

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, January 26, 1998 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Street. 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 Padgett, Knox County Clerk, Mr. Mike Moyers, Knox County Senior Deputy Law Director, Mr. Richard Beeler, Knox County Law Director, Mr. Thomas Schumpert, Knox County Executive, Ms. Kathy Hamilton, Knox County Finance Director, and members of the news media.

Commissioner Griess, Chairman, presided.

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

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IN RE: ROLL CALL:

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

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IN RE: PLEDGE OF ALLEGIANCE:

Reverend Dana Matheson, Pastor at Buffet Heights Baptist Church, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner McMillan led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

1. Commissioner Griess amended the agenda to add the following item to be heard after completion of Drives and Roads to be closed: Resolution R-98-1-143 - Resolution authorizing the issuance and providing the details of not to exceed \$26,000,000 General Obligation Refunding Bonds, of Knox County, Tennessee; authorizing and directing the sale thereof for public purposes; levying and pledging taxes and making provision for the payment thereof; and taking other actions with respect thereto.

2. Commissioner Griess amended the agenda to defer the following items to the February 1998 meeting: Resolution R-98-1-109 - Resolution of the Commission of Knox County, Tennessee, approving a communications easement with BellSouth Telecommunication Inc. across a portion of the West; Resolution R-98-1-110 - Resolution of the Commission of Knox County, Tennessee, approving a communications easement with BellSouth Telecommunications Inc. across a portion of the Pond Gap Elementary School property; Resolution R-98-1-111 - Resolution of the Commission of Knox County, Tennessee, approving a communications easement with BellSouth Telecommunication Inc. across a portion of Sarah Moore Greene Elementary School property; and Resolution R-98-1-112 - Resolution of the Commission of Knox County, Tennessee, approving a communications easement with BellSouth Telecommunications Inc. across a portion of the Fort Sanders school property.

3. Commissioner Griess amended the agenda to add the following item to be heard after completion of Amendments to the Agenda: Resolution R-98-1-142 - Resolution of the Commission of Knox County, Tennessee, honoring Thad S. Cox for the many contributions he has made to economic development in Knox County and for his time and expertise in serving on the Board of Directors of the Development Corporation.

4. Commissioner Griess amended the agenda to add the following items: Resolution R-98-1-140 - Resolution of the Commission of Knox County, Tennessee, recognizing January 25 - 31 as National School Board Week; and Resolution R-98-1-141 - Resolution of the Commission of Knox County, Tennessee, recognizing Alpha Delta Kappa Sorority for their dedication to excellence in teaching. (to be heard after completion of Resolution R-98-1-103)

5. Commissioner Griess amended the agenda to defer the following items to the February 1998 meeting: Resolution R-98-1-104 - Resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Personnel

Board for a three year term; and Resolution R-98-1-132 - Resolution of the Commission of Knox County, Tennessee, adopting a personnel plan for the Knox County Commission office.

6. Without objection, Commissioner Griess amended the agenda to defer the following item to the February 1998 meeting: Resolution R-98-1-113 - Resolution of the Commission of Knox County, Tennessee, requesting the construction of a sidewalk for Bluegrass School which will include a sidewalk extension for Benington Subdivision.

7. Commissioner Griess amended the agenda to defer the following item to the February 1998 meeting: Resolution R-98-1-129 - Resolution of the Commission of Knox County, Tennessee, authorizing the termination of reverter provisions contained in a 1993 deed to Eagle Distributing Company.

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IN RE: CONSENT ITEMS:

A. Garfield Drive, Garfield Estates, Unit 1, 2,300 feet in length with a 50 foot right of way; Steve McMahan, property owner. (District 7)

B. Alpha Lane, Garfield Estates, Unit 1, 1075 feet in length with a 50 foot right of way; Steve McMahan, property owner. (District 7)

C. Omega Lane, Garfield Estate, Unit 1, 480 feet in length with a 50 foot right of way; Steve McMahan, property owner.

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2. Tax Refunds:  
No request received.

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3. Notary Public Applications  
183 Notary Public Applications received.

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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

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

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

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING THAD S. COX FOR THE MANY CONTRIBUTIONS HE HAS MADE TO ECONOMIC DEVELOPMENT IN KNOX COUNTY AND FOR HIS TIME AND EXPERTISE IN SERVING ON THE BOARD OF DIRECTORS FOR THE DEVELOPMENT CORPORATION - R-98-1-142:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Thad S. Cox for the many



contributions he has made to economic development in Knox County and for his time and expertise in serving on the Board of Directors for the Development Corporation was before the Board of Commissioners.

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

Commissioner Pinkston moved to approve Resolution R-98-1-142 - Resolution of the Commission of Knox County, Tennessee, honoring Thad S. Cox for the many contributions he has made to economic development in Knox County and for his time and expertise in serving on the Board of Directors for the Development Corporation. 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.

Mr. Thomas Schumpert, Knox County Executive, and Ms. Melissa Ziegler, Development Corporation, were present and spoke on the matter.

Mr. Cox 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, MEMORIALIZING DR. KENNETH WALKER - R-98-1-101:

Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing Dr. Kenneth Walker 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, Teague and Cawood moved to approve Resolution R-98-1-101 - Resolution of the Commission of Knox County, Tennessee, memorializing Dr. Kenneth Walker. 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.

Ms. Sue Walker, spouse, 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 BILL KERVIN FOR HIS SERVICE TO KNOX COUNTY - R-98-1-102:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Bill Kervin for his service to Knox County was before the Board of Commissioners.

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

Commissioners Horner, Teague, Mills, Pinkston and Cooper moved to approve Resolution R-98-1-102 - Resolution of the Commission of Knox County, Tennessee, honoring Bill Kervin for his service to Knox County. 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.

Mr. Kervin 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 WAYNE WAGGONER FOR HIS CONTRIBUTIONS AS FIRE MARSHALL FOR KNOX COUNTY - R-98-1-103:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Wayne Waggoner for his contributions as Fire Marshall for Knox County was before the Board of Commissioners.

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

Commissioner Moody moved to approve Resolution R-98-1-103 - Resolution of the Commission of Knox County, Tennessee, honoring Wayne Waggoner for his contributions as Fire Marshall for Knox County. 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.

Mr. Waggoner 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, RECOGNIZING JANUARY 25 - 31 AS NATIONAL SCHOOL BOARD WEEK - R-98-1-140:

Consideration of a resolution of the Commission of Knox County, Tennessee, recognizing January 25 - 31 as National School Board Week was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-98-1-140 - resolution of the Commission of Knox County, Tennessee, recognizing January 25 - 31 as National School Board Week. 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, RECOGNIZING ALPHA DELTA KAPPA SORORITY FOR THEIR DEDICATION TO EXCELLENCE IN TEACHING R-98-1-141:

Consideration of a resolution of the Commission of Knox County, Tennessee, recognizing Alpha Delta Kappa Sorority for their dedication to excellence in teaching was before the Board of Commissioners.

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

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IN RE: DELEGATIONS TO BE HEARD:

Commissioner Griess indicated Delegations to be Heard would be deferred until completion of all Elections and Appointments.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on December 15, 1997 (Regular Session) was before the Board of Commissioners.

