of Commissioners. Property located south side Callahan Drive, northeast of Clinton Highway, 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-97-5-141 - Resolution of the Commission of Knox County, Tennessee, approving the request of Graham Development Corporation for rezoning fro RB General Residential Zone to CA General Business 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. Property located south side Callahan Drive, northeast of Clinton Highway, 6th Commission District.

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7. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of E.L. Duncan Builder, Inc. for rezoning from RA Low Density Residential Zone to PR Planned Residential at 2 du/ac was before the Board of Commissioners. Property located south side Ball Camp Pike, southeast of Cureton 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-97-5-142 - Resolution of the Commission of Knox County, Tennessee, approving the request of E.L. Duncan Builder, Inc. for rezoning from RA Low Density Residential Zone to PR Planned Residential at 1-3 du/ac as per MPC's recommendation. 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 south side Ball Camp Pike, southeast of Cureton Road, 6th Commission District.

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8. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Paul Smiddy for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-4 du/ac was before the Board of Commissioners. Property located south side Millertown Pike, south side Old Millertown Pike, northeast of Loves Creek Road, 8th Commission District.

May 97

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

Commissioner Mills moved to approve Resolution R-97-5-143 - Resolution of the Commission of Knox County, Tennessee, approving the request of Paul Smiddy for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-3 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, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale was absent from the meeting. The motion carried 18-0-0-1. Property located south side Millertown Pike, south side Old Millertown Pike, northeast of Loves Creek Road, 8th Commission District.

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9. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Hershell Lusby for rezoning from A Agricultural Zone to CB Business & Manufacturing Zone was before the Board of Commissioners. Property located northwest side East Governor John Sevier Highway, southwest side Dewey Burnett Lane, 9th Commission District.

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

Commissioner Pinkston moved to approve Resolution R-97-5-144 - Resolution of the Commission of Knox County, Tennessee, approving the request of Hershell Lusby for rezoning from A Agricultural Zone to CB Business & Manufacturing Zone. 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. Property located northwest side East Governor John Sevier Highway, southwest side Dewey Burnett Lane, 9th Commission District.

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IN RE: REZONING APPEALS:

1. Consideration of the appeal of Ed Loy on MPC denial of rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-8 du/ac was before the Board of Commissioners. Property located north side of Hardin Valley Road, northeast of Thompson Road, 6th Commission District.

Mr. Ed Loy, Appellant, was present and spoke on behalf of the request.

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

Mr. Jack Williams, representing East Hardin Valley Homeowners, Association, Ms. Michelle Baldwin and Mr. Ed Dalton, area residents, were present and spoke on the matter.

Commissioner Davis moved to approve the appeal of Ed Loy on MPC denial of rezoning from A Agricultural Zone to PR Planned Residential at 1-2 du/ac. Commissioner Dirl seconded the motion.

Commissioner Cawood moved as a substitute motion to deny the Ed Loy on MPC denial of rezoning from A Agricultural Zone to PR Planned Residential at 1-8 du/ac and to uphold MPC's decision. Commissioner Teague seconded the motion and upon roll call vote Commissioners Rogero, Tindell, Moody, Medley, DeSelm, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl, Davis and Griess voted no. Commissioner Jordan abstained from voting. Commissioner Ragsdale was absent from the meeting. The substitute motion carried 14-3-1-1.

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2. Consideration of the rezoning appeal of Oliver Smith IV on MPC denial of rezoning from PR Planned Residential Zone to CA General Business Zone was before the Board of Commissioners. Property located south side Westland Drive, southwest side South Pellissippi Parkway, 5th Commisison District.

This item was deferred to the June 1997 Board of Commissioners Regular Session meeting. (See Amendments to the Agenda, Page _____)

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3. Consideration of the rezoning appeal of Bill W. Petty, Attorney, on MPC denial of rezoning from A Agricultural Zone to CB Business and Manufacturing Zone was before the Board of Commissioners. Property located northeast side Alex Bales Road, east of Smith School Road, 8th Commission District.

Commissioner McMillan moved to defer this item to the June 1997 Board of Commissioners Regular Session meeting. 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.

* * * * *

4. Consideration of the rezoning appeal of Harold D. Potter on MPC denial of rezoning from A Agricultural Zone to RAE Single Family Exclusive Residential Zone was before the Board of Commissioners. Property located southwest side Granville Conner Road, northwest of West Emory Road, 6th Commission District.

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

Commissioner Teague moved to uphold the appeal of Harold D. Potter on MPC denial of rezoning from A Agricultural Zone to RAE Single Family Exclusive Residential Zone. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Rogero voted no. Commissioner Ragsdale was absent from the meeting. The motion carried 17-1-0-1. Property located southwest side Granville Conner Road, northwest of West Emory 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 THE BUSINESS AND TECHNOLOGY PARK (BP) ZONING DISTRICT - O-97-5-102 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding the Business and Technology Park (BP) Zoning District was before the Board of Zoning and Appeals was before the Board of Zoning and Appeals.

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

Commissioner Moody moved to approve Ordinance O-97-5-102 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding the Business and Technology Park (BP) Zoning District on first reading. 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: SUBDIVISION APPEALS/ONE LOT VARIANCES:

1. Consideration of the appeal of Cambridge Woods Subdivision Homeowners Association on MPC approval of Unit 4 of the Concept Plan was before the Board of Commissioners. Property locatede southwest side south Gallaher View Road, northwest side High Lark Lane, 5th Commission District.

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

508

Mr. Howard Hogan, Attorney representing the developer, was present and spoke on the matter.

Mr. Dan Estes, representing Cambridge Woods Subdivision Homeowners Association, was 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 defer this item to the June 1997 Board of Commissioners Regular Session meeting to allow the Developer to submit a revised design plan to Metropolitan Planning Commission, the Knox County Codes Department and the Cambridge Woods Subdivision Homeowners Association for approval. If the revised design plan meets approval of all parties involved, the appeal will be dismissed and the need to re-appear before county commission will be avoided. Commissioner Davis seconded the motion and upon roll call vote Commissioners Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan and Dirl were absent from the vote. Commissioner Ragsdale was absent from the meeting. The motion carried 16-0-0-3.

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2. Consideration of the appeal of Dana Neely on MPC denial of the final plat was before the Board of Commissioners. Property located south side Fort Sumter Road, east of Maynardville Pike, 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.

Ms. Dana Neely, Appellant, was present and spoke on behalf of the appeal.

Commissioner McMillan moved to deny the appeal of Dana Neely on MPC denial of the final plat. 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 was absent from the vote. Commissioner Ragsdale was absent from the meeting. The motion carried 17-0-0-2. Property located south side Fort Sumter Road, east of Maynardville Pike, 8th Commission District.

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3. Consideration of amendments to Section 4 of the Knoxville-Knox County Minimum Subdivision Regulations and Related Section, to require submittal of certain subdivision plans or plats in a digital format which can be read by Knox County Geographic Information System Computers was before the Board of Commissioners.

Commissioner Moody moved to approve the amendments to Section 4 of the Knoxville-Knox County Minimum Subdivision Regulations and Related Section, to require submittal of certain subdivision plans or plats in a digital format which can be read by Knox County Geographic Information System Computers. 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 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: ORDINANCE 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.

May 97

Commissioner Leuthold moved to approve 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 McMillan seconded the motion and called for the question.

At this time, there was objection to the call for the question. Upon voice vote for the call for the question the vote failed.

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

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

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

Commissioner Davis moved to defer the following items to the June 1997 Board of Commissioners Regular Session meeting: 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; and Discussion of the Kingston Hills Construction Project. Commissioner Dirl seconded the motion.

At this time, there was a request for a call for the question to end debate and vote on the motion to defer the following items to the June 1997 Board of Commissioners Regular Session meeting: 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; and Discussion of the Kingston Hills Construction. Upon roll call vote Commissioners Dirl, Tindell, Moody and Davis voted aye. Commissioners Rogero, Medley, DeSelm, Leuthold, Griess, Cawood, Teague, Horner, Cooper, Mills, Bratton and Pinkston voted no. Commissioners Jordan and McMillan were absent from the vote. Commissioner Ragsdale was absent from the meeting. The vote failed 4-12-0-3. Further discussion continued.

May 97

Upon roll call vote of the motion to defer the following items to the June 1997 Board of Commissioners Regular Session meeting: 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; and Discussion of the Kingston Hills Construction, Commissioners Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, Mills, Bratton and Pinkston voted aye. Commissioners Jordan and McMillan were absent from the vote. Commissioner Ragsdale was absent from the meeting. The motion carried 16-0-0-3.

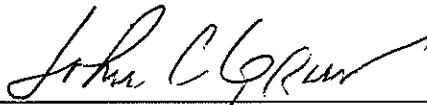
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IN RE: ADJOURNMENT:

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 Recess Session on Monday, June 23 ,1997 at 12:00 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, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Also present were mr. Thomas Schumpert, Knox County Executive, Mr. Richard Beeler, Knox County Law Director and news media.

Commissioner John Griess, Chairman, presided.

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

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, SELECTING SITE "A" ALSO REFERRED TO AS THE HILL AVENUE SITE, FOR THE JUSTICE CENTER COMPLEX; APPROPRIATING \$4,005,060.00 FOR LAND ACQUISITION AND AUTHORIZING THE COUNTY EXECUTIVE TO INSTITUTE CONDEMNATION PROCEEDINGS FOR PARCELS 15, 16, 17, 18, 22, 24, 25, 27, AND 29 IF NEGOTIATIONS TO PURCHASE THE PROPERTY FOR THE NEW JUSTICE CENTER COMPLEX FAIL TO RESULT IN AGREEMENTS TO PURCHASE THE PROPERTIES: R-97-6-108:

Consideration of a Resolution of the Commission of Knox County, Tennessee, selecting site "A" also referred to as the Hill Avenue Site, for the Justice Center Complex; appropriating \$4,005,060.00 for land acquisition and authorizing the County Executive to institute condemnation proceedings for parcels 15, 16, 17, 18, 22, 24, 25, 27, and 29 if negotiations to purchase the property for the new Justice Center Complex fail to result in agreements to purchase the properties was before the Board of Commissioners.

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

Dr. David Hull, Pastor, First Baptist Church, was present and spoke on the matter.

573

June 97

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

Commissioner Leuthold moved to approve R-97-6-108 - Resolution of the Commission of Knox County, Tennessee, selecting Site "A" also referred to as the Hill Avenue Site, for the Justice Center Complex; appropriating \$4,005,060.00 for land acquisition and authorizing the County Executive to institute condemnation proceedings for parcels 15, 16, 17, 18, 22, 24, 25, 27, and 29 if negotiations to purchase the property for the new Justice Center Complex fail to result in agreements to purchase the properties with the following changes: Add "Be It Further Resolved that the County Executive is expressly directed to include the possibility of a retention of airrights to properties currently owned by the First Baptist Church of Knoxville as part of the consideration for sale of such properties to the County." Delete parcel 21 from condemnation. Commissioner Davis seconded the motion.

This item was deferred to the June 23, 1997 Regular Board of Commissioners meeting.

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, June 23, 1997 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. Thomas Schumpert, Knox County Executive, and news media.

Commissioner John Griess, Chairman, presided.

The following proceedings were had and entered of record

to-wit:

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IN RE: DEVOTIONAL:

Minister Edwin Jones, Karns Church of Christ gave the Devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

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

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IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Griess amended the agenda to hear R-97-6-108 next.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, SELECTING SITE "A" ALSO REFERRED TO AS THE HILL AVENUE SITE, FOR THE JUSTICE CENTER COMPLEX:

APPROPRIATING \$4,005,060.00 FOR LAND ACQUISITION AND AUTHORIZING THE COUNTY EXECUTIVE TO INSTITUTE CONDEMNATION PROCEEDINGS FOR PARCELS 15, 16, 17, 18, 22, 24, 25, 27, AND 29 IF NEGOTIATIONS TO PURCHASE THE PROPERTY FOR THE NEW JUSTICE CENTER COMPLEX FAIL TO RESULT IN AGREEMENTS TO PURCHASE THE PROPERTIES: R-97-6-108:

Consideration of a Resolution of the Commission of Knox County, Tennessee, selecting site "A" also referred to as the Hill Avenue Site, for the Justice Center Complex; appropriating \$4,005,060.00 for land acquisition and authorizing the County Executive to institute condemnation proceedings for parcels 15, 16, 17, 18, 22, 24, 25, 27, and 29 if negotiations to purchase the property for the new Justice Center Complex fail to result in agreements to purchase the properties was before the Board of Commissioners.

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

Dr. David Hull, Pastor, First Baptist Church, was present and spoke on the matter.

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

Mr. William Pickle, was present and spoke on the matter.

Mr. Robert Loest, was present and spoke in opposition to the request.

Mr. Herbert Moncier, Attorney, was present and spoke on the matter.

Mr. Paul Hogan, was present and spoke in opposition to the matter.

Mr. Roger Kennedy, was present and spoke in opposition to the request.

Mr. Jack Montgomery, was present and spoke on the matter.

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

Mr. Charles Swanson, Attorney, was present and spoke on the matter.

Mr. Jack Dance, President, Bacon and Company and property owner, was present and spoke on the matter.

Ms. Barbara Simpson, was present and spoke in opposition to the request.

Commissioner Leuthold moved to approve R-97-6-108 - Resolution of the Commission of Knox County, Tennessee, selecting Site "A" also referred to as the Hill Avenue Site, for the Justice Center

Complex; appropriating \$4,005,060.00 for land acquisition and authorizing the County Executive to institute condemnation proceedings for parcels 15, 16, 17, 18, 22, 24, 25, 27, and 29 if negotiations to purchase the property for the new Justice Center Complex fail to result in agreements to purchase the properties with the following changes: Add "Be It Further Resolved that the County Executive is expressly directed to include the possibility of a retention of air rights to properties currently owned by the First Baptist Church of Knoxville as part of the consideration for sale of such properties to the County." Delete parcel 21 from condemnation and the County Executive negotiate with First Baptist Church and if negotiations does not work, the County Executive could not condemn without the authority of the Board of Commissioners. Commissioner Davis seconded the motion.

There was a call for the question and upon roll call vote on the call for the question Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The vote for the call for the question carried 19-0-0-0.

Commissioner Horner moved as a substitute motion to recess the Board of Commissioners meeting until June 30, 1997 at 10:30 a.m. on the Justice Center. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Moody, Horner and Cooper voted aye. Commissioners Jordan, Dirl, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, McMillan, Mills, Bratton and Pinkston voted no. The substitute motion failed 3-16-0-0.

Commissioner Mills moved for a call for the question. Commissioner Davis seconded the motion and upon voice vote the motion failed.

Upon roll call vote of the original motion to approve R-97-6-108 Resolution of the Commission of Knox County, Tennessee, selecting Site "A" also referred to as the Hill Avenue Site, for the Justice Center Complex; appropriating \$4,005,060.00 for land acquisition and authorizing the County Executive to institute condemnation proceedings for parcels 15, 16, 17, 18, 22, 24, 25, 27, and 29 if negotiations to purchase the property for the new Justice Center Complex fail to result in agreements to purchase the properties with the following changes: Add "Be It Further Resolved that the County Executive is expressly directed to include the possibility of a retention of air rights to properties currently owned by the First Baptist Church of Knoxville as part of the consideration for sale of such properties to the County." Delete parcel 21 from condemnation and the County Executive negotiate with First Baptist Church and if negotiations does not work, the County Executive could not condemn without the authority of the Board of Commissioners. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Medley, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Moody, DeSelm, Horner and Cooper voted no. The motion carried 15-4-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING FUNDS FOR SITE PREPARATION, ARCHITECTURAL & ENGINEERING FEES AND OTHER RELATED COSTS FOR THE NEW JUSTICE CENTER COMPLEX: R-97-6-108B:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating funds for site preparation, architectural & engineering fees and other related costs for the new Justice Center Complex was before the Board of Commissioners.

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

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

Commissioner Davis moved to approve R-97-6-108B - Resolution of the Commission of Knox County, Tennessee, appropriating funds for site preparation, architectural & engineering fees and other related costs for the new Justice Center Complex. Commissioner Bratton seconded the motion.

There was a call for the question and upon roll call vote on the call for the question Commissioners Jordan, Moody, Medley, DeSelm, Griess, Cawood, Teague, Horner, McMillan and Mills voted aye.

Commissioners Dirl, Rogero, Tindell, Davis, Leuthold, Bratton and Pinkston voted no. Commissioners Ragsdale and Cooper abstained from the vote. The motion failed 10-7-2-0.

Commissioner Mills called for the question. Commissioner Horner seconded the motion and upon roll call vote Commissioners Tindell, Medley, Davis, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan, Dirl, Rogero, Moody, DeSelm and Cooper voted no. Commissioner Ragsdale was absent from the vote. The motion failed 12-6-0-1.

Commissioner McMillan moved as a substitute motion to appropriate \$750,000.00 for site master planning of the new law enforcement center and jail facility as part of the Justice Center Complex. Commissioner Mills seconded the motion.

Commissioner Mills moved to call for the question and Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Davis, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Dirl and DeSelm voted no. Commissioner Cooper abstained from the vote. Commissioners Medley and Ragsdale were absent from the vote. The motion carried 14-2-1-2.

Commissioner DeSelm moved as an amendment to the substitute motion to add only 260 new beds at the Intake Center and use the jail beds. Commissioner Moody seconded the motion and upon roll call vote Commissioners Moody and DeSelm voted aye. Commissioners Jordan, Dirl, Rogero, Tindell, Medley, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted no. Commissioner Ragsdale recused himself from the vote. The amendment to the substitute motion failed 2-16-1-0.

Upon roll call vote of the substitute motion to appropriate \$750,000.00 for site master planning of the new law enforcement center and jail facility as part of the Justice Center Complex Commissioners Jordan, Dirl, Rogero, Tindell, Moody, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Cooper and Horner voted no. Commissioner Ragsdale recused himself from the vote. Commissioner Medley was absent from the vote. The motion carried 15-2-1-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING DAVID SMITH: R-97-6-101:

Consideration of a Resolution of the Commission of Knox County, Tennessee, memorializing David Smith was before the Board of Commissioners.

Mrs. Carolyn Smith, was present and spoke on the matter.

Commissioner Horner moved to approve R-97-6-101 - Resolution of the Commission of Knox County, Tennessee, memorializing David Smith. 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, MEMORIALIZING IVA JANE THOMPSON: R-97-6-102:

Consideration of a Resolution of the Commission of Knox County, Tennessee, memorializing Iva Jane Thompson was before the Board of Commissioners.

Ms. Diane Vandergriff, daughter, was present and spoke on the matter.

Commissioner Horner moved to approve R-97-6-102 - Resolution of the Commission of Knox County, Tennessee, memorializing Iva Jane Thompson. 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: AMENDMENTS TO THE AGENDA:

Without objection, Commissioner Griess amended the agenda as follows:

1. Defer R-97-6-121 - Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the transfer of the

Shiptown and Mascot sanitary sewer lines to North East Knox Utility District to the July Board of Commissioners meeting.

- 2. Add R-97-6-147 - Consideration of a Resolution of the Commission of Knox County, Tennessee regarding appropriation and use of funding by the Knox County Schools System.
- 3. Add R-97-6-148 - Consideration of a Resolution of the Commission of Knox County, Tennessee in Support of the National Spallation Neutron Source.
- 4. Defer R-97-6-118 - Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the sale of 1.16 acre tract on Asbury Road adjacent to the Forks of the River Industrial Park to the July Board of Commissioners meeting.
- 5. Add R-97-6-149 - Consideration of a Resolution of the Commission of Knox County, Tennessee, directing that no building permits be issued on RB Zoned property until Ordinance O-96-11-104 becomes effective.
- 6. Defer R-97-6-149 - Consideration of a Resolution of the Commission of Knox County, Tennessee, directing that no building permits be issued on RB Zoned property until Ordinance O-96-11-104 to the July Board of Commissioners meeting.
- 7. Hear R-97-6-134 and R-97-6-135 next on the agenda.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ADOPTING CHAPTER 189 OF THE PUBLIC ACTS OF 1997 RELATIVE TO THE FEES CHARGED BY COUNTY REGISTERS: R-97-6-134:

Consideration of a Resolution of the Commission of Knox County, Tennessee, adopting Chapter 189 of the Public Acts of 1997 relative to the fees charged by County Registers was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-6-134 - Resolution of the Commission of Knox County, Tennessee, adopting Chapter 189 of the Public Acts of 1997 relative to the fees charged by County Registers. Commissioner Horner 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 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 \$135,000.00 FROM THE GENERAL FUND BUDGET FOR A DISPARITY STUDY: R-97-6-135:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$135,000.00 from the General Fund Budget for a Disparity Study was before the Board of Commissioners.

Commissioner Dirl moved to approve R-97-6-135 - Resolution of the Commission of Knox County, Tennessee, appropriating \$135,000.00 from the General Fund Budget for a Disparity Study. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess and Bratton voted aye. Commissioner Cawood, Teague, Cooper, McMillan, Mills and Pinkston voted no. Commissioner Horner abstained from the vote. The motion carried 12-6-1-0.

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IN RE: CONSENT ITEMS:

- 1. Drives and Roads to be accepted as completed:
No request received.
- 2. Tax Refunds:
No Refunds.
- 3. Notary Public Applications: 142

Commissioner Horner moved to approve the Consent Items. 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: DELEGATIONS TO BE HEARD:
No action taken.

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IN RE: APPROVAL OF MINUTES OF PREVIOUS MEETING:

Consideration of approval of minutes of the May 28, 1997 (Regular Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the May 28, 1997 (Regular Session). 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: ELECTIONS AND APPOINTMENTS: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING THREE JUDICIAL COMMISSIONERS AND ONE ALTERNATE R-97-6-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing three Judicial Commissioners and one alternate was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-97-6-103 - Resolution of the Commission of Knox County, Tennessee, appointing four Judicial Commissioners with the following names: Carolyn Jeter - one year to expire June 30, 1998; John Sholley - one year to expire June 30, 1998; and Ray Stegal - one year to expire June 30, 1998. Mr. Stanley F. LaDuke is appointed as an alternate Judicial Commissioner to serve for the 1997-1998 fiscal year. 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 KNOX COUNTY AIR POLLUTION CONTROL BOARD FOR A FOUR YEAR TERM: R-97-6-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing two members to the Knox County Air Pollution Control Board for a four year term was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-97-6-104 - Resolution of the Commission of Knox County, Tennessee, appointing two members to the Knox County Air Pollution Control Board for a four year term with the following names: Dr. Michael Miller and Mr. Hoyl Gill. 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 ONE MEMBER TO THE KNOX COUNTY ARENA USE COMMITTEE FOR A THREE YEAR TERM: R-97-6-105:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Arena Use Committee for a three year term was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-97-6-105 - Resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Arena Use Committee for a three year term with the following name: Rudy Dirl. 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 ONE MEMBER TO THE EAST TENNESSEE REGIONAL JUVENILE SERVICE CENTER BOARD FOR A THREE YEAR TERM: R-97-6-106:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing one member to the East Tennessee Regional Juvenile Service Center Board for a three year term was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-97-6-106 - Resolution of the Commission of Knox County, Tennessee, appointing one

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member to the East Tennessee Regional Juvenile Service Center Board for a three year term with the following name: Elizabeth Hobbs. 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, APPOINTING TWO MEMBERS TO THE KNOX COUNTY BOARD OF PUBLIC LIBRARY DIRECTORS: R-97-6-107:

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

Commissioner Cawood moved to approve R-97-6-107 - Resolution of the Commission of Knox County, Tennessee, appointing two members to the Knox County Board of Public Library Directors with the following names: Mr. Charles Hayes and Dr. Richard L. Bowling. Commissioners Pinkston and 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: DRIVES AND ROADS TO BE CLOSED:

Consideration of a request to close Tyrone Drive off South Peters Road was before the Board of Commissioners on first reading. Commissioner Ragsdale moved to approve the request to close Tyrone Drive off South Peters Road on first reading. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: 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, 1997-JUNE 30, 1998: R-97-6-109:

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 fiscal year beginning July 1, 1997-June 30, 1998 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.

Commissioner Leuthold moved to approve R-97-6-109 - 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 fiscal year beginning July 1, 1997-June 30, 1998 with the following changes:

- Changes needed to the FY98 Proposed Budget:
- 1. Changes to the Agricultural Extension Budget:
 - a. Fund 116 Solid Waste Fund

55714-189	\$ 844.00
55714-299	\$ 232.00
 - b. Fund 101

57100-189	\$4,219.00
57100-299	\$ 571.00
- II. Change needed to the corrections budget to add a contract payment for Helen Ross McNabb Center.

54210-312	\$ 5,500.00
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- III. Addition to Social/Cultural/Recreational Grants

Haley Heritage Square	\$ 20,000.00
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Remove Inner-City Corporation \$25,000.00 and hold in the budget.

Remove Tennessee Technology Corridor \$ 20,000.00 and hold in the budget.

Commissioner Medley seconded the motion.

Commissioner Horner moved as Amendment A:

Remove \$25,000.00 from the Inner-City Corporation and put back into budget. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Rogero voted no. The motion to Amendment A carried 18-1-0-0.

A call for the question was made on the budget and upon roll call vote Commissioners Tindell, Moody, Medley, DeSelm, Leuthold, Cooper, McMillan and Mills voted aye. Commissioners Jordan, Dirl, Rogero, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Bratton and Pinkston voted no. The motion on the call for the question failed 8-11-0-0.

Mr. Mike Duncan, representing the Knox County Sheriff's Department, was present and spoke on the matter.

Mr. Mike Freeman, Knox County Sheriff's Department, was present and spoke on the matter.

Upon roll call vote of the original motion by Commissioner Leuthold to approve R-97-6-109 - 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 fiscal year beginning July 1, 1997-June 30, 1998 with the following changes:

Changes needed to the FY98 Proposed Budget:

1. Changes to the Agricultural Extension Budget:

a. Fund 116 Solid Waste Fund	
55714-189	\$ 844.00
55714-299	\$ 232.00
b. Fund 101	
57100-189	\$4,219.00
57100-299	\$ 571.00

II. Change needed to the corrections budget to add a contract payment for Helen Ross McNabb Center.
54210-312 \$ 5,500.00

III. Addition to Social/Cultural/Recreational Grants
Haley Heritage Square \$ 20,000.00

Remove Inner-City Corporation \$25,000.00 and hold in the budget.

Remove Tennessee Technology Corridor \$ 20,000.00 and hold in the budget.

Commissioner Medley 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 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 RATES FOR THE FISCAL YEAR BEGINNING JULY 1, 1997 AND ENDING JUNE 30, 1998: R-97-6-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee, establishing the Knox County Tax Rates for the fiscal year beginning July 1, 1997 and ending June 30, 1998 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-97-6-110 - Resolution of the Commission of Knox County, Tennessee, establishing the Knox County Tax Rates for the fiscal year beginning July 1, 1997 and ending June 30, 1998. 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 THE PURCHASE OF A BUILDING TRADES LOT LOCATED AT 3917 VALLEY BROOK DRIVE FOR THE BYINGTON-SOLWAY TECHNOLOGY CENTER VOCATIONAL EDUCATION PROGRAM: R-97-6-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the purchase of a Building Trades Lot located at 3917 Valley Brook Drive for the Byington-Solway Technology Center Vocational Education Program was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-6-111 - Resolution of the Commission of Knox County, Tennessee, approving the purchase of a Building Trades Lot located at 3917 Valley Brook Drive for the Byington-Solway Technology Center Vocational Education Program. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE SALE OF A BUILDING TRADES HOUSE LOCATED AT 211 CRAWFORD STREET TO ROBERT LEE LAUGHERTY: R-97-6-112:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the sale of a Building Trades House located at 211 Crawford Street to Robert Lee Laugherty was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-6-112 - Resolution of the Commission of Knox County, Tennessee, approving the sale of a Building Trades House located at 211 Crawford Street to Robert Lee Laugherty. 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 THE SALE OF A BUILDING TRADES HOUSE LOCATED AT 7328 OAK LEAF ROAD TO AUDRA V. MILLER: R-97--6-113:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the sale of a Building Trades House located at 7328 Oak Leaf Road to Audra V. Miller was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-6-113 - Resolution of the Commission of Knox County, Tennessee, approving the sale of a Building Trades House located at 7328 Oak Leaf Road to Audra V. Miller. 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 THE CONVEYANCE OF A STRIP OF LAND ALONG TOBLER LANE AND SUTHERLAND AVENUE (A PORTION OF THE WEST HIGH SCHOOL PROPERTY) TO THE CITY OF KNOXVILLE FOR ROAD RIGHT OF WAY: R-97-6-114:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the conveyance of a strip of land along Tobler Lane and Sutherland Avenue (A portion of the West High School Property) to the City of Knoxville for road right of way was before the Board of Commissioners.

Commissioner DeSelm moved to approve R-97-6-114 - Resolution of the Commission of Knox County, Tennessee, authorizing the conveyance of a strip of land along Tobler Lane and Sutherland Avenue (A portion of the West High School Property) to the City of Knoxville for road right of way. 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 LEASE AGREEMENT WITH MCNAUGHTON BOOK SERVICES FOR THE LIBRARY SYSTEM: R-97-6-115:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a lease agreement with McNaughton Book Services for the library system was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-6-115 - Resolution of the Commission of Knox County, Tennessee, approving a lease agreement with McNaughton Book Services for the library system. 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 \$200,000.00 AND APPROVING A CONTRACT FOR THE PURCHASE OF PROPERTY FOR THE KARNS BRANCH LIBRARY: R-97-6-116:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$200,000.00 and approving a contract for the purchase of property for the Karns Branch Library was before the Board of Commissioners.

Commissioner Cawood moved to approve R-97-6-116 - Resolution of the Commission of Knox County, Tennessee, appropriating \$200,000.00 and approving a contract for the purchase of property for the Karns Branch Library. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE EXERCISE OF EMINENT DOMAIN FOR THE ACQUISITION OF LOTS 2,6, AND 7R2, DEANE HILLS SUBDIVISION FOR THE EXPANSION OF THE WEST KNOXVILLE BRANCH LIBRARY: R-97-6-117:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the exercise of eminent domain for the acquisition of lot 2,6, and 7R2, Deane Hills Subdivision for the expansion of the West Knoxville Branch Library was before the Board of Commissioners.

Commissioners Davis and DeSelm moved to approve R-97-6-117- Resolution of the Commission of Knox County, Tennessee, authorizing the exercise of eminent domain for the acquisition of lot 2,6, and 7R2, Deane Hills Subdivision for the expansion of the West Knoxville Branch Library. Commissioners Medley and 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 THE FISCAL YEAR 1997 ANNUAL ACTION PLAN UPDATE FOR THE CONSOLIDATION PLAN FOR HOUSING AND COMMUNITY DEVELOPMENT FOR KNOX COUNTY: R-97-6-119:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the fiscal year 1997 Annual Action Plan Update for the Consolidation Plan for Housing and Community Development for Knox County was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-6-119 - Resolution of the Commission of Knox County, Tennessee, approving the fiscal year 1997 Annual Action Plan Update for the Consolidation Plan for Housing and Community Development for Knox County. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale,

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE PUBLIC IMPROVEMENT FUNDS AND APPROPRIATING \$43,000.00 FOR PRE-CONSTRUCTION COSTS FOR THE REPLACEMENT OF THE DANTE HEALTH CLINIC: R-97-6-120:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the Public Improvement Funds and appropriating \$43,000.00 for pre-construction costs for the replacement of the Dante Health Clinic was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-6-120 - Resolution of the Commission of Knox County, Tennessee, amending the Public Improvement Funds and appropriating \$43,000.00 for pre-construction costs for the replacement of the Dante Health Clinic. 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, AUTHORIZING THE INSTALLATION OF A FLASHING SCHOOL ZONE LIGHT AT TEMPLE BAPTIST ACADEMY SCHOOL: R-97-6-122:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the installation of a flashing school zone light at Temple Baptist Academy School was before the Board of Commissioners.

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

Mr. Bill Kervin, Director, Engineering and Public Works, was present and spoke on the matter.

Mr. Gregg Webber, Principal, Temple Baptist Academy, was present and spoke on the matter.

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

Commissioner Cawood moved to approve R-97-6-122 - Resolution of the Commission of Knox County, Tennessee, authorizing the installation of a flashing school zone light at Temple Baptist Academy School and ask the County Highway Department to install flashing lights at all schools needed (list is attached) and will come with funding at the July Board of Commissioners meeting. Commissioner DeSelm seconded the motion.

Commissioner Medley moved as a substitute motion to defer to the July Board of Commissioners meeting and have Roads Committee hold a hearing. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, Davis, Ragsdale, Griess, Teague, Horner, Cooper, McMillan, Mills, and Pinkston voted aye. Commissioners DeSelm, Leuthold, Cawood and Bratton voted no. The motion carried 15-4-0-0.

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IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Griess amended the agenda to hear R-97-6-133 next.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING AN AMOUNT NOT TO EXCEED \$200,000.00 FOR LAND ACQUISITION AND CLOSING COST AND APPROVING A REAL ESTATE SALES CONTRACT WITH THE HEIRS OF HORACE BROWNLOW FRENCH AND MERLYN RULE FRENCH IN THE AMOUNT OF \$185,000.00 FOR A PARK IN SOUTH KNOX COUNTY AND A POSSIBLE FUTURE LIBRARY SITE: R-97-6-133:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating an amount not to exceed \$200,000.00 for land acquisition and closing cost and approving a real estate sales contract with the heirs of Horace Brownlow French and Merlyn Rule French in the amount of \$185,000.00 for a park in South Knox County and a possible future library site was before the Board of Commissioners.

10

Commissioner Pinkston moved to approve R-97-6-133 - Resolution of the Commission of Knox County, Tennessee, appropriating an amount not to exceed \$200,000.00 for land acquisition and closing cost and approving a real estate sales contract with the heirs of Horace Brownlow French and Merlyn Rule French in the amount of \$185,000.00 for a park in South Knox County and a possible future library site. 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:

Commissioner DeSelm moved to suspend the rules and continue with the afternoon agenda. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Ragsdale, Leuthold, Griess, Teague and Horner voted aye. Commissioners Davis, Cawood, McMillan, Mills, Bratton and Pinkston voted no. Commissioner Cooper abstained from the vote. The motion failed 12-6-1-0.

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IN RE: ZONING REQUEST: 6:00P.M.

1. Request of Harold Dickerson, Jr. for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-97-6-138 was before the Board of Commissioners. Property located northeast side Canton Hollow Road, southeast of Deep Woods Lane; Fifth Commission District.

Commissioner Leuthold moved to defer R-97-6-138 - Request of Harold Dickerson, Jr. for rezoning from A Agricultural Zone to RA Low Density Residential Zone to the July Board of Commissioners meeting.

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2. Request of Harbin Realtors & Developers, Inc. for rezoning from A Agricultural and TO Technology Overlay Zone to OB Office, Medical, and related services, PR Planned Residential at 1-5 and 0.5 dwellings per acre, and TO Technology Overlay Zone R-97-6-139 was before the Board of Commissioners. Property located south side Hardin Valley Drive, southwest of north Pellissippi Parkway; Sixth Commission District.

Mr. Norman Whitaker, Executive 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.

Mr. Piper, was present and spoke on the matter.

Commissioner Cawood moved to approve R-97-6-139 - Request of Harbin Realtors & Developers, Inc. for rezoning from A Agricultural and TO Technology Overlay Zone to OB Office, Medical and Related Services and to Technology Overlay (8.51 acres). Approve PR Planned Residential at 1-5 dwelling units per acre for the northern portion (8.06 acres) and 0.5 dwelling units per acre for the remainder of the property (5.48 acres) 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. Request of Rhonda Vineyard for rezoning from A Agricultural Zone to CB Business and Manufacturing Zone R-97-6-140 was before the Board of Commissioners. Property located southeast side East Emory Road, east of I-75; Seventh Commission District.

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

Commissioner Horner moved to approve R-97-6-140 - Request of Rhonda Vineyard 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 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.

11

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4. Request of W&L Properties, LLC for rezoning from RB General Residential Zone to CB Business and Manufacturing Zone R-97-6-141 was before the Board of Commissioners. Property located northeast side Straffordshore Boulevard, north of West Emory Road; Sixth Commission District.

Mr. Arthur Seymour, Attorney, representing W&L Properties, LLC, was present and spoke on the matter.

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

Commissioner Teague moved to approve R-97-6-141 - Request of W&L Properties, LLC for rezoning from RB General Residential Zone to CB Business and Manufacturing Zone. Commissioner Cawood 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 abstained from the vote. The motion carried 18-0-1-0.

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5. Request of Earl Chandler for rezoning from RA Low Density Residential Zone to PR Planned Residential at 1-5 dwelling units per acre R-97-6-142 was before the Board of Commissioners. Property located northeast side East Emory Road, southwest of Thomas Lane; Seventh Commission District.

Mr. Earl Chandler, was present and spoke on the matter.

Mr. Norman Whitaker, Executive 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 Cooper moved to approve R-97-6-142 - Request of Earl Chandler for rezoning from RA Low Density Residential Zone to PR Planned Residential at 1-5 dwelling units per acre. Commissioner Horner 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 and aye. Commissioners Rogero, Medley and DeSelm voted no. The motion carried 16-3-0-0.

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6. Request of Terry Hester for rezoning from RA Low Density Residential and F Floodway Zone to OA Office Park and OA/F Office Park/Floodway Zone R-97-6-143 was before the Board of Commissioners. Property located northwest side Peters Road, north and northwest side Sony Lane; Fifth Commission District.

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

Commissioner Leuthold moved to approve R-97-6-143 - Request of Terry Hester for rezoning from RA Low Density Residential and F Floodway Zone to OA Office Park Zone; Deny OA/F Office Park/Floodway Zone as Per Metropolitan Planning Commission's Recommendation: Approve OA Office Park Zone; Deny OA/F Office Park/Floodway Zone. Commissioner Ragsdale seconded the motion and upon voice vote the motion carried Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, 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. Request of W. J. Farnham for rezoning from A Agricultural Zone to PR Planned Residential at 1-3 dwelling units per acre R-97-6-144 was before the Board of Commissioners. Property located southeast side Boyd Station Road, southwest side Harvey 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-97-6-144 - Request of W. J. Farnham for rezoning from A Agricultural Zone to PR Planned Residential at 1-3 dwelling units per acre. Commissioner Cawood seconded the motion and upon roll call vote the motion carried Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

306 12

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8. Request of Victor Jernigan for rezoning from A Agricultural Zone to PR Planned Residential at 1-4.25 dwelling units per acre (9.89 acres fronting Westland Drive) and 1 dwelling unit per acre (12.50 acres fronting Mourfield Road) R-97-6-145 was before the Board of Commissioners. Property located southeast side Westland Drive, southwest side Mourfield Road; Fifth Commission District.

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

Mr. Arthur Seymour, Attorney, representing Victor Jernigan, was present and spoke on the matter.

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

Mr. Wayne Kline, Attorney, representing Westland West Homeowners Association, was present and spoke on the matter.

Ms. Lynn Startelos, was present and spoke in opposition to the request.

Commissioner Davis moved defer to the July Board of Commissioners meeting the south parcel. 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.

Commissioner Davis moved to approve Request of Victor Jernigan for rezoning from A Agricultural Zone to PR Planned Residential at 1-4 dwelling units per acre (9.89 acres fronting Westland Drive). (The south parcel is deferred to July Board of Commissioners meeting) Commissioner Dirl seconded the motion.

Commissioner Leuthold moved as a substitute motion to approve as per Metropolitan Planning Commission's Recommendation: Approve PR Planned Residential at 1-3 dwelling units per acre on the northern portion of the property fronting Westland Drive. Commissioner Rogero seconded the motion and upon roll call vote Commissioners Rogero, DeSelm, Ragsdale and Leuthold voted aye. Commissioners Jordan, Dirl, Tindell, Moody, Medley, Davis, Griess, Cawood, Teague, 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 at 1-4 dwelling units per acre Planned Residential Commissioners Jordan, Dirl, Tindell, Moody, Medley, DeSelm, Davis, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Ragsdale and Leuthold voted no. The motion carried 16-3-0-0.

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IN RE: REZONING APPEALS:

1. Appeal of Oliver Smith IV on MPC Denial of rezoning from PR Planned Residential Zone to CA General Business Zone was before the Board of Commissioners. Property located south side Westland Drive, southwest side South Pellissippi Parkway: Fifth Commission District

Mr. Arthur Seymour, Attorney, representing Oliver Smith IV, was present and spoke on the matter.

Commissioner Leuthold moved to defer to the July Board of Commissioners meeting Oliver Smith IV on MPC Denial of rezoning from PR Planned Residential Zone to 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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2. Appeal of Bill W. Petty, Attorney on MPC Denial of rezoning From A Agricultural Zone to CB Business and Manufacturing Zone was before the Board of Commissioners. Property located northeast side Alex Bale Road, east of Smith School Road; Eighth Commission District.

Commissioner Tindell moved to uphold the Appeal of Bill W. Petty, Attorney on MPC Denial of rezoning from A Agricultural Zone to CB Business and Manufacturing Zone. 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: AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE:

CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING ORDINANCE REGARDING DEVELOPMENT IN THE RB GENERAL RESIDENTIAL DISTRICTS AND RELATED SECTIONS: 0-96-11-104: 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 Districts and related sections 0-96-11-104 was before the Board of Commissioners on first reading.

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

Mr. Jim Ewing, Executive Vice President, Tennessee Valley Home Builders Association, was present and spoke on the matter.

Ms. Patra Bonam Rule, President Keller Bend Homeowners Association, and concerned citizen, was present and spoke on the matter.

Mr. Phil Gouda, concerned citizen, was present and spoke on the matter.

Mr. Jerry Saia, concerned citizen, was present and spoke on the matter.

Mr. Wayne Kline, representing Westland West Homeowners Associations, was present and spoke on the matter.

Mr. John Schoonmaker, Vice President, Council of West Knox County Homeowners, was present and spoke on the matter.

Ms. Gwin Galbreath, President, Kingston Woods Neighborhood Association, was present and spoke on the matter.

Mr. Arthur Seymour, representing property owners who own RB property in Knox County, was present and spoke on the matter.

Mr. Lynn Redmond, concerned citizen, was present and spoke on the matter.

Ms. Margo Herbert, concerned citizen, was present and spoke on the matter.

Ms. Peggy Griffin, concerned citizen, was present and spoke on the matter.

Commissioner Rogero moved to approve 0-96-11-104 -

Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding development in the RB General Residential Districts and related sections on first reading and set up a workshop. Commissioner Medley seconded the motion.

Commissioner Bratton moved as a substitute motion to defer 0-96-11-104 - amending the Knox County Zoning Ordinance regarding development in the RB General Residential Districts and related sections on first reading to the July Board of Commissioners meeting. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Dirl, Griess, Cawood, Bratton and Pinkston voted aye. Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Teague, Horner, Cooper, McMillan and Mills voted no. The substitute motion failed 5-14-0-0.

Upon roll call of the original motion to approve 0-96-11-104 - Ordinance amending the Knox County Zoning Ordinance regarding development in the RB General Residential Districts and related sections on first reading and hold a workshop Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Teague, Horner, Cooper, McMillan, Mills and Pinkston voted aye. Commissioners Dirl, Griess, Cawood and Bratton voted no. The original motion carried 15-4-0-0.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING ORDINANCE REGARDING THE BUSINESS AND TECHNOLOGY PARK (BP) ZONING DISTRICT: SECOND READING: 0-97-5-102:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding the Business and Technology Park (BP) Zoning District on second reading was before the Board of Commissioners.

Commissioner Ragsdale moved to approve 0-97-5-102 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding the Business and Technology Park (BP) Zoning District on second reading. 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: SUBDIVISION APPEALS/ONE LOT VARIANCES:

1. Appeal of Cambridge Woods Subdivision Homeowner's Association on MPC Approval of Unit 4 of the Concept Plan was before the Board of Commissioners. Property located southwest side Gallaher View Road, northwest side High Lark Lane; Fifth Commission District.

Commissioner Leuthold moved to withdraw from the agenda Appeal of Cambridge Woods Subdivision Homeowner's Association on MPC Approval of Unit 4 of the Concept 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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2. Appeal of Todd and Tracy Clapp, Matt and Tracy Lewis on MPC Denial of Final Plat was before the Board of Commissioners. Property located south side East Emory Road, west of Clapps Chapel Road: Eighth Commission District.

Ms. Tracy Lewis, was present and spoke on the matter.

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

Commissioner McMillan moved to uphold the Appeal of Todd and Tracy Clapp, Matt and Tracy Lewis on MPC Denial of Final Plat. 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, and Pinkston voted aye. Commissioners DeSelm and Bratton voted no. The motion carried 17-2-0-0.

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IN RE: RESOLUTIONS CONTINUED:

CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A PROPOSAL BY THE TENNESSEE DEPARTMENT OF TRANSPORTATION TO CONSTRUCT A PROJECT DESIGNATED AS NO. STP-M-169 (8), 47030-2217-54, THAT IS DESCRIBED AS SR-169 (MIDDLEBROOK PIKE) FROM HARDIN VALLEY ROAD TO CEDAR BLUFF ROAD: R-97-6-123:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a proposal by the Tennessee Department of Transportation to construct a project designated as No. STP-M-169 (8), 47030-2217-54, that is described as SR-169 (Middlebrook Pike) from Hardin Valley Road to Cedar Bluff Road was before the Board of Commissioners.

Mr. Bill Kervin, Director, Engineering and Public Works, was present and spoke on the matter.

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

Commissioner Teague moved to approve R-97-6-123 - Resolution of the Commission of Knox County, Tennessee, approving a proposal by the Tennessee Department of Transportation to construct a project designated as No. STP-M-169 (8), 47030-2217-54, that is described as SR-169 (Middlebrook Pike) from Hardin Valley Road to Cedar Bluff Road. 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 \$365,000.00 AND APPROVING A SERVICES AGREEMENT WITH OGDEN ENVIRONMENTAL AND ENERGY SERVICES FOR PHASE II OF THE STORMWATER MANAGEMENT PROGRAM TO INCLUDE MASTER PLANNING FOR UPPER BEAVER CREEK BASIN AND TEN MILE CREEK BASIN: R-97-6-124:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$365,000.000 and approving a services agreement with Ogden Environmental and Energy Services for Phase II of the Stormwater Management Program to include master planning for upper

June 97

Beaver Creek Basin and Ten Mile Creek Basin was before the Board of Commissioners.

Mr. Bill Kervin, Director, Engineering and Public Works, was present and spoke on the matter.

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

Commissioner Teague moved to approve R-97-6-124 - Resolution of the Commission of Knox County, Tennessee, appropriating \$365,000.000 and approving a services agreement with Ogden Environmental and Energy Services for Phase II of the Stormwater Management Program to include master planning for upper Beaver Creek Basin and Ten Mile Creek Basin. 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 \$45,000.00 AND APPROVING A PROPOSAL BY ALLEN AND HOSHALL FOR ENGINEERING SERVICES FOR THE DESIGN OF ROADWAY IMPROVEMENTS TO WEST EMORY CHURCH ROAD FROM WESTLAND DRIVE TO 2000 FEET MORE OR LESS NORTH, AND THE INTERSECTION OF WEST EMORY CHURCH ROAD WITH FOX ROAD : R-97-6-125:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$45,000.00 and approving a proposal by Allen and Hoshall for engineering services for the design of roadway improvements to West Knox Church Road from Westland Drive to 2000 feet more or less north, and the intersection of West Emory Church Road with Fox Road was before the Board of Commissioners.

Mr. Bill Kervin, Director, Engineering and Public Works, was present and spoke on the matter.

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

Commissioner Teague moved to approve R-97-6-125 - Resolution of the Commission of Knox County, Tennessee, appropriating \$45,000.00 and approving a proposal by Allen and Hoshall for engineering services for the design of roadway improvements to West Knox Church Road from Westland Drive to 2000 feet more or less north, and the intersection of West Emory Church Road with Fox Road. 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 \$50,000.00 AND APPROVING A PROPOSAL BY ALLEN AND HOSHALL, INC. FOR ENGINEERING SERVICES FOR DESIGN OF ROADWAY IMPROVEMENTS TO WESTLAND DRIVE EAST OF POINT OAKS DRIVE TO CHESAPEAKE WAY: R-97-6-126:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$50,000.00 and approving a proposal by Allen and Hoshall, Inc. for engineering services for design of roadway improvements to Westland Drive east of Point Oaks Drive to Chesapeake Way was before the Board of Commissioners.

Mr. Bill Kervin, Director, Engineering and Public Works, was present and spoke on the matter.

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

Commissioner Teague moved to approve R-97-6-126 - Resolution of the Commission of Knox County, Tennessee, appropriating \$50,000.00 and approving a proposal by Allen and Hoshall, Inc. for engineering services for design of roadway improvements to Westland Drive east of Point Oaks Drive to Chesapeake Way. 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

530 16

COUNTY, TENNESSEE, APPROPRIATING \$9,000.00 AND APPROVING A PROPOSAL BY ALLEN & HOSHALL, INC. FOR ENGINEERING SERVICES FOR THE EVALUATION OF ROADWAY IMPROVEMENT NEEDS FOR KIMBERLYN HEIGHTS ROAD IN SOUTH KNOX COUNTY: R-97-6-127

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$9,000.00 and approving a proposal by Allen & Hoshall, Inc. for engineering services for the evaluation of roadway improvement needs for Kimberlyn Heights Road in south Knox County was before the Board of Commissioners.

Mr. Bill Kervin, Director, Engineering and Public Works, was present and spoke on the matter.

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

Commissioner Teague moved to approve R-97-6-127 - Resolution of the Commission of Knox County, Tennessee, appropriating \$9,000.00 and approving a proposal by Allen & Hoshall, Inc. for engineering services for the evaluation of roadway improvement needs for Kimberlyn Heights Road in south Knox County. 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 \$38,500.00 AND APPROVING AN AGREEMENT BY WILBUR SMITH ASSOCIATES FOR ENGINEERING SERVICES FOR THE FUNCTIONAL DESIGN PLAN FOR HARDIN VALLEY ROAD FROM PELLISSIPPI PARKWAY TO CAMPBELL STATION ROAD INCLUDING THE PELLISSIPPI PARKWAY INTERCHANGE:R-97-6-128:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$38,500.00 and approving an agreement by Wilbur Smith Associates for engineering services for the Functional Design Plan for Hardin Valley Road from Pellissippi Parkway to Campbell Station Road including the Pellissippi Parkway Interchange was before the Board of Commissioners.

Mr. Bill Kervin, Director, Engineering and Public Works, was present and spoke on the matter.

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

Commissioner Teague moved to approve R-97-6-128 - Resolution of the Commission of Knox County, Tennessee, appropriating \$38,500.00 and approving an agreement by Wilbur Smith Associates for engineering services for the Functional Design Plan for Hardin Valley Road from Pellissippi Parkway to Campbell Station Road including the Pellissippi Parkway Interchange. 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, URGING THE STATE TO COMPLETE THE 4-LANING OF U.S. 11W (STATE ROUTE 1) BETWEEN KNOXVILLE AND KINGSFORT: R-97-6-129:

Consideration of a Resolution of the Commission of Knox County, Tennessee, urging the state to complete the 4-laning of U.S. 11W (State Route 1) between Knoxville and Kingsport was before the Board of Commissioners.

Mr. Bill Kervin, Director, Engineering and Public Works, was present and spoke on the matter.

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

Commissioner Teague moved to approve R-97-6-129 - Resolution of the Commission of Knox County, Tennessee, urging the state to complete the 4-laning of U.S. 11W (State Route 1) between Knoxville and Kingsport. 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

June 97

COUNTY, TENNESSEE, APPROVING A CONTRACT WITH TURKEY CREEK LAND PARTNERS, FARRAGUT LAND PARTNERS AND THE CITY OF KNOXVILLE FOR THE EXTENSION OF PARKSIDE DRIVE FROM LOVELL ROAD TO CAMPBELL STATION ROAD: R-97-6-130:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Turkey Creek Land Partners, Farragut Land Partners and the City of Knoxville for the extension of Parkside Drive from Lovell Road to Campbell Station Road was before the Board of Commissioners.

Mr. Bill Kervin, Director, Engineering and Public Works, was present and spoke on the matter.

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

Commissioner Teague moved to approve R-97-6-130 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Turkey Creek Land Partners, Farragut Land Partners and the City of Knoxville for the extension of Parkside Drive from Lovell Road to Campbell Station Road. 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, Mills, Bratton and Pinkston voted aye. Commissioner McMillan 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 FUNDS AND APPROVING A CONTRACT FOR THE CONSTRUCTION OF PROPOSED IMPROVEMENTS TO PARKSIDE DRIVE FROM CAMPBELL STATION ROAD TO LOVELL ROAD: R-97-6-131:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating funds and approving a contract for the construction of proposed improvements to Parkside Drive from Campbell Station Road to Lovell Road was before the Board of Commissioners.

Mr. Bill Kervin, Director, Engineering and Public Works, was present and spoke on the matter.

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

Commissioner Teague moved to approve R-97-6-131 - Resolution of the Commission of Knox County, Tennessee, appropriating funds and approving a contract for the construction of proposed improvements to Parkside Drive from Campbell Station Road to Lovell Road. 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, Mills, Bratton and Pinkston voted aye. Commissioner McMillan 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, URGING THE STATE DEPARTMENT OF TRANSPORTATION TO EXPEDITE THE INSTALLATION OF THE TRAFFIC SIGNAL AT EBENEZER ROAD AND NORTHSHORE ROAD: R-97-6-132:

Consideration of a Resolution of the Commission of Knox County, Tennessee, urging the State Department of Transportation to expedite the installation of the traffic signal at Ebenezer Road and Northshore Road was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-97-6-132 - Resolution of the Commission of Knox County, Tennessee, urging the State Department of Transportation to expedite the installation of the traffic signal at Ebenezer Road and Northshore Road. 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, OPPOSING THE LOCATION OF TVA POWER LINE THROUGH SOUTH KNOXVILLE TO SERVICE THE SEVIER COUNTY AREA: R-97-6-136:

Consideration of a Resolution of the Commission of Knox County, Tennessee, opposing the location of TVA Power Line through south Knoxville to service the Sevier County Area was before the Board of Commissioners.

June 97

Commissioner Bratton moved to approve R-97-6-136 - Resolution of the Commission of Knox County, Tennessee, opposing the location of TVA Power Line through south Knoxville to service the Sevier County Area. Commissioner Pinkston 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 voted no. The motion carried 18-1-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY RULES: R-97-6-137:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the Knox County Rules was before the Board of Commissioners.

Commissioner Davis moved to approve R-97-6-137 - Resolution of the Commission of Knox County, Tennessee, amending the Knox County Rules changing the November and December Board of Commissioners meeting to the third Monday of the month. 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, ENDORSING THE RAMSEY HOUSE PLANTATION FOR AN INTEA GRANT: R-97-6-146:

Consideration of a Resolution of the Commission of Knox County, Tennessee, endorsing the Ramsey House Plantation for an Intea Grant was before the Board of Commissioners.

Commissioner Moody moved to approve R-97-6-146 - Resolution of the Commission of Knox County, Tennessee, endorsing the Ramsey House Plantation for an Intea Grant. 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 REGARDING APPROPRIATION AND USE OF FUNDING BY THE KNOX COUNTY SCHOOLS SYSTEMS: R-97-6-147:

Consideration of a Resolution of the Commission of Knox County, Tennessee regarding appropriation and use of funding by the Knox County Schools System was before the Board of Commissioners.

Commissioner McMillan moved to approve R-97-6-147 - Resolution of the Commission of Knox County, Tennessee regarding appropriation and use of funding by the Knox County Schools System. Commissioner Mills seconded the motion and upon roll call vote Commissioners Tindell, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan, Rogero, Medley and DeSelm voted no. Commissioners Dirl and Moody abstained from the vote. The motion carried 13-4-2-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE IN SUPPORT OF THE NATIONAL SPALLATION NEUTRON SOURCE: R-97-6-148:

Consideration of a Resolution of the Commission of Knox County, Tennessee in support of the National Spallation Neutron Source was before the Board of Commissioners.

Commissioner Rogero moved to approve R-97-6-148 - Resolution of the Commission of Knox County, Tennessee in support of the National Spallation Neutron Source. 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: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, PROHIBITING VANDALISM OF COUNTY

PROPERTY: 0-97-6-102:FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, prohibiting vandalism of county property was before the Board of Commissioners.

Commissioner Horner moved to approve 0-97-6-102 - Ordinance of the Commission of Knox County, Tennessee, prohibiting vandalism of county property 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, ADOPTING AND ENACTING A NEW CODE FOR KNOX COUNTY, TENNESSEE, PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING A PENALTY FOR THE VIOLATION THEREOF; PROVIDING WHEN SUCH CODE AND THIS ORDINANCE SHALL BECOME EFFECTIVE: 0-97-6-103: FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, adopting and enacting a new code for Knox County, Tennessee, providing for the repeal of certain Ordinances not included therein; providing a penalty for the violation thereof; providing when such code and this ordinance shall become effective was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to approve 0-97-6-103 - Ordinance of the Commission of Knox County, Tennessee, adopting and enacting a new code for Knox County, Tennessee, providing for the repeal of certain Ordinances not included therein; providing a penalty for the violation thereof; providing when such code and this ordinance shall become effective on first reading. Commissioner Rogero seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, 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, REQUIRING PERMITS FOR CERTAIN SALESMAN AND SOLICITORS: 0-97-5-101:SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, requiring permits for certain salesman and solicitors was before the Board of Commissioners.

Commissioner Horner moved to defer to the July Board of Commissioners meeting 0-97-5-101 - Ordinance of the Commission of Knox County, Tennessee, requiring permits for certain salesman and solicitors on second 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 REGARDING DISPOSAL FEES ON USED TIRES: 0-97-5-104: SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee regarding disposal fees on used tires was before the Board of Commissioners on second reading.

Commissioner Teague moved to approve 0-97-5-104 - Ordinance of the Commission of Knox County, Tennessee regarding disposal fees on used tires 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: ADJOURNMENT:

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




John C. Griess

JOHN GRIESS, CHAIRMAN

June 97

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, July 28, 1997 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 Pagett, Knox County Clerk, called the roll.

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IN RE: DEVOTIONAL:

Reverend Joseph H. Ballard, Rector at St. James Episcopal Church, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Davis led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

1. Without objection, Commissioner Griess amended the agenda to defer the following items to the August 1997 Board of Commissioners Regular Session meeting: Resolution R-97-7-140 - Resolution of the Commission of Knox County, Tennessee, directing the County Executive to implement a plan to determine the feasibility of the Convention Center, Baseball Stadium, an Equestrian Center, and Tivoli Gardens; and Drives and Roads - To be closed - Request to close an unnamed alley extending off of

Harness Road in Shipe's Addition. He also amended the agenda to add the following item to be heard after Amendments to the Agenda: Resolution R-97-7-156- Resolution of the Commission of Knox County, Tennessee, rescinding Resolution R-97-6-108 and amending Resolution R-97-6-108B regarding the site selection for the Justice Center Complex.

2. Without objection, Commissioner Griess amended the agenda to defer the following item to the January 1998 Board of Commissioners Regular Session meeting: Resolution R-97-7-146- Resolution of the Commission of Knox County, Tennessee, approving the request of Bob Armstrong for rezoning from A Agricultural Zone to CB Business and Manufacturing Zone, property located east side East Governor John Sevier Highway, north of Thorngrove Pike, 8th Commission District.

3. Without objection, Commissioner Griess amended the agenda to withdraw the following items: Resolution R-97-7-144 - Resolution of the Commission of Knox County, Tennessee, approving the request of Victor Jernigan for rezoning from A Agricultural Zone to PR Planned Residential at 1 du/ac (12.50 acres fronting Mourfield Road), property located southeast side Westland Drive, southwest side Mourfield Road, 5th Commission District; and Rezoning Appeal of Victor Jernigan on MPC approval of rezoning from A Agricultural Zone to PR Planned Residential at 1 dwelling unit per 2 acres (1 du/ac), property located southwest side of Mourfield Road, southwest of Westland Drive, 5th Commission District.

4. Commissioner Griess amended the agenda to add the following item to be heard under Drives and Roads - To be closed: Consideration of a request for a right-of-way Closure on Saylor Court.

5. Without objection, Commissioner Griess amended the agenda to withdraw the following items: Resolution R-97-7-121 - Resolution of the Commission of Knox County, Tennessee, authorizing the installation of a flashing school zone light at Temple Baptist Academy School providing the school purchases the

light; and Resolution R-97-7-139 - Resolution of the Commission of Knox County, Tennessee, authorizing the Knox County Sheriff to use a portion of Knox County Central for a helicopter landing pad. He also amended the agenda to defer the following item to the August 1997 Board of Commissioners Regular Session meeting:
Resolution R-97-7-116 - Resolution of the Commission of Knox County, Tennessee, authorizing the sale of a 1.16 acre tract on Asbury Road adjacent to the Forks of the River Industrial Park; and to add the following items: Resolution R-97-7-152 - Resolution of the Commission of Knox County, Tennessee, honoring Jessica Bogott for being recognized by the Tennessee Law Enforcement Officers Association for her prize winning essay on "Why I will say NO to Alcohol and Drugs"; Resolution R-97-7-153 - Resolution of the Commission of Knox County, Tennessee, honoring Megan Marek for being recognized by the Tennessee Law Enforcement Officers Association for her prize winning essay on "Why I will say NO to Alcohol and Drugs"; Resolution R-97-7-154 - Resolution of the Commission of Knox County, Tennessee, honoring Misty Mitchell for being recognized by the Tennessee Law Enforcement Officers Association for her prize winning essay on "Why I will say NO to Alcohol and Drugs"; and Resolution R-97-7-155 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the National Center for State Courts to perform Phase One of the automation assessment for Juvenile Court.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, RESCINDING RESOLUTION R-97-6-108 AND AMENDING RESOLUTION R-97-6-108B REGARDING THE SITE SELECTION FOR THE JUSTICE CENTER COMPLEX - R-97-7-156:

Consideration of a resolution of the Commission of Knox County, Tennessee, rescinding Resolution R-97-6-108 and amending Resolution R-97-6-108B regarding the site selection for the Justice Center Complex was before the Board of Commissioners.

Commissioner Pinkston moved to approve Resolution R-97-7-156 - Resolution of the Commission of Knox County,

Tennessee, rescinding Resolution R-97-6-108 and amending Resolution R-97-6-108B regarding the site selection for the Justice Center Complex. 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.

Mr. Bill Coley, Chairman of Deacons at First Baptist Church, was present and spoke on the matter.

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

6. At this time, Mr. Mike Lowe, Knox County Trustee, presented plaques from the Tennessee Trustee's Association to Senator Ben Atchley and State Representative Joseph Armstrong for their outstanding contributions to helping the elderly in Knox County in the Tax Relief Program.

Senator Atchley and Representative Armstrong were present to accept the awards and expressed appreciation.

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IN RE: CONSENT ITEMS:

1. Drives and Roads to be accepted as completed:

A. Debra Lane, Emory Estates Subdivision, Unit 4, 905 feet in length with a 50 foot right of way; Earl Hoffmeister, property owner. (District 7)

B. Sandstone Road, Field Stone Subdivision, Unit 1, 800 feet in length with a 50 foot right of way; Precision Builders, property owner. (District 6)

C. Clay Field Lane, Field Stone Subdivision, Unit 1, 1100 feet in length with a 50 foot right of way; Precision Builders, property owner. (District 6)

D. Maple Crest Lane, Seven Springs Subdivision, Unit 1, 1800 feet in length with a 50 foot right of way; Seven Springs Inc., property owner. (District 6)

E. Crooked Pine Lane, Seven Springs Subdivision, Unit 1, 575 feet in length with a 50 foot right of way; Seven Springs Inc., property owner. (District 6)

F. Shadow Creek Drive, Shadow Creek Subdivision, Unit 1, 1300 feet in length with a 50 foot right of way; Gerald McCoy, property owner. (District 7)

G. Crumley Circle, Shadow Creek Subdivision, Unit 1, 475 feet in length with a 50 foot right of way; Gerald McCoy, property owner. (District 7)

H. Council Fire Drive, Shadow Creek Subdivision, Unit 1, 1000 feet in length with a 50 foot right of way; Gerald McCoy, property owner. (District 7)

I. Shinnecock Circle, Shadow Creek Subdivision, Unit 1, 350 feet in length with a 50 foot right of way; Gerald McCoy, property owner. (District 7)

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2. Tax Refunds:

No request received.

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3. Notary Public Applications:

221 Notary Public Applications received.

Commissioner Horner moved to approve all items on the consent agenda. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Davis and Cooper were absent from the vote. The motion carried 17-0-0-2.

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

9. At this time, Commissioner Moody indicated the regional meeting for the Tennessee County Commission Association would be held on Wednesday, September 3, 1997 at 6:00 p.m. in the Small Assembly Room of the City-County Building.

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IN RE: HONORARY AND MEMORIAL RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING C. MARVIN HOLTZCLAW - R-97-7-101:

Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing C. Marvin Holtzclaw was before the Board of Commissioners.

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

Commissioner Horner moved to approve Resolution R-97-7-101 - Resolution of the Commission of Knox County, Tennessee, memorializing C. Marvin Holtzclaw. 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.

Family members and friends of Marvin Holtzclaw 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, HONORING THE MEMORY OF WILLIAM O. "PINKY" DOYLE - R-97-7-102:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring the memory of William O. "Pinky" Doyle was before the Board of Commissioners.

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

Commissioner Pinkston moved to approve Resolution R-97-7-102 - Resolution of the Commission of Knox County, Tennessee, honoring the memory of William O. "Pinky" Doyle. 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.

Family members and friends of William "Pinky" Doyle, 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, HONORING FOUR STUDENTS FROM SENRI HIGH SCHOOL IN OSAKA, JAPAN - R-97-7-103:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring four students from Senri High School in Osaka, Japan was before the Board of Commissioners.

Mr. Mike Moyers, Knox County Senior Deputy Law Director, read the resolution into the record.

Commissioner Medley moved to approve Resolution R-97-7-103 - Resolution of the Commission of Knox County, Tennessee, honoring four students from Senri High School in Osaka, Japan. 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.

The following students, Ms. Yumi Watanabe, Ms. Akiko Hasegawa, Ms. Yukiko Menda, and Ms. Mariko Shiomi, along with their chaperone, Mr. Akihiro Asamo, 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, HONORING THE KNOX COUNTY SHERIFF'S DEPARTMENT FOR ITS ASSISTANCE AND RESCUE EFFORTS DURING THE RECENT FLASH FLOODING IN NORTH AND EAST KNOX COUNTY - R-97-7-104(1):

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring the Knox County Sheriff's Department for its assistance and rescue efforts during the recent flash flooding in north and east Knox County was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-97-7-104(1) - Resolution of the Commission of Knox County, Tennessee, honoring the Knox County Sheriff's Department for its assistance and rescue efforts during the recent flash flooding in north and east Knox County. 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.

Captain Robie Sexton, Knox County Sheriff's Department, 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, HONORING THE KNOX COUNTY DEPARTMENT OF ENGINEERING & PUBLIC WORKS FOR ITS EMERGENCY ASSISTANCE DURING THE RECENT FLASH FLOODING IN NORTH AND EAST KNOX COUNTY - R-97-7-104(2):

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring the Knox County Department of Engineering & Public Works for its emergency assistance during the recent flash flooding in north and east Knox County was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-97-7-104(2) - Resolution of the Commission of Knox County, Tennessee, honoring the Knox County Department of Engineering & Public Works for its emergency assistance during the recent flash flooding in north and east Knox County. 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.

Mr. Bill Kervin, Director of Engineering and Public Works for Knox County, 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, ENCOURAGING PASSAGE OF ANTI-CORRIDOR ANNEXATION LEGISLATION - R-97-7-105:

Consideration of a resolution of the Commission of Knox County, Tennessee, encouraging passage of anti-corridor annexation legislation was before the Board of Commissioners.

At this time, there was discussion regarding the wording of the caption for the resolution.

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING MS. LANNA KECK, MISS TENNESSEE 1997 - R-97-7-106:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Ms. Lanna Keck, Miss Tennessee 1997 was before the Board of Commissioners.

Commissioner Cooper read the resolution into the record.

Commissioners Horner and Cooper moved to approve Resolution R-97-7-106 - Resolution of the Commission of Knox

County, Tennessee, honoring Ms. Lanna Keck, Miss Tennessee 1997. 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. Larry Keck, Lanna's father, 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, HONORING JESSICA BOGOTT FOR BEING RECOGNIZED BY THE TENNESSEE LAW ENFORCEMENT OFFICERS ASSOCIATION FOR HER PRIZE WINNING ESSAY ON "WHY I WILL SAY NO TO ALCOHOL AND DRUGS" - R-97-7-152:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Jessica Bogott for being recognized by the Tennessee Law Enforcement Officers Association for her prize winning essay on "Why I will say NO to Alcohol and Drugs" was before the Board of Commissioners.

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

Commissioner Cawood moved to approve Resolution R-97-7-152 - Resolution of the Commission of Knox County, Tennessee, honoring Jessica Bogott for being recognized by the Tennessee Law Enforcement Officers Association for her prize winning essay on "Why I will say NO to Alcohol and Drugs." 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. Mike Lowe, representing the Tennessee Law Enforcement Officers Association, presented a \$100.00 check to Ms. Bogott for her essay.

Ms. Bogott and family members 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, HONORING MEGAN MAREK FOR BEING RECOGNIZED BY THE TENNESSEE LAW ENFORCEMENT OFFICERS ASSOCIATION FOR HER PRIZE WINNING ESSAY ON "WHY I WILL SAY NO TO ALCOHOL AND DRUGS" - R-97-7-153:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Megan Marek for being recognized by the Tennessee Law Enforcement Officers Association for her prize winning essay on "Why I will say NO to Alcohol and Drugs" was before the Board of Commissioners.

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

Commissioners Ragsdale and Leuthold moved to approve Resolution R-97-7-153 - Resolution of the Commission of Knox County, Tennessee, honoring Megan Marek for being recognized by the Tennessee Law Enforcement Officers Association for her prize winning essay on "Why I will say NO to Alcohol and Drugs." 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. Mike Lowe, representing the Tennessee Law Enforcement Officers Association, presented a \$300.00 check to Ms. Marek for her essay.

Ms. Marek and family members were present to accept the resolution and expressed appreciation to the commission.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING MISTY MITCHELL FOR BEING

RECOGNIZED BY THE TENNESSEE LAW ENFORCEMENT OFFICERS
ASSOCIATION FOR HER PRIZE WINNING ESSAY ON "WHY I WILL
SAY NO TO ALCOHOL AND DRUGS" - R-97-7-154:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Misty Mitchell for being recognized by the Tennessee Law Enforcement Officers Association for her prize winning essay on "Why I will say NO to Alcohol and Drugs" was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-7-154 - Resolution of the Commission of Knox County, Tennessee, honoring Misty Mitchell for being recognized by the Tennessee Law Enforcement Officers Association for her prize winning essay on "Why I will say NO to Alcohol and Drugs." 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, COMMENDING THE TENNESSEE SENATE FOR
THE PASSAGE OF ANTI-CORRIDOR ANNEXATION LEGISLATION -
R-97-7-105:

Consideration of a resolution of the Commission of Knox County, Tennessee, commending the Tennessee Senate for the passage of anti-corridor annexation legislation was before the Board of Commissioners.

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

Commissioner Ragsdale moved to approve Resolution R-97-7-105 - Resolution of the Commission of Knox County, Tennessee, commending the Tennessee Senate for the passage of anti-corridor annexation legislation. Commissioner Horner seconded the motion.

Commissioner Cawood moved as an amendment to add the following: Section 1, add the following language: "Whereas the Knox County Commission desires to appoint a qualified person to represent the County Commission's interest in Nashville, carrying sense of the Commission resolutions on pending legislation to members of the Knox County Delegation and to other key Legislators, and providing regular reports to the County Commission on all legislative matters which could affect Knox County, and whereas Ray Hill, as a former member of the Knox County Commission and of the Tennessee House of Representatives, is uniquely qualified to represent the County Commission's interest as stated above"; Section 2, add the following paragraphs immediately after the third full paragraph in the body of the resolution: "Be it further resolved that the Knox County Commission appoints Ray Hill to be County Commission Legislative liaison to the Tennessee Legislature, that he shall be required to provide reports in person on all pending legislation of interest or concern to Knox County at least monthly during the legislative session; that he shall be further required to forward copies of pending bills which effect the finances or sovereignty of Knox County as soon as they are made known to him; that he shall be required to forward all resolutions expressing the county commissions position regarding pending legislation to the members of the Knox County Legislative Delegations and to other members of the Legislature as he shall deem necessary and proper to carry out the intent of the resolutions; and to meet personally with such legislators as necessary to carry out the intent of the resolutions; be it further resolved that there be appropriated from the fund balance of the General Fund Budget the amount of \$30,000.00 for the purpose of appointing Ray Hill for the above stated duties; and that the General Fund Budget for the fiscal year 1997-1998 be amended as follows: Revenue Fund Balance \$30,000.00; appropriation County Commission Legislative liaison \$30,000.00; Section 3, that the current fourth paragraph of the

body of the resolution is amended by striking the term "County Clerk" and substitution "County Commission Legislative liaison. Commissioner Mills seconded the motion.

Commissioner Griess, Chairman, ruled that the amendment was not germane to the resolution.

Commissioner Cawood challenged the ruling from the Chairman.

Upon roll call vote to challenge the Chairman's ruling that the amendment was not germane to the resolution, Commissioners Jordan, Ragsdale, Leuthold, Cawood, Cooper, McMillan, Mills and Pinkston voted aye. Commissioners Rogero, Tindell, Moody, Medley, DeSelm, Griess, Teague, Horner and Bratton voted no. Commissioner Dirl abstained from voting. Commissioner Davis was absent from the vote. The amendment failed 8-9-1-1.

Commissioner Tindell moved as a substitute motion to defer Resolution R-97-7-105 - Resolution of the Commission of Knox County, Tennessee, commending the Tennessee Senate for the passage of anti-corridor annexation legislation to the August 1997 Board of Commissioners Regular Session meeting. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Griess and Teague voted aye. Commissioners Davis, Ragsdale, Leuthold, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinston voted no. The substitute motion failed 9-10-0-0.

Without objection, Commissioner Griess deferred this item to be heard after Resolution R-97-7-155.

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IN RE: DELEGATIONS TO BE HEARD:

1. Ms. Ann Thompson, Cedar Chase Subdivision resident, was present and spoke concerning flooding in the Cedar Chase Subdivision.

Mr. Bill Kervin, Director of Engineering and Public Works for Knox County, and Mr. Thomas Schumpert, Knox County Executive, were present and spoke on the matter.

Commissioner Leuthold moved to suspend the rules to add the following item to the agenda to be heard at the end of the agenda: Resolution R-97-7-157 - Resolution of the Commission of Knox County, Tennessee, regarding the flooding and erosion in the Cedar Chase Subdivision Community. Commissioners Horner 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.

2. Mr. Oscar "Poor Boy" Brown, concerned citizen, was present and spoke concerning E-911.

3. Ms. Molly Pratt, Director of Governmental Affairs, was present and spoke concerning the presentation of the recent legislative session.

4. Mr. Herber Moncier, Attorney, was present and spoke concerning the site selection for the Justice Center Complex.

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

5. Mr. Harrison Ambrose, Old City Neighborhood, was present and spoke concerning the site selection for the Justice Center Complex.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on June 23, 1997 (Recessed Session) and June 23, 1997 (Regular session) was before the Board of Commissioners.

Commissioner Horner moved to approve the minutes of the previous meeting on on June 23, 1997 (Recessed Session) and June 23, 1997 (Regular Session). Commissioner Rogero seconded the motion and upon roll call vote Commissioners Rogero, Moody, Medley, DeSelm, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan, Dirl, Tindell, Davis and Cooper were absent from the vote. The motion carried 14-0-0-5.

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

8. Without objection, Commissioner Griess amended the agenda to hear the following item at this time: Resolution R-97-7-141 - Resolution of the Commission of Knox County, Tennessee, disapproving the condemnation by the City of Knoxville of property on Schaad Road in Knox County.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, DISAPPROVING THE CONDEMNATION BY THE CITY OF KNOXVILLE OF PROPERTY ON SCHAAD ROAD IN KNOX COUNTY - R-97-7-141:

Consideration of a resolution of the Commission of Knox County, Tennessee, disapproving the condemnation by the City of Knoxville of property on Schaad Road in Knox County was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-97-7-141 - Resolution of the Commission of Knox County, Tennessee, disapproving the condemnation by the City of Knoxville of property on Schaad Road in Knox County. Commissioner Horner seconded the motion and upon roll call vote Commissioners Rogero, Moody, Medley, Ragsdale, Leuthold, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner DeSelm voted no. Commissioner Griess abstained from voting. Commissioners Jordan, Dirl, Tindell, Davis and Cooper were absent from the vote. The motion carried 12-1-1-5.

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IN RE: ELECTIONS AND APPOINTMENTS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, CONFIRMING THE APPOINTMENT OF THREE MEMBERS TO THE METROPOLITAN PLANNING ORGANIZATION URBAN TRANSPORTATION ISSUES COMMITTEE - R-97-7-107:

Consideration of a resolution of the Commission of Knox County, Tennessee, confirming the appointment of three members to

the Metropolitan Planning Organization Urban Transportation Issues Committee was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Resolution R-97-7-107 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of three members to the Metropolitan Planning Organization Urban Transportation Issues Committee and that the following individuals be appointed: Ms. Betty Lou Sharp and Mr. Gregory Reed and that an additional member be appointed at a later date. Commissioner Mills seconded the motion and upon roll call vote Commissioners Rogero, Moody, Medley, DeSelm, Ragsdale, Leuthold, Griess, Cawood, Teague, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan, Dirl, Tindell, Davis, Horner and Cooper were absent from the vote. The motion carried 13-0-0-6.

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IN RE: DRIVES AND ROADS TO BE CLOSED:

1. Consideration of a request to close Summertown Road, Crates Drive and Mayor Drive was before the Board of Commissioners on first reading.

Mr. Arthur Seymour, Attorney, Mr. Bill Kervin, Director of Engineering and Public Works for Knox County, Mr. Chris Ooten, Engineer, Mr. Mike Moyers, Knox County Senior Deputy Law Director, and Mr. Bruce Wuethrich, Assistant Director of Engineering and Public Works for Knox County, were present and spoke on the matter.

Commisisoner Ragsdale moved to approve the request to close Summertown Road, Crates Drive and Mayor Drive on first reading. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Leuthold voted no. Commissioners Dirl and Davis were absent from the vote. The motion carried 16-1-0-2.

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2. Consideration of a request to close a portion of Manis Lane was before the Board of Commissioners on first reading.

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

Commissioner Ragsdale moved to approve the request to close a portion of Manis Lane on first reading. 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. Commissioners Dirl and Davis were absent from the vote. The motion carried 17-0-0-2.

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3. Request to close an unnamed alley extending off of Harness Road in Shipe's Addition was before the Board of Commissioners on first reading.

This item was deferred to the August 1997 Board of Commissioners Regular Session meeting. (See Amendments to the Agenda, Page _____)

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4. Consideration of a request to close Tyrone Drive off South Peters Road was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve the request to close Tyrone Drive off South Peters Road on second reading. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Davis was absent from the vote. The motion carried 18-0-0-1.

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5. Consideration of a request for a right-of-way Closure on Saylor Court was before the Board of Commissioners.

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

Commissioner Teague moved to suspend the rules to hear the request for a right-of-way Closure on Saylor Court on first and final reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Griess recused himself from the vote. Commissioner Davis was absent from the vote. The motion carried 17-0-1-1.

Commissioner Horner moved to approve the request for a right-of-way Closure on Saylor Court on first and final reading. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Griess recused himself from the vote. Commissioner Davis was absent from the vote. The motion carried 17-0-1-1.

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IN RE: RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$350,000.00 TO THE COUNTY CLERK AND APPROVING A LEASE WITH EAST TOWNE MALL COMPANY LIMITED PARTNERSHIP FOR THE EXPANSION OF THE EAST TOWNE MALL SATELLITE OFFICE - R-97-7-108:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$350,000.00 to the County Clerk and approving a lease with East Towne Mall Company Limited Partnership for the expansion of the East Towne Mall Satellite Office was before the Board of Commissioners.

Mr. Thomas Schumpert, Knox County Executive, and Mr. Mike Padgett, Knox County Clerk, were present and spoke on the matter.

Commissioner McMillan moved to approve Resolution R-97-7-108A - Resolution of the Commission of Knox County, Tennessee, appropriating an amount not to exceed \$195,000.00 to the County Clerk for th East Towne Mall Satellite Office. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$150,000.00 TO THE COUNTY CLERK AND APPROVING A LEASE FOR THE NEW WEST KNOXVILLE SATELLITE OFFICE - R-97-7-109:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$150,000.00 to the County Clerk and approving a lease for the new West Knoxville Satellite Office was before the Board of Commissioners.

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

Commissioner Moody recommended that the County Clerk consult with the Library Board of Trustees for the possibility of a West Knoxville Satellite Office being included in the expansion for the proposed library for West Knoxville.

Commissioner Griess, Chairman, indicated no motion was required.