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

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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 PERSONNEL BOARD FOR A THREE YEAR TERM - R-98-1-104:

This item was deferred to the February 1998 meeting. (See Amendments to the Agenda, Page 142-143)

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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 KNOX COUNTY VACANT PROPERTY REVIEW COMMISSION - R-98-1-105:

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

Commissioner Ragsdale moved to approve Resolution R-98-1-105 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of two members to the Knox County Vacant Property Review Commission and that the following individuals be appointed: Mr. Greg Smith and Commissioner John Mills. 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 FOUR MEMBERS TO THE AGRICULTURAL EXTENSION ADVISORY COMMITTEE - R-98-1-106:

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

Commissioner Ragsdale moved to approve Resolution R-98-1-106 - Resolution of the Commission of Knox County, Tennessee, appointing four members to the Agricultural Extension Advisory Committee and that the following individuals be appointed: Ms. Henrietta Harper, Mr. Dan Bailey and Commissioner Ralph Teague. An additional member is to be appointed at the February 1998 meeting. 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, APPOINTING TWO MEMBERS TO THE JAIL INSPECTION COMMITTEE - R-98-1-107:

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

Commissioner Ragsdale moved to approve Resolution R-98-1-107 - Resolution of the Commission of Knox County, Tennessee, appointing two members to the Jail Inspection Committee with the following amendments: Appoint the following three individuals: Mr. Patrick Fitzsimmons, Mr. Brian Hornback and Mr. Hubert Smith; and appoint the following individual as an alternate member: Ms. Rebecca Longmire. Also included in the motion was to make all terms concurrent. 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:

1. Ms. Kathy Hamilton, Knox County Finance Director, and staff, were present and spoke concerning the Distinguished Budget Presentation Award; and the Certificate of Achievement for Excellence in Financial Reporting Award which Knox County received from the Governmental Finance Officer's Association.

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IN RE: DRIVES AND ROADS TO BE CLOSED:

Consideration of a request to close a 200 foot section of Summerwood Road was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve the request to close a 200 foot section of Summerwood Road on second reading. Commissioner Moody 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 AUTHORIZING THE ISSUANCE AND PROVIDING THE DETAILS OF NOT TO EXCEED \$26,000,000 GENERAL OBLIGATION REFUNDING BONDS, OF KNOX COUNTY, TENNESSEE; AUTHORIZING AND DIRECTING THE SALE THEREOF FOR PUBLIC PURPOSES; LEVYING AND PLEDGING TAXES AND MAKING PROVISION FOR THE PAYMENT THEREOF; AND TAKING OTHER ACTIONS WITH RESPECT THERETO - R-98-1-143:

Consideration of a resolution authorizing the issuance and providing the details of not to exceed \$26,000,000 General Obligation Refunding Bonds, of Knox County, Tennessee; authorizing and directing the sale thereof for public purposes; levying and pledging taxes and making provision for the payment thereof; and taking other actions with respect thereto was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-1-143 - Resolution authorizing the issuance and providing the details of not to exceed \$26,000,000 General Obligation Refunding Bonds, of Knox County, Tennessee; authorizing and directing the sale thereof for public purposes; levying and pledging taxes and making provision for the payment thereof; and taking other actions with respect thereto. 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, ENCOURAGING THE KNOX COUNTY LEGISLATIVE DELEGATION TO SUPPORT LEGISLATION REGARDING AN ELECTED SUPERINTENDENT OF SCHOOLS - R-98-1-108:

Consideration of a resolution of the Commission of Knox County, Tennessee, encouraging the Knox County Legislative Delegation to support legislation regarding an elected Superintendent of Schools was before the Board of Commissioners.

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

Commissioner McMillan moved to approve Resolution R-98-1-108 - Resolution of the Commission of Knox County, Tennessee, encouraging the Knox County Legislative Delegation to support legislation regarding an elected Superintendent of Schools with the following amendment: On Page 2, Section 2, first paragraph, the language "County Election Commission" should be deleted and insert the language "Board of Education."

Commissioner Mills seconded the motion and upon roll call vote Commissioners Tindell, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan, Bowden, Rogero, Medley, DeSelm, Davis, Ragsdale and Griess voted no. Commissioner Moody abstained from voting. The motion carried 10-8-1-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A COMMUNICATIONS EASEMENT WITH BELLSOUTH TELECOMMUNICATION INC. ACROSS A PORTION OF THE WEST HIGH SCHOOL PROPERTY - R-98-1-109:

This item was deferred to the February 1998 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 A COMMUNICATIONS EASEMENT WITH BELLSOUTH TELECOMMUNICATIONS INC. ACROSS A PORTION OF THE POND GAP ELEMENTARY SCHOOL PROPERTY - R-98-1-110:

This item was deferred to the February 1998 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 A COMMUNICATIONS EASEMENT WITH BELLSOUTH TELECOMMUNICATION INC. ACROSS A PORTION OF SARAH MOORE GREENE ELEMENTARY SCHOOL PROPERTY - R-98-1-111:

This item was deferred to the February 1998 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 A COMMUNICATIONS EASEMENT WITH BELLSOUTH TELECOMMUNICATIONS INC. ACROSS A PORTION OF THE FORT SANDERS SCHOOL PROPERTY - R-98-1-112:

This item was deferred to the February 1998 meeting.

(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 CONSTRUCTION OF A SIDEWALK FOR BLUEGRASS SCHOOL WHICH WILL INCLUDE A SIDEWALK EXTENSION FOR BENINGTON SUBDIVISION - R-98-1-113:

This item was deferred to the February 1998 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 SETTLEMENT OF A LAWSUIT REGARDING THE COUNTY TRUSTEE'S SALES TAX COMMISSION - R-98-1-114:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving settlement of a lawsuit regarding the County Trustee's sales tax commission was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-1-114 - Resolution of the Commission of Knox County, Tennessee, approving settlement of a lawsuit regarding the County Trustee's sales tax commission. Commissioner Davis 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$83,800.00 FOR ENGINEERING SERVICES FOR ROAD IMPROVEMENTS TO MALONEY ROAD AT MARYVILLE PIKE; ANDERSONVILLE PIKE AT HALLS ELEMENTARY SCHOOL; AND THE INTERSECTION OF LOVELL ROAD AT MURDOCK ROAD - R-98-1-115:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$83,800.00 for engineering services for road improvements to Maloney Road at Maryville Pike; Andersonville Pike at Halls Elementary School; and the intersection of Lovell Road at Murdock Road was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-1-115 - Resolution of the Commission of Knox County, Tennessee, appropriating \$83,800.00 for engineering services for road improvements to Maloney Road at Maryville Pike; Andersonville Pike at Halls Elementary School; and the intersection of Lovell Road at Murdock 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, REGARDING ROAD IMPROVEMENTS FOR DUTCHTOWN ROAD FROM PELLISSIPPI PARKWAY TO CEDAR BLUFF ROAD - R-98-1-116:

Consideration of a resolution of the Commission of Knox County, Tennessee, regarding road improvements for Dutchtown Road from Pellissippi Parkway to Cedar Bluff Road was before the Board of Commissioners.

Mr. John Joiner, area resident, and Mr. Thomas Schumpert, Knox County Executive, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-98-1-116 - Resolution of the Commission of Knox County, Tennessee, regarding road improvements for Dutchtown Road from Pellissippi Parkway to Cedar Bluff Road. Commissioners Griess and 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, APPROPRIATING \$25,150.00 AND APPROVING AN AGREEMENT FOR ENGINEERING SERVICES WITH ROBERT G. CAMPBELL & ASSOCIATES, L.P. FOR THE DESIGN OF THE PRIMETIME ROAD EXTENSION FOR THE NORTH END TO 2400 FEET NORTH TO EXISTING CONNER ROAD - R-98-1-117:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$25,150.00 and approving an agreement for engineering services with Robert G. Campbell & Associates, L.P. for the design of the Primetime Road extension for the north end to 2400 feet north to existing Conner Road was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-1-117 - Resolution of the Commission of Knox County, Tennessee, appropriating \$25,150.00 and approving an agreement for engineering services with Robert G. Campbell & Associates, L.P. for the design of the Primetime Road extension for the north end to 2400 feet north to existing Conner 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 \$70,411.70 AND APPROVING CHANGE ORDER NO. 2 WITH SIMPSON CONSTRUCTION CO., INC. FOR THE EXCAVATION OF MATERIAL AND THE INSTALLATION OF A CONCRETE BARRIER RAIL FOR THE EBENEZER ROAD - PHASE II, BRIDGE UNDERPASS PROJECT - R-98-1-118:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$70,411.70 and approving Change Order No. 2 with Simpson Construction Co., Inc. for the excavation of material and the installation of a concrete barrier rail for the Ebenezer Road - Phase II, Bridge Underpass Project was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-1-118 - Resolution of the Commission of Knox County, Tennessee, appropriating \$70,411.70 and approving Change Order No. 2 with Simpson Construction Co., Inc. for the excavation of material and the installation of a concrete barrier rail for the Ebenezer Road - Phase II, Bridge Underpass 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, APPROPRIATING \$65,000.00 AND APPROVING CHANGE ORDER NO. 3 WITH SIMPSON CONSTRUCTION