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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 1997 - 1998 FOR THE SCHOOLS CAPITAL IMPROVEMENT PROGRAM - R-97-7-110:

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 1997 - 1998 for the Schools Capital Improvement Program was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-7-110 - 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 1997 - 1998 for the Schools Capital Improvement Program. 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH C.M. HENLEY COMPANY, LLC FOR ROOF REPAIRS AT KARNS HIGH SCHOOL AND INSKIP ELEMENTARY SCHOOL IN THE AMOUNT OF \$205,568.80 - R-97-7-111:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with C.M. Henley Company, LLC for roof repairs at Karns High School and Inskip Elementary School in the amount of \$205,568.80 was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-7-111 - resolution of the Commission of Knox County, Tennessee, approving a contract with C.M. Henley Company, LLC for roof repairs at Karns High School and Inskip Elementary School in the amount of \$205,568.80. 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, RESCINDING RESOLUTION R-97-6-113 REGARDING THE SALE OF A BUILDING TRADES HOUSE LOCATED AT 7328 OAK LEAF ROAD - R-97-7-112:

This item was heard after Resolution R-97-7-117. (See Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ACCEPTING THE CONVEYANCE OF THE WEST KNOXVILLE FAMILY CENTER TO KNOX COUNTY BY THE CITY OF KNOXVILLE FOR USE BY WEST HIGH SCHOOL - R-97-7-113:

Consideration of a resolution of the Commission of Knox County, Tennessee, accepting the conveyance of the West Knoxville Family Center to Knox County by the City of Knoxville for use by West High School was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-7-113 - Resolution of the Commission of Knox County, Tennessee, accepting the conveyance of the West Knoxville Family Center to Knox County by the City of Knoxville for use by West High School. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, 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 \$79,500.00 AND APPROVING A CONTRACT WITH CHRISTOPOLOUS AND KENNEDY CONSTRUCTION COMPANY, INC. FOR RE-ROOFING, ADA RENOVATIONS, AND HVAC UPGRADE AT SEQUOYAH BRANCH LIBRARY - R-97-7-114:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$79,500.00 and approving a contract with Christopolous and Kennedy Construction Company, Inc. for re-roofing, ADA renovations, and HVAC upgrade at Sequoyah Branch Library was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-7-114 - Resolution of the Commission of Knox County, Tennessee, appropriating \$79,500.00 and approving a contract with Christopolous and Kennedy Construction Company, Inc. for re-roofing, ADA renovations, and HVAC upgrade at Sequoyah Branch Library. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A LEASE AMENDMENT AGREEMENT OF THE POWELL BRANCH LIBRARY LEASE - R-97-7-115:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a lease amendment agreement of the Powell Branch Library lease was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-7-115 - Resolution of the Commission of Knox County, Tennessee, approving a lease amendment agreement of the Powell Branch Library lease. 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 SALE OF A 1.16 ACRE

TRACT ON ASBURY ROAD ADJACENT TO THE FORKS OF THE RIVER
INDUSTRIAL PARK - R-97-7-116:

This item was deferred to the August 1997 Board of Commissioners Regular Session meeting. (See Amendments to the Agenda, Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE, AUTHORIZING THE TRANSFER OF THE
SHIPETOWN AND MASCOT SANITARY SEWER LINES TO NORTH EAST
KNOX UTILITY DISTRICT - R-97-7-117:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing the transfer of the Shipetown and Mascot sanitary sewer lines to North East Knox Utility District was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-7-117 - Resolution of the Commission of Knox County, Tennessee, authorizing the transfer of the Shipetown and Mascot sanitary sewer lines to North East Knox Utility District with the following amendment: Add language to the contract that would authorize North East Knox Utility District to maintain and correct any existing problems. 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, RESCINDING RESOLUTION R-97-6-113
REGARDING THE SALE OF A BUILDING TRADES HOUSE LOCATED
AT 7328 OAK LEAF ROAD - R-97-7-112:

Consideration of a resolution of the Commission of Knox County, Tennessee, rescinding Resolution R-97-6-113 regarding the sale of a Building Trades House located at 7328 Oak Leaf Road was before the Board of Commissioners.

Mr. Thomas Schumpert, Knox County Executive, and Ms. Kathy Hamilton, Knox County Finance Director, were present and spoke on the matter.

Commissioner Horner moved to defer to the August 1997 Board of Commissioners Regular Session meeting Resolution R-97-7-112 - Resolution of the Commission of Knox County, Tennessee, rescinding Resolution R-97-6-113 regarding the sale of a B6ilding Trades House located at 7328 Oak Leaf Road. Commissioner McMillan seconded the motion.

Commissioner Teague moved as a substitute motion to approve Resolution R-97-7-112 - Resolution of the Commission of Knox County, Tennessee, rescinding Resolution R-97-6-113 regarding the sale of a B6ilding Trades House located at 7328 Oak Leaf Road. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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

10. At this time, there was discussion regarding the starting time for the rezoning session.

Commissioner Teague moved to suspend the rules to hear the following Resolutions at this time before starting the rezoning session: R-97-7-118, R-97-7-119, R-97-7-120, R-97-7-122, R-97-7-123, R-97-7-124, R-97-7-125, R-97-7-126, R-97-7-127, R-97-7-128, R-97-7-129, R-97-7-130, R-97-7-131, R-97-7-132, R-97-7-133, R-97-7-134, R-97-7-135 and R-97-7-136. 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 and Pinkston voted aye. Commissioner Bratton voted no. The motion carried 18-1-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AMENDMENT TO THE AGREEMENT WITH JACK SPRATT FOR CONSULTANT SERVICES FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR COMPENSATION FOR THE CONTRACT PERIOD SEPTEMBER 1, 1997 TO AUGUST 31, 1998 - R-97-7-118:

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 for compensation for the contract period September 1, 1997 to August 31, 1998 was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-7-118 - 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 for compensation for the contract period September 1, 1997 to August 31, 1998. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Bratton and Pinkston voted aye. Commissioners Tindell, Cooper and Mills 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, CONCURRING WITH THE RECOMMENDATIONS OF THE ECONOMIC DEVELOPMENT STUDY TASK FORCE - R-97-7-119:

Consideration of a resolution of the Commission of Knox County, Tennessee, concurring with the recommendations of the Economic Development Study Task Force was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-7-119 - Resolution of the Commission of Knox County, Tennessee, concurring with the recommendations of the Economic

Development Study Task Force. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Bratton and Pinkston voted aye. Commissioners Tindell, Cooper and Mills 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 \$89,100.00 FOR THE INSTALLATION OF FLASHING SCHOOL ZONE BEACONS AT VARIOUS KNOX COUNTY PUBLIC AND PRIVATE SCHOOLS - R-97-7-120:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$89,100.00 for the installation of flashing school zone beacons at various Knox County public and private schools was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-7-120 - Resolution of the Commission of Knox County, Tennessee, appropriating \$89,100.00 for the installation of flashing school zone beacons at various Knox County public and private schools. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Bratton and Pinkston voted aye. Commissioners Tindell, Cooper and Mills 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, AUTHORIZING THE INSTALLATION OF A FLASHING SCHOOL ZONE LIGHT AT TEMPLE BAPTIST ACADEMY SCHOOL PROVIDING THE SCHOOL PURCHASES THE LIGHT - R-97-7-121:

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING THE COUNTY EXECUTIVE TO PURSUE ACQUIRING PROPERTY ON FOUNTAIN VALLEY DRIVE FOR THE HALLS CONVENIENCE CENTER - R-97-7-122:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting the County Executive to pursue acquiring property on Fountain Valley Drive for the Halls Convenience Center was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-7-122 - Resolution of the Commission of Knox County, Tennessee, requesting the County Executive to pursue acquiring property on Fountain Valley Drive for the Halls Convenience Center. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Bratton and Pinkston voted aye. Commissioners Tindell, Cooper and Mills 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 FUNDS AND APPROVING AN AMENDMENT TO CONTRACT NO. 742 WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION FOR PROJECT CM-STP-33(22), SR-33 INTERSECTION WITH SR-71 AND SR-131 NEAR THE HALLS COMMUNITY - R-97-7-123:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating funds and approving an amendment to Contract No. 742 with the Tennessee Department of Transportation for Project CM-STP-33(22), SR-33 intersection with SR-71 and SR-131 near the Halls Community was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-7-123 - Resolution of the Commission of Knox County, Tennessee, appropriating funds and approving an amendment to Contract No. 742 with the Tennessee Department of Transportation

for Project CM-STP-33(22), SR-33 intersection with SR-71 and SR-131 near the Halls Community. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Bratton and Pinkston voted aye. Commissioners Tindell, Cooper and Mills 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 A CONTRACT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION FOR TRAFFIC SIGNALIZATION AT SR-131 (LOVELL ROAD) AND CANTON HOLLOW ROAD WITH SR-1 (KINGSTON PIKE) - R-97-7-124:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Transportation for traffic signalization at SR-131 (Lovell Road) and Canton Hollow Road with SR-1 (Kingston Pike) was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-7-124 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Transportation for traffic signalization at SR-131 (Lovell Road) and Canton Hollow Road with SR-1 (Kingston Pike). Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Bratton and Pinkston voted aye. Commissioners Tindell, Cooper and Mills 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 A PROPOSAL WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION FOR ROAD IMPROVEMENTS TO SR-170 (RACON VALLEY DRIVE) FROM 30+M EAST OF THE I-75 NORTHBOUND RAMP TO 620+M EAST OF THE I-75 NORTHBOUND RAMP - R-97-7-125:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a proposal with the Tennessee Department of Transportation for road improvements to SR-170 (Raccoon Valley Drive) from 30±m East of the I-75 Northbound Ramp to 620±m East of the I-75 Northbound Ramp was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-7-125 - Resolution of the Commission of Knox County, Tennessee, approving a proposal with the Tennessee Department of Transportation for road improvements to SR-170 (Raccoon Valley Drive) from 30±m East of the I-75 Northbound Ramp to 620±m East of the I-75 Northbound Ramp. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Bratton and Pinkston voted aye. Commissioners Tindell, Cooper and Mills 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 FUNDS AND APPROVING A CONTRACT WITH APAC-TENNESSEE, INC. FOR ROAD IMPROVEMENTS TO FOX LONAS ROAD FROM CEDAR BLUFF ROAD TO PARK VILLAGE ROAD - R-97-7-126:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating funds and approving a contract with APAC-Tennessee, Inc. for road improvements to Fox Lonas Road from Cedar Bluff Road to Park Village Road was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-7-126- Resolution of the Commission of Knox County, Tennessee, appropriating funds and approving a contract with APAC-Tennessee, Inc. for road improvements to Fox Lonas Road from Cedar Bluff Road to Park Village Road. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold,

Griess, Cawood, Teague, Horner, McMillan, Bratton and Pinkston voted aye. Commissioners Tindell, Cooper and Mills 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 \$15,650.00 AND APPROVING A PROPOSAL FOR ENGINEERING SERVICES BY ROBERT G. CAMPBELL & ASSOCIATES, LP FOR A ROAD EXTENSION FROM NORTH OF EMORY ROAD TO APPROXIMATELY 1600 FEET NORTH TO TIE INTO CONNER ROAD - R-97-7-127:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$15,650.00 and approving a proposal for engineering services by Robert G. Campbell & Associates, LP for a road extension from north of Emory Road to approximately 1600 feet north to tie into Conner Road was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-7-127 - Resolution of the Commission of Knox County, Tennessee, appropriating \$15,650.00 and approving a proposal for engineering services by Robert G. Campbell & Associates, LP for a road extension from north of Emory Road to approximately 1600 feet north to tie into Conner Road. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Bratton and Pinkston voted aye. Commissioners Tindell, Cooper and Mills 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 \$20,150.00 AND APPROVING A SUPPLEMENTAL AGREEMENT WITH WILBUR SMITH ASSOCIATES FOR REDESIGN WORK FOR THE HILL ROAD BRIDGE REPLACEMENT OVER WILLOW FORK CREEK - R-97-7-128:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$20,150.00 and approving a

supplemental agreement with Wilbur Smith Associates for redesign work for the Hill Road Bridge replacement over Willow Fork Creek was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-7-128 - Resolution of the Commission of Knox County, Tennessee, appropriating \$20,150.00 and approving a supplemental agreement with Wilbur Smith Associates for redesign work for the Hill Road Bridge replacement over Willow Fork Creek.

Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Bratton and Pinkston voted aye. Commissioners Tindell, Cooper and Mills 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 A PROPOSAL WITH THE STATE DEPARTMENT OF TRANSPORTATION TO CONSTRUCT A PROJECT DESIGNATED AS CM-STP-33(22), 47018-1239-54 FROM HILL ROAD TO 69 M NORTH OF SR-131 - R-97-7-129:

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 CM-STP-33(22), 47018-1239-54 from Hill Road to 69 m North of SR-131 was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-7-129 - Resolution of the Commission of Knox County, Tennessee, approving a proposal with the State Department of Transportation to construct a project designated as CM-STP-33(22), 47018-1239-54 from Hill Road to 69 m North of SR-131. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Bratton and Pinkston voted aye. Commissioners Tindell, Cooper and Mills 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 A CONTRACT WITH VOLUNTEER HIGHWAY SUPPLY CO., INC. FOR PAVEMENT MARKING AND ROAD STRIPING SERVICES - R-97-7-130:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Volunteer Highway Supply Co., Inc. for pavement marking and road striping services was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-7-130 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Volunteer Highway Supply Co., Inc. for pavement marking and road striping services. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Bratton and Pinkston voted aye. Commissioners Tindell, Cooper and Mills 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 A STATE-AID AGREEMENT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION TO RESURFACE 11.69 KM OF TIPTON STATION ROAD FROM SR 33 TO SA-4721 AND FROM SA-4721 TO SR 71 - R-97-7-131:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a State-Aid Agreement with the Tennessee Department of Transportation to resurface 11.69 KM of Tipton Station Road from SR 33 to SA-4721 and from SA-4721 to SR 71 was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-7-131 - Resolution of the Commission of Knox County, Tennessee, approving a State-Aid Agreement with the Tennessee Department of Transportation to resurface 11.69 KM of Tipton Station Road from SR 33 to SA-4721 and from SA-4721 to SR 71.

Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Bratton and Pinkston voted aye. Commissioners Tindell, Cooper and Mills 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 A STATE-AID AGREEMENT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION TO RESURFACE 1.48 KM OF MARTIN MILL PIKE FROM NEAR BONNY KATE SCHOOL TO SR 168 (GOV. JOHN SEVIER HIGHWAY) - R-97-7-132:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a State-Aid Agreement with the Tennessee Department of Transportation to resurface 1.48 km of Martin Mill Pike from near Bonny Kate School to SR 168 (Gov. John Sevier Highway) was before the Board of Commissioners.

Commisisoner McMillan moved to approve Resolution R-97-7-132 - Resolution of the Commission of Knox County, Tennessee, approving a State-Aid Agreement with the Tennessee Department of Transportation to resurface 1.48 km of Martin Mill Pike from near Bonny Kate School to SR 168 (Gov. John Sevier Highway). Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Bratton and Pinkston voted aye. Commissioners Tindell, Cooper and Mills 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 A STATE-AID AGREEMENT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION TO RESURFACE 18.68 KM OF WASHINGTON PIKE FROM THE KNOXVILLE CITY LIMITS TO SR 61 - R-97-7-133:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a State-Aid Agreement with the Tennessee Department of Transportation to resurface 18.68 km of Washington Pike from the Knoxville City Limits to SR 61 was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-7-133 - Resolution of the Commission of Knox County, Tennessee, approving a State-Aid Agreement with the Tennessee Department of Transportation to resurface 18.68 km of Washington Pike from the Knoxville City Limits to SR 61. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Bratton and Pinkston voted aye. Commissioners Tindell, Cooper and Mills 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 A STATE-AID AGREEMENT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION TO RESURFACE 4.32 KM OF CORRYTON ROAD FROM SA-4722 (WASHINGTON PIKE) TO THE UNION COUNTY LINE WITH EXCLUSION - R-97-7-134:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a State-Aid Agreement with the Tennessee Department of Transportation to resurface 4.32 km of Corryton Road from SA-4722 (Washington Pike) to the Union County line with exclusion was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-7-134 - Resolution of the Commission of Knox County, Tennessee, approving a State-Aid Agreement with the Tennessee Department of Transportation to resurface 4.32 km of Corryton Road from SA-4722 (Washington Pike) to the Union County line with exclusion. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague,

Horner, McMillan, Bratton and Pinkston voted aye. Commissioners Tindell, Cooper and Mills 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, AMENDING THE PUBLIC IMPROVEMENT FUND AND APPROPRIATING \$68,000.00 FOR RENOVATION OF BATHROOMS AT JOHN TARLETON HOME - R-97-7-135:

Consideration of a resolution of the Commission of Knox County, Tennessee, amending the Public Improvement Fund and appropriating \$68,000.00 for renovation of bathrooms at John Tarleton Home was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-7-135 - resolution of the Commission of Knox County, Tennessee, amending the Public Improvement Fund and appropriating \$68,000.00 for renovation of bathrooms at John Tarleton Home. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Bratton and Pinkston voted aye. Commissioners Tindell, Cooper and Mills 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 \$60,000.00 AS A GRANT TO KNOXVILLE YOUTH SPORTS AND APPROVING A GRANT AGREEMENT FROM KNOX COUNTY TO KNOXVILLE YOUTH SPORTS FOR CAPITAL PROJECTS - R-97-7-136:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$60,000.00 as a grant to Knoxville Youth Sports and approving a Grant Agreement from Knox County to Knoxville Youth Sports for capital projects was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-7-136 - Resolution of the Commission of Knox County,

Tennessee, appropriating \$60,000.00 as a grant to Knoxville Youth Sports and approving a Grant Agreement from Knox County to Knoxville Youth Sports for capital projects. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Bratton and Pinkston voted aye. Commissioners Tindell, Cooper and Mills were absent from the vote. The motion carried 16-0-0-3.

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A fifteen minute recess was taken at this time.

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IN RE: ZONING REQUEST:

1. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Harold Dickerson, Jr. for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located northeast side Canton Hollow Road, southeast of Deep Woods Lane, 5th Commission District.

No one was present to represent the request.

Commissioner Ragsdale moved to defer the request of Harold 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 Dirl, Rogero, Moody, Medley, Deselm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan and Mills voted aye. Commissioner Bratton voted no. Commissioners Jordan, Tindell, Cooper and Pinkston were absent from the vote. The motion carried 14-1-0-4.

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2. 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 at 1 du/ac (12.50 acres fronting Mourfield Road) was before the Board of Commissioners.

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

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3. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Herbert A. Tolliver, Sr. for rezoning from RB General Residential Zone to CA General Business Zone was before the Board of Commissioners. Property located northwest side East Raccoon Valley Drive, northeast of I-75, 6th Commission District.

Mr. Joe Levitt, Attorney representing 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 Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills and Bratton voted aye. Commissioners Cooper and Pinkston were absent from the vote. The motion carried 17-0-0-2. Property located northwest side East Raccoon Valley Drive, northeast of I-75, 6th Commission District.

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4. 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 at 1 du/ac (12.50 acres fronting Mourfield Road) was before the Board of Commissioners.

This item was deferred to the January 1998 Board of Commissioners Regular Session meeting. (See Amendments to the Agenda, Page _____)

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5. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Charles R. Adams for rezoning from RA Low Density Residential Zone to A Agricultural Zone was before the Board of Commissioners. Property located south side South Northshore Drive, south of Hart Road, 5th Commission District.

Mr. Charles Adams, petitioner, was present and spoke on behalf of the request.

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

Ms. Karen Gallow, area resident, was present and spoke in opposition to the request.

Commissioner Ragsdale moved to deny the request of Charles R. Adams for rezoning from RA Low Density Residential Zone to A Agricultural 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.

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6. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of James & Ilene Cupp for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located east side Tazewell Pike, west side Old Tazewell Pike, south of Luttrell 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-97-7-148 - Resolution of the Commission of Knox County, Tennessee, approving the request of James & Ilene Cupp for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per MPC's recommendation. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, 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 Tazewell Pike, west side Old Tazewell Pike, south of Luttrell Road, 8th Commission District.

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7. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of James T. Russell/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 McMillan moved to approve Resolution R-97-7-149 - Resolution of the Commission of Knox County, Tennessee, approving the request of James T. Russell/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. Property located north side East Emory Road, west of Tazewell Pike, 8th Commission District.

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8. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Heritge Homes for Seniors for rezoning from A Agricultural Zone to OB Office, Medical & Related Services Zone was before the Board of Commissioners. Property located southwest side South Peters Road, northwest of Sony Lane, 5th Commission District.

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

Mr. Peter Faulk, representing Heritge Homes for Seniors, 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 Ragsdale moved to approve Resolution R-97-7-150 - Request of Heritge Homes for Seniors for rezoning

from A Agricultural Zone to OB Office, Medical & Related Services Zone and include the 25 foot piece of property that is located on the south side of Tyrone Drive which is now closed. (MPC's recommendation was to approve T Transition 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 southwest side South Peters Road, northwest of Sony Lane, 5th Commission District.

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9. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Wanda Kirby for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located east side Chert Pit Road, northwest of Westop 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-97-7-151 - Resolution of the Commission of Knox County, Tennessee, approving the request of Wanda Kirby 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, 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 Chert Pit Road, northwest of Westop Road, 5th Commission District.

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IN RE: REZONING APPEALS:

1. Consideration of the appeal of Oliver Smith IV on MPC denial of rezoning from PR Planned Residential Zone to CA General Business Zone was before the Board of Commissioners. Property located south side Westland Drive, southwest side South Pellissippi Parkway, 5th Commission District.

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

Mr. Wayne Kline, representing Westland West Homeowners Association, was present and spoke on the matter.

Commissioner Leuthold moved to uphold the appeal of Oliver Smith IV on MPC denial of rezoning from PR Planned Residential Zone to CA General Business Zone. 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 recused himself from the vote. The motion carried 18-0-1-0. Property located south side Westland Drive, southwest side South Pellissippi Parkway, 5th Commission District.

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2. Consideration of the appeal of Temple Baptist Church on MPC denial of rezoning from A Agricultural Zone to OB Office, Medical & Related Services Zone was before the Board of Commissioners. Property located southwest side of Bayless Lane, southeast of West Beaver Creek Drive, 6th Commission District.

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

Mr. Greg Wilson, representing Temple Baptist Church, was present and spoke on behalf of the request.

Commissioner Teague moved to defer to the August 1997 Board of Commissioners Regular Session meeting the appeal of Temple Baptist Church on MPC denial of rezoning from A Agricultural Zone to OB Office, Medical & Related Services 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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3. Consideration of the appeal of Victor Jernigan on MPC approval of rezoning from A Agricultural Zone to PR Planned Residential at 1 dwelling unit per 2 acres (1 du/ac) was before the Board of Commissioners.

This item was withdrawn from the agenda, Page _____)

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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 ESTABLISH TENNIS CLUBS AND OTHER RECREATIONAL FACILITIES AS USES ON REVIEW IN THE RA, RB, E AND T ZONES AND ESTABLISHING APPROPRIATE PARKING REQUIREMENTS FOR SUCH USES - O-97-7-101 - (FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance to establish Tennis Clubs and other recreational facilities as uses on review in the RA, RB, E and T Zones and establishing appropriate parking requirements for such uses was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to approve Ordinance O-97-7-101 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance to establish Tennis Clubs and other recreational facilities as uses on review in the RA, RB, E and T Zones and establishing appropriate parking requirements for such uses 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 COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING ORDINANCE REGARDING THE REQUIRED PUBLIC NOTICE PERIOD FOR ITEMS TO BE CONSIDERED BY THE KNOX COUNTY COMMISSION CONSISTENT WITH STATE LAW - 0-97-7-102 - (FIRST READING):

Consideration of an Ordinance of Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding the required public notice period for items to be considered by the Knox County Commission consistent with State Law was before the Board of Commissioners on first reading.

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

Commissioner Ragsdale moved to approve Ordinance 0-97-7-102 - Ordinance of Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding the required public notice period for items to be considered by the Knox County Commission consistent with State Law on first reading. 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, Mills, Bratton and Pinkston voted aye. The motion carried 17-2-0-0.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING ORDINANCE REGARDING DEVELOPMENT IN THE RB GENERAL RESIDENTIAL DISTRICT AND RELATED SECTIONS - 0-96-11-104 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the 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 second reading.

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

Commissioner Teague moved to refer this item to MPC and request MPC to address the following items: 1 - Give the history and development of the RB Zone under the Knox County Zoning Ordinance; 2 - (a) The number of sites that have been developed to date on RB property in Knox County; (b) The average density of housing on those sites and how many are single family dwellings; and (c) The number of tracts that are undeveloped at this time; 3 - The number of people that bought property in Knox County with RB Zoning on it in its present form; 4 - The effect these amendments have on the development of Residential properties in Knox County; 5 - The effect these amendments will have on the affordability of housing in Knox County; and 6 - The average size of undeveloped tracts with RB Zoning on it at this time. Commissioner Mills seconded the motion.

Commissioner Rogero moved as a substitute motion to approve Ordinance O-96-11-104 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding development in the RB General Residential District and related sections on second reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Rogero, Medley, DeSelm, Leuthold, Horner, Cooper, Bratton and Pinkston voted aye. Commissioners Dirl, Moody, Griess, Cawood and Teague voted no. Commissioners Jordan, Tindell, Davis, Ragsdale, McMillan and Mills abstained from voting. The substitute motion failed 8-5-6-0.

Upon roll call vote of the original motion to refer this item to MPC and request MPC to address the following items: 1 - Give the history and development of the RB Zone under the Knox County Zoning Ordinance; 2 - (a) The number of sites that have been developed to date on RB property in Knox County; (b) The average density of housing on those sites and how many are single family dwellings; and (c) The number of tracts that are undeveloped at this time; 3 - The number of people that bought

property in Knox County with RB Zoning on it in its present form;
4 - The effect these amendments have on the development of
Residential properties in Knox County; 5 - The effect these
amendments will have on the affordability of housing in Knox
County; and 6 - The average size of undeveloped tracts with RB
Zoning on it at this time, seconded the 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 Bratton voted aye.
Commissioner Pinkston voted no. The motion carried 18-1-0-0.

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IN RE: PLAN AND PLAN AMENDMENTS:

Consideration of amendments to the Northeast County
Sector Plan was before the Board of Commissioners.

Commissioner Mills moved to receive and file the
amendments to the Northeast County Sector Plan. Commissioner
McMillan seconded the motion and upon roll call vote
Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley,
DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague,
Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye.
The motion carried 19-0-0-0.

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IN RE: RESOLUTIONS - (CONTINUED):

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-97-7-137:

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 McMillan moved to approve Resolution R-97-7-137- 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, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 FIRST AMENDMENT TO THE OPERATING CONTRACT-KNOX COUNTY CAPITAL PROGRAM WITH THE PUBLIC BUILDING AUTHORITY OF THE COUNTY OF KNOX AND THE CITY OF KNOXVILLE TO INCLUDE THE FACILITIES PLANNING FUNCTION - R-97-7-138:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the first amendment to the operating contract-Knox County Capital Program with the Public Building Authority of the County of Knox and the City of Knoxville to include the facilities planning function was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-7-138- Resolution of the Commission of Knox County, Tennessee, approving the first amendment to the operating contract-Knox County Capital Program with the Public Building Authority of the County of Knox and the City of Knoxville to include the facilities planning function. 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 KNOX COUNTY SHERIFF TO USE A PORTION OF KNOX COUNTY CENTRAL FOR A HELICOPTER LANDING PAD - R-97-7-139:

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, DIRECTING THE COUNTY EXECUTIVE TO IMPLEMENT A PLAN TO DETERMINE THE FEASIBILITY OF THE CONVENTION CENTER, BASEBALL STADIUM, AN EQUESTRIAN CENTER, AND TIVOLI GARDENS - R-97-7-140:

This item was deferred to the August 1997 Board of Commissioners Regular Session meeting. (See Amendments to the Agenda, Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, DISAPPROVING THE CONDEMNATION BY THE CITY OF KNOXVILLE OF PROPERTY ON SCHAAD ROAD IN KNOX COUNTY - R-97-7-141:

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, DIRECTING THAT NO BUILDING PERMITS BE ISSUED ON RB ZONED PROPERTY UNTIL ORDINANCE O-96-11-104 BECOMES EFFECTIVE - R-97-7-142:

Consideration of a resolution of the Commission of Knox County, Tennessee, directing that no building permits be issued on RB zoned property until Ordinance O-96-11-104 becomes effective was before the Board of Commissioner.

Commissioner DeSelm moved to approve Resolution R-97-7-142 - Resolution of the Commission of Knox County, Tennessee, directing that no building permits be issued on RB zoned property until Ordinance O-96-11-104 becomes effective.

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

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IN RE: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING ORDINANCE O-90-9-119 REGARDING APPLICATION OF THE KNOX COUNTY HOTEL/MOTEL TAX TO AGENTS AND AGENCIES OF THE TENNESSEE STATE GOVERNMENT - O-97-7-103 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Ordinance O-90-9-119 regarding application of the Knox County Hotel/Motel Tax to agents and agencies of the Tennessee State Government was before the Board of Commissioners on first reading.

Commissioner McMillan moved to approve Ordinance O-97-7-103 - Ordinance of the Commission of Knox County, Tennessee, amending Ordinance O-90-9-119 regarding application of the Knox County Hotel/Motel Tax to agents and agencies of the Tennessee State Government on first 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: ORDINANCES ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUIRING PERMITS FOR CERTAIN SALESMAN AND SOLICITORS - O-97-5-101 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, requiring permits for certain salesman and solicitors was before the Board of Commissioners on second reading.

Commissioner Horner moved to approve Ordinance O-97-5-101 - Ordinance of the Commission of Knox County, Tennessee, requiring permits for certain salesman and solicitors on second reading. Commissioner 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 AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, PROHIBITING VANDALISM OF COUNTY PROPERTY - O-97-6-102 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, prohibiting vandalism of county property was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve Ordinance O-97-6-102 - Ordinance of the Commission of Knox County, Tennessee, prohibiting vandalism of county property 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, ADOPTING AND ENACTING A NEW CODE FOR KNOX COUNTY, TENNESSEE, PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING A PENALTY FOR THE VIOLATION THEREOF; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE; AND PROVIDING WHEN SUCH CODE AND THIS ORDINANCE SHALL BECOME EFFECTIVE - O-97-6-103 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, adopting and enacting a new code for Knox County, Tennessee, providing for the repeal of certain ordinances not included therein; providing a penalty for the violation thereof; providing for the manner of amending such code; and providing when such code and this ordinance shall become effective was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve Ordinance O-97-6-103 - Ordinance of the Commission of Knox County, Tennessee, adopting and enacting a new code for Knox County, Tennessee, providing for the repeal of certain ordinances not included therein; providing a penalty for the violation thereof; providing for the manner of amending such code; and providing when such code and this ordinance shall become effective on second reading. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: RESOLUTIONS - (CONTINUED):

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH THE NATIONAL CENTER FOR STATE COURTS TO PERFORM PHASE ONE OF THE AUTOMATION ASSESSMENT FOR JUVENILE COURT - R-97-7-155:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with the National Center for State Courts to perform Phase One of the automation assessment for Juvenile Court was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-7-155 - Resolution of the Commission of Knox County,

Tennessee, approving a contract with the National Center for State Courts to perform Phase One of the automation assessment for Juvenile Court. 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, COMMENDING THE TENNESSEE SENATE FOR THE PASSAGE OF ANTI-CORRIDOR ANNEXATION LEGISLATION - R-97-7-105 - (CONTINUED):

Commissioner Ragsdale moved to approve the amended Resolution R-97-7-105 - Resolution of the Commission of Knox County, Tennessee, encouraging passage of the anti corridor annexation legislation. Commissioner Bratton 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REGARDING THE FLOODING AND EROSION IN THE CEDAR CHASE SUBDIVISION COMMUNITY - R-97-7-157:

Resolution of the Commission of Knox County, Tennessee, regarding the flooding and erosion in the Cedar Chase Subdivision Community was before the Board of Commissioners.

Commissioner Cooper moved to approve Resolution R-97-7-157 - Resolution of the Commission of Knox County, Tennessee, regarding the flooding and erosion in the Cedar Chase Subdivision Community. 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 DISTRICT:

Commissioner Griess dispensed with roll call by district 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 25, 1997 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. Thomas Schumpert, Knox County Executive and 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:

Dr. Calvin Medcalf, Minister of Central Baptist Church in Fountain City, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Ralph Teague 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-97-8-138 - Resolution of the Commission of Knox County, Tennessee, urging the United States Congress to Block Implementation of EPA's revisions to the Ozone National Ambient Air Quality Standard.

2. Add R-97-8-140 - Resolution of the Commission of Knox County, Tennessee, approving a change in use of the Knox County Penal

Farm property in order to relieve inmate overcrowding in Knox County Detention Facilities.

3. Defer to the September Board of Commissioners meeting Drives and Roads to be closed Consideration of a request to close Simmons Road off of Lexington Drive.

4. Defer to the September Board of Commissioners meeting R-97-8-102 - Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Lauren Batty for winning 3rd place in the State Junior Water Ski Championship.

5. Add R-97-8-135 - Resolution appropriating funds and approving a contract with the Treasury Department of the State of Tennessee to transfer funds from Knox County's LGIP account for project CM-STP-33 (22), SR-33 intersection with SR-71 and SR-131 near the Halls Community.

6. Add R-97-8-136 - Resolution approving a contract with the Tennessee Department of Treasury for the transfer of funds from Knox County's LGIP account for construction costs for the installation of roadway lighting for the interchange at I-75/Raccoon Valley Road.

7. Add R-97-8-137 - Resolution approving a contract with the Tennessee Department of Treasury for the transfer of funds from Knox County's LGIP account for construction costs for the installation of roadway lighting for the interchange at I-40/I-75 Watt Road.

8. Add R-97-8-141 - Resolution amending the Public Improvement Fund and appropriating \$250,000.00 for additional construction costs due to unforeseen conditions in the renovation of the Mary B. Duffy Health Center.

9. Withdraw under Drives and Roads to be closed: Consideration of a request to close Simmons Road off of Lexington Drive.

10. Defer to the October Board of Commissioners meeting R-97-8-121 - Consideration of a Resolution of the Commission of Knox County, Tennessee, reallocating \$45,000.00 from the General Fund Budget to the Knoxville Area Urban League, Knoxville Leadership Foundation, the Carpetbag Theatre, Inc. and Falcons for Food.

11. Defer O-97-8-103 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding assisted living facilities to the September Board of Commissioners meeting.

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IN RE: CONSENT ITEMS:

1. Drives and Roads to be accepted as completed:
 No request received.
2. Tax Refunds:
 No request received.
3. Notary Public Applications: 155 Notary Public Applications.

Commissioner Davis moved to approve the Consent Items. 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: HONORARY AND MEMORIAL RESOLUTIONS:
CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE, HONORING DR. CALVIN METCAFF: R-97-8-101:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Dr. Calvin Metcaff was before the Board of Commissioners.

Dr. Calvin Metcaff, was present and spoke on the matter.

Commissioners Horner and Cooper moved to approve R-97-8-101 Resolution of the Commission of Knox County, Tennessee, honoring Dr. Calvin Metcaff. All Commissioners seconded the motion and upon roll

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

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IN RE: DELEGATIONS TO BE HEARD:

1. Commissioner Wanda Moody stated the Regional Meeting for the Tennessee County Commission Association will be held at 6:30 p.m. on September 3, 1997 in the Small Assembly Room of the City-County Building.

2. Mr. Herb Moncier, Attorney, was present and spoke on the Penal Farm.

3. Mr. Marvin Hammond, Hallsdale Powell Utility District and Ms. Ann Thompson representing Cedar Chase Subdivision, was present and spoke on Hallsdale Powell working with Cedar Chase Subdivision.

4. Mr. Earl Marljar, owner and operator of WFM TV Channel 12 in Heiskell, Tennessee spoke on Channel 12 being moved to another station.

5. Ms. Lorraine Nicely was present and spoke on Community TV.

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IN RE: AMENDMENT TO THE AGENDA:

At this time R-97-8-103 was heard next.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING CHRIS WOODRUFF FOR WINNING THE DU MAURIER CANADIAN OPEN CHAMPIONSHIP: R-97-8-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Chris Woodruff for winning the du Maurier Canadian Open Championship was before the Board of Commissioners.

Mrs. Dottie Woodruff, mother of Chris Woodruff, was present and spoke on the matter.

Commissioner Medley moved to approve R-97-8-103 - Resolution of the Commission of Knox County, Tennessee, honoring Chris Woodruff for winning the du Maurier Canadian Open Championship. All Commissioners seconded the motion and upon roll call vote

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

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IN RE: AMENDMENT TO THE AGENDA:

At this time Delegations to be heard continued:

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IN RE: DELEGATIONS TO BE HEARD:

6. Ms. Terri Shupp, Chairwoman, Parks and Recreation Board, (Knox County) was present and spoke on Parks and Recreation.

7. Mr. Oscar "Poor Boy" Brown, was present and spoke on sales tax and E911.

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IN RE: AMENDMENT TO THE AGENDA:

At this time R-97-8-108 and R-97-8-109 were heard next.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE ARCHITECTURAL PROGRAM AND BUDGET FOR THE KNOX COUNTY JUVENILE JUSTICE COMPLEX:

R-97-8-108:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the architectural program and budget for the Knox County Juvenile Justice Complex was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-108 - Resolution of the Commission of Knox County, Tennessee, approving the architectural program and budget for the Knox County Juvenile Justice Complex. 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 \$884,563.00 AND APPROVING

A CONTRACT WITH BULLOCK SMITH & PARTNERS, INC. IN THE
AMOUNT OF \$579,500.00 FOR ARCHITECTURAL SERVICES FOR THE
JUVENILE JUSTICE COMPLEX: R-97-8-109:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$884,563.00 and approving a contract with Bullock Smith & Partners, Inc. in the amount of \$579,500.00 for architectural services for the Juvenile Justice Complex was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-109 - Resolution of the Commission of Knox County, Tennessee, appropriating \$884,563.00 and approving a contract with Bullock Smith & Partners, Inc. in the amount of \$579,500.00 for architectural services for the Juvenile Justice Complex. 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: 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, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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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 BOARD OF
DIRECTORS OF THE PUBLIC BUILDING AUTHORITY OF THE COUNTY
OF KNOX AND THE CITY OF KNOXVILLE FOR A TWO YEAR TERM:
R-97-8-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing two members to the Board of Directors of

the Public Building Authority of the County of Knox and the City of Knoxville for a two year term was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-97-8-104 Resolution of the Commission of Knox County, Tennessee, appointing two members to the Board of Directors of the Public Building Authority of the County of Knox and the City of Knoxville for a two year term with the following names: Patricia Crumley and Herbert Slatery.

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

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IN RE: DRIVES AND ROADS TO BE CLOSED:

1. Consideration of a request to close an unnamed alley extending off of Harness Road in Shipe's Addition on first reading was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Consideration of a request to close an unnamed alley extending off of Harness Road in Shipe's Addition on first reading. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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2. Consideration of a request to close Summertown Road, Crates Drive and Mayor Drive on second reading was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Consideration of a request to close Summertown Road, Crates Drive and Mayor Drive on second reading. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners DeSelm and Leuthold voted no. The motion carried 17-2-0-0.

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3. Consideration of a request to close a portion of Manis Lane on second reading was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Consideration of a request to close a portion of Manis Lane on second reading.

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, URGING THE KNOX COUNTY BOARD OF EDUCATION TO AGGRESSIVELY PURSUE ACQUIRING PROPERTY FOR THE EXPANSION OF HALLS MIDDLE SCHOOL: R-97-8-105:
(NOTE THE RESOLUTION WAS CHANGED)

Consideration of a Resolution of the Commission of Knox County, Tennessee, urging the Knox County Board of Education to aggressively pursue acquiring property for the expansion of Halls Middle School was before the Board of Commissioners.

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

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

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

Commissioner Horner moved to approve R-97-8-105 - Resolution of the Commission of Knox County, Tennessee, urging the Knox County Board of Education to aggressively pursue acquiring property for the expansion of Halls Middle School with the following change: "Urging the Knox County Board of Education to aggressively pursue acquisition of property for the expansion of schools."

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, AMENDING THE GENERAL PURPOSE SCHOOL FUND BUDGET AND APPROPRIATING \$1,411,362.00 FOR THE PURPOSE OF A STUDENT INFORMATION SYSTEM FOR KNOX COUNTY SCHOOLS AND APPROVING A CONTRACT WITH PENTAMATION EDUCATIONAL SYSTEM, INC. IN THE AMOUNT OF \$1,611,362.00 FOR HARDWARE, SOFTWARE, TRAINING AND WIDE AREA NETWORK: R-97-8-106:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the General Purpose School Fund Budget and appropriating \$1,411,362.00 for the purpose of a Student Information System for Knox County Schools and approving a contract with Pentamation Educational System, Inc. in the amount of \$1,611,362.00 for hardware, software, training and wide area network was before the Board of Commissioners.

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.

Mr. Regis D'Angelo, Regional Manager, Pentamation Educational System Inc., was present and spoke on the matter.