CO., INC. FOR ADDITIONAL EQUIPMENT CHARGES FOR THE  
EBENEZER ROAD - PHASE II, BRIDGE UNDERPASS PROJECT -  
R-98-1-119:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$65,000.00 and approving Change Order No. 3 with Simpson Construction Co., Inc. for additional equipment charges for the Ebenezer Road - Phase II, Bridge Underpass Project was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-1-119 - Resolution of the Commission of Knox County, Tennessee, appropriating \$65,000.00 and approving Change Order No. 3 with Simpson Construction Co., Inc. for additional equipment charges for the Ebenezer Road - Phase II, Bridge Underpass 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, APPROPRIATING \$47,500.00 AND  
APPROVING A CONTRACT WITH THE TENNESSEE DEPARTMENT OF  
TRANSPORTATION FOR THE INSTALLATION OF A TURN LANE FOR  
BOTH APPROACHES ON STANLEY ROAD AT THE INTERSECTION OF  
STATE ROUTE 9 - R-98-1-120:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$47,500.00 and approving a contract with the Tennessee Department of Transportation for the installation of a turn lane for both approaches on Stanley Road at the intersection of State Route 9 was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-1-120 - Resolution of the Commission of Knox County, Tennessee, appropriating \$47,500.00 and approving a contract with the Tennessee Department of Transportation for the installation

of a turn lane for both approaches on Stanley Road at the intersection of State Route 9. 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 \$68,500.00 AND APPROVING A CONTRACT AGREEMENT WITH WILBUR SMITH ASSOCIATES FOR ENGINEERING SERVICES FOR THE SCHAAD ROAD/CALLAHAN ROAD PROJECTS FROM CLINTON HIGHWAY TO CALLAHAN ROAD WEST OF KECK ROAD - R-98-1-121:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$68,500.00 and approving a contract agreement with Wilbur Smith Associates for engineering services for the Schaad Road/Callahan Road Projects from Clinton Highway to Callahan Road west of Keck Road was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-1-121 - Resolution of the Commission of Knox County, Tennessee, appropriating \$68,500.00 and approving a contract agreement with Wilbur Smith Associates for engineering services for the Schaad Road/Callahan Road Projects from Clinton Highway to Callahan Road west of Keck 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, REQUESTING THAT A NEW SITE BE ACQUIRED FOR THE HALLS CONVENIENCE CENTER - R-98-1-122:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting that a new site be acquired for the Halls Convenience Center was before the Board of Commissioners.

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

Commissioner Horner moved to approve Resolution R-98-1-122 - Resolution of the Commission of Knox County, Tennessee, requesting that a new site be acquired for the Halls Convenience Center. 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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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING THAT FOUNTAIN VALLEY DRIVE IN THE HALLS COMMUNITY BE REDESIGNED TO INCLUDE A TURN LANE - R-98-1-123:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting that Fountain Valley Drive in the Halls Community be redesigned to include a turn lane was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-98-1-123 - Resolution of the Commission of Knox County, Tennessee, requesting that Fountain Valley Drive in the Halls Community be redesigned to include a turn lane. 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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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AGREEMENT WITH HELEN ROSS MCNABB CENTER, INC. TO PROVIDE A JOB READINESS TRAINING PROGRAM - R-98-1-124:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with Helen Ross McNabb Center, Inc. to provide a job readiness training program was before the Board of Commissioners.

Commissioner Bratton moved to approve Resolution R-98-1-124 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with Helen Ross McNabb Center, Inc. to provide a job readiness training program. 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: AMENDMENTS TO THE AGENDA - (CONTINUED):

8. Commissioner Griess amended the agenda to hear Resolution R-98-1-125 after completion of Resolution R-98-1-131.

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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 KNOXVILLE UTILITIES BOARD (KUB) ACROSS A PORTION OF THE PROPERTY LEASED TO HILLCREST NURSING INSTITUTE IN NORTH KNOX COUNTY - R-98-1-126:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing the grant of a utility easement to Knoxville Utilities Board (KUB) across a portion of the property leased to Hillcrest Nursing Institute in North Knox County was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-1-126 - resolution of the Commission of Knox County, Tennessee, authorizing the grant of a utility easement to Knoxville Utilities Board (KUB) across a portion of the property leased to Hillcrest Nursing Institute in North Knox County. 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, AUTHORIZING THE SALE OF UNDEVELOPED PARK LAND OFF NORTSHORE DRIVE TO CARDINAL DEVELOPMENT CORPORATION FOR \$311,250.00 CONTINGENT UPON TVA APPROVAL - R-98-1-127:

Consideration of a 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 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-98-1-127 - 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. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner DeSelm voted no. Commissioner Davis recused himself from the vote. The motion carried 17-1-1-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE PUBLIC IMPROVEMENT FUND AND APPROPRIATING \$140,000.00 FOR RENOVATIONS TO THE OLD COURTHOUSE - R-98-1-128:

Consideration of a resolution of the Commission of Knox County, Tennessee, amending the public improvement fund and appropriating \$140,000.00 for renovations to the Old Courthouse was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-1-128 - Resolution of the Commission of Knox County, Tennessee, amending the public improvement fund and appropriating \$140,000.00 for renovations to the Old Courthouse. 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, AUTHORIZING THE TERMINATION OF REVERTER PROVISIONS CONTAINED IN A 1993 DEED TO EAGLE DISTRIBUTING COMPANY - R-98-1-129:

This item was deferred to the February 1998 meeting.

(See Amendments to the Agenda, Page \_\_\_\_\_)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTED BY MEMBERS OF THE INSOLVENCY BOARD, APPROVING THE INSOLVENT PROPERTY SALES LIST - R-98-1-130:

Consideration of a resolution of the Commission of Knox County, Tennessee, requested by members of the Insolvency Board, approving the insolvent property sales list was before the Board of Commissioners.

Mr. Ray Hill, Knox County Trustee's Office, was present and spoke on the matter.

Commissioner Ragsdale moved to approve Resolution R-98-1-130 - Resolution of the Commission of Knox County, Tennessee, requested by members of the Insolvency Board, approving the insolvent property sales list with the following amendment: Delete the property listed in the 800 block of North Fourth Street. 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 COOPERATION AGREEMENT WITH ST. MARY'S VILLA, INC. FOR THE PAYMENT IN LIEU OF TAXES FOR A HUD SPONSORED PROJECT IN HALLS -

R-98-1-131:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Cooperation Agreement with St. Mary's Villa, Inc. for the payment in lieu of taxes for a HUD sponsored project in Halls was before the Board of Commissioners.

Commissioner Cooper moved to approve Resolution R-98-1-131 - resolution of the Commission of Knox County, Tennessee, approving a Cooperation Agreement with St. Mary's Villa, Inc. for the payment in lieu of taxes for a HUD sponsored project in Halls. 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 AGREEMENT WITH THE CITY OF KNOXVILLE TO LEASE A PORTION OF THE SOUTH KNOXVILLE COMMUNITY CENTER FOR THE HEALTH DEPARTMENT -

R-98-1-125:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a lease agreement with the City of Knoxville to lease a portion of the South Knoxville Community Center for the Health Department was before the Board of Commissioners.

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

Commissioner Bratton moved to approve Resolution R-98-1-125 - resolution of the Commission of Knox County, Tennessee, approving a lease agreement with the City of Knoxville to lease a portion of the South Knoxville Community Center for the Health Department. 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-98-1-132:

This item was deferred to the February 1998 meetng.

(See Amendments to the Agenda, Page \_\_\_\_\_)

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

9. At this time, Mr. Thomas Schumpert, Knox County Executive, indicated there would be a meeting tentatively scheduled for Wednesday, February 4, 1998 at 10:00 a.m. in the Small Assembly Room regarding the location of a baseball stadium for the Knoxville Smokies baseball team.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, RECOGNIZING ALPHA DELTA KAPPA SORORITY FOR THEIR DEDICATION TO EXCELLENCE IN TEACHING R-98-1-141:

Consideration of a Resolution of the Commission of Knox County, Tennessee, recognizing Alpha Delta Kappa Sorority for their dedication to excellence in teaching was before the Board of Commissioners.

Commissioner Medley moved to approve Resolution R-98-1-141 - Resolution of the Commission of Knox County, Tennessee, recognizing Alpha Delta Kappa Sorority for their dedication to excellence in teaching. 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.

Ms. Judy Jordan, President of Alpha Delta Kappa Sorority and Art Teacher at Powell High School, was present to accept the resolution and expressed appreciation to the Commission for the resolution.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REGULATING LIQUIDATION OR "GOING OUT OF BUSINESS" SALES - O-98-1-101 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, regulating liquidation or "Going out of Business" sales 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 Cooper moved to approve Ordinance O-98-1-101 - Ordinance of the Commission of Knox County, Tennessee, regulating liquidation or "Going out of Business" sales on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Ragsdale and Griess voted no. The motion carried 17-2-0-0.

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

Mrs. Angie Nesbitt, Minute Clerk to the Knox County Clerk, called the roll. Those Commissioners responding were Commissioners Jordan, Bowden, Rogero, Moody, DeSelm, Davis,

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

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

10. Without objection, Commissioner Griess amended the agenda to add the following item: Resolution R-98-1-144 - Request of Bob Armstrong for rezoning from A Agricultural Zone to CB Business and Manufacturing Zone; property located east side of East Governor John Sevier Highway, north of Thorngrove Pike; 8th Commission District.

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IN RE:        REZONING REQUEST:

1. Consideration of resolution of the Commission of Knox County, Tennessee, approving the request of Maxwell D. Ramsey for rezoning from A Agricultural Zone to PR Planned Residential at 1 to 12 du/ac was before the Board of Commissioners. Property located south side Gleason Drive, south of Highfield Road, 5th Commission District.

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

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

Commissioner Ragsdale moved to approve Resolution R-98-1-133 - resolution of the Commission of Knox County, Tennessee, approving the request of Maxwell D. Ramsey for rezoning from A Agricultural Zone to PR Planned Residential at 1 to 5 du/ac as per MPC's recommendation. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills and Bratton voted aye. Commissioners Tindell and Medley arrived later in the

meeting. Commissioner Pinkston was absent from the meeting. The motion carried 16-0-0-3. Property located south side Gleason Drive, south of Highfield Road, 5th Commission District.

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2. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of William Farnham for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-5 du/ac was before the Board of Commissioners. Property located north side Strawberry Plains Pike, west of Osborne Drive, 8th Commission District.

Mr. William Farnham, Petitioner, was present and spoke on behalf of the request.

Mr. Norman Whitaker, Executive Director for 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 McMillan moved to approve Resolution R-98-1-134 - resolution of the Commission of Knox County, Tennessee, approving the request of William Farnham for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-4 du/ac as per MPC's recommendation. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills and Bratton voted aye. Commissioner Pinkston was absent from the meeting. The motion carried 18-0-0-1. Property located north side Strawberry Plains Pike, west of Osborne Drive, 8th Commission District.

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3. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Jason D. Jett for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located north side Heiskell Road, east and south of Brushy Valley Road, 6th Commission District.

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

Commissioner Teague moved to approve Resolution R-98-1-135 - Resolution of the Commission of Knox County, Tennessee, approving the request of Jason D. Jett for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per MPC's recommendation. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills and Bratton voted aye. Commissioner Pinkston was absent from the meeting. The motion carried 18-0-0-1. Property located north side Heiskell Road, east and south of Brushy Valley Road, 6th Commission District.

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4. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Schaad Properties for rezoning from PC Planned Commercial Zone and A Agricultural Zone to PR Planned Residential Zone at 1-3 du/ac was before the Board of Commissioners. Property located northeast side Middlebrook Pike, southeast of Bob Kirby 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-98-1-136 - resolution of the Commission of Knox County, Tennessee, approving the request of Schaad Properties for rezoning from PC Planned Commercial Zone and A Agricultural Zone to PR Planned Residential Zone at 1-3 du/ac as per MPC's recommendation. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills and Bratton voted aye. Commissioner Pinkston was absent from the meeting. The motion carried 18-0-0-1. Property located northeast side Middlebrook Pike, southeast of Bob Kirby Road, 6th Commission District.



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5. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of McMahan Construction for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-5 du/ac was before the Board of Commissioners. Property located north side Rifle Range Road, northeast side Colt Drive, 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-98-1-137 - Resolution of the Commission of Knox County, Tennessee, approving the request of McMahan Construction for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-5 du/ac as per MPC's recommendation. 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 and Bratton voted aye. Commissioner Pinkston was absent from the meeting. The motion carried 18-0-0-1. Property located north side Rifle Range Road, northeast side Colt Drive, 7th Commission District.

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6. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Tarver Properties, L.P. for rezoning from RB General Residential Zone to CA General Business Zone was before the Board of Commissioners. Property located north side Crippen Road, northeast of Maynardville Highway, 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-98-1-138 - Resolution of the Commission of Knox County, Tennessee, approving the request of Tarver Properties, L.P. for rezoning from RB General Residential Zone to CA General Business 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 and Bratton voted aye. Commissioner Pinkston was absent from the meeting. The motion carried 18-0-0-1. Property located north side Crippen Road, northeast of Maynardville Highway, 7th Commission District.

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7. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Blue Ridge Development for street name change from Electronics Lane to Electric Avenue was before the Board of Commissioners. Street located Cogdill Road, westward to deadend, 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-98-1-139 - resolution of the Commission of Knox County, Tennessee, approving the request of Blue Ridge Development for street name change from Electronics Lane to Electric Avenue as per MPC's recommendation. 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 and Bratton voted aye. Commissioner Pinkston was absent from the meeting. The motion carried 18-0-0-1. Street located Cogdill Road, westward to deadend, 5th Commission District.

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8. Consideration of a 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 was before the Board of Commissioners. Property located east side of East Governor John Sevier Highway, north of Thorngrove Pike; 8th Commission District.

Mr. John King, Attorney representing Petitioner, was present and spoke on behalf of the request.

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

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

Commissioner Ragsdale moved to approve Resolution R-98-1-144 - Resolution of the Commission of Knox County, Tennessee, approving the request of Bob Armstrong for rezoning from A Agricultural Zone to LI Light Industrial Zone as per MPC's recommendation. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, Ragsdale, Griess, Cawood, Teague and Horner voted aye. Commissioners DeSelm, Davis, Leuthold, Cooper, McMillan, Mills and Bratton voted no. Commissioner Pinkston was absent from the meeting. The motion carried 11-7-0-1. Property located east side of East Governor John Sevier Highway, north of Thorngrove Pike; 8th Commission District.