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

Commissioner Horner moved to approve R-97-8-106 - Resolution of the Commission of Knox County, Tennessee, amending the General Purpose School Fund Budget and appropriating \$1,411,362.00 for the purpose of a Student Information System for Knox County Schools and approving a contract with Pentamation Educational System, Inc. in the amount of \$1,611,362.00 for hardware, software, training and wide area network. 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, APPROVING THE SALE OF A BUILDING TRADES HOUSE LOCATED AT 2005 SWITCHYARD LANE AT A SALE PRICE OF \$85,099.99: R-97-8-107:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the sale of a building trades house located at 2005 Switchyard Lane at a sale price of \$85,099.99 was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-107 - Resolution of the Commission of Knox County, Tennessee, approving the sale of a building trades house located at 2005 Switchyard Lane at a sale price of \$85,099.99. 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, 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, AUTHORIZING THE SALE OF A 0.66 ACRE TRACT ON ASBURY ROAD ADJACENT TO THE FORKS OF THE RIVER INDUSTRIAL PARK: R-97-8-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the sale of a 0.66 acre tract on Asbury Road adjacent to the Forks of the River Industrial Park was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-110 - Resolution of the Commission of Knox County, Tennessee, authorizing the sale of a 0.66 acre tract on Asbury Road adjacent to the Forks of the River Industrial Park. 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, COMMITTING \$140,000.00 OF FY95 HOME FUNDS TO HABITAT FOR HUMANITY AND APPROVING A HOME PROGRAM AGREEMENT WITH HABITAT FOR HUMANITY: R-97-8-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee, committing \$140,000.00 of FY95 Home Funds to Habitat for Humanity and approving a Home Program Agreement with Habitat for Humanity was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-111 - Resolution of the Commission of Knox County, Tennessee, committing \$140,000.00 of FY95 Home Funds to Habitat for Humanity and approving a Home Program Agreement with Habitat for Humanity. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$77,500.00 AND APPROVING A CONTRACT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION FOR THE INSTALLATION OF ROADWAY LIGHTING FOR THE INTERCHANGE AT I-75/RACCOON VALLEY ROAD: R-97-8-112:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$77,500.00 and approving a contract with the Tennessee Department of Transportation for the installation of roadway lighting for the interchange at I-75/Raccoon Valley Road was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-112 - Resolution of the Commission of Knox County, Tennessee, appropriating \$77,500.00 and approving a contract with the Tennessee Department of Transportation for the installation of roadway lighting for the interchange at I-75/Raccoon Valley Road. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero,

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$77,500.00 AND APPROVING A CONTRACT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION FOR THE INSTALLATION OF ROADWAY LIGHTING FOR THE I-40/75 WATT ROAD INTERCHANGE: R-97-8-113:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$77,500.00 and approving a contract with the Tennessee Department of Transportation for the installation of roadway lighting for the I-40/75 Watt Road interchange was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-113 - Resolution of the Commission of Knox County, Tennessee, appropriating \$77,500.00 and approving a contract with the Tennessee Department of Transportation for the installation of roadway lighting for the I-40/75 Watt Road interchange. 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, APPROPRIATING \$216,538.00 FOR INTERSECTION IMPROVEMENTS AT THE INTERSECTION OF CALLAHAN ROAD WITH CENTRAL AVENUE PIKE AND DANTE ROAD: R-97-8-114:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$216,538.00 for intersection improvements at the interchange of Callahan Road with Central Avenue Pike and Dante Road was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-114 - Resolution of the Commission of Knox County, Tennessee, appropriating \$216,538.00 for intersection improvements at the interchange of Callahan Road with Central Avenue Pike and Dante Road. Commissioner

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH FLYNT ENGINEERING COMPANY, INC. FOR ENGINEERING SERVICES FOR THE DESIGN OF A BRIDGE ON LONGMIRE ROAD CROSSING FLAT CREEK: R-97-8-115:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Flynt Engineering Company, Inc. for engineering services for the design of a bridge on Longmire Road crossing Flat Creek was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-115 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Flynt Engineering Company, Inc. for engineering services for the design of a bridge on Longmire Road crossing Flat Creek. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$118,900.00 FOR A PROJECT MANAGER AND CONSTRUCTION INSPECTOR FOR CAPITAL IMPROVEMENT PROJECTS FOR ENGINEERING AND PUBLIC WORKS: R-97-8-116:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$118,900.00 for a project manager and construction inspector for capital improvement projects for engineering and public works was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-116 - Resolution of the Commission of Knox County, Tennessee, appropriating \$118,900.00 for a project manager and construction inspector for

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING FUNDS AND APPROVING A CONTRACT WITH THE TREASURY DEPARTMENT OF THE STATE OF TENNESSEE TO TRANSFER FUNDS FROM KNOX COUNTY'S LGIP ACCOUNT FOR PROJECT CM-STP-33 (22), SR-33 INTERSECTION WITH SR-71 AND SR-131 NEAR THE HALLS COMMUNITY: R-97-8-135:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating funds and approving a contract with the Treasury Department of the State of Tennessee to transfer funds from Knox County's LGIP account for project CM-STP-33 (22), SR-33 intersection with SR-71 and SR-131 near the Halls Community was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-135 - Resolution of the Commission of Knox County, Tennessee, appropriating funds and approving a contract with the Treasury Department of the State of Tennessee to transfer funds from Knox County's LGIP account for project CM-STP-33 (22), SR-33 intersection with SR-71 and SR-131 near the Halls Community. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH THE TENNESSEE DEPARTMENT OF TREASURY FOR THE TRANSFER OF FUNDS FROM KNOX COUNTY'S LGIP ACCOUNT FOR CONSTRUCTION COSTS FOR THE INSTALLATION OF ROADWAY LIGHTING FOR THE INTERCHANGE AT

I-75/RACCOON VALLEY ROAD: R-97-8-136:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Treasury for the transfer of funds from Knox County's LGIP account for construction costs for the installation of roadway lighting for the interchange at I-75/Raccoon Valley Road was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-136 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Treasury for the transfer of funds from Knox County's LGIP account for construction costs for the installation of roadway lighting for the interchange at I-75/Raccoon Valley Road. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH THE TENNESSEE DEPARTMENT OF TREASURY FOR THE TRANSFER OF FUNDS FROM KNOX COUNTY'S LGIP ACCOUNT FOR CONSTRUCTION COSTS FOR THE INSTALLATION OF ROADWAY LIGHTING FOR THE INTERCHANGE AT I-40/I-75 WATT ROAD: R-97-8-137:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Treasury for the transfer of funds from Knox County's LGIP account for construction costs for the installation of roadway lighting for the interchange at I-40/I-75 Watt Road was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-137 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Treasury for the transfer of funds from Knox County's LGIP account for construction costs for the installation of roadway lighting for the interchange at I-40/I-75 Watt Road. Commissioner Teague seconded the motion and upon roll call vote

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT CONTRACT BETWEEN KNOX COUNTY, AND DETOXIFICATION REHABILITATION INSTITUTE FOR ALCOHOL AND DRUG ABUSE TREATMENT SERVICES:

R-97-8-117:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant contract between Knox County, and Detoxification Rehabilitation Institute for alcohol and drug abuse treatment services was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-117 - Resolution of the Commission of Knox County, Tennessee, approving a grant contract between Knox County, and Detoxification Rehabilitation Institute for alcohol and drug abuse treatment services. 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 A GRANT CONTRACT BETWEEN KNOX COUNTY AND GREAT STARTS FOR ALCOHOL AND DRUG ABUSE TREATMENT SERVICES: R-97-8-118:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant contract between Knox County and Great Starts for alcohol and drug abuse treatment services was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-118 - Resolution of the Commission of Knox County, Tennessee, approving a grant contract between Knox County and Great Starts for alcohol and drug abuse treatment services. 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, and Pinkston voted aye. Commissioner Bratton 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 A GRANT CONTRACT BETWEEN KNOX COUNTY AND HELEN ROSS MCNABB FOR ALCOHOL AND DRUG ABUSE TREATMENT SERVICES: R-97-8-119:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant contract between Knox County and Helen Ross McNabb for alcohol and drug abuse treatment services was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-119 - Resolution of the Commission of Knox County, Tennessee, approving a grant contract between Knox County and Helen Ross McNabb for alcohol and drug abuse treatment services. 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 MATCHING GRANT IN THE AMOUNT OF \$127,513.00 FOR THE COPS UNIVERSAL HIRING PROGRAM FOR THE SHERIFF'S DEPARTMENT: R-97-8-120:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a matching grant in the amount of \$127,513.00 for the Cops Universal Hiring Program for the Sheriff's Department was before the Board of Commissioners.

Mr. Harry Brooks, Knox County Sheriff's Department, was present and spoke on the matter.

Mr. Dwight VanDeVate, Knox County Sheriff's Department, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-97-8-120 - Resolution of the Commission of Knox County, Tennessee, approving a

Commissioner Pinkston moved to approve R-97-8-123 - Resolution of the Commission of Knox County, Tennessee, endorsing the nomination of the Tennessee River for designation as an American Heritage River. 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, ENDORSING THE NOMINATION OF THE FRENCH BROAD RIVER FOR DESIGNATION AS AN AMERICAN HERITAGE RIVER: R-97-8-124:

Consideration of a Resolution of the Commission of Knox County, Tennessee, endorsing the nomination of the French Broad River for designation as an American Heritage River was before the Board of Commissioners.

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

Commissioner Pinkston moved to approve R-97-8-124 - Resolution of the Commission of Knox County, Tennessee, endorsing the nomination of the French Broad River for designation as an American Heritage River. 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, DIRECTING THE COUNTY EXECUTIVE TO IMPLEMENT A PLAN TO DETERMINE THE FEASIBILITY OF THE CONVENTION CENTER, BASEBALL STADIUM, AND EQUESTRIAN CENTER, AND TIVOLI GARDENS: R-97-8-125:

Consideration of a Resolution of the Commission of Knox County, Tennessee, directing the County Executive to implement a plan to determine the feasibility of the Convention Center, Baseball

Stadium, and Equestrian Center and Tivoli Gardens was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-97-8-125 - Resolution of the Commission of Knox County, Tennessee, directing the County Executive to implement a plan to determine the feasibility of the Convention Center, Baseball Stadium, and Equestrian Center and Tivoli Gardens. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING THE COUNTY EXECUTIVE TO PROVIDE THE COUNTY COMMISSION WITH A TWICE MONTHLY UPDATE ON LEGISLATION AFFECTING KNOX COUNTY GOVERNMENT: R-97-8-126

Consideration of a Resolution of the Commission of Knox County, Tennessee, requesting the County Executive to provide the County Commission with a twice monthly update on legislation affecting Knox County Government was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-97-8-126 - Resolution of the Commission of Knox County, Tennessee, requesting the County Executive to provide the County Commission with a twice monthly update on legislation affecting Knox County Government. 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, URGING THE UNITED STATES CONGRESS TO BLOCK IMPLEMENTATION OF EPA'S REVISIONS TO THE OZONE NATIONAL AMBIENT AIR QUALITY STANDARD: R-97-8-138:

Consideration of a Resolution of the Commission of Knox County, Tennessee, urging the United States Congress to block

implementation of EPA's revisions to the Ozone National Ambient Air Quality Standard was before the Board of Commissioners.

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

Commissioner Medley moved to approve R-97-8-138 - Resolution of the Commission of Knox County, Tennessee, urging the United States Congress to block implementation of EPA's revisions to the Ozone National Ambient Air Quality Standard. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero and DeSelm voted no. The motion carried 17-2-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CHANGE IN USE OF KNOX COUNTY PENAL FARM PROPERTY IN ORDER TO RELIEVE INMATE OVERCROWDING IN KNOX COUNTY DETENTION FACILITIES: R-97-8-140:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a change in use of Knox County Penal Farm Property in order to relieve inmate overcrowding in Knox County Detention Facilities 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-97-8-140 - Resolution of the Commission of Knox County, Tennessee, approving a change in use of Knox County Penal Farm Property in order to relieve inmate overcrowding in Knox County Detention Facilities. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioners Medley and Rogero voted no. The motion carried 17-2-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE PUBLIC IMPROVEMENT FUND

AND APPROPRIATING \$250,000.00 FOR ADDITIONAL CONSTRUCTION COSTS DUE TO UNFORSEEN CONDITIONS IN THE RENOVATION OF THE MARY B. DUFFY HEALTH CENTER: R-97-8-141:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the Public Improvement Fund and appropriating \$250,000.00 for additional construction costs due to unforeseen conditions in the renovation of the Mary B. Duffy Health Center was before the Board of Commissioners.

Mr. Al Barnes, Public Building Authority, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-97-8-141 - Resolution of the Commission of Knox County, Tennessee, amending the Public Improvement Fund and appropriating \$250,000.00 for additional construction costs due to unforeseen conditions in the renovation of the Mary B. Duffy Health 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: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ADOPTING THE CABO ONE AND TWO FAMILY DWELLING FOR KNOX COUNTY AS AMENDED: O-97-8-101:

FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, adopting the CABO one and two family dwellings for Knox County as amended was before the Board of Commissioners on first reading.

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

Commissioner Ragsdale moved to approve O-97-8-101 - Ordinance of the Commission of Knox County, Tennessee, adopting the CABO one and two family dwellings for Knox County as amended 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: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REGARDING THE ALCOHOL BEVERAGE SERVER TRAINING AND CERTIFICATION ON FIRST READING: 0-97-8-102:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, regarding the Alcohol Beverage Server Training and Certification was before the Board of Commissioners on first reading.

Commissioner Davis moved to approve 0-97-8-102 - Ordinance of the Commission of Knox County, Tennessee, regarding the Alcohol Beverage Server Training and Certification on first reading.

Commissioner Jordan seconded the motion.

Mr. E.A. Hobbs, Knox County Sheriff's Department, was present and spoke on the matter.

Commissioner Leuthold moved as a substitute motion to hear this item after the zonings. 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: ROLL CALL:

Mrs. Kim Ellis called the roll and 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: ZONINGS:

1. Request of Harold Dickerson, Jr. for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-97-8-127 was before the Board of Commissioners. Property located northeast side Canton Hollow Road, southeast of Deep Woods Lane; Fifth Commission District.

Commissioner Ragsdale moved to Table R-97-8-127 - Request of Harold Dickerson, Jr. for rezoning from A Agricultural Zone to RA Low Density Residential Zone. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Bratton and Pinkston voted aye. Commissioners Tindell, Medley, Leuthold, Cooper, McMillan and Mills were absent from the vote. The motion carried 13-0-0-6.

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2. Request of Cochran of Carolina, LLC. for rezoning from PR Planned Residential Zone to SC Shopping Center Zone R-97-8-128 was before the Board of Commissioners. Property located south side Asheville Highway, west side Brakebill Road; Eighth Commission District.

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

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

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

Ms. Emily Freeman, was present and spoke in opposition to the request.

Mr. Douglas Dyer, Fairfax Development, was present and spoke on the matter.

Commissioner McMillan moved to defer to the September Board of Commissioners meeting R-97-8-128 - Request of Cochran of Carolina, LLC. for rezoning from PR Planned Residential Zone to SC Shopping Center Zone. Commissioner Mills seconded the motion.

Commissioner Cawood moved as a substitute motion to approve R-98-7-128 - Request of Cochran of Carolina, LLC. for rezoning from PR Planned Residential Zone to SC Shopping Center Zone as per Metropolitan Planning Commission's Recommendation: Approve SC Shopping Center for entire tract. Commissioner Tindell seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Griess, Cawood, Teague, Horner, Cooper, Bratton and Pinkston voted aye. Commissioners Rogero, Medley, DeSelm, Davis, Ragsdale,

Leuthold, McMillan and Mills voted no. The substitute motion carried 11-8-0-0. NOTE ITEM WAS BROUGHT UP LATER IN THE AGENDA.

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3. Request of Randall & Karen E. Cope for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-97-8-129 was before the Board of Commissioners. Property located northeast side Ridgeview Road, southeast side Jones 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-97-8-129 - Request of Randall & Karen E. Cope 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, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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4. Request of Harbin Realtors & Developers for rezoning from A Agricultural Zone to CB Business and Manufacturing Zone R-97-8-130 was before the Board of Commissioners. Property located north side El Camino Lane, southwest of Watt 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-97-8-130 - Request of Harbin Realtors & Developers for rezoning from A Agricultural Zone to CB Business and Manufacturing Zone as per Metropolitan Planning Commission's Recommendation: Approve CB Business and Manufacturing Zone. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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5. Request of John Murphy for rezoning from A Agricultural

Zone to CA General Business Zone R-97-8-131 was before the Board of Commissioners. Property located southeast side Maynardville Pike, south side East Emory Road; Seventh Commission District.

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

Commissioner Cooper moved to approve R-97-8-131 - Request of John Murphy for rezoning from A Agricultural to CA General Business Zone. 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. The motion carried 18-0-1-0. Commissioner Davis recused himself from the vote.

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6. Request of C.M.N. Properties for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-97-8-132 was before the Board of Commissioners. Property located northwest side East Emory Road, northeast of Thomas Lane; Seventh Commission District.

Commissioner Moody moved to defer to the September Board of Commissioners meeting R-97-8-132 - Request of C.M.N. Properties for rezoning from A Agricultural Zone to RA Low Density Residential Zone. 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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7. Request of Anthony Haynes for rezoning from RB General Residential & A Agricultural Zone to CA General Business & RA Low Density Residential Zone R-97-8-133 was before the Board of Commissioners. Property located southeast side Schaad Road, southwest of Hilda Lane; Sixth Commission District.

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

Mr. Anthony Haynes, applicant, was present and spoke on the matter.

Commissioner Teague moved to approve R-97-8-133 - Request of Anthony Haynes for rezoning from RB General Residential & A Agricultural Zone to CA General Business & 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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8. Request of Greg & Scott Smith for rezoning from RB General Residential Zone to PR Planned Residential at 1-12 dwelling units per acre R-97-8-134 was before the Board of Commissioners. Property located northwest side Brown Gap Road, northeast of Old Maynardville Pike; Seventh Commission District.

Commissioner Horner moved to approve R-97-8-134 - Request of Greg & Scott Smith for rezoning from RB General Residential Zone to PR Planned Residential at 1-12 dwelling units per acre as per Metropolitan Planning Commission's Recommendation: Approve PR Planned Residential at 1-12 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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IN RE: REZONING APPEALS:

Appeal of Temple Baptist Church on MPC denial of rezoning from A Agricultural Zone to OB Office, Medical and Related Services Zone was before the Board of Commissioners. Property located southwest side of Bayless Lane, southeast of West Beaver Creek Drive; Sixth Commission District.

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

Commissioner Teague moved to uphold the Appeal of Temple Baptist Church on MPC denial of rezoning from A Agricultural Zone to OB Office, Medical and Related Services Zone. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan,

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

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IN RE: AMENDMENT TO THE AGENDA:

Commissioner Bratton moved to reconsider R-97-8-128 - Request of Cochran of Carolina, LLC. for rezoning from PR Planned Residential Zone to SC Shopping Center 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, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner voted no. The motion carried 18-1-0-0.

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Request of Cochran of Carolina, LLC. for rezoning from PR Planned Residential Zone to SC Shopping Center Zone R-97-8-128 was before the Board of Commissioners. Property located south side Asheville Highway, west side Brakebill Road; Eighth Commission District.

Commissioner Bratton moved to defer to the September Board of Commissioners meeting R-97-8-128 - Request of Cochran of Carolina, LLC. for rezoning from PR Planned Residential Zone to SC Shopping Center 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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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 REGARDING THE BP BUSINESS AND TECHNOLOGY PARK ZONE DISTRICT:FIRST READING: 0-97-8-104:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding

the BP Business and Technology Park Zone District 0-97-8-104 was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to approve 0-97-8-104 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding the BP Business and Technology Park Zone District on first reading. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING ORDINANCE TO ESTABLISH TENNIS CLUBS AND OTHER RECREATIONAL FACILITIES AS USES ON REVIEW IN THE RA, RB, E, AND T ZONES AND ESTABLISHING APPROPRIATE PARKING REQUIREMENTS FOR SUCH USES: 0-97-7-101: SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance to establish tennis clubs and other recreational facilities as uses on review in the RA, RB, E, and T Zones and establishing appropriate parking requirements for such uses was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve 0-97-7-101 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance to establish tennis clubs and other recreational facilities as uses on review in the RA, RB, E, and T Zones and establishing appropriate parking requirements for such uses on second reading. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX

COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING
ORDINANCE REGARDING THE REQUIRED PUBLIC NOTICE PERIOD FOR
ITEMS TO BE CONSIDERED BY THE KNOX COUNTY BOARD OF
COMMISSIONERS CONSISTENT WITH STATE LAW: 0-97-7-102: SECOND
READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding the required public notice period for items to be considered by the Knox County Board of Commissioners consistent with state law was before the Board of Commissioners on second reading.

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

Commissioner Ragsdale moved to approve 0-97-7-102 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding the required public notice period for items to be considered by the Knox County Board of Commissioners consistent with state law on second 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 voted no. The motion carried 18-1-0-0.

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IN RE: AMENDMENT TO THE AGENDA:

At this time 0-97-8-102 was heard.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE, REGARDING THE ALCOHOL BEVERAGE SERVER
TRAINING AND CERTIFICATION: 0-97-8-102:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, regarding the Alcohol Beverage Server Training and Certification was before the Board of Commissioners on first reading.

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

Mr. Ron Burkhart, concerned citizen, was present and spoke on the matter.

Commissioner Davis moved to approve 0-97-8-102 - Ordinance of the Commission of Knox County, Tennessee, regarding the Alcohol Beverage Server Training and Certification on first reading with the following change: Paragraph A remains the same. New Paragraph B to read as follows: "Each permittee shall institute an alcohol server training program for his employees. The program shall be administered and taught by the permittee or on-site manager who has received the training specified in Paragraph A. All employees who will serve or sell alcohol shall complete the training program prior to selling or serving alcohol. The permittee shall be responsible for maintaining records of each employee's completion of the training program, which records shall be available for inspection by the County Beer Inspector or by any qualified law enforcement officer. The transfer of an employee from one business location to another owned or operated by the same permittee shall not require the employee to be retrained. Paragraph C to read as follows: Violation of this section is deem a civil offense punishable by a fine of up to \$500.00 per day, each day constituting a separate violation. 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: At this time the Chairman called for the orders of the day.

Commissioner Cawood objected the call for the orders of the day and upon roll call vote Commissioners Dirl, Ragsdale, Cawood, Teague, Horner and Bratton voted aye. Commissioners Jordan, Rogero, Moody, Medley, DeSelm, Leuthold and Griess voted no. Commissioner Cooper abstained from the vote. Commissioners Tindell, Davis, McMillan, Mills and Pinkston were absent from the vote. The motion failed 6-7-1-5.

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IN RE: ORDINANCE ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX

COUNTY, TENNESSEE, AMENDING O-90-9-119, REGARDING
APPLICATION OF THE KNOX COUNTY HOTEL/MOTEL TAX TO AGENTS
AND AGENCIES OF THE TENNESSEE STATE GOVERNMENT: 0-97-7-103:
SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending O-90-9-119, regarding application of the Knox County Hotel/Motel tax to agents and agencies of the Tennessee State Government was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve O-97-7-103 - Ordinance of the Commission of Knox County, Tennessee, amending O-90-9-119, regarding application of the Knox County Hotel/Motel tax to agents and agencies of the Tennessee State Government 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: 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, August 25, 1997 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. Thomas Schumpert, Knox County Executive and 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:

Dr. Calvin Medcalf, Minister of Central Baptist Church in Fountain City, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Ralph Teague 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-97-8-138 - Resolution of the Commission of Knox County, Tennessee, urging the United States Congress to Block Implementation of EPA's revisions to the Ozone National Ambient Air Quality Standard.

2. Add R-97-8-140 - Resolution of the Commission of Knox County, Tennessee, approving a change in use of the Knox County Penal

Farm property in order to relieve inmate overcrowding in Knox County Detention Facilities.

3. Defer to the September Board of Commissioners meeting Drives and Roads to be closed Consideration of a request to close Simmons Road off of Lexington Drive.

4. Defer to the September Board of Commissioners meeting R-97-8-102 - Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Lauren Batty for winning 3rd place in the State Junior Water Ski Championship.

5. Add R-97-8-135 - Resolution appropriating funds and approving a contract with the Treasury Department of the State of Tennessee to transfer funds from Knox County's LGIP account for project CM-STP-33 (22), SR-33 intersection with SR-71 and SR-131 near the Halls Community.

6. Add R-97-8-136 - Resolution approving a contract with the Tennessee Department of Treasury for the transfer of funds from Knox County's LGIP account for construction costs for the installation of roadway lighting for the interchange at I-75/Raccoon Valley Road.

7. Add R-97-8-137 - Resolution approving a contract with the Tennessee Department of Treasury for the transfer of funds from Knox County's LGIP account for construction costs for the installation of roadway lighting for the interchange at I-40/I-75 Watt Road.

8. Add R-97-8-141 - Resolution amending the Public Improvement Fund and appropriating \$250,000.00 for additional construction costs due to unforeseen conditions in the renovation of the Mary B. Duffy Health Center.

9. Withdraw under Drives and Roads to be closed: Consideration of a request to close Simmons Road off of Lexington Drive.

10. Defer to the October Board of Commissioners meeting R-97-8-121 - Consideration of a Resolution of the Commission of Knox County, Tennessee, reallocating \$45,000.00 from the General Fund Budget to the Knoxville Area Urban League, Knoxville Leadership Foundation, the Carpetbag Theatre, Inc. and Falcons for Food.

11. Defer O-97-8-103 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding assisted living facilities to the September Board of Commissioners meeting.

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IN RE: CONSENT ITEMS:

1. Drives and Roads to be accepted as completed:
 No request received.
2. Tax Refunds:
 No request received.
3. Notary Public Applications: 155 Notary Public Applications.

Commissioner Davis moved to approve the Consent Items. 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: HONORARY AND MEMORIAL RESOLUTIONS:

CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING DR. CALVIN METCAFF: R-97-8-101:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Dr. Calvin Metcaff was before the Board of Commissioners.

Dr. Calvin Metcaff, was present and spoke on the matter.

Commissioners Horner and Cooper moved to approve R-97-8-101 Resolution of the Commission of Knox County, Tennessee, honoring Dr. Calvin Metcaff. All Commissioners seconded the motion and upon roll

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

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IN RE: DELEGATIONS TO BE HEARD:

1. Commissioner Wanda Moody stated the Regional Meeting for the Tennessee County Commission Association will be held at 6:30 p.m. on September 3, 1997 in the Small Assembly Room of the City-County Building.

2. Mr. Herb Moncier, Attorney, was present and spoke on the Penal Farm.

3. Mr. Marvin Hammond, Hallsdale Powell Utility District and Ms. Ann Thompson representing Cedar Chase Subdivision, was present and spoke on Hallsdale Powell working with Cedar Chase Subdivision.

4. Mr. Earl Marljar, owner and operator of WFM TV Channel 12 in Heiskell, Tennessee spoke on Channel 12 being moved to another station.

5. Ms. Lorraine Nicely was present and spoke on Community TV.

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IN RE: AMENDMENT TO THE AGENDA:

At this time R-97-8-103 was heard next.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING CHRIS WOODRUFF FOR WINNING THE DU MAURIER CANADIAN OPEN CHAMPIONSHIP: R-97-8-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Chris Woodruff for winning the du Maurier Canadian Open Championship was before the Board of Commissioners.

Mrs. Dottie Woodruff, mother of Chris Woodruff, was present and spoke on the matter.

Commissioner Medley moved to approve R-97-8-103 - Resolution of the Commission of Knox County, Tennessee, honoring Chris Woodruff for winning the du Maurier Canadian Open Championship. All Commissioners seconded the motion and upon roll call vote

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

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IN RE: AMENDMENT TO THE AGENDA:

At this time Delegations to be heard continued:

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IN RE: DELEGATIONS TO BE HEARD:

6. Ms. Terri Shupp, Chairwoman, Parks and Recreation Board, (Knox County) was present and spoke on Parks and Recreation.

7. Mr. Oscar "Poor Boy" Brown, was present and spoke on sales tax and E911.

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IN RE: AMENDMENT TO THE AGENDA:

At this time R-97-8-108 and R-97-8-109 were heard next.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE ARCHITECTURAL PROGRAM AND BUDGET FOR THE KNOX COUNTY JUVENILE JUSTICE COMPLEX:

R-97-8-108:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the architectural program and budget for the Knox County Juvenile Justice Complex was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-108 - Resolution of the Commission of Knox County, Tennessee, approving the architectural program and budget for the Knox County Juvenile Justice Complex. 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 \$884,563.00 AND APPROVING

A CONTRACT WITH BULLOCK SMITH & PARTNERS, INC. IN THE
AMOUNT OF \$579,500.00 FOR ARCHITECTURAL SERVICES FOR THE
JUVENILE JUSTICE COMPLEX: R-97-8-109:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$884,563.00 and approving a contract with Bullock Smith & Partners, Inc. in the amount of \$579,500.00 for architectural services for the Juvenile Justice Complex was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-109 - Resolution of the Commission of Knox County, Tennessee, appropriating \$884,563.00 and approving a contract with Bullock Smith & Partners, Inc. in the amount of \$579,500.00 for architectural services for the Juvenile Justice Complex. 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: 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, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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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 BOARD OF
DIRECTORS OF THE PUBLIC BUILDING AUTHORITY OF THE COUNTY
OF KNOX AND THE CITY OF KNOXVILLE FOR A TWO YEAR TERM:
R-97-8-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing two members to the Board of Directors of

the Public Building Authority of the County of Knox and the City of Knoxville for a two year term was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-97-8-104 Resolution of the Commission of Knox County, Tennessee, appointing two members to the Board of Directors of the Public Building Authority of the County of Knox and the City of Knoxville for a two year term with the following names: Patricia Crumley and Herbert Slatery.

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

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IN RE: DRIVES AND ROADS TO BE CLOSED:

1. Consideration of a request to close an unnamed alley extending off of Harness Road in Shipe's Addition on first reading was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Consideration of a request to close an unnamed alley extending off of Harness Road in Shipe's Addition on first reading. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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2. Consideration of a request to close Summertown Road, Crates Drive and Mayor Drive on second reading was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Consideration of a request to close Summertown Road, Crates Drive and Mayor Drive on second reading. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners DeSelm and Leuthold voted no. The motion carried 17-2-0-0.

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3. Consideration of a request to close a portion of Manis Lane on second reading was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Consideration of a request to close a portion of Manis Lane on second reading. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, URGING THE KNOX COUNTY BOARD OF EDUCATION TO AGGRESSIVELY PURSUE ACQUIRING PROPERTY FOR THE EXPANSION OF HALLS MIDDLE SCHOOL: R-97-8-105:
(NOTE THE RESOLUTION WAS CHANGED)

Consideration of a Resolution of the Commission of Knox County, Tennessee, urging the Knox County Board of Education to aggressively pursue acquiring property for the expansion of Halls Middle School was before the Board of Commissioners.

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

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

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

Commissioner Horner moved to approve R-97-8-105 - Resolution of the Commission of Knox County, Tennessee, urging the Knox County Board of Education to aggressively pursue acquiring property for the expansion of Halls Middle School with the following change: "Urging the Knox County Board of Education to aggressively pursue acquisition of property for the expansion of schools." 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, AMENDING THE GENERAL PURPOSE SCHOOL FUND BUDGET AND APPROPRIATING \$1,411,362.00 FOR THE PURPOSE OF A STUDENT INFORMATION SYSTEM FOR KNOX COUNTY SCHOOLS AND APPROVING A CONTRACT WITH PENTAMATION EDUCATIONAL SYSTEM, INC. IN THE AMOUNT OF \$1,611,362.00 FOR HARDWARE, SOFTWARE, TRAINING AND WIDE AREA NETWORK: R-97-8-106:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the General Purpose School Fund Budget and appropriating \$1,411,362.00 for the purpose of a Student Information System for Knox County Schools and approving a contract with Pentamation Educational System, Inc. in the amount of \$1,611,362.00 for hardware, software, training and wide area network was before the Board of Commissioners.

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.

Mr. Regis D'Angelo, Regional Manager, Pentamation Educational System Inc., was present and spoke on the matter.

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

Commissioner Horner moved to approve R-97-8-106 - Resolution of the Commission of Knox County, Tennessee, amending the General Purpose School Fund Budget and appropriating \$1,411,362.00 for the purpose of a Student Information System for Knox County Schools and approving a contract with Pentamation Educational System, Inc. in the amount of \$1,611,362.00 for hardware, software, training and wide area network. 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, APPROVING THE SALE OF A BUILDING TRADES HOUSE LOCATED AT 2005 SWITCHYARD LANE AT A SALE PRICE OF \$85,099.99: R-97-8-107:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the sale of a building trades house located at 2005 Switchyard Lane at a sale price of \$85,099.99 was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-107 - Resolution of the Commission of Knox County, Tennessee, approving the sale of a building trades house located at 2005 Switchyard Lane at a sale price of \$85,099.99. 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, 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, AUTHORIZING THE SALE OF A 0.66 ACRE TRACT ON ASBURY ROAD ADJACENT TO THE FORKS OF THE RIVER INDUSTRIAL PARK: R-97-8-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the sale of a 0.66 acre tract on Asbury Road adjacent to the Forks of the River Industrial Park was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-110 - Resolution of the Commission of Knox County, Tennessee, authorizing the sale of a 0.66 acre tract on Asbury Road adjacent to the Forks of the River Industrial Park. 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, COMMITTING \$140,000.00 OF FY95 HOME FUNDS TO HABITAT FOR HUMANITY AND APPROVING A HOME PROGRAM AGREEMENT WITH HABITAT FOR HUMANITY: R-97-8-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee, committing \$140,000.00 of FY95 Home Funds to Habitat for Humanity and approving a Home Program Agreement with Habitat for Humanity was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-111 - Resolution of the Commission of Knox County, Tennessee, committing \$140,000.00 of FY95 Home Funds to Habitat for Humanity and approving a Home Program Agreement with Habitat for Humanity. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$77,500.00 AND APPROVING A CONTRACT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION FOR THE INSTALLATION OF ROADWAY LIGHTING FOR THE INTERCHANGE AT I-75/RACCOON VALLEY ROAD: R-97-8-112:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$77,500.00 and approving a contract with the Tennessee Department of Transportation for the installation of roadway lighting for the interchange at I-75/Raccoon Valley Road was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-112 - Resolution of the Commission of Knox County, Tennessee, appropriating \$77,500.00 and approving a contract with the Tennessee Department of Transportation for the installation of roadway lighting for the interchange at I-75/Raccoon Valley Road. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero,

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$77,500.00 AND APPROVING A CONTRACT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION FOR THE INSTALLATION OF ROADWAY LIGHTING FOR THE I-40/75 WATT ROAD INTERCHANGE: R-97-8-113:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$77,500.00 and approving a contract with the Tennessee Department of Transportation for the installation of roadway lighting for the I-40/75 Watt Road interchange was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-113 - Resolution of the Commission of Knox County, Tennessee, appropriating \$77,500.00 and approving a contract with the Tennessee Department of Transportation for the installation of roadway lighting for the I-40/75 Watt Road interchange. 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, APPROPRIATING \$216,538.00 FOR INTERSECTION IMPROVEMENTS AT THE INTERSECTION OF CALLAHAN ROAD WITH CENTRAL AVENUE PIKE AND DANTE ROAD: R-97-8-114:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$216,538.00 for intersection improvements at the interchange of Callahan Road with Central Avenue Pike and Dante Road was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-114 - Resolution of the Commission of Knox County, Tennessee, appropriating \$216,538.00 for intersection improvements at the interchange of Callahan Road with Central Avenue Pike and Dante Road. Commissioner

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH FLYNT ENGINEERING COMPANY, INC. FOR ENGINEERING SERVICES FOR THE DESIGN OF A BRIDGE ON LONGMIRE ROAD CROSSING FLAT CREEK: R-97-8-115:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Flynt Engineering Company, Inc. for engineering services for the design of a bridge on Longmire Road crossing Flat Creek was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-115 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Flynt Engineering Company, Inc. for engineering services for the design of a bridge on Longmire Road crossing Flat Creek. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$118,900.00 FOR A PROJECT MANAGER AND CONSTRUCTION INSPECTOR FOR CAPITAL IMPROVEMENT PROJECTS FOR ENGINEERING AND PUBLIC WORKS: R-97-8-116:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$118,900.00 for a project manager and construction inspector for capital improvement projects for engineering and public works was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-116 - Resolution of the Commission of Knox County, Tennessee, appropriating \$118,900.00 for a project manager and construction inspector for

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING FUNDS AND APPROVING A CONTRACT WITH THE TREASURY DEPARTMENT OF THE STATE OF TENNESSEE TO TRANSFER FUNDS FROM KNOX COUNTY'S LGIP ACCOUNT FOR PROJECT CM-STP-33 (22), SR-33 INTERSECTION WITH SR-71 AND SR-131 NEAR THE HALLS COMMUNITY:

R-97-8-135:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating funds and approving a contract with the Treasury Department of the State of Tennessee to transfer funds from Knox County's LGIP account for project CM-STP-33 (22), SR-33 intersection with SR-71 and SR-131 near the Halls Community was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-135 - Resolution of the Commission of Knox County, Tennessee, appropriating funds and approving a contract with the Treasury Department of the State of Tennessee to transfer funds from Knox County's LGIP account for project CM-STP-33 (22), SR-33 intersection with SR-71 and SR-131 near the Halls Community. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH THE TENNESSEE DEPARTMENT OF TREASURY FOR THE TRANSFER OF FUNDS FROM KNOX COUNTY'S LGIP ACCOUNT FOR CONSTRUCTION COSTS FOR THE INSTALLATION OF ROADWAY LIGHTING FOR THE INTERCHANGE AT

I-75/RACCOON VALLEY ROAD: R-97-8-136:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Treasury for the transfer of funds from Knox County's LGIP account for construction costs for the installation of roadway lighting for the interchange at I-75/Raccoon Valley Road was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-136 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Treasury for the transfer of funds from Knox County's LGIP account for construction costs for the installation of roadway lighting for the interchange at I-75/Raccoon Valley Road. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH THE TENNESSEE DEPARTMENT OF TREASURY FOR THE TRANSFER OF FUNDS FROM KNOX COUNTY'S LGIP ACCOUNT FOR CONSTRUCTION COSTS FOR THE INSTALLATION OF ROADWAY LIGHTING FOR THE INTERCHANGE AT I-40/I-75 WATT ROAD: R-97-8-137:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Treasury for the transfer of funds from Knox County's LGIP account for construction costs for the installation of roadway lighting for the interchange at I-40/I-75 Watt Road was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-137 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Treasury for the transfer of funds from Knox County's LGIP account for construction costs for the installation of roadway lighting for the interchange at I-40/I-75 Watt Road. Commissioner Teague seconded the motion and upon roll call vote

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT CONTRACT BETWEEN KNOX COUNTY, AND DETOXIFICATION REHABILITATION INSTITUTE FOR ALCOHOL AND DRUG ABUSE TREATMENT SERVICES:

R-97-8-117:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant contract between Knox County, and Detoxification Rehabilitation Institute for alcohol and drug abuse treatment services was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-117 - Resolution of the Commission of Knox County, Tennessee, approving a grant contract between Knox County, and Detoxification Rehabilitation Institute for alcohol and drug abuse treatment services. 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 A GRANT CONTRACT BETWEEN KNOX COUNTY AND GREAT STARTS FOR ALCOHOL AND DRUG ABUSE TREATMENT SERVICES: R-97-8-118:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant contract between Knox County and Great Starts for alcohol and drug abuse treatment services was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-118 - Resolution of the Commission of Knox County, Tennessee, approving a grant contract between Knox County and Great Starts for alcohol and drug abuse treatment services. 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, and Pinkston voted aye. Commissioner Bratton 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 A GRANT CONTRACT BETWEEN KNOX COUNTY AND HELEN ROSS MCNABB FOR ALCOHOL AND DRUG ABUSE TREATMENT SERVICES: R-97-8-119:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant contract between Knox County and Helen Ross McNabb for alcohol and drug abuse treatment services was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-8-119 - Resolution of the Commission of Knox County, Tennessee, approving a grant contract between Knox County and Helen Ross McNabb for alcohol and drug abuse treatment services. 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 MATCHING GRANT IN THE AMOUNT OF \$127,513.00 FOR THE COPS UNIVERSAL HIRING PROGRAM FOR THE SHERIFF'S DEPARTMENT: R-97-8-120:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a matching grant in the amount of \$127,513.00 for the Cops Universal Hiring Program for the Sheriff's Department was before the Board of Commissioners.

Mr. Harry Brooks, Knox County Sheriff's Department, was present and spoke on the matter.

Mr. Dwight VanDeVate, Knox County Sheriff's Department, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-97-8-120 - Resolution of the Commission of Knox County, Tennessee, approving a

matching grant in the amount of \$127,513.00 for the Cops Universal Hiring Program 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, Leuthold, Griess, 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 NEW CERTIFIED TAX RATE BASED ON THE RE-APPRAISAL AND ESTABLISHING AN OFFICIAL TAX RATE FOR FISCAL YEAR 1997- 1998: R-97-8-122:

Consideration of a Resolution of the Commission of Knox County, Tennessee, accepting the new certified tax rate based on the re-appraisal and establishing an official tax rate for fiscal year 1997-1998 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-97-8-122 - Resolution of the Commission of Knox County, Tennessee, accepting the new certified tax rate based on the re-appraisal and establishing an official tax rate for fiscal year 1997-1998. 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, ENDORSING THE NOMINATION OF THE TENNESSEE RIVER FOR DESIGNATION AS AN AMERICAN HERITAGE RIVER:R-97-8-123:

Consideration of a Resolution of the Commission of Knox County, Tennessee, endorsing the nomination of the Tennessee River for designation as an American Heritage River was before the Board of Commissioners.

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

matching grant in the amount of \$127,513.00 for the Cops Universal Hiring Program 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, Leuthold, Griess, 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 NEW CERTIFIED TAX RATE BASED ON THE RE-APPRAISAL AND ESTABLISHING AN OFFICIAL TAX RATE FOR FISCAL YEAR 1997- 1998: R-97-8-122:

Consideration of a Resolution of the Commission of Knox County, Tennessee, accepting the new certified tax rate based on the re-appraisal and establishing an official tax rate for fiscal year 1997-1998 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-97-8-122 - Resolution of the Commission of Knox County, Tennessee, accepting the new certified tax rate based on the re-appraisal and establishing an official tax rate for fiscal year 1997-1998. 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, ENDORSING THE NOMINATION OF THE TENNESSEE RIVER FOR DESIGNATION AS AN AMERICAN HERITAGE RIVER:R-97-8-123:

Consideration of a Resolution of the Commission of Knox County, Tennessee, endorsing the nomination of the Tennessee River for designation as an American Heritage River was before the Board of Commissioners.