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

11. Commissioner Griess amended the agenda to hear Approval of minutes at this time.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on December 15, 1997 (Regular Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on December 15, 1997 (Regular Session). 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 and Bratton voted aye. Commissioner Pinkston was absent from the meeting. The motion carried 18-0-0-1.

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IN RE:        REZONING APPEALS:

No request received.

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IN RE:        AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE:

IN RE:        STAFF REPORT ON PROPOSED RESOLUTION BY THE KNOX COUNTY  
COMMISSION THAT WOULD ESTABLISH A POLICY REQUIRING "THE  
CONSTRUCTION AND OPERATION OF ANY FACILITY BY KNOX  
COUNTY GOVERNMENT AND ANY PUBLIC OR QUASI-PUBLIC AGENCY  
OR CORPORATION SHALL BE SUBJECT TO THE RESTRICTIONS,  
TERMS AND CONDITIONS OF THE KNOX COUNTY ZONING  
ORDINANCE."

Staff Report on proposed resolution by the Knox County Commission that would establish a policy requiring "The construction and operation of any facility by Knox County Government and any public or quasi-public agency or corporation shall be subject to the restrictions, terms and conditions of the Knox County Zoning Ordinance" was before the Board of Commissioners.

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

Commissioner Griess, Chairman, ruled this item should be received as a report with no action to be taken.

Commissioner Bratton objected the ruling of the Chairman.

Upon voice vote to uphold the ruling of the Chairman to receive this item as a report with no action to be taken, the vote carried.

Commissioner Horner moved to receive the Staff Report on proposed resolution by the Knox County Commission that would establish a policy requiring "The construction and operation of any facility by Knox County Government and any public or quasi-public agency or corporation shall be subject to the restrictions, terms and conditions of the Knox County Zoning

Ordinance" and to take no further action. 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 Bratton voted aye. Commissioner Pinkston 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 Brier Meadows Subdivision on MPC approval of Concept Plan with seven variances and subject to 5 conditions was before the Board of Commissioners. Property located northeast side Norris Freeway, southeast of Gordon Smith Road, 7th Commission District.

Mr. Howard Hogan, Attorney representing Appellee, was present and spoke on the matter.

Commissioner Horner moved to defer to the February 1998 meeting the Appeal of Brier Meadows Subdivision on MPC approval of Concept Plan with seven variances and subject to 5 conditions. 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 and Bratton voted aye. Commissioner Pinkston was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: USE ON REVIEW APPEALS:

IN RE: CONSIDERATION OF THE APPLICATION OF GENERAL SHALE PRODUCTS CORPORATION FOR SURFACE MINING OPERATION OFF MILLERTOWN PIKE:

Application of General Shale Products Corporation for surface mining operation off Millertown Pike was before the Board of Commissioners.

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

Mr. John King, Attorney representing General Shale Products Corporation, was present and spoke on behalf of the request.

Mr. Norman Whitaker, Executive Director for Metropolitan Planning Commission, and Mr. Bruce Wuethrich, Assistant Director of Engineering and Public Works for Knox County, were present and spoke on the matter.

Mr. Cecil Meek, Attorney, was present and spoke in opposition to the request.

The following area residents were present and spoke in opposition to the request: Ms. Pat Crumley, Mr. L.B. Crutchfield, Mr. Charles Lynch, Mr. Charles Layton, Ms. Carolyn Johnson and Mr. Ken Ammons.

Commissioner Mills moved to deny the application of General Shale Products Corporation for surface mining operation off Millertown Pike. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, DeSelm, Davis, Leuthold, Horner, Cooper, McMillan, Mills and Bratton voted aye. Commissioners Moody, Medley, Griess, Cawood and Teague voted no. Commissioners Ragsdale and Pinkston were absent from the meeting. The motion carried 12-5-0-2.

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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



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JOHN GRIESS, CHAIRMAN

The Knox County Board of Commissioners met in regular session on Monday, February 23, 1998 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. 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:

Mr. Tex Sims, Sunday School Teacher at Sevier Heights Baptist Church gave the devotional.

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IN RE:        PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Frank Bowden 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-98-2-130 - Resolution of the Commission of Knox County, Tennessee, celebrating the month of February as Black History Month and follow with R-98-2-104.

2.            Defer to the March Board of Commissioners meeting R-98-2-101 - Resolution of the Commission of Knox County, Tennessee, memorializing William Elbert Jones, C.L.U.



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~~3. Hear R-98-2-121 - Resolution of the Commission of Knox~~

County, Tennessee, adopting the Knox County Capital Improvement Plan for Fiscal Years 1999-2003 to be heard before R-98-2-108.

4. Defer to the March Board of Commissioners meeting Appeal of Transglobal-Garrett Subdivision on MPC Approval on Concept Plan.

5. Add R-98-2-129 - Resolution of the Commission of Knox County, Tennessee, supporting legislation to allow local governments to regulate tobacco use.

6. Defer to the March Board of Commissioners meeting O-98-2-101 - Ordinance of the Commission of Knox County, Tennessee, amending Sec. 2.446 (O-90-9-119), as amended regarding appointments to the Knox County Tourist Commission.

7. Commissioner Cooper moved to place on the March Board of Commissioners meeting Appeal of Brier Meadows Subdivision on MPC Approval of Concept Plan with seven variances and subject to 5 conditions. Commissioner Horner seconded the motion and upon voice vote the motion carried 19-0-0-0.

8. Without objection, Commissioner Griess withdrew from the agenda R-98-2-113 - Resolution of the Commission of Knox County, Tennessee, requesting legislation to exempt substitute teachers from unemployment benefits between periods of services.

9. Withdraw R-98-2-118 - Resolution Appropriating matching funds for a local Law Enforcement Block Grant.

10. Add R-98-2-131 - Resolution honoring Mike Stringfield for his many contributions to the Beautification of Knox County.

11. Under 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 RB General Residential Zone District and Related Section has been renumbered from O-97-10-102 the new number is O-96-11-104 on second reading.

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IN RE: CONSENT ITEMS:

1. Drives and Roads to be accepted as completed:

~~A. Wayside Road, Trails End Subdivision, Unit 4, 1300~~

feet in length with a 50 foot right of way, property owner Schubert Builders. (District 5)

B. Totanka Lane, Trails End Subdivision, Unit 4, 550 feet in length with a 50 foot right of way, property owner Schubert Builders. (District 5)

C. Bisbee Lane, Trails End Subdivision, Unit 4, 780 feet in length with a 50 foot right of way, property owner Schubert Builders. (District 5)

D. Cranston Drive, Kensington Subdivision, Unit 8, 100 feet in length with a 50 foot right of way, property owner Schubert Builders. (District 5)

E. Emory Point Lane, Emory Point Subdivision, Unit 1, 650 feet in length with a 50 foot right of way, property owners Bob Cry and Keith Walker. (District 7)

2. Tax Refunds:  
No tax refunds.

3. Notary Public Applications: 180  
Commissioner Cawood moved to approve the Consent Items. 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: HONORARY AND MEMORIAL RESOLUTIONS:  
CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF  
KNOX COUNTY, HONORING DON CALDWELL FOR IMPROVEMENTS TO  
PELLISSIPPI GREENWAY: R-98-2-102:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Don Caldwell for improvements to Pellissippi Parkway was before the Board of Commissioners.

Mr. Don Caldwell, was present and spoke on the matter.

~~Commissioner Cawood moved to approve R-98-2-102~~

Resolution of the Commission of Knox County, Tennessee, honoring Don Caldwell for improvements to Pellissippi Parkway.

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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING JOHN K. WARD FOR HIS DONATION OF PLANTS, TREES, AND FLOWER BULBS FOR THE BEAUTIFICATION OF KNOX COUNTY: R-98-2-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring John K. Ward for his donation of plants, trees, and flower bulbs for the Beautification of Knox County was before the Board of Commissioners.

Ms. Marie Compere, was present and spoke on the matter.

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

Commissioner Cawood moved to approve R-98-2-103 - Resolution of the Commission of Knox County, Tennessee, honoring John K. Ward for his donation of plants, trees, and flower bulbs for the Beautification of Knox County. 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING CHESTER HARPER FOR BEING NAMED 1997 OUTSTANDING COMMUNITY LEADER OF THE KARNS COMMUNITY: R-98-2-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Chester Harper for being named

~~1997 Outstanding Community Leader of the Karns Community was~~

before the Board of Commissioners.

Mr. Don Caldwell, was present and spoke on the matter.

Commissioner Cawood moved to approve R-98-2-104 - Resolution of the Commission of Knox County, Tennessee, honoring Chester Harper for being named 1997 Outstanding Community Leader of the Karns Community. 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, CELEBRATING THE MONTH OF FEBRUARY AS BLACK HISTORY MONTH: R-98-2-130:

Consideration of a Resolution of the Commission of Knox County, Tennessee, celebrating the month of February as Black History Month was before the Board of Commissioners.

Commissioner Jordan moved to approve R-98-2-130 - Resolution of the Commission of Knox County, Tennessee, celebrating the month of February as Black History Month. 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 MIKE STRINGFIELD FOR HIS MANY CONTRIBUTIONS TO THE BEAUTIFICATION OF KNOX COUNTY: R-98-2-131:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Mike Stringfield for his many contributions to the Beautification of Knox County was before the Board of Commissioners.

~~Ms. Mike Stringfield, was present and spoke on the~~

matter.

Ms. Marie Compere, was present and spoke on the matter.

Commissioner DeSelm moved to approve R-98-2-131 - Resolution of the Commission of Knox County, Tennessee, honoring Mike Stringfield for his many contributions to the Beautification of Knox County. 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: DELEGATIONS TO BE HEARD:

1. Ms. Nancy Brogan, Regional President, representing Rural Metro, was present and spoke on their quarterly report.
2. Mr. Gary Hitchcock, was present and spoke on the Smokies and their location.
3. Mr. Fred Lawon, President, The East Tennessee Historical Society, Mr. Kent Whitworth, Executive Director, Historical Society and Steve Dean with Historical Society was present and spoke on their request from Commission.
4. Mr. Phil Hatcher, was present and spoke on the baseball stadium.
5. Commissioner Madeline Rogero was present and spoke on the request for new analysis of Bill Meyer Stadium Site based on the revised HOK Site Plan #1.
6. Mr. Thomas Schumpert, County Executive, was present and spoke on the called Commission meeting on the stadium to be held on March 4, 1998.
7. Mr. Oscar (Poor Boy) Brown was present and spoke on the election.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:  
CONSIDERATION OF 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, 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 AGRICULTURAL EXTENSION COMMITTEE FOR A TWO YEAR TERM:

R-98-2-105:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing one member to the Agricultural Extension Committee for a two year term was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-98-2-105 - Resolution of the Commission of Knox County, Tennessee, appointing one member to the Agricultural Extension Committee for a two year term with the name of Commissioner Frank Bowden. 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, APPOINTING ONE MEMBER TO THE KNOX COUNTY PERSONNEL BOARD FOR A THREE YEAR TERM:

R-98-2-106:

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 approve R-98-2-106~~

Resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Personnel Board for a three year term with the following name: Ms. Judy Braton Cox. 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 FIVE MEMBERS TO THE KNOX COUNTY MUNICIPAL SOLID WASTE PLANNING REGION BOARD: R-98-2-107:

Consideration of a Resolution of the Commission of Knox County, Tennessee, confirming the appointment of five members to the Knox County Municipal Solid Waste Planning Region Board of before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-98-2-107 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of five members to the Knox County Municipal Solid Waste Planning Region Board with the following names: Mr. Tony Roberts, Mr. Doug Hulme, Mr. Larry Clark, Ms. Connie Whitehead, and Ms. Daphne Murdock. 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: DRIVES AND ROADS TO BE CLOSED:

1. Consideration of a request to close a 100 foot section of Love's Creek Road on first reading was before the Board of Commissioners.

Commissioner Ragsdale moved to approve a request to close a 100 foot section of Love's Creek 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, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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2. Consideration of a request to close at the intersection of Deerbrook Drive/Lovell Road on first reading was before the Board of Commissioners.

Commissioner Ragsdale moved to approve a request to close at the intersection of Deerbrook Drive/Lovell 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, Bratton and Pinkston voted aye. The motion carried 19-0-0-0.

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3. Consideration of a request to close the end of Westland Drive, nearest intersection of Lakecove Drive on first reading was before the Board of Commissioners.

Commissioner Ragsdale moved to approve a request to close the end of Westland Drive, nearest intersection of Lakecove Drive 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ADOPTING THE KNOX COUNTY CAPITAL IMPROVEMENT PLAN FOR FISCAL YEARS 1999-2003: R-98-2-121:

Consideration of a Resolution of the Commission of Knox County, Tennessee, adopting the Knox County Capital Improvement Plan for fiscal years 1999-2003 was before the Board of Commissioners.



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~~Mr. Thomas Schumpert, Knox County Executive, was~~

present and spoke on the matter.

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

Mr. Kent Whitworth, Executive Director, Historical Society, was present and spoke on the matter.

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

Commissioner Leuthold moved to approve (the revised Capital Improvement Plan identified as pages 6,7,9 and 45)

R-98-2-121 - Resolution of the Commission of Knox County, Tennessee, adopting the Knox County Capital Improvement Plan for fiscal years 1999-2003. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, DeSelm, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Davis 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. 8 (REVISED) WITH MERIT CONSTRUCTION, INC. IN THE AMOUNT OF \$16,154.00 FOR FLOORING IN THE HALLWAYS AT RITTA ELEMENTARY SCHOOL: R-98-2-108:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving change order no. 8 (revised) with Merit Construction, Inc. in the amount of \$16,154.00 for flooring in the hallways at Ritta Elementary School was before the Board of Commissioners.

Commissioner Mills moved to approve R-98-2-108 - Resolution of the Commission of Knox County, Tennessee, approving change order no. 8 (revised) with Merit Construction, Inc. in the amount of \$16,154.00 for flooring in the hallways at Ritta Elementary School. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner,

~~Mills, Bratton and McMillan voted aye. Commissioners Jordan,~~

Ragsdale, Cooper, and Pinkston were absent from the vote. The motion carried 15-0-0-4.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING CHANGE ORDER NO. 6 WITH JOHNSON & GAYLON, INC. IN THE AMOUNT OF \$95,871.00 FOR A NEW WIC TEACHING KITCHEN AND DEMONSTRATION GROCERY STORE AT THE MARY B. DUFFY HEALTH CENTER: R-98-2-109:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving change order no. 6 with Johnson & Gaylon, Inc. in the amount of \$95,871.00 for a new WIC teaching kitchen and demonstration grocery store at the Mary B. Duffy Health Center was before the Board of Commissioners.

Commissioner Rogero moved to approve R-98-2-109 - Resolution of the Commission of Knox County, Tennessee, approving change order no. 6 with Johnson & Gaylon, Inc. in the amount of \$95,871.00 for a new WIC teaching kitchen and demonstration grocery store at the Mary B. Duffy Health Center. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Medley, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Mills, Bratton and voted aye. Commissioners Jordan, DeSelm, Cooper, McMillan and Pinkston were absent from the vote. The motion carried 14-0-0-5.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSE, APPROVING A CONTRACT WITH A.C. ELECTRIC COMPANY FOR HVAC FILTER SERVICES FOR ALL KNOX COUNTY SCHOOL SITES: R-98-2-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with A.C. Electric Company for HVAC filter services for all Knox County School sites was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-2-110 - Resolution of the Commission of Knox County, Tennessee, approving

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~~a contract with A.C. Electric Company for HVAC filter services~~

for all Knox County School sites. Commissioner Mills seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Mills and Bratton voted aye. Commissioners Jordan, Davis, Cooper, McMillan and Pinkston were absent from the vote. The motion carried 14-0-0-5.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING THE CONSTRUCTION OF A SIDEWALK FOR BLUEGRASS SCHOOL WHICH WILL INCLUDE A SIDEWALK EXTENSION FOR BENNINGTON SUBDIVISION:

R-98-2-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee, requesting the construction of a sidewalk for Bluegrass School which will include a sidewalk extension for Bennington Subdivision was before the Board of Commissioners.