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

Commissioner Pinkston moved to approve R-97-8-123 - Resolution of the Commission of Knox County, Tennessee, endorsing the nomination of the Tennessee River for designation as an American Heritage River. 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, ENDORSING THE NOMINATION OF THE FRENCH BROAD RIVER FOR DESIGNATION AS AN AMERICAN HERITAGE RIVER: R-97-8-124:

Consideration of a Resolution of the Commission of Knox County, Tennessee, endorsing the nomination of the French Broad River for designation as an American Heritage River was before the Board of Commissioners.

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

Commissioner Pinkston moved to approve R-97-8-124 - Resolution of the Commission of Knox County, Tennessee, endorsing the nomination of the French Broad River for designation as an American Heritage River. 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, DIRECTING THE COUNTY EXECUTIVE TO IMPLEMENT A PLAN TO DETERMINE THE FEASIBILITY OF THE CONVENTION CENTER, BASEBALL STADIUM, AND EQUESTRIAN CENTER, AND TIVOLI GARDENS: R-97-8-125:

Consideration of a Resolution of the Commission of Knox County, Tennessee, directing the County Executive to implement a plan to determine the feasibility of the Convention Center, Baseball

Stadium, and Equestrian Center and Tivoli Gardens was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-97-8-125 - Resolution of the Commission of Knox County, Tennessee, directing the County Executive to implement a plan to determine the feasibility of the Convention Center, Baseball Stadium, and Equestrian Center and Tivoli Gardens. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING THE COUNTY EXECUTIVE TO PROVIDE THE COUNTY COMMISSION WITH A TWICE MONTHLY UPDATE ON LEGISLATION AFFECTING KNOX COUNTY GOVERNMENT: R-97-8-126

Consideration of a Resolution of the Commission of Knox County, Tennessee, requesting the County Executive to provide the County Commission with a twice monthly update on legislation affecting Knox County Government was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-97-8-126 - Resolution of the Commission of Knox County, Tennessee, requesting the County Executive to provide the County Commission with a twice monthly update on legislation affecting Knox County Government. 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, URGING THE UNITED STATES CONGRESS TO BLOCK IMPLEMENTATION OF EPA'S REVISIONS TO THE OZONE NATIONAL AMBIENT AIR QUALITY STANDARD: R-97-8-138:

Consideration of a Resolution of the Commission of Knox County, Tennessee, urging the United States Congress to block

implementation of EPA's revisions to the Ozone National Ambient Air Quality Standard was before the Board of Commissioners.

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

Commissioner Medley moved to approve R-97-8-138 - Resolution of the Commission of Knox County, Tennessee, urging the United States Congress to block implementation of EPA's revisions to the Ozone National Ambient Air Quality Standard. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Medley, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero and DeSelm voted no. The motion carried 17-2-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CHANGE IN USE OF KNOX COUNTY PENAL FARM PROPERTY IN ORDER TO RELIEVE INMATE OVERCROWDING IN KNOX COUNTY DETENTION FACILITIES: R-97-8-140:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a change in use of Knox County Penal Farm Property in order to relieve inmate overcrowding in Knox County Detention Facilities 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-97-8-140 - Resolution of the Commission of Knox County, Tennessee, approving a change in use of Knox County Penal Farm Property in order to relieve inmate overcrowding in Knox County Detention Facilities.

Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioners Medley and Rogero voted no. The motion carried 17-2-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE PUBLIC IMPROVEMENT FUND

AND APPROPRIATING \$250,000.00 FOR ADDITIONAL CONSTRUCTION COSTS DUE TO UNFORSEEN CONDITIONS IN THE RENOVATION OF THE MARY B. DUFFY HEALTH CENTER: R-97-8-141:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the Public Improvement Fund and appropriating \$250,000.00 for additional construction costs due to unforeseen conditions in the renovation of the Mary B. Duffy Health Center was before the Board of Commissioners.

Mr. Al Barnes, Public Building Authority, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-97-8-141 - Resolution of the Commission of Knox County, Tennessee, amending the Public Improvement Fund and appropriating \$250,000.00 for additional construction costs due to unforeseen conditions in the renovation of the Mary B. Duffy Health 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: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ADOPTING THE CABO ONE AND TWO FAMILY DWELLING FOR KNOX COUNTY AS AMENDED: O-97-8-101:

FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, adopting the CABO one and two family dwellings for Knox County as amended was before the Board of Commissioners on first reading.

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

Commissioner Ragsdale moved to approve O-97-8-101 - Ordinance of the Commission of Knox County, Tennessee, adopting the CABO one and two family dwellings for Knox County as amended 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: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REGARDING THE ALCOHOL BEVERAGE SERVER TRAINING AND CERTIFICATION ON FIRST READING: 0-97-8-102:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, regarding the Alcohol Beverage Server Training and Certification was before the Board of Commissioners on first reading.

Commissioner Davis moved to approve 0-97-8-102 - Ordinance of the Commission of Knox County, Tennessee, regarding the Alcohol Beverage Server Training and Certification on first reading.

Commissioner Jordan seconded the motion.

Mr. E.A. Hobbs, Knox County Sheriff's Department, was present and spoke on the matter.

Commissioner Leuthold moved as a substitute motion to hear this item after the zonings. 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: ROLL CALL:

Mrs. Kim Ellis called the roll and 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: ZONINGS:

1. Request of Harold Dickerson, Jr. for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-97-8-127 was before the Board of Commissioners. Property located northeast side Canton Hollow Road, southeast of Deep Woods Lane; Fifth Commission District.

Commissioner Ragsdale moved to Table R-97-8-127 - Request of Harold Dickerson, Jr. for rezoning from A Agricultural Zone to RA Low Density Residential Zone. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Moody, DeSelm, Davis, Ragsdale, Griess, Cawood, Teague, Horner, Bratton and Pinkston voted aye. Commissioners Tindell, Medley, Leuthold, Cooper, McMillan and Mills were absent from the vote. The motion carried 13-0-0-6.

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2. Request of Cochran of Carolina, LLC. for rezoning from PR Planned Residential Zone to SC Shopping Center Zone R-97-8-128 was before the Board of Commissioners. Property located south side Asheville Highway, west side Brakebill Road; Eighth Commission District.

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

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

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

Ms. Emily Freeman, was present and spoke in opposition to the request.

Mr. Douglas Dyer, Fairfax Development, was present and spoke on the matter.

Commissioner McMillan moved to defer to the September Board of Commissioners meeting R-97-8-128 - Request of Cochran of Carolina, LLC. for rezoning from PR Planned Residential Zone to SC Shopping Center Zone. Commissioner Mills seconded the motion.

Commissioner Cawood moved as a substitute motion to approve R-98-7-128 - Request of Cochran of Carolina, LLC. for rezoning from PR Planned Residential Zone to SC Shopping Center Zone as per Metropolitan Planning Commission's Recommendation: Approve SC Shopping Center for entire tract. Commissioner Tindell seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Tindell, Moody, Griess, Cawood, Teague, Horner, Cooper, Bratton and Pinkston voted aye. Commissioners Rogero, Medley, DeSelm, Davis, Ragsdale,

Leuthold, McMillan and Mills voted no. The substitute motion carried 11-8-0-0. NOTE ITEM WAS BROUGHT UP LATER IN THE AGENDA.

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3. Request of Randall & Karen E. Cope for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-97-8-129 was before the Board of Commissioners. Property located northeast side Ridgeview Road, southeast side Jones 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-97-8-129 - Request of Randall & Karen E. Cope 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, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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4. Request of Harbin Realtors & Developers for rezoning from A Agricultural Zone to CB Business and Manufacturing Zone R-97-8-130 was before the Board of Commissioners. Property located north side El Camino Lane, southwest of Watt 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-97-8-130 - Request of Harbin Realtors & Developers for rezoning from A Agricultural Zone to CB Business and Manufacturing Zone as per Metropolitan Planning Commission's Recommendation: Approve CB Business and Manufacturing Zone. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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5. Request of John Murphy for rezoning from A Agricultural

Zone to CA General Business Zone R-97-8-131 was before the Board of Commissioners. Property located southeast side Maynardville Pike, south side East Emory Road; Seventh Commission District.

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

Commissioner Cooper moved to approve R-97-8-131 - Request of John Murphy for rezoning from A Agricultural to CA General Business Zone. 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. The motion carried 18-0-1-0. Commissioner Davis recused himself from the vote.

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6. Request of C.M.N. Properties for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-97-8-132 was before the Board of Commissioners. Property located northwest side East Emory Road, northeast of Thomas Lane; Seventh Commission District.

Commissioner Moody moved to defer to the September Board of Commissioners meeting R-97-8-132 - Request of C.M.N. Properties for rezoning from A Agricultural Zone to RA Low Density Residential Zone. 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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7. Request of Anthony Haynes for rezoning from RB General Residential & A Agricultural Zone to CA General Business & RA Low Density Residential Zone R-97-8-133 was before the Board of Commissioners. Property located southeast side Schaad Road, southwest of Hilda Lane; Sixth Commission District.

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

Mr. Anthony Haynes, applicant, was present and spoke on the matter.

Commissioner Teague moved to approve R-97-8-133 - Request of Anthony Haynes for rezoning from RB General Residential & A Agricultural Zone to CA General Business & 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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8. Request of Greg & Scott Smith for rezoning from RB General Residential Zone to PR Planned Residential at 1-12 dwelling units per acre R-97-8-134 was before the Board of Commissioners. Property located northwest side Brown Gap Road, northeast of Old Maynardville Pike; Seventh Commission District.

Commissioner Horner moved to approve R-97-8-134 - Request of Greg & Scott Smith for rezoning from RB General Residential Zone to PR Planned Residential at 1-12 dwelling units per acre as per Metropolitan Planning Commission's Recommendation: Approve PR Planned Residential at 1-12 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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IN RE: REZONING APPEALS:

Appeal of Temple Baptist Church on MPC denial of rezoning from A Agricultural Zone to OB Office, Medical and Related Services Zone was before the Board of Commissioners. Property located southwest side of Bayless Lane, southeast of West Beaver Creek Drive; Sixth Commission District.

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

Commissioner Teague moved to uphold the Appeal of Temple Baptist Church on MPC denial of rezoning from A Agricultural Zone to OB Office, Medical and Related Services Zone. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan,

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

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IN RE: AMENDMENT TO THE AGENDA:

Commissioner Bratton moved to reconsider R-97-8-128 - Request of Cochran of Carolina, LLC. for rezoning from PR Planned Residential Zone to SC Shopping Center 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, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Horner voted no. The motion carried 18-1-0-0.

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Request of Cochran of Carolina, LLC. for rezoning from PR Planned Residential Zone to SC Shopping Center Zone R-97-8-128 was before the Board of Commissioners. Property located south side Asheville Highway, west side Brakebill Road; Eighth Commission District.

Commissioner Bratton moved to defer to the September Board of Commissioners meeting R-97-8-128 - Request of Cochran of Carolina, LLC. for rezoning from PR Planned Residential Zone to SC Shopping Center 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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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 REGARDING THE BP BUSINESS AND TECHNOLOGY PARK ZONE DISTRICT: FIRST READING: 0-97-8-104:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding

the BP Business and Technology Park Zone District 0-97-8-104 was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to approve 0-97-8-104 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding the BP Business and Technology Park Zone District on first reading. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING ORDINANCE TO ESTABLISH TENNIS CLUBS AND OTHER RECREATIONAL FACILITIES AS USES ON REVIEW IN THE RA, RB, E, AND T ZONES AND ESTABLISHING APPROPRIATE PARKING REQUIREMENTS FOR SUCH USES: 0-97-7-101: SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance to establish tennis clubs and other recreational facilities as uses on review in the RA, RB, E, and T Zones and establishing appropriate parking requirements for such uses was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve 0-97-7-101 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance to establish tennis clubs and other recreational facilities as uses on review in the RA, RB, E, and T Zones and establishing appropriate parking requirements for such uses on second reading. Commissioner Dirl seconded the motion and upon roll call vote Commissioners Jordan, Dirl, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX

COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING
ORDINANCE REGARDING THE REQUIRED PUBLIC NOTICE PERIOD FOR
ITEMS TO BE CONSIDERED BY THE KNOX COUNTY BOARD OF
COMMISSIONERS CONSISTENT WITH STATE LAW: 0-97-7-102: SECOND
READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding the required public notice period for items to be considered by the Knox County Board of Commissioners consistent with state law was before the Board of Commissioners on second reading.

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

Commissioner Ragsdale moved to approve 0-97-7-102 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding the required public notice period for items to be considered by the Knox County Board of Commissioners consistent with state law on second 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 voted no. The motion carried 18-1-0-0.

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IN RE: AMENDMENT TO THE AGENDA:

At this time 0-97-8-102 was heard.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE, REGARDING THE ALCOHOL BEVERAGE SERVER
TRAINING AND CERTIFICATION: 0-97-8-102:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, regarding the Alcohol Beverage Server Training and Certification was before the Board of Commissioners on first reading.

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

Mr. Ron Burkhart, concerned citizen, was present and spoke on the matter.

Commissioner Davis moved to approve 0-97-8-102 - Ordinance of the Commission of Knox County, Tennessee, regarding the Alcohol Beverage Server Training and Certification on first reading with the following change: Paragraph A remains the same. New Paragraph B to read as follows: "Each permittee shall institute an alcohol server training program for his employees. The program shall be administered and taught by the permittee or on-site manager who has received the training specified in Paragraph A. All employees who will serve or sell alcohol shall complete the training program prior to selling or serving alcohol. The permittee shall be responsible for maintaining records of each employee's completion of the training program, which records shall be available for inspection by the County Beer Inspector or by any qualified law enforcement officer. The transfer of an employee from one business location to another owned or operated by the same permittee shall not require the employee to be retrained. Paragraph C to read as follows: Violation of this section is deemed a civil offense punishable by a fine of up to \$500.00 per day, each day constituting a separate violation. 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: At this time the Chairman called for the orders of the day.

Commissioner Cawood objected the call for the orders of the day and upon roll call vote Commissioners Dirl, Ragsdale, Cawood, Teague, Horner and Bratton voted aye. Commissioners Jordan, Rogero, Moody, Medley, DeSelm, Leuthold and Griess voted no. Commissioner Cooper abstained from the vote. Commissioners Tindell, Davis, McMillan, Mills and Pinkston were absent from the vote. The motion failed 6-7-1-5.

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IN RE: ORDINANCE ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX

COUNTY, TENNESSEE, AMENDING 0-90-9-119, REGARDING
APPLICATION OF THE KNOX COUNTY HOTEL/MOTEL TAX TO AGENTS
AND AGENCIES OF THE TENNESSEE STATE GOVERNMENT: 0-97-7-103:
SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending 0-90-9-119, regarding application of the Knox County Hotel/Motel tax to agents and agencies of the Tennessee State Government was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve 0-97-7-103 - Ordinance of the Commission of Knox County, Tennessee, amending 0-90-9-119, regarding application of the Knox County Hotel/Motel tax to agents and agencies of the Tennessee State Government 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: 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 22, 1997 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioner Dirl was absent from the meeting. Also present were Mr. Mike Padgett, Knox County Clerk, Mr. Richard Beeler, Knox County Law Director, Mr. Thomas Schumpert, Knox County Executive, Ms. Kathy Hamilton, Knox County Finance Director, Mr. Mike Moyers, Knox County Senior Deputy Law Director, and members of the news media.

Commissioner 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 Eric Boyer, Pastor of New Hopewell Baptist Church, was present and 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: ELECTION OF THE KNOX COUNTY COMMISSION CHAIRMAN:

Consideration of the election of the Knox County Commission Chairman was before the Board of Commissioners.

At this time, Commissioner Griess stepped down from the Chair and Mr. Mike Padgett, Knox County Clerk, presided.

Upon roll call for nominations for Chairman of the Knox County Commission, Commissioner Jordan nominated Commissioner

John Griess. Commissioner Rogero passed. Commissioner Tindell passed. Commissioner Moody passed. Commissioner Medley passed. Commissioner DeSelm passed. Commissioner Davis passed. Commissioner Ragsdale moved that the nominations cease and that Commissioner John Griess be elected Chairman of the Knox County Commission by acclamation. Commissioner 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 meeting. The motion carried 18-0-0-1.

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At this time, Mr. Mike Padgett, Knox County Clerk, stepped down from the Chair and Commissioner Griess, Chairman, presided.

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Upon roll call for nominations for Vice-Chairman of the Knox County Commission, Commissioner Jordan yielded to Commissioner Rogero. Commissioner Rogero nominated Commissioner Billy Tindell. Commissioner Moody passed. Commissioner DeSelm passed. Commissioner Davis moved that the nominations cease and that Commissioner Billy Tindell be elected Vice-Chairman of the Knox County Commission by acclamation. 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 meeting. The motion carried 18-0-0-1.

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IN RE: AMENDMENTS TO THE AGENDA:

1. At this time, Commissioner Mills moved to suspend the rules to amend the agenda to add the following item:
Discussion of re-organization of Knox County Commission Committees to allow members to be added or change to other committees. Commissioner Jordan seconded the motion and upon

roll call vote Commissioners Mills, McMillan, Cooper, Horner, Cawood, DeSelm, Medley, Moody, Tindell, Rogero and Jordan voted aye. Commissioners Pinkston, Bratton, Teague, Griess, Leuthold, Ragsdale and Davis voted no. Commissioner Dirl was absent from the meeting. The motion failed 11-7-0-1. (2/3 majority vote required)

2. At this time, Commissioner Davis moved to add Commissioners DeSelm and Mills to the Knox County Beer Board. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan and Mills voted aye. Commissioners Bratton and Pinkston voted no. Commissioner Dirl was absent from the meeting. The motion carried 16-2-0-1.

3. Without objection, Commissioner Griess amended the agenda to add the following item to be heard after completion of Honorary and Memorial Resolutions: Resolution R-97-8-145 - Resolution of the Commission of Knox County, Tennessee, appropriating \$2,327,154.00 and approving and adopting a plan for the emergency construction and operation of additional corrections facilities. He also amended the agenda to hear Resolution R-97-9-129 and Resolution R-97-9-130 after completion of Resolution R-97-9-145; and to withdraw the following items: Resolution R-97-9-107 - Resolution of the Commission of Knox County, Tennessee, amending the General Purpose School Fund Budget and appropriating \$1,000,000.00 for the remainder of the School Major Maintenance Projects for fiscal year 1996 - 1997; and Resolution R-97-9-109 - Resolution of the Commission of Knox County, Tennessee, approving the sale of a building trades house located at 7328 Oak Leaf Road to Cynthia Debuty.

4. Commissioner Griess amended the agenda to defer the following items for 30 days: Resolution R-97-9-102 - Resolution of the Commission of Knox County, Tennessee, honoring the Knoxville Stars eleven and under for winning the AAU National Championship; Resolution R-97-9-103 - Resolution of the

Commisison of Knox County, Tennessee, honoring the Knoxville Stars Roberto Clemente Baseball Team for 7 and 8 year olds for placing second in the Roberto Clemente World Series Tournament; and Resolution R-97-9-121- Resolution of the Commission of Knox County, Tennessee, reallocating \$45,000.00 from the General Fund Budget to the Knoxville Area Urban League Foundation, Knoxville Leadership Foundation, the CarpetBag Theatre, Inc. and Falcons for Food.

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IN RE: CONSENT ITEMS:

1. Drives and Roads to be accepted as completed:
 - A. Hidden Hollow Lane, Lovell Hills Subdivision, Unit 11, 800 feet in length with a 50 foot right of way; Wallace McClure, property owner. (District 5)
 - B. Valley Hill Lane, Lovell Hills Subdivision, Unit 11, 1900 feet in length with a 50 foot right of way; Wallace McClure, property owner. (District 5)
 - C. Isherwood Lane, Isherwood Trail of Whittington Creek Subdivision, Unit 1, 1200 feet in length with a 50 foot right of way; Testerman Construction, property owner. (District 5)
 - D. Thoreau Lane, Isherwood Trail of Whittington Creek Subdivision, Unit 1, 310 feet in length with a 50 foot right of way; Testerman Construction, property owner. (District 5)
 - E. Criswell Hill Lane, Isherwood Trail of Whittington Creek Subdivision, Unit 1, 300 feet in length with a 50 foot right of way; Testerman Construction, property owner. (District 5)
 - F. Preston Lane, Preston Place Subdivision, Unit 1, 360 feet in length with a 50 foot right of way; Dwight Disney, property owner. (District 6)

G. Heatherton Way, Williamburg Villas Subdivision, Unit 1, 550 feet in length with a 50 foot right of way; J.R. Blair, property owner. (District 9)

2. Tax Refunds:

No request received.

3. Notary Public Applications:

175 Notary Public Applications received.

Commissioner Horner moved to approve all items on the consent agenda. 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 meeting. The motion carried 18-0-0-1.

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IN RE: HONORARY AND MEMORIAL RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING LAUREN KATHLEEN BEATY FOR WINNING THIRD PLACE IN THE TENNESSEE STATE WATERSKI CHAMPIONSHIPS - R-97-9-101:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Lauren Kathleen Beaty for winning third place in the Tennessee State Waterski Championships was before the Board of Commissioners.

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

Commissioner Bratton moved to approve Resolution R-97-9-101 - Resolution of the Commission of Knox County, Tennessee, honoring Lauren Kathleen Beaty for winning third place in the Tennessee State Waterski Championships. 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 meeting. The motion carried 18-0-0-1.

Miss Beaty and family members 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, HONORING THE KNOXVILLE STARS ELEVEN AND UNDER FOR WINNING THE AAU NATIONAL CHAMPIONSHIP - R-97-9-102:

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 THE KNOXVILLE STARS ROBERTO CLEMENTE BASEBALL TEAM FOR 7 AND 8 YEAR OLDS FOR PLACING SECOND IN THE ROBERTO CLEMENTE WORLD SERIES TOURNAMENT - R-97-9-103:

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 NATALEE BEELER FOR WINNING THE TENNESSEE JUNIOR MISS PAGEANT - R-97-9-104:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Natalee Beeler for winning the Tennessee Junior Miss Pageant was before the Board of Commissioners.

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

Commissioner Cawood moved to approve Resolution R-97-9-104 - Resolution of the Commission of Knox County,

Tennessee, honoring Natalee Beeler for winning the Tennessee Junior Miss Pageant. 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 meeting. The motion carried 18-0-0-1.

Ms. Beeler and family members 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, HONORING SHELLY MOORE FOR WINNING THE MISS TEEN USA PAGEANT - R-97-9-105:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Shelly Moore for winning the Miss Teen USA Pageant was before the Board of Commissioners.

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

Commissioner Pinkston moved to approve Resolution R-97-9-105 - Resolution of the Commission of Knox County, Tennessee, honoring Shelly Moore for winning the Miss Teen USA Pageant. 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 meeting. The motion carried 18-0-0-1.

Ms. Moore 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, HONORING J. BAZZEL MULL - R-97-9-106:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring J. Bazzel Mull was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-97-9-106 - Resolution of the Commission of Knox County, Tennessee, honoring J. Bazzel Mull. Commissioner Cooper 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 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 \$2,327,154.00 AND APPROVING AND ADOPTING A PLAN FOR THE EMERGENCY CONSTRUCTION AND OPERATION OF ADDITIONAL CORRECTIONS FACILITIES - R-97-9-145:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$2,327,154.00 and approving and adopting a plan for the emergency construction and operation of additional corrections facilities was before the Board of Commissioners.

The following individuals were present and spoke on the matter: Mr. Herbert Moncier, Attorney, Mr. Jim Albrick, concerned citizen, Mr. Dwight VandeVate, Knox County Sheriff's Department, Mr. Tim Hutchison, Knox County Sheriff, Mr. Richard Beeler, Knox County Law Director, Mr. Bob Goeble, Carter-Gooble Associates, Ms. Kathy Hamilton, Knox County Finance Director, Ms. Barbara Simpson, concerned citizen, Mr. Thomas Schumpert, Knox County Executive, and Mr. Mike Lowe, Knox County Trustee.

Commissioner Leuthold moved to approve alternate Resolution R-97-9-145 - Resolution of the Commission of Knox County, Tennessee, appropriating \$2,327,154.00 and approving and adopting a plan for the emergency construction and operation of additional corrections facilities. Commissioner Tindell seconded the motion.

Commissioner Teague requested a call for the question to end debate at this time and vote on the motion and upon roll call vote Commissioners Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Mills and Pinkston voted aye. Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Cooper, McMillan and Bratton voted no. Commissioner Dirl was absent from the meeting. The vote failed 9-9-0-1.

Further discussion ensued.

Commissioner Rogero moved as a substitute motion to defer for one week Resolution R-97-9-145 - Resolution of the Commission of Knox County, Tennessee, appropriating \$2,327,154.00 and approving and adopting a plan for the emergency construction and operation of additional corrections facilities. Commissioner Medley seconded the motion and upon roll call vote Commissioners Rogero, Moody, Medley and DeSelm voted aye. Commissioners Jordan, Tindell, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted no. Commissioner Dirl was absent from the meeting. The substitute motion failed 4-14-0-1.

At this time, there was a request for a call for the question to end debate and vote on the original motion and upon roll call vote Commissioners Tindell, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, Mills, Bratton and Pinkston voted aye. Commissioners Jordan, Rogero, Moody, Medley, DeSelm and McMillan voted no. Commissioner Dirl was absent from the meeting. The vote failed 12-6-0-1. (2/3 majority required)

Further discussion ensued.

Upon roll call vote of the original motion to approve alternate Resolution R-97-9-145 - Resolution of the Commission of Knox County, Tennessee, appropriating \$2,327,154.00 and approving and adopting a plan for the emergency construction and operation of additional corrections facilities, Commissioners Jordan, Rogero, Tindell, Moody, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, Mills, Bratton and Pinkston voted aye. Commissioners Medley, DeSelm and McMillan voted no.

Commissioner Dirl was absent from the meeting. The motion carried 15-3-0-1.

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

5. Without objection, Commissioner Griess amended the agenda to hear Delegations to be Heard at this time.

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IN RE: DELEGATIONS TO BE HEARD:

1. Judge Richard Baumgartner, Criminal Court Judge, was present and spoke concerning the Justice Center.

2. Mr. Lewis Crossley, member of the Board of Directors for Community Television, was present and spoke concerning operations and regulations for Community Television.

3. Mr. Gary Hiscock, concerned citizen, spoke concerning the Justice Center.

4. Mr. Walter Valentine, concerned citizen, spoke concerning Community Television.

5. Mr. Joseph Blazier, concerned citizen, spoke concerning the purchase of office equipment on the emergency bid process by Circuit Court, Juvenile Court and Sessions Court offices of Lillian Bean.

6. Mr. James Dee, representing East Hardin Valley Homeowners Association, spoke concerning the location of a baseball stadium for the Knoxville Smokies.

6. Ms. Kathy Hampton, concerned citizen, spoke concerning Community Television.

7. Commissioner Rogero gave a report for Ms. Gail Harris, concerning food donations for Aware of Food and Hunger Drive during the month of October.

8. Mr. Oscar "Poor Boy" Brown, concerned citizen, was present and spoke concerning operations at E-911; Justice Center; and the time required for being released from jail.

Mr. Thomas Schumpert, Knox County Executive, Ms. Cynthia Chapman, Justice System Administrator, and Mr. Dwight Vandevate, Knox County Sheriff's Department, were present and spoke regarding Mr. Brown's concerns.

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

6. Commissioner Griess amended the agenda to recess the meeting at this time until 6:00 p.m. and indicated rezoning items would be heard at that time followed by the remainder of the day's agenda.

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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, 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 meeting.

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IN RE: ZONING REQUEST:

1. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Joseph D. Chalmers, Agent for rezoning from A Agricultural & RA Low Density Residential Zone to CA General Business & OA Office Park Zone was before the Board of Commissioners. Property located north side Middlebrook Pike, east 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-97-9-135 - resolution of the Commission of Knox County, Tennessee, approving the request of Joseph D. Chalmers, Agent for rezoning from A Agricultural & RA Low Density Residential Zone to CA General Business & OA Office Park Zone. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Cawood, Teague, Horner, McMillan, Bratton and Pinkston voted aye. Commissioner Griess recused himself from the vote. Commissioners Rogero, Medley, Cooper and Mills were absent from the vote. Commissioner Dirl was absent from the meeting. The motion

carried 13-0-1-5. Property located north side Middlebrook Pike, east of Cedar Bluff Road, 5th Commission District.

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2. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Cochran of Carolina, LLC for rezoning from PR Planned Residential Zone to SC Shopping Center Zone was before the Board of Commissioners. Property located south side Asheville Highway, west side Brakebill Road, 8th Commission District.

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

Mr. John King, Attorney representing petitioner, was present and spoke on behalf of the request.

Mr. Tom Pohlman, representing Nicole Chase and Brakebill residents, was present and spoke in opposition to the request.

Commissioner McMillan moved to rezone the frontage of Asheville Highway to Shopping Center to a depth of 600 feet; and rezone the area that is behind the property zoned Planned Commercial (Parcel 88) to Shopping Center approximately 50 feet. Commissioner Mills seconded the motion.

Commissioner Davis requested a call for the question to end debate at this time and vote on the motion. Upon roll call vote Commissioners DeSelm, Davis, Ragsdale, Leuthold, McMillan and Mills voted aye. Commissioners Jordan, Rogero, Tindell, Moody, Medley, Griess, Cawood, Teague, Horner, Cooper, Bratton and Pinkston voted no. Commissioner Dirl was absent from the meeting. The vote failed 6-12-0-1.

Commissioner Jordan moved as a substitute motion to approve Resolution R-97-9-136 - Resolution of the Commission of Knox County, Tennessee, approving the request of Cochran of Carolina, LLC for rezoning from PR Planned Residential Zone to SC Shopping Center Zone for entire tract as per MPC's recommendation. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Moody, Medley, Griess, Cawood, Teague,

Horner, Cooper, Bratton and Pinkston voted aye. Commissioners Rogero, DeSelm, Davis, Leuthold, McMillan and Mills voted no. Commissioners Tindell and Ragsdale abstained from voting. Commissioner Dirl was absent from the meeting. The substitute motion carried 10-6-2-1. Property located south side Asheville Highway, west side Brakebill Road, 8th Commission District.

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

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3. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Leon Roberts for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located southeast side Rutledge Pike, southwest side Circle Drive, 8th Commission District.

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

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

Commissioner Mills moved to approve Resolution R-97-9-137 - Resolution of the Commission of Knox County, Tennessee, approving the request of Leon Roberts for rezoning from A Agricultural Zone to CA General Business Zone. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Griess was absent from the vote. Commissioner Dirl was absent from the meeting. The motion carried 17-0-0-2. Property located southeast side Rutledge Pike, southwest side Circle Drive, 8th Commission District.

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4. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of C.M.N. Properties for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located northwest side East Emory Road, northeast of Thomas Lane, 7th Commission District.

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

Commissioner Horner moved to approve Resolution R-97-9-138- Resolution of the Commission of Knox County, Tennessee, approving the request of C.M.N. Properties for rezoning from A Agricultural Zone to RA Low Density Residential Zone as MPC's recommendation. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Griess was absent from the vote. Commissioner Dirl was absent from the meeting. The motion carried 17-0-0-2. Property located northwest side East Emory Road, northeast of Thomas Lane, 7th Commission District.

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5. Consideration of a resolution of the Commission of Knox County, Tennessee, William W. Clarkson for rezoning from I Industrial Zone to A Agricultural Zone was before the Board of Commissioners. Property located south side Arnold Lane, east of Clear Springs Road, 8th Commission District.

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

Commissioner McMillan moved to approve Resolution R-97-9-139 - Resolution of the Commission of Knox County, Tennessee, William W. Clarkson for rezoning from I Industrial Zone to A Agricultural Zone as MPC's recommendation. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper,

McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Griess was absent from the vote. Commissioner Dirl was absent from the meeting. The motion carried 17-0-0-2. Property located south side Arnold Lane, east of Clear Springs Road, 8th Commission District.

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6. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Chatam Developers for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-3 du/ac was before the Board of Commissioners. Property located north of Snyder Road, east of Snyder School Road, 5th Commission District.

No one was present to represent the request.

Commissioner Ragsdale moved to defer for 30 days Resolution R-97-9-140 - Resolution of the Commission of Knox County, Tennessee, approving the request of Chatam Developers for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-3 du/ac. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Griess was absent from the vote. Commissioner Dirl was absent from the meeting. 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 Vincent Keller for rezoning from BP Business & Technology Park & TO Technology Overlay Zone to CB Business & Manufacturing & TO Technology Overlay Zone was before the Board of Commissioners. Property located east side Simmons Road, south of Dutchtown Road, 6th Commission District.

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

Commissioner Cawood moved to approve Resolution R-97-9-141 - Resolution of the Commission of Knox County,

Tennessee, approving the request of Vincent Keller for rezoning from BP Business & Technology Park & TO Technology Overlay Zone to CB Business & Manufacturing & TO Technology Overlay Zone as per MPC's recommendation. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Griess was absent from the vote. Commissioner Dirl was absent from the meeting. The motion carried 17-0-0-2. Property located east side Simmons Road, south of Dutchtown Road, 6th Commission District.

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8. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Claude Yow for rezoning from A Agricultural Zone to CB Business and Manufacturing Zone was before the Board of Commissioners. Property located southeast side Callahan Drive, southwest of I-75, 6th Commission District.

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

Commissioner Teague moved to approve Resolution R-97-9-142 - Resolution of the Commission of Knox County, Tennessee, approving the request of Claude Yow for rezoning from A Agricultural Zone to CB Business and Manufacturing Zone as per MPC's recommendation. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Griess was absent from the vote. Commissioner Dirl was absent from the meeting. The motion carried 17-0-0-2. Property located southeast side Callahan Drive, southwest of I-75, 6th Commission District.

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9. Consideration of a resolution of the Commission of Knox County, approving the request of Wayne and Madeline Kline for rezoning from RA Low Density Residential Zone to A Agricultural Zone was before the Board of Commissioners. Property located north of Westland Drive, east of Westland Bay Way, 5th Commission District.

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

Commissioner Leuthold moved to approve Resolution R-97-9-143 - Resolution of the Commission of Knox County, approving the request of Wayne and Madeline Kline for rezoning from RA Low Density Residential Zone to A Agricultural Zone as per MPC's recommendation. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Griess was absent from the vote. Commissioner Dirl was absent from the meeting. The motion carried 17-0-0-2. Property located north of Westland Drive, east of Westland Bay Way, 5th Commission District.

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At this time, Commissioner Tindell stepped down from the Chair and Commissioner Griess, Chairman, presided.

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IN RE: REZONING APPEAL:

1. Consideration of the appeal of Chesterfield Subdivision on MPC approval of Concept Plan was before the Board of Commissioners. Property located southeast side of Rutledge Pike, between Idumea Road and Mine Road, 8th Commission District.

Mr. Don Mauldin, representing appellant, was present and spoke on behalf of the request.

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

Mr. Steven Goode and area residents were present and spoke in opposition to the request.

Commissioner Mills moved to withdraw this item as an appeal; refer this item to MPC to consider as a request to rezone the property to RAE Residential A Exclusive; and request that no building permit be issued for 90 days. 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 meeting. The motion carried 18-0-0-1.

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IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING ORDINANCE REGARDING ASSISTED LIVING FACILITIES - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding assisted living facilities was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to defer for 30 days the Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding assisted living facilities on first reading. 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 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 REGARDING THE BP BUSINESS AND TECHNOLOGY PARK ZONE DISTRICT - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding the BP Business and Technology Park Zone District was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve the Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding the BP Business and Technology Park Zone District on second reading. 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 meeting. The motion carried 18-0-0-1.

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

7. Commissioner Griess amended the agenda to hear Resolution R-97-9-128 at this time.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN OPERATING CONTRACT RESPECTING CONSTRUCTION OF IMPROVEMENT ON KNOX COUNTY OWNED OR LEASED PROPERTY WITH THE PUBLIC BUILDING AUTHORITY OF THE COUNTY OF KNOX AND THE CITY OF KNOXVILLE - R-97-9-128:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an operating contract respecting construction of improvement on Knox County owned or leased property with the Public Building Authority of the County of Knox and the City of Knoxville was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve Resolution R-97-9-128 - Resolution of the Commission of Knox County, Tennessee, approving an operating contract respecting construction of improvement on Knox County owned or leased

property with the Public Building Authority of the County of Knox and the City of Knoxville. 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 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 OPERATING CONTRACT FOR THE KNOX COUNTY JUVENILE JUSTICE COMPLEX WITH THE PUBLIC BUILDING AUTHORITY OF THE COUNTY OF KNOX AND THE CITY OF KNOXVILLE - R-97-9-129:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an operating contract for the Knox County Juvenile Justice Complex with the Public Building Authority of the County of Knox and the City of Knoxville was before the Board of Commissioners.

Commissioner Griess withdrew this item from the agenda.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE OPERATIONAL AND ARCHITECTURAL PROGRAMS FOR THE KNOX COUNTY JAIL INTAKE CENTER, THE KNOX COUNTY SHERIFF'S OFFICE, AND THE COURT SYSTEM - R-97-9-130:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the operational and architectural programs for the Knox County Jail Intake Center, the Knox County Sheriff's Office, and the Court System was before the Board of Commissioners.

Mr. Herbert Moncier, Attorney, Mr. Jim ^{Ulbrich} Albrick, concerned citizen, Ms. Barbara Simpson, concerned citizen, Mr. Randy Nichols, District Attorney, Mr. Richard Cate, Downtown Organization, Mr. Thomas Schumpert, Knox County Executive, and Mr. Bob Goeble, Carter-Goeble Associates, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-97-9-130 - Resolution of the Commission of Knox County, Tennessee, approving the operational and architectural programs for the Knox County Jail Intake Center, the Knox County Sheriff's Office, and the Court System. Commissioner Bratton seconded the motion.

Commissioner DeSelm moved as a substitute motion to accept Option 2 from the Carter Goeble report which directs the architect to design and place the Intake Center on the present site at the City-County Building. Commissioner Medley seconded the motion and upon roll call vote Commissioners Moody, Medley, DeSelm and McMillan voted aye. Commissioner Jordan, Rogero, Tindell, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, Bratton and Pinkston voted no. Commissioner Mills abstained from voting. Commissioner Ragsdale recused himself from the vote. Commissioner Dirl was absent from the meeting. The substitute motion failed 4-12-2-1.

Upon roll call vote of the original motion to approve Resolution R-97-9-130 - Resolution of the Commission of Knox County, Tennessee, approving the operational and architectural programs for the Knox County Jail Intake Center, the Knox County Sheriff's Office, and the Court System. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Medley, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, Mills, Bratton and Pinkston voted aye. Commissioners Moody, DeSelm and McMillan voted no. Commissioner Ragsdale recused himself from the vote. Commissioner Dirl was absent from the meeting. The motion carried 14-3-1-1.

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IN RE: APPROVAL OF MINUTES OF PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on August 25, 1997 (Regular Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on August 25, 1997 (Regular Session).

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 meeting. The motion carried 18-0-0-1.

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

8. Without objection, Commissioner Griess amended the agenda to hear the following Resolutions at this time:

R-97-9-122; R-97-9-123(A); and R-97-9-123(B).

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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 \$50,000.00 AS AN ADDITIONAL GRANT TO THE GREATER KNOXVILLE SPORTS CORPORATION - R-97-9-122:

Consideration of a resolution of the Commission of Knox County, Tennessee, amending the Hotel-Motel Tax Trust Fund Budget and appropriating \$50,000.00 as an additional grant to the Greater Knoxville Sports Corporation was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-9-122 - Resolution of the Commission of Knox County, Tennessee, amending the Hotel-Motel Tax Trust Fund Budget and appropriating \$50,000.00 as an additional grant to the Greater Knoxville Sports Corporation. 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 meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF AN INITIAL RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE INCURRENCE OF INDEBTEDNESS BY KNOX COUNTY, TENNESSEE, OF NOT TO EXCEED \$7,500,000.00, BY THE EXECUTION WITH THE PUBLIC BUILDING AUTHORITY OF THE COUNTY OF MONTGOMERY, TENNESSEE, OF A LOAN AGREEMENT OR OTHER INSTRUMENT EVIDENCING SUCH INDEBTEDNESS, TO PROVIDE FUNDING FOR CERTAIN PUBLIC WORKS PROJECTS, AND TO FUND THE INCIDENTAL AND NECESSARY EXPENSES RELATED THERETO - R-97-9-123(A):

Consideration of an initial resolution of the Commission of Knox County, Tennessee, authorizing the incurrence of indebtedness by Knox County, Tennessee, of not to exceed \$7,500,000.00, by the execution with the Public Building Authority of the County of Montgomery, Tennessee, of a loan agreement or other instrument evidencing such indebtedness, to provide funding for certain public works projects, and to fund the incidental and necessary expenses related thereto 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-97-9-123(a) Initial resolution of the Commission of Knox County, Tennessee, authorizing the incurrence of indebtedness by Knox County, Tennessee, of not to exceed \$7,500,000.00, by the execution with the Public Building Authority of the County of Montgomery, Tennessee, of a loan agreement or other instrument evidencing such indebtedness, to provide funding for certain public works projects, and to fund the incidental and necessary expenses related thereto. 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 meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, TO APPROVE A LOAN AGREEMENT FOR THE PURPOSE OF PROVIDING FUNDS TO FINANCE CERTAIN PUBLIC WORKS PROJECTS FOR KNOX COUNTY, TENNESSEE -

R-97-9-123(B):

Consideration of a resolution of the Commission of Knox County, Tennessee, to approve a loan agreement for the purpose of providing funds to finance certain public works projects for Knox County, Tennessee 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-97-9-123(b) - Resolution of the Commission of Knox County, Tennessee, to approve a loan agreement for the purpose of providing funds to finance certain public works projects for Knox County, Tennessee. 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 meeting. The motion carried 18-0-0-1.