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

Commissioner Leuthold moved to defer R-98-2-111 - Resolution of the Commission of Knox County, Tennessee, requesting the construction of a sidewalk for Bluegrass School which will include a sidewalk extension for Bennington Subdivision to the March Board of Commissioners meeting. Commissioner Mills 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 was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH MAID TO ORDER, INC. FOR CLEANING SERVICES AT LAWSON MCGHEE LIBRARY: R-98-2-112:

Knox County, Tennessee, approving a contract with Maid To Order, Inc. for cleaning services at Lawson McGhee Library was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-2-112 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Maid To Order, Inc. for cleaning services at Lawson McGhee Library. 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 was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH THE STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION FOR THE INSTALLATION OF A TRAFFIC SIGNAL AT THE INTERSECTION OF SR 162 SOUTHBOUND RAMP WITH HARDIN VALLEY ROAD: R-98-2-114:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with the State of Tennessee, approving a contract with the State of Tennessee Department of Transportation for the installation of a traffic signal at the intersection of SR 162 southbound ramp with Hardin Valley Road was before the Board of Commissioners.

Commissioner Cawood moved to approve R-98-2-114 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the State of Tennessee, approving a contract with the State of Tennessee Department of Transportation for the installation of a traffic signal at the intersection of SR 162 southbound ramp with Hardin Valley Road. Commissioner Teague 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 was~~

absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING FUNDS AND APPROVING THE PURCHASE OF PARCELS OF PROPERTY BORDERING EAST SIDE CEDAR BLUFF ROAD, SOUTH SIDE FOX LONAS ROAD, AND WEST SIDE OF PARK VILLAGE, BY AMENDING THE CAPITAL IMPROVEMENT PLAN: R-98-2-115:

No action was taken on R-98-2-115. An alternate R-98-2-115A was heard next.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, EXPRESSING AN INTENT TO CONSIDER THE DEVELOPMENT OF THE DUTCHTOWN ROAD AREA BASED UPON THE FINDINGS OF A STORMWATER MANAGEMENT STUDY: R-98-2-115A:

Consideration of a Resolution of the Commission of Knox County, Tennessee, expressing an intent to consider the Development of the Dutchtown Road area based upon the findings of a Stormwater Management Study was before the Board of Commissioners.

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

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

Commissioner Leuthold moved to approve R-98-2-115A - Resolution of the Commission of Knox County, Tennessee, expressing an intent to consider the development of the Dutchtown Road area based upon the findings of a Stormwater Management Study - with the following change: Delete Paragraphs 3 and 4. Under Therefore Be It Resolved By The Commission Of Knox County As Follows: Delete the following - "It is the express intent of this Commission to consider the purchase of parcels of property bordering the East side of Cedar Bluff Road, the south side of Fox Lonas Road, and the West side of Park Village upon receipt

~~of." and add the following "The findings of this stormwater~~

management study will be used to guide the county in the development of the Dutchtown Road area regarding future development." Commissioner Ragsdale 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 was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REGARDING THE KNOX COUNTY PARK AND RECREATION FACILITY PLAN: R-98-2-116:

Consideration of a Resolution of the Commission of Knox County, Tennessee, regarding the Knox County Park and Recreation Facility Plan was before the Board of Commissioners.

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

Ms. Libby Gilley, was present and spoke on the matter.

Commissioner Teague moved to approve R-98-2-116 - Resolution of the Commission of Knox County, Tennessee, regarding the Knox County Park and Recreation Facility Plan. 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 was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$81,770.00 AS MATCHING FUNDS FOR AN ISTE A GRANT AND APPROVING A CONTRACT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION FOR APPROVAL OF PROJECT NO.STP-EN-4700 (29) FOR THE CONSTRUCTION OF A 1.0 MILE LONG PEDESTRIAN/BICYCLE TRAIL ALONG BEAVER CREEK (HALLS GREENWAY) R-98-2-117:

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~~Consideration of a Resolution of the Commission of~~

Knox County, Tennessee, appropriating \$81,770.00 as matching funds for an Istea Grant and approving a contract with the Tennessee Department of Transportation for approval of project No. STP-EN-4700 (29) for the construction of a 1.0 mile long pedestrian/bicycle trail along Beaver Creek (Halls Greenway) was before the Board of Commissioners.

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

Commissioner Horner moved to approve R-98-2-117 - Resolution of the Commission of Knox County, Tennessee, appropriating \$81,770.00 as matching funds for an Istea Grant and approving a contract with the Tennessee Department of Transportation for approval of project No. STP-EN-4700 (29) for the construction of a 1.0 mile long pedestrian/bicycle trail along Beaver Creek (Halls Greenway). Commissioner Cooper 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 was absent from the vote. The motion carried 18-0-0-1.

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IN RE:            CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF  
KNOX COUNTY, TENNESSEE, AUTHORIZING THE TERMINATION  
OF REVERTER PROVISIONS CONTAINED IN A 1993 DEED TO  
EAGLE DISTRIBUTING COMPANY: R-98-2-119:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the termination of reverter provisions contained in a 1993 deed to Eagle Distributing Company was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-98-2-119 - Resolution of the Commission of Knox County, Tennessee, authorizing the termination of reverter provisions contained in a 1993 deed to Eagle Distributing Company. 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 was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE BUDGET OF THE PUBLIC BUILDING AUTHORITY OF THE COUNTY OF KNOX AND THE CITY OF KNOXVILLE, TENNESSEE FOR FISCAL YEAR 1998 - 1999 FOR THE CITY-COUNTY BUILDING, THE ANDREW JOHNSON BUILDING AND DWIGHT KESSEL METROPOLITAN PARKING GARAGE: R-98-2-120:

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 1998-1999 for the City-County Building, the Andrew Johnson Building and Dwight Kessel Metropolitan Parking Garage was before the Board of Commissioners.

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

Commissioner Ragsdale moved to approve R-98-2-120 - 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 1998-1999 for the City-County Building, the Andrew Johnson Building and Dwight Kessel Metropolitan Parking Garage. 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 was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE GENERAL FUND BUDGET AND APPROPRIATING \$128,224.00 AND APPROVING A CONTRACT WITH MENDOLA, BROWN & ASSOCIATES, LLC/



E412218

WORK & GREER, P.C. TO REFORM PERSONAL PROPERTY AUDITS

AS REQUIRED BY THE STATE OF TENNESSEE: R-98-2-122:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the General Fund Budget and appropriating \$128,224.00 and approving a contract with Mendola, Brown & Associates, LLC/Work & Greer, P.C. to reform personal property audits as required by the State of Tennessee was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-2-122 - Resolution of the Commission of Knox County, Tennessee, amending the General Fund Budget and appropriating \$128,224.00 and approving a contract with Mendola, Brown & Associates, LLC/Work & Greer, P.C. to reform personal property audits as required by the State of Tennessee. Commissioner Mills seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Teague recused himself from the vote. Commissioner Cooper abstained from the vote. Commissioner Jordan was absent from the vote. The motion carried 16-0-2-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ADOPTING A PERSONNEL PLAN FOR THE KNOX COUNTY COMMISSION OFFICE: R-98-2-123:

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.