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IN RE: ELECTIONS AND APPOINTMENTS:

Consideration of a request to appoint Commissioner Bee DeSelm to the Knox County Beer Board.

This appointment was made earlier on the day's agenda. (See Amendments to the Agenda, Page _____)

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IN RE: DRIVES AND ROADS TO BE CLOSED:

1. Consideration of a request to close Kildare Drive off Kingston Pike was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to approve the request to close Kildare Drive off Kingston Pike on the first reading. Commissioner Davis 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 meeting. The motion carried 18-0-0-1.

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2. Consideration of a request to close an unnamed alley extending off of Harness Road in Shipe's Addition was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve the request to close an unnamed alley extending off of Harness Road in Shipe's Addition on second reading. Commissioner Davis 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 meeting. The motion carried 18-0-0-1.

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3. Consideration of a request to close Simmons Road off of Lexington Drive was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to withdraw from the agenda the request to close Simmons Road off of Lexington Drive. Commissioner Davis 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 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, AMENDING THE GENERAL PURPOSE SCHOOL FUND BUDGET AND APPROPRIATING \$1,000,000.00 FOR THE REMAINDER OF THE SCHOOL MAJOR MAINTENANCE PROJECTS FOR FISCAL YEAR 1996 - 1997 - R-97-9-107:

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH PRECISION BOILER REPAIR & WELDING, INC. FOR BOILER AND WATER HEATER REPLACEMENT AT HOLSTON MIDDLE SCHOOL IN THE AMOUNT OF \$78,527.00 - R-97-9-108:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Precision Boiler Repair & Welding, Inc. for boiler and water heater replacement at Holston Middle School in the amount of \$78,527.00 was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-97-9-108 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Precision Boiler Repair & Welding, Inc. for boiler and water heater replacement at Holston Middle School in the amount of \$78,527.00. Commissioner Cooper 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 meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE SALE OF A BUILDING TRADES HOUSE LOCATED AT 7328 OAK LEAF ROAD TO CYNTHIA DEBUTY - R-97-9-109:

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE SALE OF PROPERTY OF THE OLD FLENNIKEN SCHOOL PROPERTY TO HOWARD AND PAULA JEAN BROWN - R-97-9-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing the sale of property of the old Flenniken School property to Howard and Paula Jean Brown was before the Board of Commissioners.

Commissioner Pinkston moved to approve Resolution R-97-9-110 - Resolution of the Commission of Knox County, Tennessee, authorizing the sale of property of the old Flenniken School property to Howard and Paula Jean Brown. 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 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 SALE OF PROPERTY ON GORDON SMITH ROAD TO BETTY NEELY - R-97-9-111:

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.

Commissioner Horner moved to approve Resolution R-97-9-111 - 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 Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan and Mills voted aye. Commissioners Bratton and Pinkston voted no. Commissioner Dirl was absent from the meeting. The motion carried 16-2-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$47,614.10 AND APPROVING CHANGE ORDER NO. 2 WITH RENFRO CONSTRUCTION CO., INC. FOR THE ROAD IMPROVEMENTS AT EMORY ROAD/CENTRAL AVENUE/HEISKELL ROAD - R-97-9-112:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$47,614.10 and approving Change Order No. 2 with Renfro Construction Co., Inc. for the road improvements at Emory Road/Central Avenue/Heiskell Road was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-9-112 - Resolution of the Commission of Knox County, Tennessee, appropriating \$47,614.10 and approving Change Order No. 2 with Renfro Construction Co., Inc. for the road improvements at Emory Road/Central Avenue/Heiskell Road.

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 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 \$39,800.00 AND APPROVING A CHANGE ORDER WITH WILBUR SMITH ASSOCIATES FOR ENGINEERING AND DESIGN SERVICES FOR ROAD IMPROVEMENTS TO LOVELL ROAD - R-97-9-113:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$39,800.00 and approving a Change Order with Wilbur Smith Associates for engineering and design services for road improvements to Lovell Road was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-9-113 - Resolution of the Commission of Knox County, Tennessee, appropriating \$39,800.00 and approving a Change Order with Wilbur Smith Associates for engineering and design services for road improvements to Lovell Road. 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 meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A PROPOSAL WITH THE STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION FOR ROAD IMPROVEMENTS TO S.R. 131 (LOVELL ROAD) FROM 250 M. (800 FEET) SOUTH OF S.R. I (KINGSTON PIKE) TO I-40/I-75 IN KNOX COUNTY - R-97-9-114:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a proposal with the State of Tennessee Department of Transportation for road improvements to S.R. 131 (Lovell Road) from 250 M. (800 feet) south of S.R. I (Kingston Pike) to I-40/I-75 in Knox County was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-9-114 - Resolution of the Commission of Knox County, Tennessee, approving a proposal with the State of Tennessee Department of Transportation for road improvements to S.R. 131 (Lovell Road) from 250 M. (800 feet) south of S.R. I (Kingston Pike) to I-40/I-75 in Knox County. 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 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 \$1,100,000.00 AND APPROVING A CONTRACT WITH RENFRO CONSTRUCTION CO., INC. FOR ROAD IMPROVEMENTS TO GEORGE WILLIAMS ROAD FROM SOUTH PETERS ROAD TO CONFEDERATE DRIVE - R-97-9-115:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$1,100,000.00 and approving a

contract with Renfro Construction Co., Inc. for road improvements to George Williams Road from South Peters Road to Confederate Drive was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-9-115 - Resolution of the Commission of Knox County, Tennessee, appropriating \$1,100,000.00 and approving a contract with Renfro Construction Co., Inc. for road improvements to George Williams Road from South Peters Road to Confederate Drive. 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 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 \$75,000.00 FOR RIGHT OF WAY ACQUISITION FOR ROAD IMPROVEMENT TO DRY GAP PIKE R-97-9-116:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$75,000.00 for right of way acquisition for road improvement to Dry Gap Pike was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-9-116 - Resolution of the Commission of Knox County, Tennessee, appropriating \$75,000.00 for right of way acquisition for road improvement to Dry Gap Pike. 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 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 \$100,000.00 AND APPROVING AN AGREEMENT WITH ENVIRONMENTAL SYSTEMS CORPORATION FOR A SITE EVALUATION OF THE BADGETT ROAD LANDFILL PROPERTY - R-97-9-117:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$100,000.00 and approving an agreement with Environmental Systems Corporation for a site evaluation of the Badgett Road Landfill property was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-9-117 - Resolution of the Commission of Knox County, Tennessee, appropriating \$100,000.00 and approving an agreement with Environmental Systems Corporation for a site evaluation of the Badgett Road Landfill property. Commissioner Cooper 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 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 \$145,000.00 AND APPROVING A CONTRACT FOR THE PURCHASE OF PROPERTY IN THE CEDAR BLUFF AREA FOR ADDITIONS TO THE TEN MILE CREEK GREENWAY PROJECT AND FOR STORMWATER CONTROL - R-97-9-118:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$145,000.00 and approving a contract for the purchase of property in the Cedar Bluff area for additions to the Ten Mile Creek Greenway Project and for stormwater control was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-9-118 - Resolution of the Commission of Knox County, Tennessee, appropriating \$145,000.00 and approving a contract for

the purchase of property in the Cedar Bluff area for additions to the Ten Mile Creek Greenway Project and for stormwater control. 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 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 KNOX COUNTY SHERIFF'S DEPARTMENT NARCOTICS UNIT SPECIAL REVENUE DRUG FUND - R-97-9-119:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the Budget of the Knox County Sheriff's Department Narcotics Unit Special Revenue Drug Fund was before the Board of Commissioners.

Mr. Dwight Vandevate, Knox County Sheriff's Department, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-97-9-119 - Resolution of the Commission of Knox County, Tennessee, approving the Budget of the Knox County Sheriff's Department Narcotics Unit Special Revenue Drug Fund. 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 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 SUBRECIPIENT AGREEMENT WITH THE KNOXVILLE-KNOX COUNTY COMMUNITY ACTION COMMITTEE TO OPERATE THE MINOR HOME REPAIR PROGRAM IN KNOX COUNTY - R-97-9-120:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a subrecipient 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 Bratton moved to approve Resolution R-97-9-120 - Resolution of the Commission of Knox County, Tennessee, approving a subrecipient agreement with the Knoxville-Knox County Community Action Committee to operate the Minor Home Repair Program in Knox County. 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 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, REALLOCATING \$45,000.00 FROM THE GENERAL FUND BUDGET TO THE KNOXVILLE AREA URBAN LEAGUE, KNOXVILLE LEADERSHIP FOUNDATION, THE CARPETBAG THEATRE, INC. AND FALCONS FOR FOOD - R-97-9-121:

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, AMENDING THE HOTEL-MOTEL TAX TRUST FUND BUDGET AND APPROPRIATING \$50,000.00 AS AN ADDITIONAL GRANT TO THE GREATER KNOXVILLE SPORTS CORPORATION - R-97-9-122:

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

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IN RE: CONSIDERATION OF AN INITIAL RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE INCURRENCE OF INDEBTEDNESS BY KNOX COUNTY, TENNESSEE,

OF NOT TO EXCEED \$7,500,000.00, BY THE EXECUTION WITH
THE PUBLIC BUILDING AUTHORITY OF THE COUNTY OF
MONTGOMERY, TENNESSEE, OF A LOAN AGREEMENT OR OTHER
INSTRUMENT EVIDENCING SUCH INDEBTEDNESS, TO PROVIDE
FUNDING FOR CERTAIN PUBLIC WORKS PROJECTS, AND TO FUND
THE INCIDENTAL AND NECESSARY EXPENSES RELATED THERETO -
R-97-9-123(A):

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX
COUNTY, TENNESSEE, TO APPROVE A LOAN AGREEMENT FOR THE
PURPOSE OF PROVIDING FUNDS TO FINANCE CERTAIN PUBLIC
WORKS PROJECTS FOR KNOX COUNTY, TENNESSEE -
R-97-9-123(B):

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

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IN RE: CONSIDERATION OF AN INITIAL RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE
ISSUANCE OF NOT TO EXCEED \$20,000,000 OF GENERAL
OBLIGATION BONDS SECURED BY AND PAYABLE FROM REVENUES
FROM AD VALOREM TAXES LEVIED UPON ALL TAXABLE PROPERTY
IN KNOX COUNTY FOR THE PURPOSE OF FUNDING CERTAIN
UNFUNDED PENSION OBLIGATIONS OF THE COUNTY -
R-97-9-124(A):

Consideration of an initial resolution of the
Commission of Knox County, Tennessee, authorizing the issuance of
not to exceed \$20,000,000 of General Obligation Bonds secured by
and payable from revenues from ad valorem taxes levied upon all
taxable property in Knox County for the purpose of funding
certain unfunded pension obligations of the county was before the
Board of Commissioners.

Commissioner Leuthold moved to approve Resolution
R-97-9-124(a) - Initial resolution of the Commission of Knox

County, Tennessee, authorizing the issuance of not to exceed \$20,000,000 of General Obligation Bonds secured by and payable from revenues from ad valorem taxes levied upon all taxable property in Knox County for the purpose of funding certain unfunded pension obligations of the county. 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 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 AND PROVIDING THE DETAILS OF NOT TO EXCEED \$20,000,000 GENERAL OBLIGATION BONDS, SERIES 1997 (TAXABLE) OF KNOX COUNTY, TENNESSEE FOR THE PURPOSE OF FUNDING CERTAIN UNFUNDED PENSION OBLIGATIONS, AUTHORIZING AND DIRECTING THE SALE THEREOF FOR PUBLIC PURPOSES, LEVYING AND PLEDGING TAXES AND MAKING PROVISION FOR THE PAYMENT THEREOF - R-97-9-124(B):

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing the issuance and providing the details of not to exceed \$20,000,000 General Obligation Bonds, Series 1997 (Taxable) of Knox County, Tennessee for the purpose of funding certain unfunded pension obligations, 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.

Commissioner Leuthold moved to approve Resolution R-97-9-124(b) - Resolution of the Commission of Knox County, Tennessee, authorizing the issuance and providing the details of not to exceed \$20,000,000 General Obligation Bonds, Series 1997 (Taxable) of Knox County, Tennessee for the purpose of funding certain unfunded pension obligations, authorizing and directing

the sale thereof for public purposes, levying and pledging taxes and making provision for the payment thereof. 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 meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AGREEMENT WITH KNOXVILLE'S COMMUNITY DEVELOPMENT CORPORATION (KCDC) FOR PROPERTY ACQUISITION AND LAND DEVELOPMENT SERVICES-R-97-9-125:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with Knoxville's Community Development Corporation (KCDC) for property acquisition and land development services 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-97-9-125 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with Knoxville's Community Development Corporation (KCDC) for property acquisition and land development services. Commissioner Medley 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 meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ADOPTING PUBLIC CHAPTER 313 OF THE PUBLIC ACTS OF 1997, RELATIVE TO KNOX COUNTY ACCEPTANCE OF PAYMENT OF TAXES AND APPLICATIONS FOR THE TENNESSEE PROPERTY TAX RELIEF PROGRAM - R-97-9-126:

Consideration of a resolution of the Commission of Knox County, Tennessee, adopting Public Chapter 313 of the Public Acts of 1997, relative to Knox County acceptance of payment of taxes and applications for the Tennessee Property Tax Relief Program was before the Board of Commissioners.

Commissioner Bratton moved to approve Resolution R-97-9-126 - Resolution of the Commission of Knox County, Tennessee, adopting Public Chapter 313 of the Public Acts of 1997, relative to Knox County acceptance of payment of taxes and applications for the Tennessee Property Tax Relief Program. 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 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 KNOX COUNTY TO PARTICIPATE IN A PROPOSAL TO BUILD A BASEBALL STADIUM FOR THE KNOXVILLE SMOKIES - R-97-9-127:

Without objection, Commissioner Griess withdrew this item from the agenda.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN OPERATING CONTRACT RESPECTING CONSTRUCTION OF IMPROVEMENT ON KNOX COUNTY OWNED OR LEASED PROPERTY WITH THE PUBLIC BUILDING AUTHORITY OF THE COUNTY OF KNOX AND THE CITY OF KNOXVILLE - R-97-9-128:

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN OPERATING CONTRACT FOR THE KNOX COUNTY JUVENILE JUSTICE COMPLEX WITH THE PUBLIC BUILDING AUTHORITY OF THE COUNTY OF KNOX AND THE CITY OF KNOXVILLE - R-97-9-129:

This item was withdrawn from the agenda earlier on the day's agenda. (See Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE OPERATIONAL AND ARCHITECTURAL PROGRAMS FOR THE KNOX COUNTY JAIL INTAKE CENTER, THE KNOX COUNTY SHERIFF'S OFFICE, AND THE COURT SYSTEM - R-97-9-130:

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING A TECHNICAL CORRECTION TO RESOLUTION R-97-8-122 TO CORRECT THE TAX RATE FOR THE FORKS OF THE RIVER INDUSTRIAL PARK FIRE DISTRICT - R-97-9-131:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing a technical correction to Resolution R-97-8-122 to correct the tax rate for the Forks of the River Industrial Park Fire District was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-9-131 - Resolution of the Commission of Knox County, Tennessee, authorizing a technical correction to Resolution R-97-8-122 to correct the tax rate for the Forks of the River Industrial Park Fire District. 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 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, TERMINATING THE AGREEMENT BETWEEN KNOX COUNTY AND COMMUNITY TELEVISION OF KNOXVILLE, INC. R-97-9-132:

Consideration of a resolution of the Commission of Knox County, Tennessee, terminating the agreement between Knox County and Community Television of Knoxville, Inc. was before the Board of Commissioners.

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

Commissioner Ragsdale moved to approve substitute Resolution R-97-9-132 - Resolution requesting the Board of Directors of Community Television to meet in special session to adopt a minimum standard for public programming prohibiting broadcast material of an overtly sexually suggestive or racist nature. All programing which is degrading to human beings would also be grounds for rejection by applicants. If the Knox County Commission has not received the new policy within thirty days, an ordinance re-defining local obscenity laws will be heard before the Intergovernmental Committee. Commissioner Pinkston seconded the motion.

Commissioner Medley moved as a substitute motion to defer for 30 days Resolution R-97-9-132 - Resolution of the Commission of Knox County, Tennessee, terminating the agreement between Knox County and Community Television of Knoxville, Inc. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Griess, Horner, McMillan and Mills voted aye. Commissioners Ragsdale, Leuthold, Cawood, Teague, Cooper, Bratton and Pinkston voted no. Commissioner Dirl was absent from the meeting. The 11-7-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING THAT COMCAST CABLEVISION MOVE THE COMMUNITY ACCESS CABLE CHANNEL FROM CHANNEL 12 TO ANOTHER CABLE CHANNEL - R-97-9-133:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting that Comcast Cablevision move the Community Access Cable Channel from Channel 12 to another cable channel was before the Board of Commissioners.

Ms. Barbara Lewis, General Manager of Comcast Cablevision, was present and spoke on the matter.

Commissioner Ragsdale moved to approve Resolution R-97-9-133 - Resolution of the Commission of Knox County, Tennessee, requesting that Comcast Cablevision move the Community Access Cable Channel from Channel 12 to another cable channel. 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 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 COMMISSION RULES - R-97-9-134:

Consideration of a resolution of the Commission of Knox County, Tennessee, amending the Commission Rules 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, APPROPRIATING \$2,327,154.00 AND APPROVING AND ADOPTING A PLAN FOR THE EMERGENCY CONSTRUCTION AND OPERATION OF ADDITIONAL CORRECTIONS FACILITIES - R-97-9-145:

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, AMENDING THE KNOX COUNTY ZONING ORDINANCE REGARDING ASSISTED LIVING FACILITIES - O-97-8-103 - (FIRST READING):

This item was heard during the zoning session earlier on the day's agenda. (See Page _____)

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ADOPTING THE PROVISIONS OF PRIVATE CHAPTER 82 REGARDING THE COLLECTION AND ADMINISTRATION OF AMUSEMENT TAX - O-97-9-101 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, adopting the provisions of Private Chapter 82 regarding the collection and administration of Amusement Tax was before the Board of Commissioners on first reading.

Commissioner Leuthold moved to approve Ordinance O-97-9-101 - Ordinance of the Commission of Knox County, Tennessee, adopting the provisions of Private Chapter 82 regarding the collection and administration of Amusement Tax on first reading. The motion was seconded 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 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, REGARDING THE ALCOHOL BEVERAGE SERVER TRAINING AND CERTIFICATION - O-97-8-102 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, regarding the alcohol beverage server training and certification was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve Ordinance 0-97-8-102 - Ordinance of the Commission of Knox County, Tennessee, regarding the alcohol beverage server training and certification on second reading. 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 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 REGARDING THE BUSINESS AND TECHNOLOGY PARK (BP) ZONING DISTRICT - 0-97-8-104 - (SECOND READING):

This item was heard during the zoning session earlier on the day's agenda. (See Page _____)

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IN RE: ADJOURNMENT:

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

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KNOX COUNTY BOARD OF COMMISSIONERS



JOHN GRIESS, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, October 27, 1997 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Bowden, 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. Thomas Schumpert, Knox County Executive, and news media.

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 John B. Jordan, Minister of Peace and Goodwill Baptist Church, 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:

Without objection, Commissioner Griess amended the agenda as follows:

1. Add R-97-10-42 - Resolution of the Commission of Knox County, Tennessee, in appreciation of the Tennessee Valley Authority.
2. Add R-97-10-143 - Resolution of the Commission of Knox County, Tennessee, approving a change order with Portland Utilities Construction Co., L.L.C. in the amount of \$115,296.00 for work through the environmental contamination of Phase I of the Mount Olive Sewer Improvement Project.

3. Defer to the November Board of Commissioners meeting
R-97-10-119 - Resolution of the Commission of Knox County, Tennessee, to enter into 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.
4. Defer to the November Board of Commissioners meeting
R-97-10-126 - Resolution of the Commission of Knox County, Tennessee, reallocating \$45,000.00 from the General Fund Budget to the Knoxville Area Urban League, Knoxville Leadership Foundation, the Carpetbag Theatre Inc. and Falcons for Food.
5. Defer to the November Board of Commissioners meeting under Amendments to the Agenda Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding the RB General Residential Zone District.
6. Defer to the December Board of Commissioners meeting
R-97-10-104 - Resolution of the Commission of Knox County, Tennessee, honoring Dwayne Thieme of the Housing and Urban Development (HUD) local office for his outstanding support to Knox County and the Department of Housing and Community Development.
7. Hear R-97-10-116 - Resolution of the Commission of Knox County, Tennessee requesting the Library Board to name the Cedar Bluff Branch Library after amendments to the agenda.
8. Add R-97-9-132 Cable TV from last month's agenda.
9. Hear R-97-10-105 and R-97-10-107 then R-97-10-106.
10. Defer to the November Board of Commissioners meeting
R-97-10-131 - Resolution of the Commission of Knox County, Tennessee requiring certain county projects to comply with the Knox County Zoning Ordinance.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING THAT THE LIBRARY BOARD NAME THE NEW CEDAR BLUFF BRANCH LIBRARY BUILDING THE FRANK O. LEUTHOLD BUILDING: R-97-10-116:

Consideration of a Resolution of the Commission of Knox County, Tennessee, requesting that the Library Board name the new

Cedar Bluff Branch Library Building the Dr. Frank O. Leuthold Building was before the Board of Commissioners.

Commissioner Frank Leuthold, was present and expressed his sincere appreciation for this honor.

Commissioner Ragsdale moved to approve R-97-10-116 - Resolution of the Commission of Knox County, Tennessee, requesting that the Library Board name the new Cedar Bluff Branch Library Building the Dr. Frank O. Leuthold Building. 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. The motion carried 18-0-0-0.

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IN RE: DELEGATIONS TO THE HEARD:

1. Mr. Alonzo Montgomery, was present and spoke on the appointment of Commission Seat 1B.
2. Mr. Oscar "Poor Boy" Brown, was present and spoke on the appointment of Commission of Seat 1B.
3. Mr. Clarence Cash, was present and spoke on the appointment of Commission Seat 1B.
4. Ms. Diane Lewis, was present and spoke on the appointment of Commission Seat 1B.
5. Mr. Francis Clax, was present and spoke on the appointment of Commission Seat 1B.
6. Ms. DeAnna Dimmer, spoke on the appointment of Commission Seat 1B.
7. Mr. Scott Evans, was present and spoke on the appointment of Commission Seat 1B.
8. Ms. Ann Dingus Cash, was present and spoke on the appointment of Commission Seat 1B.
9. Mr. Clarence Hardin, was present and spoke on the appointment of Commission Seat 1B.

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IN RE: ELECTIONS AND APPOINTMENTS:

Consideration of an appointment to Knox County Commission Seat 1B.

Commissioner Jordan nominated Mr. Frank Bowden.

Commissioner Rogero passed.

Commissioner Tindell passed.

Commissioner Moody passed.

Commissioner Medley passed.

Commissioner DeSelm nominated Ms. Sarah Moore Greene.

Commissioner Davis passed.

Commissioner Ragsdale passed.

Commissioner Leuthold passed.

Commissioner Griess nominated Francis Clax.

Commissioner Cawood passed.

Commissioner Teague passed.

Commissioner Horner passed.

Commissioner Cooper passed.

Commissioner McMillan passed.

Commissioner Mills passed.

Commissioner Bratton passed.

Commissioner Pinkston passed.

Three names were placed for nomination Mr. Frank Bowden,
Ms. Sarah Moore Greene and Mr. Francis Clax.

Commissioner Jordan voted for Bowden.

Commissioner Rogero voted for Bowden.

Commissioner Tindell voted for Bowden.

Commissioner Moody voted for Greene.

Commissioner Medley voted for Greene.

Commissioner DeSelm voted for Greene.

Commissioner Davis voted for Bowden.

Commissioner Ragsdale voted for Bowden.

Commissioner Leuthold voted for Bowden.

Commissioner Griess voted for Bowden.

Commissioner Cawood voted for Bowden.

Commissioner Teague voted for Bowden.

Commissioner Horner voted for Bowden.

Commissioner Cooper voted for Bowden.

Commissioner McMillan voted for Bowden.

Commissioner Mills voted for Bowden.

Commissioner Bratton voted for Bowden.

Commissioner Pinkston voted for Bowden.

Mr. Frank Bowden received 15 votes.

Ms. Sarah Moore Greene received 3 votes.

Mr. Francis Clax received 0 votes.

Commissioner DeSelm moved that Mr. Frank Bowden be elected to the Knox County Commission Seat 1B. Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 18-0-0-0.

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IN RE: AMENDMENT TO THE AGENDA:

At this time Judge Tony Stansberry swore Mr. Frank Bowden in as Commissioner in the First District Seat 1B.

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IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Griess added the following to the agenda.

1. R-97-10-140 - Resolution of the Commission of Knox County, Tennessee, honoring David Emory.
2. R-97-10-141 - Resolution of the Commission of Knox County, Tennessee, memorializing former Sheriff Bernard J. Waggoner.

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IN RE: AMENDMENT TO THE AGENDA:

At this time R-97-9-132 - Consideration of a Resolution of the Commission of Knox County, Tennessee, terminating the agreement between Knox County and Community Television of Knoxville, Inc. was added to the agenda.

Commissioner McMillan stated that Comcast agreed to Block Channel 12 to people who wanted it blocked out at no charge.

Commissioner Horner moved to withdraw from the agenda R-97-9-132 - Resolution of the Commission of Knox County, Tennessee, terminating the agreement between Knox County and Community Television

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

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IN RE: CONSENT ITEMS:

1. Drives and Roads to be accepted as completed:
 - A. Eagle Creek Lane, Conners Creek Subdivision, Unit 3, 150 feet in length with a 50 foot right of way, property owner Bill Farnham, (District 6)
 - B. Blue Meadow Lane Ext., Conners Creek Subdivision, Unit 3, 600 feet in length with a 50 foot right of way, property owner Bill Farnham, (District 6)
 - C. Walnut Creek Lane, Conners Creek Subdivision, Unit 3, 150 feet in length with a 50 foot right of way, property owner Bill Farnham, (District 6)

2. Tax Refunds:

 No tax refunds.

3. Notary Public Applications: 213 Applications.

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

5. Reports of County Agencies; Quarterly
 - 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 Bratton moved to approve the Consent Items as listed above. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. The motion carried 19-0-0-0.

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IN RE: HONORARY AND MEMORIAL RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING EVAN THOMPSON:R-97-10-101:

Consideration of a Resolution of the Commission of Knox County, Tennessee, memorializing Evan Thompson was before the Board of Commissioners.

Mr. and Mrs. William Thompson, parents, were present and spoke on the matter.

Ms. Darlene Berry, Godparent, was present and spoke on the matter.

Commissioner Cawood moved to approve R-97-10-101 - Resolution of the Commission of Knox County, Tennessee, memorializing Evan Thompson. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 FRANCIS CLAX AS "NEIGHBOR OF THE YEAR" R-97-10-102:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Francis Clax as "Neighbor of the Year" was before the Board of Commissioners.

Mr. Francis Clax, was present and spoke on the matter.

Commissioner Jordan moved to approve R-97-10-102 - Resolution of the Commission of Knox County, Tennessee, honoring Francis Clax as "Neighbor of the Year". Commissioner Bowden seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 PATRICIA WRIGHT OF THE HOUSING AND URBAN DEVELOPMENT (HUD) LOCAL OFFICE FOR HER OUTSTANDING SUPPORT TO KNOX COUNTY AND THE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT: R-97-10-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Patricia Wright for the Housing and Urban Development (HUD) local office for her outstanding support to Knox County and the Department of Housing and Community Development was before the Board of Commissioners.

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

Ms. Shelia Munzer, Development Corporation was present and spoke on the matter.

Ms. Patricia Wright, was present and spoke on the matter.

Commissioner Ragsdale moved to approve R-97-10-103 - Resolution of the Commission of Knox County, Tennessee, honoring Patricia Wright for the Housing and Urban Development (HUD) local office for her outstanding support to Knox County and the Department of Housing and Community Development. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold,

Griess, 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 IJAMS NATURE CENTER AND BO TOWNSEND, EXECUTIVE DIRECTOR, AND JACKIE LANE, EDUCATIONAL DIRECTOR, FOR THEIR EFFORTS IN PUBLIC AWARENESS FOR RECYCLING: R-97-10-105:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Ijams Nature Center and Bo Townsend, Executive Director, and Jackie Lane, Educational Director, for their efforts in Public Awareness for Recycling was before the Board of Commissioners.

Mr. Bo Townsend, Executive Director, Ijams Nature Center, was present and spoke on the matter.

Ms. Jackie Lane, Educational Recycling, was present and spoke on the matter.

Commissioner Medley moved to approve R-97-10-105 - Resolution of the Commission of Knox County, Tennessee, honoring Ijams Nature Center and Bo Townsend, Executive Director, and Jackie Lane, Educational Director, for their efforts in Public Awareness for Recycling. Commissioners Pinkston and Bratton seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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, DECLARING NOVEMBER 15 AS AMERICA RECYCLES DAY: R-97-10-107:

Consideration of a Resolution of the Commission of Knox County, Tennessee, declaring November 15 as America Recycles Day was before the Board of Commissioners.

Mr. John Evans, Administrator, Knox County Solid Waste Department, was present and spoke on the matter.

Commissioner Medley moved to approve R-97-10-107 - Resolution of the Commission of Knox County, Tennessee, declaring November 15 as America Recycles Day. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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, THANKING MAYOR ASHE AND THE KNOXVILLE CITY COUNCIL FOR DONATING THE WEST KNOXVILLE FAMILY CENTER (ALSO KNOWN AS THE WEST KNOX TEEN CENTER) TO KNOX COUNTY FOR WEST HIGH SCHOOL: R-97-10-106:

Consideration of a Resolution of the Commission of Knox County, Tennessee, thanking Mayor Ashe and the Knoxville City Council for donating the West Knoxville Family Center (also known as the West Knox Teen Center) to Knox County for West High School was before the Board of Commissioners.

Mr. Joe Walsh, City of Knoxville Parks and Recreation Department, was present and spoke on the matter.

Commissioner Medley moved to approve R-97-10-106 - Resolution of the Commission of Knox County, Tennessee, thanking Mayor Ashe and the Knoxville City Council for donating the West Knoxville Family Center (also known as the West Knox Teen Center) to Knox County for West High School. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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, DECLARING OCTOBER 29, 1997 AS INDUSTRY APPRECIATION DAY IN KNOX COUNTY: R-97-10-108:

Consideration of a Resolution of the Commission of Knox County, Tennessee, declaring October 29, 1997 as Industry Appreciation Day in Knox County was before the Board of Commissioners.

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

Commissioner Pinkston moved to approve R-97-10-108 - Resolution of the Commission of Knox County, Tennessee, declaring October 29, 1997 as Industry Appreciation Day in Knox County. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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:

At this time R-97-10-140, R-97-10-141 and R-97-10-142 was heard next on the agenda.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING DAVID EMORY: R-97-10-140:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring David Emory was before the Board of Commissioners.

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

Coach David Emory, was present and spoke on the matter.

Commissioner Cooper moved to approve R-97-10-140 - Resolution of the Commission of Knox County, Tennessee, honoring David Emory. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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, MEMORIALIZING FORMER SHERIFF BERNARD J. WAGGONER: R-97-10-141:

Consideration of a Resolution of the Commission of Knox County, Tennessee, memorializing former Sheriff Bernard J. Waggoner was before the Board of Commissioners.

Mr. Bernard J. Waggoner, Jr., was present and spoke on the matter.

Commissioner Cawood moved to approve R-97-10-141 - Resolution of the Commission of Knox County, Tennessee, memorializing former Sheriff Bernard J. Waggoner. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 APPRECIATION OF THE TENNESSEE VALLEY AUTHORITY: R-97-10-142:

Consideration of a Resolution of the Commission of Knox County, Tennessee, in appreciation of the Tennessee Valley Authority was before the Board of Commissioners.

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

Mr. Allen Carmichael, representing TVA, was present and spoke on the matter.

Commissioner Pinkston moved to approve R-97-10-142 - Resolution of the Commission of Knox County, Tennessee, in appreciation of the Tennessee Valley Authority. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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:

1. Ms. Ann Thompson was present and spoke on Hallsdale Powell Utility District and the problems the subdivision is having.

Mr. Bruce Wuethrich, Building Codes, was present and spoke on the matter.

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

Mr. Ed Summers, representing Hallsdale Powell Utility District, was present and spoke on the matter.

2. Mr. Robert Webb, Regional Ambulance Manager, was present and gave a report on the Ambulance Authority.

3. Mr. Tom Hicks, was present and spoke on Hillcrest North and the problems by the Grand Jury.

4. Mr. George White, Jr. was present and spoke on racial discrimination.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on September 22, 1997 was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on September 22, 1997. Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 Horner moved to recess the meeting until 6:00 p.m. at which time rezonings would start. Commissioner Medley seconded the motion and upon voice vote the motion failed 1-18-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, CONFIRMING THE APPOINTMENT OF ONE MEMBER TO THE KNOX COUNTY REGIONAL FARMERS MARKET ADVISORY AND DEVELOPMENT BOARD: R-97-10-109:

Consideration of a Resolution of the Commission of Knox County, Tennessee, confirming the appointment of one member to the Knox County Regional Farmers Market Advisory and Development Board was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-97-10-109 - Resolution of the Commission of Knox County, Tennessee, confirming the

appointment of one member to the Knox County Regional Farmers Market Advisory and Development Board with the name of Ms. Nicole Bostic. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 SIX MEMBERS TO THE HISTORIC PROPERTIES REVIEW BOARD:

R-97-10-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee, confirming the appointment of six members to the Historic Properties Review Board was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-97-10-110 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of six members to the Historic Properties Review Board with the following names: L. Duane Grieve, Andrea Hughes, Ruth Howe, Kenneth M. Gresham, Jr., Judith R. Zachary and Carroll Reagan. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 KNOX COUNTY PERSONNEL BOARD FOR A THREE YEAR TERM: R-97-10-111:

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 Teague moved to defer R-97-10-111 - Resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Personnel Board for a three year term to the November

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

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IN RE: DRIVES AND ROADS TO BE CLOSED:

1. Consideration of a request to close Kildare Drive off Kingston Pike was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve the request to close Kildare Drive off Kingston Pike on second reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 CHANGE ORDER #7 IN THE AMOUNT OF \$107,265.00 WITH MERIT CONSTRUCTION, INC. FOR THE RITTA ELEMENTARY SCHOOL PROJECT: R-97-10-112:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving change order #7 in the amount of \$107,265.00 with Merit Construction, Inc. for the Ritta Elementary School Project was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-10-112 - Resolution of the Commission of Knox County, Tennessee, approving change order #7 in the amount of \$107,265.00 with Merit Construction, Inc. for the Ritta Elementary School Project. Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 \$1,514,850.85 AND APPROVING A CONTRACT WITH MERIT CONSTRUCTION, INC. FOR

RENOVATIONS TO HOLSTON MIDDLE SCHOOL: R-97-10-113:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$1,514,850.85 and approving a contract with Merit Construction, Inc. for renovations for Holston Middle School was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-10-113 - Resolution of the Commission of Knox County, Tennessee, appropriating \$1,514,850.85 and approving a contract with Merit Construction, Inc. for renovations for Holston Middle School. Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 TENNESSEE BOILER REPAIR SERVICE, INC. FOR BOILER REPLACEMENT AT KNOXVILLE ADAPTIVE EDUCATION CENTER IN THE AMOUNT OF \$88,752.00: R-97-10-114:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Tennessee Boiler Repair Service, Inc. for boiler replacement at Knoxville Adaptive Education Center in the amount of \$88,752.00 was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-10-114 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Tennessee Boiler Repair Service, Inc. for boiler replacement at Knoxville Adaptive Education Center in the amount of \$88,752.00. Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 MILLER ROOFING FOR RE-ROOFING A PORTION OF BEARDEN ELEMENTARY

SCHOOL IN THE AMOUNT OF \$148,079.00: R-97-10-115:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Miller Roofing for re-roofing a portion of Bearden Elementary School in the amount of \$148,079.00 was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-10-115 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Miller Roofing for re-roofing a portion of Bearden Elementary School in the amount of \$148,079.00. Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 \$11,500.00 AND APPROVING AN AGREEMENT WITH ALLEN HOSHALL, INC. FOR ENGINEERING SERVICES FOR DESIGN OF TRAFFIC SIGNALIZATION AT THE INTERSECTION OF OAK RIDGE HIGHWAY AND HARRELL ROAD: R-97-10-117:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$11,500.00 and approving an agreement with Allen Hoshall, Inc. for engineering services for design of traffic signalization at the intersection of Oak Ridge Highway and Harrell Road was before the Board of Commissioners.

Commissioner Cawood moved to approve R-97-10-117 - Resolution of the Commission of Knox County, Tennessee, appropriating \$11,500.00 and approving an agreement with Allen Hoshall, Inc. for engineering services for design of traffic signalization at the intersection of Oak Ridge Highway and Harrell Road. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 COOPERATIVE AGREEMENT WITH
THE UNITED STATES DEPARTMENT OF AGRICULTURAL NATURAL
RESOURCES CONSERVATION SERVICE FOR FLOOD DAMAGE CLEANUP
OF FLAT CREEK IN EAST KNOX COUNTY: R-97-10-118:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a cooperative agreement with the United States Department of Agricultural Natural Resources Conservation Service for flood damage cleanup of Flat Creek in east Knox County was before the Board of Commissioners.

Commissioner Mills moved to approve R-97-10-118 - Resolution of the Commission of Knox County, Tennessee, approving a cooperative agreement with the United States Department of Agricultural Natural Resources Conservation Service for flood damage cleanup of Flat Creek in east Knox County. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 THE RESTRICTIONS ON A PARCEL
OF LAND IN THE FORKS OF THE RIVER INDUSTRIAL PARK:
R-97-10-120:

Consideration of a Resolution of the Commission of Knox County, Tennessee, regarding the restrictions on a parcel of land in the Forks of the River Industrial Park was before the Board of Commissioners.

Commissioner Pinkston moved to approve R-97-10-120 - Resolution of the Commission of Knox County, Tennessee, regarding the restrictions on a parcel of land in the Forks of the River Industrial Park. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 OF THE MT. OLIVE SEWER IMPROVEMENT PROJECT; R-97-10-121:

Consideration of the Resolution of the Commission of Knox County, Tennessee, approving a contract amendment with McGill Associates for engineering services for Phase I of the Mt. Olive Sewer Improvement Project was before the Board of Commissioners.

Commissioner Pinkston moved to approve R-97-10-121 - Resolution of the Commission of Knox County, Tennessee, approving a contract amendment with McGill Associates for engineering services for Phase I of the Mt. Olive Sewer Improvement Project. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 BY THE KNOX COUNTY EXECUTIVE OF THE COUNTY LAW DIRECTOR TO REVIEW ALL POLICIES AND ASSIST WITH THE LIST OF OFFICES THAT WILL BE GOVERNED BY THE COUNTY WIDE BASED PERSONNEL POLICIES: R-97-10-122:

Consideration of a Resolution of the Commission of Knox County, Tennessee, confirming the appointment by the Knox County Executive of the County Law Director to review all policies and assist with the list of offices that will be governed by the county wide based personnel policies was before the Board of Commissioners.

Commissioner Teauge moved to approve R-97-10-122 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment by the Knox County Executive of the County Law Director to review all policies and assist with the list of offices that will be governed by the county wide based personnel policies. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis,

Ragsdale, Leuthold, Griess, 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 LIST OF AGENCIES, OFFICES, AND DEPARTMENTS THAT ARE COVERED BY THE BASE PERSONNEL POLICIES: R-97-10-123:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the list of agencies, offices, and departments that are covered by the base personnel policies was before the Board of Commissioners.

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

Commissioner Teague moved to approve R-97-10-123 - Resolution of the Commission of Knox County, Tennessee, approving the list of agencies, offices, and departments that are covered by the base personnel policies with the following change: Delete the following #10. Division of Youth Services, #21. GIS, #22. 911, #23. CAC and #24. MPC. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 THE PERSON APPOINTED BY THE COUNTY EXECUTIVE OF THE DIRECTOR OF ADMINISTRATION AS THE PERSON RESPONSIBLE FOR DEVELOPING THE BASE PERSONNEL POLICIES: R-97-10-124:

Consideration of a Resolution of the Commission of Knox County, Tennessee, confirming the appointment of the person appointed by the County Executive of the Director of Administration as the person responsible for developing the base Personnel Policies was before the Board of Commissioners.

Commissioner Teague moved to approve R-97-10-124 - Resolution of the Commission of Knox County, Tennessee, confirming the

appointment of the person appointed by the County Executive of the Director of Administration as the person responsible for developing the base Personnel Policies. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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, ADOPTING A PERSONNEL PLAN FOR THE KNOX COUNTY COMMISSION OFFICE: R-97-10-125:

Consideration of a Resolution of the Commission of Knox County, Tennessee, adopting a Personnel Plan for the Knox County Commission Office was before the Board of Commissioners.

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

Mr. Russell Treadway, Knox County Personnel Director, was present and spoke on the matter.

Commissioner Teague moved to withdraw R-97-10-125 - Resolution of the Commission of Knox County, Tennessee, adopting a Personnel Plan for the Knox County Commission Office. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 RE-APPROPRIATION OF FUNDS DESIGNATED FOR CARRYOVER ON JUNE 30, 1997: R-97-10-127:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the re-appropriation of funds designated for carryover on June 30, 1997 was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-10-127 - Resolution of the Commission of Knox County, Tennessee, approving the re-appropriation of funds designated for carryover on June 30, 1997. Commissioner Medley seconded the motion and upon roll call vote

Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 YEAR END BUDGET AMENDMENTS FOR VARIOUS FUNDS FOR THE CLOSE-OUT OF FISCAL YEAR ENDED JUNE 30, 1997: R-97-10-128:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving year end budget amendments for various funds for the close-out fiscal year ended June 30, 1997 was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-10-128 - Resolution of the Commission of Knox County, Tennessee, approving year end budget amendments for various funds for the close-out fiscal year ended June 30, 1997. Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 FOUR YEAR REAPPRAISAL PLAN FOR KNOX COUNTY COMMENCING JULY 1, 1997: R-97-10-129:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the Four Year Reappraisal Plan for Knox County commencing July 1, 1997 was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-10-129 - Resolution of the Commission of Knox County, Tennessee, approving the Four Year Reappraisal Plan for Knox County commencing July 1, 1997. Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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, ADOPTING THE REFERRING A COURT SECURITY ANNUAL REPORT TO THE STATE OF TENNESSEE ADMINISTRATIVE OFFICE OF THE COURTS: R-97-10-130:

Consideration of a Resolution of the Commission of Knox County, Tennessee, adopting the referring a court security annual report to the State of Tennessee Administrative Office of the Courts was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-97-10-130 - Resolution of the Commission of Knox County, Tennessee, adopting the referring a court security annual report to the State of Tennessee Administrative Office of the Courts. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CHANGE ORDER WITH PORTLAND UTILITIES CONSTRUCTION CO., L.L.C. IN THE AMOUNT OF \$115,296.00 FOR WORK THROUGH THE ENVIRONMENTAL CONTAMINATION OF PHASE I OF THE MOUNT OLIVE SEWER IMPROVEMENT PROJECT: R-97-10-143:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a change order with Portland Utilities Construction Co., L.L.C. in the amount of \$115,296.00 for work through the environmental contamination of Phase I of the Mount Olive Sewer Improvement Project was before the Board of Commissioners.

Commissioner Bratton moved to approve R-97-10-143 - Resolution of the Commission of Knox County, Tennessee, approving a change order with Portland Utilities Construction Co., L.L.C. in the amount of \$115,296.00 for work through the environmental contamination of Phase I of the Mount Olive Sewer Improvement Project. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis,

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

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IN RE: ORDINANCE ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING KNOX COUNTY CODE SECTION 62-89 (E) REGARDING ENFORCEMENT OF KNOX COUNTY PARKING REGULATIONS: 0-97-10-102: FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code Section 62-89(e) regarding enforcement of Knox County Parking Regulations was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to approve R-97-10-102 - Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code Section 62-89(e) regarding enforcement of Knox County Parking Regulations on first reading. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 CHAPTER 82 OF PRIVATE ACTS OF 1991, AMENDING AND CONTINUING IN EFFECT THE KNOX COUNTY AMUSEMENT TAX: 0-97-9-101: SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, adopting Chapter 82 of Private Acts of 1991, amending the continuing in effecting the Knox County Amusement Tax was before the Board of Commissioners on second reading.

Commissioner Leuthold moved to approve 0-97-9-101 - Ordinance of the Commission of Knox County, Tennessee, adopting Chapter 82 of Private Acts of 1991, amending the continuing in effecting the Knox County Amusement Tax. Commissioner Ragsdale

seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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. Mike Moyers, Knox County Senior Deputy Law Director, was present and stated on Resolution R-97-7-150 - Request of Heritage Homes for Seniors for rezoning from A Agricultural Zone to OB Office, Medical and Related Services Zone Mr. Peter Faulk wanted to rezone all of the northern part of the property, north of Tyrone Drive and Tyrone Drive to OB. Mr. Moyers stated the minutes to the July Board of Commissioners meeting be corrected as follows: "All of the property and former Tyrone Drive be rezoned to OB."

Commissioner Ragsdale moved to amend the minutes that all of the property and former Tyrone Drive be rezoned OB. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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

Mrs. Kim Ellis called the roll and those Commissioners responding were Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston.

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IN RE: ZONING REQUEST:

1. Request of Chatam Developers for rezoning from A Agricultural Zone to PR Planned Residential at 1-3 dwelling units per acre R-97-10-132 was before the Board of Commissioners. Property located north of Snyder Road; east of Snyder School 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-97-10-132 - Request of Chatam Developers 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 Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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2. Request of Rhoda M. Stephens for rezoning from PC Planned Commercial and PR Planned Residential Zone to CA General Business Zone R-97-10-133 was before the Board of Commissioners. Property located north side east Emory Road, east of Bishop Road; Seventh Commission District.

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

Commissioner Cooper moved to approve R-97-10-133 - Request of Rhoda M. Stephens for rezoning from PC Planned Commercial and PR Planned Residential Zone to CA General Business Zone as per Metropolitan Planning Commission's Recommendation: Approve CA General Business Zone. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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3. Request of Robert H. Temple for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-97-10-134 was before the Board of Commissioners. Property located east side dead-end of Scenic View Drive, north of Maynardville Highway; Seventh Commission District.

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

Commissioner Cooper moved to approve R-97-10-134 - Request of Robert H. Temple 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, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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4. Request of Michael & Melody Jungman for rezoning from RA Low Density Residential Zone to A Agricultural Zone R-97-10-135 was before the Board of Commissioners. Property located northeast side Joyce Lane, south of Beaver Creek 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-97-10-135 - Request of Michael & Melody Jungman for rezoning from RA Low Density Residential Zone to A Agricultural Zone as per Metropolitan Planning Commission's Recommendation: Approve A Agricultural for parcel 151 only. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, 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 David Taylor, II for rezoning from A Agricultural Zone to CB Business & Manufacturing Zone R-97-10-136 was before the Board of Commissioners. Property located southeast side Maynardville Highway, northwest side Old Maynardville Pike; Seventh Commission District.

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

Mr. David Taylor, applicant, was present and spoke on the matter.

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

Ms. Sarah Moyers, area resident, was present and spoke on the matter.

Commissioner Horner moved to split the zoning the part on Old Maynardville Highway 35 feet behind the existing house will be zoned Agricultural and from the chain link fence to Maynardville Highway will be zoned CB which is necessary in order for him to have the storage buildings to keep the equipment. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, 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 John Story Truck Equipment and Sales, Inc. for rezoning from A Agricultural and U Unclassified Zone to I Industrial Zone R-97-10-137 was before the Board of Commissioners. Property located northwest side Rutledge Pike, northeast side Ellistown 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-97-10-137 - Request of John Story Truck Equipment and Sales, Inc. for rezoning from A Agricultural and U Unclassified Zone to I Industrial Zone. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Horner, Cooper, Mills, Bratton and Pinkston voted aye. Commissioners Ragsdale, Teague and McMillan were absent from the vote. The motion carried 16-0-0-3.

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7. Request of B & F Partnership for rezoning from RA Low Density Residential Zone to PR Planned Residential at 1-4 dwelling units per acre R-97-10-138 was before the Board of Commissioners. Property located southeast side Westland Drive, east of West Day Circle; Fourth Commission District.

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

Commissioner Davis moved to approve R-97-10-138 - Request of B & F Partnership for rezoning from RA Low Density Residential 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 dwellings units per acre. Commissioner Moody seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Horner, Cooper, Mills, Bratton and Pinkston voted aye. Commissioners Ragsdale, Teague and McMillan were absent from the vote. The motion carried 16-0-0-3.

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8. Request of D H & S Partnership for rezoning from A Agricultural Zone to PC Planned Commercial Zone R-97-10-139 was before the Board of Commissioners.

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

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

Mr. Steve Roth, Attorney, representing applicant, was present and spoke on the matter.

Mr. Wayne Kline, Attorney, representing homeowners, was present and spoke on the matter.

Mr. Gayle Collins, area resident, was present and spoke in opposition to the request.

Ms. Patra Rule, President, Keller Bend Homeowners Association, was present and spoke in opposition to the request.

Mr. Gordon Rome, area resident, was present and spoke in opposition to the request.

Mr. John Skunmaker, President, Council of West Knox County Homeowners, was present and spoke in opposition to the request.

Mr. Jack Woodall, area resident, was present and spoke in opposition to the request.

Mr. Bruce Wuethrich, Knox County Building Codes, was present and spoke on the matter.

Ms. Sharon Boyce, area resident, was present and spoke in opposition to the request.

Mr. Jim Doss, Developer, was present and spoke on the matter.

Ms. Becky Erwin, area resident, was present and spoke in opposition to the request.

Commissioner Mills moved to approve R-97-10-139 - Request of D H & S Partnership 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, Bowden, Tindell, Moody, Davis, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Medley, DeSelm, Ragsdale and Leuthold voted no. The motion carried 14-5-0-0.

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IN RE: SUBDIVISION APPEALS:

Appeal of Robert F. Scanlon on MPC's Approval of Concept Plan Subject to 5 conditions was before the Board of Commissioners. Property located east side Bristol Circle, southwest of Echo Valley Road; Fifth Commission District.

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

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

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

Mr. Robert Scanlon, Petitioner, was present and spoke on the matter.

Commissioner Ragsdale moved to defer to the November Board of Commissioners meeting Appeal of Robert F. Scanlon on MPC's Approval of Concept Plan Subject to 5 conditions. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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
OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING
ORDINANCE REGARDING ASSISTED LIVING FACILITIES: FIRST
READING: O-97-10-101B:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding assisted living facilities O-97-10-101B was before the Board of Commissioners on first reading.

Commissioner Moody moved to approve O-97-10-101B - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding assisted living facilities O-97-10-101B on first reading. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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, November 17, 1997 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present Commissioners Jordan, Bowden, 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, Mr. Thomas Schumpert, Knox County Executive, Ms. Kathy Hamilton, Knox County Finance Director, Mr. Richard Beeler, Knox County Law Director, and members of the news media.

Commissioner 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: DEVOTIONAL:

Reverend Grady Winegar, Pastor at Bearden United Methodist Church, was present and gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner DeSelm 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 withdraw Resolution R-97-11-112 - Resolution of the Commission of Knox County, Tennessee, approving the increase of salary levels for the personnel of the Knox County Sheriff's Department Merit System Office utilizing budgeted funds. He also amended the agenda to hear Resolution R-97-11-106 after completion of Honorary and Memorial Resolutions.

2. Without objection, Commissioner Griess amended the agenda to defer the following item to the February 1998 Regular Session meeting: Ordinance O-96-11-104 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding the RB General Residential Zone District.

3. At this time, there was discussion regarding amending the agenda to add the following item: Resolution R-97-11-129 - Resolution of the Commission of Knox County, Tennessee, approving a lease with East Towne Mall Company Limited Partnership for the expansion of the East Towne Mall Satellite Office for the County Clerk.

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

Upon roll call vote to amend the agenda to add the following item: Resolution R-97-11-129 - Resolution of the Commission of Knox County, Tennessee, approving a lease with East Towne Mall Company Limited Partnership for the expansion of the East Towne Mall Satellite Office for the County Clerk, Commissioners Bowden, Tindell, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, Mills and Bratton voted aye. Commissioners Rogero, Moody, Medley, McMillan and Pinkston voted no. Commissioner DeSelm abstained from voting. Commissioner Jordan arrived later in the meeting. The motion failed 12-5-1-1. (2/3 majority vote required)

4. Without objection, Commissioner Griess amended the agenda to withdraw the following items: Resolution R-97-11-119 - Resolution of the Commission of Knox County, Tennessee, requesting the Knox County Legislative Delegation to sponsor legislation establishing a fee structure for Orders of Protection; Resolution R-97-11-120 - Resolution of the Commission of Knox County, Tennessee, supporting the 1995 Sex Offender Registration and Monitoring Act; and Resolution R-97-11-121 - Resolution of the Commission of Knox County, Tennessee, requiring certain county projects to comply with the Knox County Zoning Ordinance.

5. Without objection, Commissioner Griess amended the agenda to withdraw the following item: Resolution R-97-11-113 - Resolution of the Commission of Knox County, Tennessee, expressing an intent to amend the ambulance contract with Rural/Metro of Tennessee, L.P. regarding the AVL System. He also amended the agenda to defer the following item to the December 1997 Regular Session meeting: Resolution R-97-11-104 - Resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Personnel Board for a three year term.

6. Without objection, Commissioner Griess amended the agenda to defer the following item: Resolution R-97-11-103 - Resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Board of Public Library Directors.

7. Without objection, Commissioner Griess amended the agenda to the December 1997 Regular Session meeting: Resolution R-97-11-107 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with Knoxville Habitat for Humanity, Inc. for the Home Program. He also amended the agenda to add the following items: Resolution R-97-11-127 - Resolution of the Commission of Knox County, Tennessee, calling upon Levi Strauss Incorporated to keep open its Knoxville Plant; and Resolution R-97-11-128 - Resolution of the Commission of Knox County, Tennessee, honoring Bill Baxter for being selected by Governor Don Sundquist as the State's Commissioner of Economic and Community Development. (To be heard after completion of Resolution R-97-11-102)

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IN RE: CONSENT ITEMS:

1. Drives and Roads to be accepted as completed:
 - A. Reliability Circle, Technology Park Center, Unit 1, 700 feet in length with a 50 foot right of way; Kyle Beeler, property owner. (District 6)

B. Colebrook Lane, The Village at Roefield, Unit 4, 200 feet in length with a 50 foot right of way; Schubert Properties, property owner. (District 5)

C. Roemeadow Lane, The Village at Roefield, Unit 4, 250 feet in length with a 50 foot right of way; Schubert Properties, property owner. (District 5)

D. Sudberry Lane, The Village at Roefield, Unit 2, 200 feet in length with a 50 foot right of way; Schubert Properties, property owner. (District 5)

E. Valeview Lane, The Village at Roefield, Units 2, 3 and 4, 1,050 feet in length with a 50 foot right of way; Schubert Properties, property owner. (District 5)

F. Willowood Road, The Village at Roefield, Units 3 and 4, 1,600 feet in length with a 50 foot right of way; Schubert Properties, property owner. (District 5)

G. Cloverleaf Lane, Roefield Subdivision, Unit 1, 250 feet in length with a 50 foot right of way; Schubert Properties, property owner. (District 5)

H. Bateau Lane, Roefield Subdivision, Unit 2, 200 feet in length with a 50 foot right of way; Schubert Properties, property owner. (District 5)

I. Gnarled Pine Lane, Roefield Subdivision, Unit 2, 200 feet in length with a 50 foot right of way; Schubert Properties, property owner. (District 5)

J. Woodsboro Road, Roefield Subdivision, Units 1, 2 and 3, 2,600 feet in length with a 50 foot right of way; Schubert Properties, property owner. (District 5)

K. Florence Gardens Road, Florence Gardens, Unit 1, 1800 feet in length with a 50 foot right of way; Trantanella Construction, property owner. (District 7)

L. Marsala Lane, Florence Gardens, Unit 1, 950 feet in length with a 50 foot right of way; Trantanella Construction, property owner. (District 7)

M. Vercelli Lane, Florence Gardens, Unit 1, 850 feet in length with a 50 foot right of way; Trantanella Construction, property owner. (District 7)

N. Sorrenta Road, Ghiradelli Place, Unit 1, 1,050 feet in length with a 50 foot right of way; Trantanella Construction, property owner. (District 7)

O. Palermo Road, Ghiradelli Place, Unit 2, 1,100 feet in length with a 50 foot right of way; Trantanella Construction, property owner. (District 7)

P. Ghiradelli Road Ext., Ghiradelli Place, Unit 2, 800 feet in length with a 50 foot right of way; Trantanella Construction, property owner. (District 7)

Q. Josepi Drive Ext., Ghiradelli Place, Unit 2, 350 feet in length with a 50 foot right of way; Trantanella Construction, property owner. (District 7)

R. Galileo Drive Ext., Ghiradelli Place, Unit 2, 200 feet in length with a 50 foot right of way; Trantanella Construction, property owner. (District 7)

S. Josepi Drive Ext., Ghiradelli Place, Unit 3, 400 feet in length with a 50 foot right of way; Trantanella Construction, property owner. (District 7)

T. Genoa Lane, Ghiradelli Place, Unit 3, 1,000 feet in length with a 50 foot right of way; Trantanella Construction, property owner. (District 7)

U. Business Park Lane, Dutchtown Business Park, Unit 1, 250 feet in length with a 50 foot right of way; John and Bob McCallie, property owner. (District 6)

V. Corridor Park Boulevard Ext., Corridor Park, Unit 2, 600 feet in length with a 50 foot right of way; Charles Hayes, property owner. (District 6)

W. Micro Lane, Corridor Park, Unit 2, 900 feet in length with a 50 foot right of way; Charles Hayes, property owner. (District 6)

X. Delta Lane, Corridor Park, Unit 2, 400 feet in length with a 50 foot right of way; Charles Hayes, property owner. (District 6)

Y. Lyngate Road, Brockton Place, Unit 2, 850 feet in length with a 50 foot right of way; Steve Price, property owner. (District 6)

2. Tax Refunds:

No request received.

3. Notary Public Applications

121 Notary Public Applications received.

Commissioner Bratton moved to approve all items on the consent agenda. Commissioner Medley seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Jordan arrived later in the meeting. The motion carried 18-0-0-1.

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IN RE: HONORARY AND MEMORIAL RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, DECLARING NOVEMBER 16 - 22 AS AMERICAN EDUCATION WEEK - R-97-11-101:

Consideration of a resolution of the Commission of Knox County, Tennessee, declaring November 16 - 22 as American Education Week was before the Board of Commissioners.

Mrs. Kim Ellis, Minute Clerk to the Knox County Clerk, read the resolution into the record.

Commissioner Horner moved to approve Resolution R-97-11-101 - Resolution of the Commission of Knox County, Tennessee, declaring November 16 - 22 as American Education Week. Commissioner Medley seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Jordan arrived later in the meeting. The motion carried 18-0-0-1.

Ms. Connie Coal, Vice-President of the Knox County Education Association, 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, SUPPORTING THE KNOX COUNTY/KNOXVILLE CHARACTER COUNTS PROGRAM - R-97-11-102:

Consideration of a resolution of the Commission of Knox County, Tennessee, supporting the Knox County/Knoxville Character Counts Program was before the Board of Commissioners.

Mrs. Kim Ellis, Minute Clerk to the Knox County Clerk, read the resolution into the record.

Commissioner Medley moved to approve Resolution R-97-11-102 - Resolution of the Commission of Knox County, Tennessee, supporting the Knox County/Knoxville Character Counts Program. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Jordan arrived later in the meeting. The motion carried 18-0-0-1.

Ms. Donna Trimble and Mr. Hallerin Hill, representing the Knox County/Knoxville Character Counts Program, 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, HONORING BILL BAXTER FOR BEING SELECTED BY GOVERNOR DON SUNDQUIST AS THE STATE'S COMMISSIONER OF ECONOMIC AND COMMUNITY DEVELOPMENT - R-97-11-128:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Bill Baxter for being selected by Governor Don Sundquist as the State's Commissioner of Economic and Community Development was before the Board of Commissioners.

Commissioners Horner and Cooper moved to approve Resolution R-97-11-128 - Resolution of the Commission of Knox County, Tennessee, honoring Bill Baxter for being selected by Governor Don Sundquist as the State's Commissioner of Economic

and Community Development. Commissioner Moody seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Jordan 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, APPROVING SITE SELECTION FOR THE JUSTICE CENTER COMPLEX; APPROPRIATING FUNDS FOR PREDEVELOPMENT AND A PORTION OF PHASE I COSTS; AND UPON COMPLETION OF THE MASTER PLAN, AUTHORIZING THE COUNTY EXECUTIVE TO ACQUIRE THE NECESSARY PROPERTY THROUGH NEGOTIATED PURCHASE AND/OR EXERCISING THE POWER OF EMINENT DOMAIN - R-97-11-106:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving site selection for the Justice Center Complex; appropriating funds for predevelopment and a portion of Phase I costs; and upon completion of the Master Plan, authorizing the County Executive to acquire the necessary property through negotiated purchase and/or exercising the power of eminent domain was before the Board of Commissioners.

The following individuals were present and spoke on the matter: Mr. Dwight Kessel, concerned citizen, Mr. Herbert Moncier, Attorney, Mr. Bob Worthington, representing the Downtown Association, Mr. Hallerin Hill, Management Committee of the Downtown Organization, Mr. Lawrence Tullock, concerned citizen, Mr. Daniel Smith, concerned citizen, Mr. William Rutizer, Dometown Organization, Mr. Ron Watkins, concerned citizen, Mr. Richard Cate, President of the Dometown Organization, Mr. Gary Hiscock, concerned citizen, Mr. Mark Schimé, Professor at UT's College of Architecture, Mr. Jim ^{Ulrich} ~~Allrick~~, concerned citizen, Mr. Robert Gobel, representing Carter Gobel Consulting Services, Mr. Thomas Schumpert, Knox County Executive, and Mr. Mike Edwards, Administator for Public Building Authority.

Commissioner Leuthold moved to approve Resolution R-97-11-106 - Resolution of the Commission of Knox County, Tennessee, approving site selection for the Justice Center Complex; appropriating funds for predevelopment and a portion of Phase I costs; and upon completion of the Master Plan, authorizing the County Executive to acquire the necessary property through negotiated purchase and/or exercising the power of eminent domain. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Medley, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Moody and DeSelm voted no. Commissioner Ragsdale recused himself from the vote. The motion carried 16-2-1-0.

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

8. Commissioner Griess amended the agenda to hear Resolution R-97-11-117 at this time.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A MANAGEMENT CONTRACT BETWEEN THE KNOX COUNTY TOURIST COMMISSION AND THE KNOXVILLE AREA CHAMBER PARTNERSHIP, INC. - R-97-11-117:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a management contract between the Knox County Tourist Commission and the Knoxville Area Chamber Partnership, Inc. was before the Board of Commissioners.

Mr. Rodney Lawler, Chairman of the Knoxville Area Chamber Partnership Task Force, Mr. David Rector, Director of the Knox County Tourist Commission, Mr. Richard Beeler, Knox County Law Director, and Mr. Mike Wildes, Executive Director of the Tourist Commission, were present and spoke on the matter.

Commissioner Moody moved to authorize the Knox County Tourist Commission to negotiate a management contract with the Knoxville Area Chamber Partnership in the endeavor of promoting and increasing tourism and economic development in Knox County.

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

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IN RE: DELEGATIONS TO BE HEARD:

1. Ms. Rose Mary Elkins, and Boy Scouts Troop #38, were present to observe the Commission meeting.

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2. Mr. Thomas Schumpert, Knox County Executive, was present and spoke concerning the location of the proposed baseball stadium.

Mr. Dan Rokowski, General Manager for Minor League Baseball, was present and spoke on the matter.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on October 27, 1997 (Regular Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on October 27, 1997 (Regular Session). Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ELECTIONS AND APPOINTMENTS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING ONE MEMBER TO THE KNOX COUNTY BOARD OF PUBLIC LIBRARY DIRECTORS - R-97-11-103:

This item was deferred to the December 1997 Regular Session meeting. (See Amendments to the Agenda, Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING ONE MEMBER TO THE KNOX COUNTY PERSONNEL BOARD FOR A THREE YEAR TERM -

R-97-11-104:

This item was deferred to the December 1997 Regular Session meeting. (See Amendments to the Agenda, Page _____)

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IN RE: RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$2,810,031.10 FOR CONSTRUCTION AND RELATED COSTS, AND APPROVING A CONTRACT WITH WEBB & SONS CONSTRUCTION COMPANY, INC. FOR RENOVATIONS TO SEQUOYAH ELEMENTARY SCHOOL -

R-97-11-105:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$2,810,031.10 for construction and related costs, and approving a contract with Webb & Sons Construction Company, Inc. for renovations to Sequoyah Elementary School was before the Board of Commissioners.

Commissioner Davis moved to approve Resolution R-97-11-105 - Resolution of the Commission of Knox County, Tennessee, appropriating \$2,810,031.10 for construction and related costs, and approving a contract with Webb & Sons Construction Company, Inc. for renovations to Sequoyah Elementary School. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 SITE SELECTION FOR THE JUSTICE CENTER COMPLEX; APPROPRIATING FUNDS FOR PREDEVELOPMENT AND A PORTION OF PHASE I COSTS; AND UPON

COMPLETION OF THE MASTER PLAN, AUTHORIZING THE COUNTY EXECUTIVE TO ACQUIRE THE NECESSARY PROPERTY THROUGH NEGOTIATED PURCHASE AND/OR EXERCISING THE POWER OF EMINENT DOMAIN - R-97-11-106:

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AGREEMENT WITH KNOXVILLE HABITAT FOR HUMANITY, INC. FOR THE HOME PROGRAM - R-97-11-107:

This item was deferred to the December 1997 Regular Session meeting. (See Amendments to the Agenda, Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$33,000.00 AND APPROVING A SUPPLEMENT TO THE ENGINEERING CONTRACT WITH WILBUR SMITH ASSOCIATES FOR THE ROAD IMPROVEMENTS TO SCHAAD ROAD/CALLAHAN ROAD - R-97-11-108:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$33,000.00 and approving a supplement to the engineering contract with Wilbur Smith Associates for the road improvements to Schaad Road/Callahan Road was before the Board of Commissioners.

Commissioner Teague moved to approve Resolution R-97-11-108 - Resolution of the Commission of Knox County, Tennessee, appropriating \$33,000.00 and approving a supplement to the engineering contract with Wilbur Smith Associates for the road improvements to Schaad Road/Callahan Road. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 PROPOSAL BY THE TENNESSEE DEPARTMENT OF TRANSPORTATION FOR ROAD IMPROVEMENTS TO STATE ROUTE 61 FROM LUTTRELL SOUTHERN CITY LIMITS TO U.S. 11W (SR-1) IN BLAINE IN KNOX COUNTY - R-97-11-109:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a proposal by the Tennessee Department of Transportation for road improvements to State Route 61 from Luttrell Southern City Limits to U.S. 11W (SR-1) in Blaine in Knox County was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-97-11-109 - Resolution of the Commission of Knox County, Tennessee, approving a proposal by the Tennessee Department of Transportation for road improvements to State Route 61 from Luttrell Southern City Limits to U.S. 11W (SR-1) in Blaine in Knox County. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 \$300,000.00 TO CONSTRUCT A NEW CONVENIENCE CENTER AT FORKS OF THE RIVER AND TO COMPLETE RENOVATIONS TO THE JOHN SEVIER CONVENIENCE CENTER - R-97-11-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$300,000.00 to construct a new convenience center at Forks of the River and to complete renovations to the John Sevier Convenience Center was before the Board of Commissioners.

Commissioner Pinkston moved to approve Resolution R-97-11-110 - Resolution of the Commission of Knox County, Tennessee, appropriating \$300,000.00 to construct a new

convenience center at Forks of the River and to complete renovations to the John Sevier Convenience Center. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 NEW POSITION FOR THE KNOX COUNTY SHERIFF'S DEPARTMENT MERIT SYSTEM OFFICE - R-97-11-111:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a new position for the Knox County Sheriff's Department Merit System Office was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-97-11-111 - Resolution of the Commission of Knox County, Tennessee, approving a new position for the Knox County Sheriff's Department Merit System Office. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 INCREASE OF SALARY LEVELS FOR THE PERSONNEL OF THE KNOX COUNTY SHERIFF'S DEPARTMENT MERIT SYSTEM OFFICE UTILIZING BUDGETED FUNDS - R-97-11-112:

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, EXPRESSING AN INTENT TO AMEND THE AMBULANCE CONTRACT WITH RURAL/METRO OF TENNESSEE, L.P. REGARDING THE AVL SYSTEM - R-97-11-113:

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING RESOLUTION R-97-10-123 TO ADD THE COUNTY EMPLOYEES OF THE DISTRICT ATTORNEY GENERAL'S OFFICE AND THE PUBLIC DEFENDER'S OFFICE TO BE COVERED BY THE BASE PERSONNEL POLICIES - R-97-11-114:

Consideration of a resolution of the Commission of Knox County, Tennessee, amending Resolution R-97-10-123 to add the county employees of the District Attorney General's Office and the Public Defender's Office to be covered by the base personnel policies was before the Board of Commissioners.

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

Commissioner Teague moved to approve Resolution R-97-11-114 - Resolution of the Commission of Knox County, Tennessee, amending Resolution R-97-10-123 to add the county employees of the District Attorney General's Office and the Public Defender's Office to be covered by the base personnel policies. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ACCEPTING THE PERSONNEL PLAN AS REQUIRED BY PUBLIC CHAPTER 361 OF THE PUBLIC ACTS OF 1997 - R-97-11-115:

Consideration of the Commission of Knox County, Tennessee, accepting the personnel plan as required by Public Chapter 361 of the Public Acts of 1997 was before the Board of Commissioners.

Mr. Richard Beeler, Knox County Law Director, was present and indicated the resolution should be withdrawn from the agenda and the personnel plans from County Officials should be accepted to receive and file and spread of record.

Representatives from the following offices submitted Personnel Plans: Knox County Chancery Court, Knox County Circuit, Sessions & Juvenile Court Clerk, Knox County Clerk, Knox County Criminal & Fourth Circuit Court Clerk, Knox County General Sessions Judges, Knox County Property Assessor, Knox County Register of Deeds, and Knox County Sheriff's Department.

Without objection, Commissioner Griess accepted the personnel plans from the above County Officials to receive and file.

(THE PERSONNEL PLANS ARE ON FILE AT THE KNOX COUNTY CLERK'S OFFICE IN THE COMMISSION LIBRARY)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A PERSONNEL PLAN FOR THE COMMISSION OFFICE - R-97-11-116:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Personnel Plan for the Commission Office was before the Board of Commissioners.

Commissioner Teague moved to defer this item to the December 1997 Regular Session meeting and to appropriate \$450.00 for job surveys of the current 3 positions. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, 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 MANAGEMENT CONTRACT BETWEEN THE KNOX COUNTY TOURIST COMMISSION AND THE KNOXVILLE AREA CHAMBER PARTNERSHIP, INC. - R-97-11-117:

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE LEASE OF PROPERTY TO LAMAR ADVERTISING FOR BILLBOARD PURPOSES - R-97-11-118:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing the lease of property to Lamar Advertising for billboard purposes was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Resolution R-97-11-118 - Resolution of the Commission of Knox County, Tennessee, authorizing the lease of property to Lamar Advertising for billboard purposes. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and DeSelm voted no. The motion carried 17-2-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING THE KNOX COUNTY LEGISLATIVE DELEGATION TO SPONSOR LEGISLATION ESTABLISHING A FEE STRUCTURE FOR ORDERS OF PROTECTION - R-97-11-119:

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, SUPPORTING THE 1995 SEX OFFENDER REGISTRATION AND MONITORING ACT - R-97-11-120:

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUIRING CERTAIN COUNTY PROJECTS TO COMPLY WITH THE KNOX COUNTY ZONING ORDINANCE -

R-97-11-121:

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, CALLING UPON LEVI STRAUSS INCORPORATED TO KEEP OPEN ITS KNOXVILLE PLANT -

R-97-11-127:

Consideration of a resolution of the Commission of Knox County, Tennessee, calling upon Levi Strauss Incorporated to keep open its Knoxville Plant was before the Board of Commissioners.

Without objection, Commissioner Griess withdrew this item from the agenda.

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

9. Without objection, Commissioner Griess amended the agenda to add the following item: Resolution R-97-11-127A - Resolution of the Commission of Knox County, Tennessee, calling upon Levi Strauss Incorporated to keep open its Knoxville Plant.

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, CALLING UPON LEVI STRAUSS INCORPORATED TO KEEP OPEN ITS KNOXVILLE PLANT -

R-97-11-127A:

Consideration of a resolution of the Commission of Knox County, Tennessee, calling upon Levi Strauss Incorporated to keep open its Knoxville Plant was before the Board of Commissioners.

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

Commissioner Moody moved as a substitute motion to approve Resolution R-97-11-127A - Resolution of the Commission of Knox County, Tennessee, calling upon Levi Strauss Incorporated to keep open its Knoxville Plant with the following amendment: Request the Knox County Executive to draft a letter of thanks to Levi Strauss Incorporated for the time of their presence in Knox County and for their appreciation for the Powell Plant. Also include the Commission's willingness to support re-opening the Knoxville Plant when the demand increases. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 BILL BAXTER FOR BEING SELECTED BY GOVERNOR DON SUNDQUIST AS THE STATE'S COMMISSIONER OF ECONOMIC AND COMMUNITY DEVELOPMENT - R-97-11-128:

This item was heard earlier on the day's agenda. (See Amendments to the Agenda, Page _____)

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IN RE: ORDINANCES ON FIRST READING:

No request received.

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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 KNOX COUNTY ZONING ORDINANCE REGARDING THE RB GENERAL RESIDENTIAL ZONE DISTRICT - O-96-11-104 - (SECOND READING):

This item was heard during the Zoning Session. (See Page _____)

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING ORDINANCE REGARDING ASSISTED LIVING FACILITIES - O-97-10-101B - (SECOND READING)

This item was heard during the Zoning Session. (See Page _____)

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING KNOX COUNTY CODES SECTION 62-89(E) REGARDING ENFORCEMENT OF KNOX COUNTY PARKING REGULATIONS - O-97-10-102 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Knox County Codes Section 62-89(e) regarding enforcement of Knox County parking regulations was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve Ordinance O-97-10-102 - Ordinance of the Commission of Knox County, Tennessee, amending Knox County Codes Section 62-89(e) regarding enforcement of Knox County parking regulations on second reading. Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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. At this time, there was discussion regarding restructuring of committee assignments for the First District.

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

The following list was submitted: Commissioner Jordan will assume the First District seat on the Finance Committee, while retaining assignments on the Intergovernmental Committee, Board of Zoning and Appeals, Knox County Insolvency Board and Hotel-Motel Tax Sub-Committee.

Commissioner Bowden will accept assignments on the Education, Economic Development, and Human Services and Personnel Committees, as well as the Beer Board and the Greens Committee.

Commissioner Moody moved to accept the above committee assignments for the First District with the exception of the Greens Committee and Hotel-Motel Tax Sub-Committee. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

Without objection, Commissioner Leuthold, Chairman of the Finance Committee, appointed Commissioner Jordan to the First District seat on the Hotel-Motel Tax Sub-Committee

Commissioner Bowden was also appointed to the First District seat on the Disparity Study Committee.

Commissioner Bowden moved to amend the agenda to add the appointment of one member to fill the vacancy on the Greens Committee and that he be appointed. Commissioner Jordan seconded the motion and upon voice vote the motion failed.

* * * * *

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, Bowden, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioner Medley arrived later in the meeting.

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IN RE: REZONING REQUEST:

1. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of PBM Properties for rezoning from A Agricultural Zone to PR Planned Residential at 1-5 du/ac was before the Board of Commissioners. Property located south side Bluegrass Road, east of Hart Road, 5th Commission District.

Mr. Chris Ooten, representing Batson, Himes, Norvell & Poe Engineers, 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-97-11-122 - Resolution of the Commission of Knox County, Tennessee, approving the request of PBM Properties for rezoning from A Agricultural Zone to PR Planned Residential at 3.5 du/ac. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley arrived later in the meeting. The motion carried 18-0-0-1. Property located south side Bluegrass Road, east of Hart Road, 5th Commission District.

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2. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Judith Beeler for rezoning from RA Low Density Residential Zone to CA General Business Zone was before the Board of Commissioners. Property located north side Neal Drive, east of Tice Lane, 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-97-11-123 - Resolution of the Commission of Knox County, Tennessee, approving the request of Judith Beeler for rezoning from RA Low Density Residential Zone to PC Planned Commercial Zone as per MPC's recommendation. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley arrived later in the meeting. The motion carried 18-0-0-1. Property located north side Neal Drive, east of Tice Lane, 7th Commission District.

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3. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Fairfax Development for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-6 du/ac was before the Board of Commissioners. Property located north side Asheville Highway, west of Wooddale 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-97-11-124 - Resolution of the Commission of Knox County, Tennessee, approving the request of Fairfax Development for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-6 du/ac as per MPC's recommendation. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley arrived later in the meeting. The motion carried 18-0-0-1. Property located north side Asheville Highway, west of Wooddale Road, 8th Commission District.

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4. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Joseph O. Edington, Agent, for rezoning from A Agricultural Zone to OA Office Park Zone was before the Board of Commissioners. Property located west side South Peters Road, southwest of Sony Lane, 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-97-11-125 - Resolution of the Commission of Knox County, Tennessee, approving the request of Joseph O. Edington, Agent, for rezoning from A Agricultural Zone to OA Office Park Zone as per MPC's recommendation. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden,

Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley arrived later in the meeting. The motion carried 18-0-0-1. Property located west side South Peters Road, southwest of Sony Lane, 5th Commission District.

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5. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Knox County Commission for rezoning from A Agricultural Zone to RAE Single Family Exclusive Residential Zone was before the Board of Commissioners. Property located southeast side Rutledge Pike, southwest side Idumea Road, 8th Commission.

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

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

Commissioner McMillan moved to defer for 30 days the request of Knox County Commission for rezoning from A Agricultural Zone to RAE Single Family Exclusive Residential Zone. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley arrived later in the meeting. The motion carried 18-0-0-1.

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IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING ORDINANCE REGARDING ASSISTED LIVING FACILITIES - O-97-10-101B - (SECOND READING)

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding assisted living facilities was before the Board of Commissioners on second reading.

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

Commissioner Ragsdale moved to approve Ordinance O-97-10-101B - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding assisted living facilities on second reading. Commissioner Rogero seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley arrived later in 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 REGARDING THE RB GENERAL RESIDENTIAL ZONE DISTRICT - O-96-11-104 - (SECOND READING):

This item was deferred to the February 1998 Regular Session meeting. (See Amendments to the Agenda, Page _____)

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IN RE: SUBDIVISION APPEALS/ONE LOT VARIANCES:

1. Consideration of the appeal of Robert F. Scanlon on MPC's approval of concept plan subject to 5 conditions was before the Board of Commissioners. Property located east side Bristol Circle, southwest of Echo Valley Road; 5th Commission District.

Mr. Bunch, and Mr. Robert Scanlon, Appellant, were present and spoke on the matter.

Commissioner Ragsdale moved to uphold the appeal of Robert F. Scanlon on MPC's approval of concept plan subject to 5 conditions. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague,

Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Medley arrived later in the meeting. The motion carried 18-0-0-1. Property located east side Bristol Circle, southwest of Echo Valley Road; 5th Commission District.

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2. Consideration of the appeal of Montvue Development Co., LLC on MPC denial of variance was before the Board of Commissioners. Property located northwest side South Northshore Drive, northeast side Choto Road, 5th Commission District.

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

Mr. Drew Gilbert, representing Montvue Development Co., LLC, was present and spoke on behalf of the appeal.

Commissioner Davis moved to uphold the appeal of Montvue Development Co., LLC on MPC denial of variance. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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. Property located east side Bristol Circle, southwest of Echo Valley Road; 5th Commission District.

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

9. At this time, Commissioner Griess acknowledged the presence of Boy Scout Troop #500 which was present to observe the Commission meeting.

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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 C. Griess", is written over a horizontal line.

JOHN GRIESS, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, December 15, 1997 at 2:00 p.m. in the Main Assembly Room of the City-County Building. Those members present were Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Also present were Mr. Mike Moyers, Knox County Chief Deputy Law Director, Mr. Thomas Schumpert, Knox County Executive, and news media.

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Commissioner Griess, Chairman, presided.

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

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IN RE: DEVOTIONAL:

Commissioner Diane Jordan 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. Withdraw R-97-12-114 - Resolution of the Commission of Knox County, Tennessee, expressing an intent to appropriate funds to acquire land and construct a multi-use sports facility and park and add Alternate Resolution R-97-12-114 - Resolution of the Commission of Knox County, Tennessee, expressing intent to provide funding for a multi-use sports facility to house the Knoxville Smokies and requesting that the Knox County Executive provide to the Knox County Commission by a date certain details of at least three alternative sites for a location of a stadium.

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2. Add R-97-12-151 - Resolution of the Commission of Knox County, Tennessee, authorizing the grant of a transmission line easement to the United States of America to relocate a transmission line across property owned by Knox County on Pellissippi Parkway.

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3. Add R-97-12-152 - Resolution of the Commission of Knox County, Tennessee, appropriating \$75,000.00 for Capital Improvements to Nicholas Ball Park.

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4. Defer to the January Board of Commissioners meeting R-97-12-106 - Resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Personnel Board for a three year term.

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5. Add R-97-12-149 - Resolution of the Commission of Knox County, Tennessee, honoring Fred Patterson as the 1998 Supervisor and Administration Art Educator of the Year.

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6. Add R-97-12-150 - Resolution of the Commission of Knox County, Tennessee, recognizing Rocky Hill Elementary School Teacher Carolyn Daniel.

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7. Add R-97-12-153 - Resolution of the Commission of Knox County Tennessee, honoring the University of Tennessee Volunteers Football Team for winning the 1997 SEC Championship.

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8. Defer to the January Board of Commissioners meeting R-97-12-134 - Resolution of the Commission of Knox County Tennessee, authorizing the termination of reverter provisions contained on a 1993 deed to Eagle Distributing Company.

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9. Defer to the January Board of Commissioners meeting R-97-12-132 - Resolution of the Commission of Knox County Tennessee, authorizing the sale of undeveloped park land off

Northshore Drive to Cardinal Development Corporation for
\$311,250.00 contingent upon TVA approval.

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IN RE: CONSENT ITEMS:

1. Drives and Roads to be accepted as completed:
 No request received.

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2. Tax Refunds:
 No tax refunds.

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3. Notary Public Applications: 142 reported.
 Commissioner Cawood moved to approve the Consent
Items. Commissioner Davis seconded the motion and upon roll
call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody,
Medley, DeSelm, Davis, Ragsdale, 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. Receive and File the following Personnel Plans:
Knox County Schools, Knox County Trustee, and Juvenile Court.

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IN RE: AMENDMENT TO THE AGENDA:

Commissioner Teague moved to amend the agenda to add
Drives and Roads to be closed. Commissioner Horner seconded the
motion and upon roll call vote Commissioners Jordan, Bowden,
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: DRIVES AND ROADS TO BE CLOSED:

Close a portion of Summerwood Road was before the
Board of Commissioners on first reading.

Commissioner Teague moved to approve closing a
portion of Summerwood Road on first reading. Commissioner Cawood
seconded the motion and upon roll call vote Commissioners Jordan,

Bowden, 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: HONORARY AND MEMORIAL RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING DWAYNE A. THIEME OF THE HOUSING AND URBAN DEVELOPMENT (HUD) LOCAL OFFICE FOR HIS OUTSTANDING SUPPORT TO KNOX COUNTY AND THE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT:

R-97-12-101:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Dwayne A. Thieme of the Housing and Urban Development (HUD) local office for his outstanding support to Knox County and the Department of Housing and Community Development was before the Board of Commissioners.

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

Mr. Dwayne Thieme, was present and spoke on the matter.

Ms. Shelia Munzer, Development Corporation, was present and spoke on the matter.

Commissioner Ragsdale moved to approve R-97-12-101 - Resolution of the Commission of Knox County, Tennessee, honoring Dwayne A. Thieme of the Housing and Urban Development (HUD) local office for his outstanding support to Knox County and the Department of Housing and Community Development. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 THE KARNS HIGH
SCHOOL CHEERLEADERS: R-97-12-102:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring the Karns High School Cheerleaders was before the Board of Commissioners.

Ms. DeWanna Glover, was present and spoke on the matter.

Commissioner Cawood moved to approve R-97-12-102 - Resolution of the Commission of Knox County, Tennessee, honoring the Karns High School Cheerleaders. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 JACK HAMMONTREE:
R-97-12-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Jack Hammontree was before the Board of Commissioners.

Mr. Jack Hammontree, was present and spoke on the matter.

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

Commissioners Horner and Cooper moved to approve R-97-12-103 - Resolution of the Commission of Knox County, Tennessee, honoring Jack Hammontree. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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, COMMENDING THE KNOX COUNTY
DEPARTMENT OF ENGINEERING AND PUBLIC WORKS FOR RE-
ROUTING TRAFFIC AT KARNS INTERMEDIATE/PRIMARY
SCHOOL: R-97-12-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee, commending the Knox County Department of Engineering and Public Works for re-routing traffic at Karns Intermediate/Primary School was before the Board of Commissioners.

Mr. Bill Kervin, Director, Engineering and Public Works, was present and spoke on the matter.

Commissioner Cawood moved to approve R-97-12-104 - Resolution of the Commission of Knox County, Tennessee, commending the Knox County Department of Engineering and Public Works for re-routing traffic at Karns Intermediate/Primary School. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 FRED PATTERSON AS THE
1998 SUPERVISION AND ADMINISTRATION ART EDUCATOR OF
THE YEAR: R-97-12-149:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Fred Patterson as the 1998 Supervision and Administration Art Educator of the Year was before the Board of Commissioners.

Mr. Fred Patterson, was present and spoke on the matter.

Commissioners Horner and Cooper moved to approve R-97-12-149 - Resolution of the Commission of Knox County, Tennessee, honoring Fred Patterson as the 1998 Supervision and Administration Art Educator of the Year. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan,

Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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, RECOGNIZING ROCKY HILL ELEMENTARY SCHOOL TEACHER CAROLYN DANIEL: R-97-12-150:

Consideration of a Resolution of the Commission of Knox County, Tennessee, recognizing Rocky Hill Elementary School Teacher Carolyn Daniel was before the Board of Commissioners.

Ms. Carolyn Daniel, was present and spoke on the matter.

Commissioners Davis and DeSelm moved to approve R-97-12-150 - Resolution of the Commission of Knox County, Tennessee, recognizing Rocky Hill Elementary School Teacher Carolyn Daniel. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 THE UNIVERSITY OF TENNESSEE VOLUNTEERS FOOTBALL TEAM FOR WINNING THE 1997 SEC CHAMPIONSHIP: R-97-12-153:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring the University of Tennessee Volunteers Football Team for winning the 1997 SEC Championship was before the Board of Commissioners.

Commissioner Medley moved to approve R-97-12-153 - Resolution of the Commission of Knox County, Tennessee, honoring the University of Tennessee Volunteers Football Team for winning the 1997 SEC Championship. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold,

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

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IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Griess heard R-97-12-112 next on the agenda.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A MANAGEMENT CONTRACT BETWEEN THE KNOX COUNTY TOURIST COMMISSION AND THE KNOXVILLE AREA CHAMBER PARTNERSHIP, INC.

R-97-12-112:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a management contract between the Knox County Tourist Commission and the Knoxville Area Chamber Partnership, Inc. was before the Board of Commissioners.

Mr. Rodney Lawler, Chairman of the Knoxville Area Chamber Partnership Task Force, was present and spoke on the matter.

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

Mr. David Rector, Chairman, Tourist Commission, was present and spoke on the matter.

Mr. Nick Pavlis, was present and spoke on the matter.

Mr. Kurt Schatzl, representing the Greater Knoxville Hotel-Motel Association, was present and spoke on the matter.

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

Commissioner Leuthold moved to approve R-97-12-112 - Resolution of the Commission of Knox County, Tennessee, approving a management contract between the Knox County Tourist Commission and the Knoxville Area Chamber Partnership, Inc. with the following change: "At time of the budget if we thought it should end we give six (6) months notice, six months before the end of the year we could give notice that we plan to terminate at the end of the year. Commissioner McMillan seconded the motion.

There was a call for the question and upon roll call vote Commissioners Jordan, Bowden, Tindell, Medley, Davis, Ragsdale, Griess, Bratton and Pinkston voted aye. Commissioners Rogero, Moody, DeSelm, Leuthold, Cawood, Teague, Horner, Cooper, McMillan and Mills voted no. The motion on the call for the question failed 9-10-0-0.

Upon roll call vote of the original motion by Commissioner Leuthold, Commissioners Jordan, Bowden, Rogero, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Teague, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Moody, Cawood, Horner and Cooper voted no. The motion carried 15-4-0-0.

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IN RE: DELEGATIONS TO BE HEARD:

1. Mr. Jerry Hornish was present and spoke on Rural Metro Annual Report.
2. Mr. Brian Hornback was present and spoke on the sports facility.
3. Ms. Betsy Creekmore, President, Knoxville Tourist Bureau, was present and spoke on the sports facility.
4. Mr. Gordon Russell, was present and spoke in opposition to the stadium at Lovell Road and Gilbert Drive.
5. Mr. Robert Fagg, was present and spoke in opposition to the stadium at Lovell Road and Gilbert Drive.
6. Mr. Alonzo Montgomery, was present and spoke on the stadium.
7. Mr. Sanford Waggoner, was present and spoke on the stadium.
8. Mr. Walter Bowser, was present and spoke in opposition to the stadium at Lovell Road and Gilbert Drive.
9. Ms. Mabel Teague, was present and spoke on the concerns of police survivors.
10. Mr. Don Caldwell, was present and spoke in opposition to the stadium at Lovell Road and Gilbert Drive.
11. Mr. Joe Williams, representing homeowners of Twin Springs to eliminate the Lovell Road and Gilbert Drive proposal.

12. Mr. John Schoonmaker, was present and spoke in opposition to the stadium at Lovell Road and Gilbert Drive.

13. Mr. Paul Tangway, was present and spoke in opposition to the stadium at Lovell Road and Gilbert Drive.

14. Ms. Debra Flanigan, was present and spoke in opposition to the stadium at Lovell Road and Gilbert Drive.

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IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Griess amended the agenda to hear R-97-12-114 next on the agenda.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, EXPRESSING INTENT TO PROVIDE FUNDING FOR A MULTI-USE SPORTS FACILITY TO HOUSE THE KNOXVILLE SMOKIES, AND REQUESTING THAT THE KNOX COUNTY EXECUTIVE PROVIDE TO THE KNOX COUNTY COMMISSION BY A DATE CERTAIN DETAILS OF AT LEAST THREE ALTERNATIVE SITES FOR A LOCATION OF A STADIUM: ALTERNATE RESOLUTION:R-97-12-114:

Consideration of a Resolution of the Commission of Knox County, Tennessee, expressing intent to provide funding for a Multi-Use Sports Facility to house the Knoxville Smokies, and requesting that the Knox County Executive provide to the Knox County Commission by a date certain details of at least three alternative sites for a location of a stadium was before the Board of Commissioners.

Mr. Scott Smith, spoke on keeping the Lovell Road and Gilbert Drive site as one of the selections.

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

Mr. Dennis Downs, concerned citizen, was present and spoke in opposition to the Lovell Road and Gilbert Drive location.

Mr. Richard Graff, concerned citizen, was present and spoke on the matter.

Mr. Mike Hess, President, Knoxville Hotel-Motel Association, stated the Knoxville Hotel-Motel Association

supports the multi-units sports complex but they do not feel the Hotel tax money should be funded for a baseball stadium only.

Mr. Marvin Pitts, concerned citizen, was present and spoke in opposition to the request.

Commissioner Ragsdale moved to approve R-97-12-114 - Resolution of the Commission of Knox County, Tennessee, expressing intent to provide funding for a Multi-Use Sports Facility to house the Knoxville Smokies, and requesting that the Knox County Executive provide to the Knox County Commission by a date certain details of at least three alternative sites for a location of a stadium with the following change: In the first part of the Resolution we should specify these 7 1/2 million dollar funds should be generated from Hotel-Motel Tax and designated from sales tax revenue for the sports facility." Commissioner Jordan seconded the motion.

Commissioner Leuthold moved as an amendment Add at the botton of page 2 "Be It Further Resolved that the Lovell Road site not be considered". Commissioner Bratton seconded the motion.

There was a request to divide the question by Bratton.

Commissioner Griess ruled that the funding issue would be voted on first before the amendment on the location.

The following roll call vote is on division of the question on the funding package upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Griess and Teague voted aye. Commissioners Leuthold, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted no. The motion to approve the funding package carried 11-8-0-0.

Upon roll call of the amendment to not consider Lovell Road site by Commissioner Leuthold and seconded by Commissioner Bratton, Commissioners Jordan, Bowden, Rogero, Tindell, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Moody and Medley voted no. Commissioners Horner and Cooper abstained from the vote. The amendment carried 15-2-2-0.

Upon the second part of the division of the question Commissioner Ragsdale moved to approve R-97-12-114 as amended which instructs the County Executive to find at least three (3) sites and the date be change to no later than February 1, 1998 and not to cosider the Lovell Road site. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Teague, McMillan and Bratton voted aye. Commissioners Cawood, Horner, Cooper, Mills and Pinkston voted no. Commissioner Medley was absent from the vote. The motion carried 13-5-0-1.

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IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Griess heard next on the agenda R-97-12-117:

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING AN ADDITIONAL AMOUNT NOT TO EXCEED \$290,000.00 FOR SETTLEMENT OF THE BEARDEN HIGH SCHOOL PROPERTY CONDEMNATION:R-97-12-117:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating an additional amount not to exceed \$290,000.00 for settlement of the Bearden High School property condemnation was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-12-117 - Resolution of the Commission of Knox County, Tennessee, appropriating an additional amount not to exceed \$290,000.00 for settlement of the Bearden High School property condemnation. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Griess recused himself from the vote. The motion carried 18-0-1-0.

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

Those Commissioners present were Commissioners Jordan, Bowden, 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 Knox County Commission for rezoning from A Agricultural Zone to RAE Single Family Exclusive Residential Zone R-97-12-138 was before the Board of Commissioners. Property located southeast side Rutledge Pike, southwest side Idumea Road; Eighth Commission District.

Mr. Don Mauldin, was present and spoke on the matter.

Commissioner Mills moved to approve R-97-12-138 - Request of Knox County Commission for rezoning from A Agricultural Zone to RAE Single Family Exclusive Residential Zone as per Metropolitan Planning Commission's Recommendation:

Approve RAE Single Family Exclusive Residential Zone.

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

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2. Request of William Arnold, Jr. for rezoning from RA Low Density Residential Zone to CA General Business Zone R-97-12-139 was before the Board of Commissioners. Property located north of West Emory Road, south of Spring Street; Sixth Commission District.

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

Mr. William Arnold, Jr., was present and spoke on the matter.

Commissioner Teague moved to approve R-97-12-139 - Request of William Arnold, Jr. for rezoning from RA Low Density Residential Zone to CA General Business Zone as per Metropolitan Planning Commission's Recommendation: Approve CA General Business Zone. Commissioner Cawood seconded the motion and upon

roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, 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 Teague moved to refund Mr. Arnold's application fee. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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3. Request of Beverly Oaks Homeowners Association, Inc. and Roger D. Hyman, Attorney for rezoning from RB General Residential Zone to RA Low Density Residential Zone R-97-12-140 was before the Board of Commissioners. Property located north and south sides Beverly Oaks Drive and Oak Glade Lane; Seventh Commission District.

Mr. Roger Hyman, was present and spoke on the matter.

Commissioner Horner moved to approve R-97-12-140 - Request of Beverly Oaks Homeowners Association, Inc. and Roger D. Hyman, Attorney 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, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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4. Request of Thomas Simpson and William Schubert for rezoning from A Agricultural Zone to PR Planned Residential at 1-3 dwelling units per acre R-97-12-141 was before the Board of Commissioners. Property located southeast side Hardin Valley Road, southwest of Berrywood Road; Sixth Commission District.

Commissioner Cawood moved to approve R-97-12-141 - Request of Thomas Simpson and William Schubert 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 Teague seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, 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 CMH Parks, Inc. for rezoning from I Industrial Zone to RB General Residential Zone R-97-12-142 was before the Board of Commissioners. Property located southwest side Amherst Road, east of Chimney Ridge Road; Third Commission District.

Commissioner Moody moved to approve R-97-12-142 - Request of CMH Parks, Inc. for rezoning from I Industrial Zone to RB General Residential Zone. Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, 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 Home Federal Bank for rezoning from A Agricultural Zone to CA General Business Zone R-97-12-143 was before the Board of Commissioners. Property located at northwest side Heiskell Road, southeast of Madora Drive; Sixth Commission District.

Commissioner Teague moved to approve the Request of Home Federal Bank for rezoning from A Agricultural Zone to CA General Business Zone. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, 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. Request of Wayne Worley for rezoning from RA Low Density Residential Zone to PR Planned Residential at 5 dwellings per acre R-97-12-144 was before the Board of Commissioners. Property located south of East Emory Road, west of Emory Chase Road, east end of Foxtrail Drive; Seventh Commission District.

Commissioner Horner moved to approve R-97-12-144 - Request of Wayne Worley for rezoning from RA Low Density Residential Zone to PR Planned Residential at 5 dwellings per acre as per Metropolitan Planning Commission's Recommendation: Approve PR Planned Residential at 1-5 dwelling units per acre. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, 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 Graham Development Corporation for rezoning from A Agricultural Zone to CA General Business Zone R-97-12-145 was before the Board of Commissioners. Property located southeast side Callahn Road (realignment), north of Clinton Highway; Sixth Commission District.

Commissioner Cawood moved to approve R-97-12-145 - Request of Graham Development Corporation 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, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, 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 McWhorter Development Co., LLC for rezoning from A Agricultural Zone to CA General Business Zone R-97-12-146

was before the Board of Commissioners. Property located northwest side Lovell Road, northeast Gilbert Road; Fifth Commission District.

Commissioner Teague moved to approve R-97-12-146 - Request of McWhorter Development Co., LLC for rezoning from A Agricultural Zone to CA General Business Zone as per Metropolitan Planning Commission's Recommendation: Approve CA General Business Zone. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, 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 William Farnham for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-97-12-147 was before the Board of Commissioners. Property located north side Strawberry Plains Pike, west of Osborne Drive; Eighth Commission District.

Mr. William Farnham, was present and spoke on behalf of the request.

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

Commissioner McMillan moved to send back to Metropolitan Planning Commission R-97-12-147 - Request of William Farnham for rezoning from A Agricultural Zone to RA Low Density Residential Zone. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, 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. Request of Billy J. Smith for rezoning from A Agricultural Zone to CB Business and Manufacturing Zone R-97-12-148 was before the Board of Commissioners.

Mr. Gene Bell, Attorney, representing Billy J. Smith, was present and spoke on the matter.

Commissioner Mills moved to approve R-97-12-148 - Request of Billy J. Smith 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 McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: REZONING APPEALS:

1. Appeal of Thomas H. Hill on MPC denial of rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located east side of Maynardville Pike, south side of Cooper Valley Road; Eighth Commission District.

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

Mr. Thomas Hill, was present and spoke on behalf of the request.

Mr. Mike Napier, representing residents, was present and spoke in opposition to the request.

Commissioner Mills moved to deny the Appeal of Thomas H. Hill on MPC denial of rezoning from A Agricultural Zone to CA General Business Zone. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, 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 Steve Frazier on MPC denial of rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located southwest side of Washington Pike, south of Wise Springs Road; Eighth Commission District.

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

Mr. Ken Holbert, representing Mr. Steve Frazier, was present and spoke on the matter.

Mr. Clifton Beeler, was present and spoke in opposition to the matter.

Ms. Teresa Lyon, was present and spoke in opposition to the matter.

Commissioner McMillan moved to deny the Appeal of Steve Frazier on MPC denial of rezoning from A Agricultural Zone to PR Planned Residential Zone. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: TECHNOLOGY CORRIDOR:

Appeal of George Fujii from the decision of the Tennessee Technology Corridor Development Authority to grant a Certificate of Appropriateness to FAR Tower Sites, LLC was before the Board of Commissioners.

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

Mr. Eric Angstadd-Leto, Staff Planner for Technolgoy Corridor, was present and spoke on the matter.

Mr. Charles VanBeke, Attorney, representing Mr. George Fuji, was present and spoke on the matter.

Mr. Arthur Seymour, Attorney, representing Tower Sites, was present and spoke on the matter.

Mr. Bruce Wuethrich, Director, Planning and Development, was present and spoke on the matter.

Mr. William Arnette, FAR Tower Sites, LLC, was present and spoke on the matter.

Whereupon after a discussion was had upon the testimony, exhibits and arguments presented to the Commission,

the Commission made the following findings of fact and conclusions:

1. That on June 6, 1995, a permit to construct a 240' wireless communications tower was applied for by Dial Call, Inc.. The permit estimated the cost of construction to be \$60,000.00. The permit was issued June 23, 1995.
2. Although the Carmichael Road location of the proposed tower site was within the Tennessee Technology Corridor, no Certificate of Appropriateness was applied for, as required by Section 5.90.08 of the Knox County Zoning Ordinance. That therefore, Knox County Building permit #35721, issued for the construction of the tower in question, was issued in error and was invalid.
3. That on October 23, 1995, Knox County enacted new regulations for the placement of wireless communications towers. That these new regulations, which affect the placement of all new wireless communications towers in unincorporated Knox County (Section 4.92 of the Knox County Zoning Ordinance), had the effect of increasing the setback distance for the tower in question, rendering the proposed tower in violation of the Knox County Zoning Ordinance.
4. That as of October 23, 1995, no work had commenced upon the proposed tower site.
5. That as of December 23, 1995, six months after the erroneous issuance of permit #35721, the foundation of the tower in question has not been started. That pursuant to the provisions of Knox County Zoning Ordinance Section 6.10.06, the permit (assuming it had been properly issued originally) expired on December 23, 1995, having not been extended by any party.
6. That on August 5, 1996, permit #35721, having been erroneously issued originally and having expired through inaction

as of December 23, 1995, was erroneously extended by the permitting authority upon application by the permit holder. That this extension was invalid because (a) the permit was invalidly issued originally, (b) the permit had already expired, and (c) pursuant to the provisions of section 6.10.06 of the Zoning Ordinance, such permits may only be extended by the Board of Adjustments and Enforcements (now Board of Zoning Appeals).

7. That on February 4, 1997 another extension was granted by the permitting authority, upon application by the permit holder. That in addition to the reasons stated above, this extension was invalid because pursuant to the provisions of Section 103.6.1 of the Southern Building Code, adopted by Knox County by ordinance 94-9-101, permit extensions may only be made for 90 day periods.

8. That as of May 4, 1997, even assuming the permit, improperly issued and improperly extended, was valid, it expired, 90 days having passed since the February 4th extension of the permit.

9. That on May 7, 1997, the permitting authority, upon application by FAR Towers, LLC, transferred the already improperly issued and extended permit to FAR Towers, LLC. This transfer was invalid as violative of the provisions of section 6.10.06 of the Zoning Ordinance.

10. That on September 9, 1997, John McCann of the Hemphill Corporation certified to Knox County that construction of the foundation for the tower in question had begun September 2, 1997 and been completed September 8, 1997.

11. That September 8, 1997 a Stop Work Order was issued by the permitting authority. This order was issued when the failure of the original applicant to obtain a Certificate of Appropriateness was discovered by the permitting authority.

12. That FAR Towers, LLC, applied for a Certificate of Appropriateness September 19, 1997. That based on the opinion of Bruce Wuethrich, Director of Planning and Development, that permit #35721 was still valid, and that the tower was grandfathered and would be allowed to meet the old setback requirements, Mr. Eric Angstadt-Leto, staff planner for the Tennessee Technology Corridor Development Agency, recommended approval of the Certificate of Appropriateness. That even in the face of his recommendation, the TTCDA at the October 22, 1997 meeting voted 2-2 for approval and rescheduled the item for its November 10 meeting, whereupon the TTCDA approved the Certificate by a vote of 3-2.

Conclusions of the Commission:

The County Commission, based of the forgoing findings of fact, concludes as follows:

1. Permit #35721 for the construction of the wireless communications tower in question, was issued in violation of Section 5.90.08 of the Zoning Ordinance, and that there has never been a valid permit for the construction of this tower.
2. That by October 23 ,1995, when Knox County adopted new setback restrictions applicable to wireless communications towers, no valid permit was issued for the construction of this tower, and no work had been commenced toward the building of this tower, with or without a valid permit. That therefore no person, firm, corporation or other entity had any legally vested interest in the construction of this tower under the old zoning regulations, and that any construction of this or any other tower must be in compliance with the new regulations, codified at Section 4.92 of the Zoning Ordinance.

3. That as FAR Towers, LLC had no valid permit to construct any tower at the Carmichael Road site as of September 1997, the Stop Work Order issued by the permitting authority was valid.

4. That when TTCDA considered the application for a certificate of appropriateness for FAR Towers, LLC, the TTCDA was under the misapprehension that the tower applied for met all of the Zoning Ordinance requirements, when in fact the tower, as applied for, violated Knox County setback restrictions for such towers. That the TTCDA erroneously issued a COA for the construction of this tower based of a mistake of fact and law with regard to the application of the zoning ordinance regulations.

5. That no use which violates the Knox County Zoning Ordinance is an Appropriate Use as that term is contemplated within the Zoning Ordinance and TTCDA regulations.

Wherefore, premises considered, the Knox County Commission upon motion by Commissioner Cawood and seconded by Commission Teague voted to uphold the appeal of George Fujii and deny the Certificate of Appropriateness to FAR Towers, LLC, based on the fact that the tower applied for violated Section 4.90 and 3.20.03.B of the Zoning Ordinance with regard to setback for communications towers. Upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

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

Commissioner Leuthold moved to approve the minutes of the previous meeting. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold,

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

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IN RE: ELECTIONS AND APPOINTMENTS:
CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE, APPOINTING ONE MEMBER TO THE
KNOX COUNTY BOARD OF PUBLIC LIBRARY DIRECTORS FROM THE
EIGHTH DISTRICT: R-97-12-105:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Board of Public Library Directors from the eighth district was before the Board of Commissioners.

Commissioner Horner moved to approve R-97-12-105 - Resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Board of Public Library Directors from the eighth district with the name of Helen Smith. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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
KNOX COUNTY SHERIFF'S DEPARTMENT MERIT SYSTEM COUNCIL:
R-97-12-107:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Sheriff's Merit System Council was before the Board of Commissioners.

Commissioner Jordan moved to approve R-97-12-107 - Resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Sheriff's Merit System Council with the name of Michael Beatty. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale,

Leuthold, Griess, 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-97-12-108:

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.

Commissioner Ragsdale moved to approve R-97-12-108 - 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 William Sansom. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 TWO MEMBERS TO THE BOARD OF DIRECTORS OF THE KNOX COUNTY EMERGENCY COMMUNICATIONS DISTRICT: R-97-12-109

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

Commissioner Ragsdale moved to approve R-97-12-109 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of two members to the Board of Directors of the Knox County Emergency Communications District with the following names: Mr. Clarence A. Hall and Mr. Rick Harrington. Commissioner Horner seconded the motion and upon

roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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, RE-APPOINTING ONE MEMBER TO THE KNOX COUNTY BOARD OF HEALTH; R-97-12-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee, re-appointing one member to the Knox County Board of Health was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-97-12-110 - Resolution of the Commission of Knox County, Tennessee, re-appointing one member to the Knox County Board of Health with the following name: Rebecca Gompf, D.V.M. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 COMMISSION ORGANIZATION URBAN TRANSPORTATION ISSUES COMMITTEE: R-97-12-111:

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

Commissioner Ragsdale moved to approve R-97-12-111 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of one member to the Metropolitan Planning Commission Organization Urban Transportation Issues Committee with the name of Darcey Sullivan. Commissioner Horner

seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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, CREATING THE KNOX COUNTY SPORTS AUTHORITY: R-97-12-113:

Without objection, Commissioner Griess deferred R-97-12-113 - Resolution of the Commission of Knox County, Tennessee, creating the Knox County Sports Authority to the January Board of Commissioners meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, EXPRESSING AN INTENT TO APPROPRIATE FUNDS FOR CONSTRUCTION OF THE NEW KARNS BRANCH LIBRARY: R-97-12-115:

Consideration of a Resolution of the Commission of Knox County, Tennessee, expressing an intent to appropriate funds for construction of the new Karns Branch Library was before the Board of Commissioners.

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

Commissioner Cawood moved to approve R-97-12-115 - Resolution of the Commission of Knox County, Tennessee, expressing an intent to appropriate funds for construction of the new Karns Branch Library. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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, EXPRESSING AN INTENT TO

APPROPRIATE FUNDS FOR CONSTRUCTION OF THE NEW BONNY
KATE BRANCH LIBRARY IN SOUTH KNOX COUNTY: R-97-12-116:

Consideration of a Resolution of the Commission of Knox County, Tennessee, expressing an intent to appropriate funds for construction of the new Bonny Kate Branch Library in South Knox County was before the Board of Commissioners.

Commissioner Cawood moved to approve R-97-12-116 - Resolution of the Commission of Knox County, Tennessee, expressing an intent to appropriate funds for construction of the new Bonny Kate Branch Library in South Knox County. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 CHANGE ORDER NO. 9
WITH ROUSE CONSTRUCTION COMPANY IN THE AMOUNT OF
\$943,000.00 FOR RENOVATION OF THE FOOD SERVICES
KITCHEN AT AUSTIN EAST MAGNET HIGH SCHOOL: R-97-12-118

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving change order no. 9 with Rouse Construction Company in the amount of \$943,000.00 for renovation of the food services kitchen at Austin East Magnet High School was before the Board of Commissioners.

Ms. Darlene Smolick, Public Building Authority, was present and spoke on the matter.

Commissioner Jordan moved to approve R-97-12-118 - Resolution of the Commission of Knox County, Tennessee, approving change order no. 9 with Rouse Construction Company in the amount of \$943,000.00 for renovation of the food services kitchen at Austin East Magnet High School. Commissioner Bowden seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan,

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE, APPROVING A CHANGE ORDER WITH
DON H. TINSLEY COMPANY, INC. FOR REPLACEMENT OF A
CONCRETE BEAM ASSOCIATED WITH THE ROOF REPAIRS AT
BEARDEN HIGH SCHOOL IN THE AMOUNT OF \$13,660.00:
R-97-12-119:

Consideration of a Resolution of the Commission of
Knox County, Tennessee, approving a change order with Don H.
Tinsley Company, Inc. for replacement of a concrete beam
associated with the roof repairs at Bearden High School in the
amount of \$13,660.00 was before the Board of Commissioners.

Commissioner DeSelm moved to approve R-97-12-119 -
Resolution of the Commission of Knox County, Tennessee, approving
a change order with Don H. Tinsley Company, Inc. for replacement
of a concrete beam associated with the roof repairs at Bearden
High School in the amount of \$13,660.00. Commissioner Davis
seconded the motion and upon roll call vote Commissioners Jordan,
Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale,
Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan,
Mills, Bratton and Pinkston voted aye. The motion carried
19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE, REQUESTING THAT THE TENNESSEE
GENERAL ASSEMBLY CONSIDER ENACTING LEGISLATION
CREATING A NON-PARTISAN PRIMARY ELECTION FOR SCHOOL
BOARD MEMBERS: R-97-12-120:

Consideration of a Resolution of the Commission of
Knox County, Tennessee, requesting that the Tennessee General
Assembly consider enacting legislation creating a non-partisan
primary election for school board members was before the Board of
Commissioners.

Commissioner Medley moved to approve R-97-12-120 - Resolution of the Commission of Knox County, Tennessee, requesting that the Tennessee General Assembly consider enacting legislation creating a non-partisan primary election for school board members with the following amendment: "The Knox County Commission supports the Knox County Board of Education's request that the Tennessee General Assembly enact legislation which creates a primary election to occur in May preceding the August General Election, in any year that such General Election of Board of Education members would occur with the August election to be a runoff between the two candidates with the majority of the votes; or, if any one (1) candidate received more than 50 percent of the vote in the May primary no August election would be necessary in such district." Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$40,000.00 FOR STORMWATER MANAGEMENT PLANS IN THE BEAVER CREEK BASIN: R-97-12-121:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$40,000.00 for stormwater management plans in the Beaver Creek Basin was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-12-121 - Resolution of the Commission of Knox County, Tennessee, appropriating \$40,000.00 for stormwater management plans in the Beaver Creek Basin. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 \$19,253.50 AND APPROVING A CHANGE ORDER WITH EARTHWORKS, INC. FOR ROAD IMPROVEMENTS ON WESTLAND DRIVE AT VILLA CREST DRIVE: R-97-12-122:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$19,253.50 and approving a change order with Earthworks, Inc. for road improvements on Westland Drive at Villa Crest Drive was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-12-122 - Resolution of the Commission of Knox County, Tennessee, appropriating \$19,253.50 and approving a change order with Earthworks, Inc. for road improvements on Westland Drive at Villa Crest Drive. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 PROPOSAL WITH THE STATE DEPARTMENT OF TRANSPORTATION TO CONSTRUCT A PROJECT DESIGNATED AS NO. 47039-2224-04, SR-131 (EMORY ROAD) FROM GILL ROAD TO NORTH OF BISHOP ROAD: R-97-12-123:

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. 47039-2224-04, SR-131 (Emory Road) from Gill Road to north of Bishop Road was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-12-123 - Resolution of the Commission of Knox County, Tennessee, approving a proposal with the State Department of Transportation to construct a project designated as No. 47039-2224-04, SR-131

(Emory Road) from Gill Road to north of Bishop Road.

Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 \$25,000.00 AND APPROVING CHANGE ORDER NO. 5 WITH RENFRO CONSTRUCTION CO., INC. FOR PHASE III OF THE EBENEZER ROAD IMPROVEMENT PROJECT: R-97-12-124:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$25,000.00 and approving change order no. 5 with Renfro Construction Co., Inc. for Phase III of the Ebenezer Road Improvement Project was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-12-124 - Resolution of the Commission of Knox County, Tennessee, appropriating \$25,000.00 and approving change order no. 5 with Renfro Construction Co., Inc. for Phase III of the Ebenezer Road Improvement Project. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 CONTRACT AMENDMENT NO. 5 WITH JOHNSON & GAYLON, INC. IN THE CREDIT AMOUNT OF \$4,027.00 FOR THE MARY B. DUFFY HEALTH CENTER: R-97-12-126:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving contract amendment no. 5 with Johnson & Gaylon, Inc. in the credit amount of \$4,027.00 for the

Mary B. Duffy Health Center was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-12-126 - Resolution of the Commission of Knox County, Tennessee, approving contract amendment no. 5 with Johnson & Gaylon, Inc. in the credit amount of \$4,027.00 for the Mary B. Duffy Health Center. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 PERMISSIVE USE AGREEMENT FOR THE ENCROACHMENT OF A BUILDING INTO THE RIGHT OF WAY OF THORNGROVE PIKE: R-97-12-125:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a Permissive Use Agreement for the encroachment of a building into the right of way of Thorngrove Pike was before the Board of Commissioners.

Mr. Bruce Wuethrich, Director, Planning and Development, was present and spoke on the matter.

Commissioner Mills moved to approve R-97-12-125 - Resolution of the Commission of Knox County, Tennessee, approving a Permissive Use Agreement for the encroachment of a building into the right of way of Thorngrove Pike with the following change: Add "removal of the retaining wall". Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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, ADOPTING A PERSONNEL PLAN FOR THE KNOX COUNTY COMMISSION OFFICE: R-97-12-127:

Consideration of a Resolution of the Commission of Knox County, Tennessee, adopting a Personnel Plan for the Knox County Commission Office was before the Board of Commissioners.

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

Commissioner Teague moved to approve R-97-12-127 - Resolution of the Commission of Knox County, Tennessee, adopting a Personnel Plan for the Knox County Commission Office.

Commissioner Horner seconded the motion.

Commissioner Davis moved to defer to the January Board of Commissioners meeting R-97-12-127 - Resolution of the Commission of Knox County, Tennessee, adopting a Personnel Plan for the Knox County Commission Office. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Tindell, Medley, DeSelm, Davis, Ragsdale, Cawood, Cooper, Mills and Bratton voted aye. Commissioners Rogero, Moody, Leuthold, Griess, Teague, Horner, McMillan and Pinkston voted no. The motion carried 11-8-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE GENERAL KNOX COUNTY PERSONNEL POLICY: R-97-12-128:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the General Knox County Personnel Policy was before the Board of Commissioners.

Commissioner Teague moved to approve R-97-12-128 - Resolution of the Commission of Knox County, Tennessee, approving the General Knox County Personnel Policy. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AGREEMENT WITH

KNOXVILLE HABITAT FOR HUMANITY, INC. FOR THE HOME

PROGRAM: R-97-12-129:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an agreement with Knoxville Habitat for Humanity, Inc. for the Home Program was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-12-129 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with Knoxville Habitat for Humanity, Inc. for the Home Program. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 LEASE WITH EAST TOWNE MALL COMPANY LIMITED PARTNERSHIP FOR THE EXPANSION OF THE EAST TOWNE MALL SATELLITE OFFICE FOR THE COUNTY CLERK: R-97-12-130:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a lease with East Towne Mall Company Limited Partnership for the expansion of the East Towne Mall Satellite Office for the County Clerk was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-12-130 - Resolution of the Commission of Knox County, Tennessee, approving a lease with East Towne Mall Company Limited Partnership for the expansion of the East Towne Mall Satellite Office for the County Clerk. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 MATCHING GRANT IN
THE AMOUNT OF \$173,695.00 FOR THE COPS UNIVERSAL
HIRING PROGRAM FOR THE SHERIFF'S DEPARTMENT:

R-97-12-131:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a matching grant in the amount of \$173,695.00 for the Cops Universal Hiring Program for the Sheriff's Department was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-12-131 - Resolution of the Commission of Knox County, Tennessee, approving a matching grant in the amount of \$173,695.00 for the Cops Universal Hiring Program for the Sheriff's Department. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 ADDITIONAL YEAR
END BUDGET ADJUSTMENTS FOR VARIOUS FUNDS FOR THE
CLOSE-OUT OF FISCAL YEAR ENDED JUNE 30, 1997:

R-97-12-133:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving additional year end budget adjustments for various funds for the close-out of fiscal year ended June 30, 1997 was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-12-133 - Resolution of the Commission of Knox County, Tennessee, approving additional year end budget adjustments for various funds for the close-out of fiscal year ended June 30, 1997. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE, REQUIRING ON-SITE SIGNAGE
FOR CAPITAL PROJECTS IN EXCESS OF \$1,000,000.00:
R-97-12-135:

Consideration of a Resolution of the Commission of Knox County, Tennessee, requiring on-site signage for capital projects in excess of \$1,000,000.00 was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-97-12-135 - Resolution of the Commission of Knox County, Tennessee, requiring on-site signage for capital projects in excess of \$1,000,000.00. Commissioner Mills seconded the motion.

Commissioner Medley moved as an amendment to limit cost to \$50.00 per sign and it was seconded.

Upon voice vote of the amendment to limit cost to \$50.00 per sign the motion failed.

Upon roll call of the original motion to approve R-97-12-135 - Resolution of the Commission of Knox County, Tennessee, requiring on-site signage for capital projects in excess of \$1,000,000.00. Commissioners Jordan, Bowden, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Teague voted no. The motion carried 17-2-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE, REGARDING REDEMPTION OF
PROPERTY SOLD UNDER A TAX LIEN: R-97-12-136:

Consideration of a Resolution of the Commission of Knox County, Tennessee, regarding redemption of property sold under a tax lien was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-12-136 - Resolution of the Commission of Knox County, Tennessee, regarding redemption of property sold under a tax lien. Commissioner Pinkston seconded the motion and upon roll call vote

Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 THE CLOSURE OF A PORTION OF SUMMERWOOD ROAD: R-97-12-137:

Consideration of a Resolution of the Commission of Knox County, Tennessee, regarding the closure of a portion of Summerwood Road was before the Board of Commissioners.

Commissioner Teague moved to approve R-97-12-137 - Resolution of the Commission of Knox County, Tennessee, regarding the closure of a portion of Summerwood Road. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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: AMENDMENT TO THE AGENDA:

Commissioner Griess stated the Commission received a calendar for the 1998 meeting schedules.

Commissioner Moody moved to accept the 1998 calendar through September, 1998. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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 TRANSMISSION LINE EASEMENT TO THE UNITED STATES OF AMERICA TO RELOCATE A TRANSMISSION LINE ACROSS PROPERTY OWNED BY KNOX COUNTY ON PELLISSIPPI

PARKWAY: R-97-12-151:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the grant of a transmission line easement to the United States of America to relocate a transmission line across property owned by Knox County on Pellissippi Parkway was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-12-151 - Resolution of the Commission of Knox County, Tennessee, authorizing the grant of a transmission line easement to the United States of America to relocate a transmission line across property owned by Knox County on Pellissippi Parkway.

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$75,000.00 FOR CAPITAL IMPROVEMENTS TO NICHOLS BALL PARK:R-97-12-152:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$75,000.00 for capital improvements to Nichols Ball Park was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-97-12-152 - Resolution of the Commission of Knox County, Tennessee, appropriating \$75,000.00 for capital improvements to Nichols Ball Park. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ORDINANCE ON FIRST READING:

No request received.

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IN RE: ORDINANCE OF SECOND READING:
CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF
KNOX COUNTY, TENNESSEE, ADOPTING THE CABO ONE AND TWO
FAMILY DWELLINGS CODE FOR KNOX COUNTY AS AMENDED:
SECOND READING: 0-97-8-101:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, adopting the CABO one and two family dwellings code for Knox County as amended was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve 0-97-8-101 - Ordinance of the Commission of Knox County, Tennessee, adopting the CABO one and two family dwellings code for Knox County as amended. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, 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