Commissioner Teague moved to approve R-98-2-123 - Resolution of the Commission of Knox County, Tennessee, adopting a Personnel Plan for the Knox County Commission Office. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan and Tindell were absent from the vote. The motion carried 17-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF  
KNOX COUNTY, TENNESSEE, SUPPORTING LEGISLATION TO  
ALLOW LOCAL GOVERNMENTS TO REGULATE TOBACCO USE:  
R-98-2-129:

Consideration of a Resolution of the Commission of Knox County, Tennessee, supporting legislation to allow local governments to regulate tobacco use was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-98-2-129 - Resolution of the Commission of Knox County, Tennessee, supporting legislation to allow local governments to regulate tobacco. Commissioner Medley seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan and Tindell were absent from the vote. The motion carried 17-0-0-2.

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IN RE: ORDINANCE ON SECOND READING:  
CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF  
KNOX COUNTY, TENNESSEE, REGULATING LIQUIDATION OR  
"GOING OUT OF BUSINESS" SALES: O-98-1-101:SECOND  
READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, regulating liquidation or "Going out of Business" Sales O-98-1-101 on second reading was before the Board of Commissioners.

Commissioner Cooper moved to approve O-98-1-101 - Ordinance of the Commission of Knox County, Tennessee, regulating liquidation or "Going out of Business" Sales on second reading. Commissioner Medley seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale

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~~voted no. Commissioners Jordan and Tindell were absent from the~~

vote. The motion carried 16-1-0-2.

\* \* \* \* \*

IN RE: ZONING REQUEST: 6:00P.M.

Those Commissioners responding were Commissioners Bowden, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston were present. Commissioners Jordan and Tindell were absent from the afternoon session.

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1. Request of Charles T. Shankles for rezoning from A Agricultural Zone to CA General Business Zone R-98-2-124 was before the Board of Commissioners. Property located northwest side Rutledge Pike, southwest side Rosewood Road; Eighth Commission District.

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

Commissioner McMillan moved to approve R-98-2-124 - Request of Charles T. Shankles for rezoning from A Agricultural Zone to CA General Business Zone as per Metropolitan Planning Commission's Recommendation: Approve CA General Business Zone. Commissioner Mills seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan and Tindell were absent from the meeting. The motion carried 17-0-0-2.

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2. Request of Joey Cole for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-98-2-125 was before the Board of Commissioners. Property located northwest side Greenwell Drive, northeast of Pedigo Road; Sixth Commission District.

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

Request of Joey Cole for rezoning from A Agricultural Zone to RA Low Density Residential Zone. Metropolitan Planning Commission's Recommendation: Approve RA Low Density Residential.

Commissioner Cawood seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan and Tindell were absent from the meeting. The motion carried 17-0-0-2.

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3. Request of Dale Akins for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-98-2-126 was before the Board of Commissioners. Property located northeast side Andes Road, north of Chert Pit Road; Sixth Commission District.

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

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

Commissioner Cawood moved to approve R-98-2-126 - Request of Dale Akins for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per Metropolitan Planning Commission's Recommendation: Approve RA Low Density Residential Zone. Commissioner Mills seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan and Tindell were absent from the meeting. The motion carried 17-0-0-2.

\* \* \* \* \*

4. Request of Lutheran Family Services for rezoning from A Agricultural and RB General Residential Zone to OB Office, Medical and Related Services Zone R-98-2-127 was before the Board of Commissioners. Property located southwest side Maryville Pike south of Waldave Lane; Ninth Commission District.

~~Commissioner Griess asked if there was any opposition~~

to the request. There was no response.

Commissioner Bratton moved to approve R-98-2-127 - Request of Lutheran Family Services for rezoning from A Agricultural and RB General Residential Zone to OB Office, Medical and Realted Services for existing house and grounds only (approximately 8 acres) as per Metropolitan Planning Commission's Recommendation. Commission Pinkston seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan and Tindell were absent from the meeting. The motion carried 17-0-0-2.

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5. Request of Doyle Johnson for rezoning from A Agricultural Zone to RB General Residential Zone R-98-2-128 was before the Board of Commissioners. Property located south side Gray Road, east of McCloud Road; Seventh Commission District.

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

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

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

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

Commissioner Horner moved to approve R-98-2-128 - Request of Doyle Johnson for rezoning from A Agricultural Zone to RB General Residential Zone. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Moody, Medley, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner DeSelm voted no. Commissioners Jordan and Tindell were absent from the meeting. The motion carried 16-1-0-2.

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IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE:  
CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF

ZONING ORDINANCE REGARDING THE RB GENERAL RESIDENTIAL  
ZONE 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 Zoning Ordinance regarding the RB General Residential Zone District and related sections 0-96-11-104 was before the Board of Commissioners on second reading.

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

Mr. Lynn Redmond, representing Community Forum, was present and spoke on the matter.

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

Commissioner Bratton moved to defer to the March Board of Commissioners meeting and have Metropolitan Planning Commission give a recommendation of how many dwelling units per acre under the RB. Commissioner Pinkston seconded the motion upon roll call vote Commissioners Bowden, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan and Tindell were absent from the meeting. The motion carried 17-0-0-2.

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IN RE:           TECHNOLOGY CORRIDOR:

Appeal of George Fujii on decision of Tennessee Technology Corridor to grant a Certificate of Appropriateness to FAR Towers, LLC to build a telecommunications tower in the Technology Corridor was before the Board of Commissioners.

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

Mr. Eric Angstadt-letto, Staff Planner, Tennessee Technology Corridor Development Authority, was present and spoke on the matter.

~~Mr. Charles VanBeke, Attorney, representing George~~

Fujii, was present and spoke on the matter.

Mr. George Fujii, area resident, was present and spoke in opposition to FAR Towers, LLC.

Mr. Mark Jendrek, Attorney, representing FAR Towers, was present and spoke on the matter.

Mr. Therman Viles, area resident, was present and spoke on the matter.

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

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

Mr. Ben Broome, Real Estate Appraiser, was present and spoke on the matter.

Commissioner Cawood moved to uphold the appeal of George Fujii according to the Tennessee Technology Corridor Development Authority regulations and state statute sponsored by Senator Owen on Page 7, item 4 of the state statute which states "Any other factor, including functional and/or aesthetic, which is reasonably related to the purposes of this act." Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, DeSelm, Cawood, Teague, Horner, Cooper, McMillan and Bratton voted aye. Commissioners Rogero, Moody, Medley, Leuthold and Griess voted no. Commissioner Davis abstained from the vote. Commissioners Jordan, Tindell, Ragsdale, Mills and Pinkston were absent from the vote. The motion failed 8-5-1-5.

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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 special session on Wednesday, March 4, 1998 at 5:00 p.m. in the Small 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. 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:

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

\* \* \* \* \*

IN RE: DEVOTIONAL:

Mr. Thomas Schumpert, Knox County Executive, was present and gave the devotional.

\* \* \* \* \*

IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Tindell led the Pledge of Allegiance to the Flag.

\* \* \* \* \*

IN RE: REPORT REGARDING SELECTING A SITE FOR THE NEW BASEBALL STADIUM:

Report regarding selecting a site for the new baseball stadium was before the Board of Commissioners.

The following individuals were present and spoke on the matter: Mr. Thomas Schumpert, Knox County Executive, Mr. Doug Bataille, Director of Knox County Parks and Recreation, Ms. Kathy



Hamilton, Knox County Finance Director, Mr. Don Mauldin, Barge, Waggoner, Sumner and Cannon Architectural firm, Mr. Mike Edwards, Administrator for Public Building Authority, Mr. Zach VanBuren, representing ERA, Mr. Marion Mosby and Mr. Brian McDade, representing Public Financial Management.

The following five sites were selected as viable for the new baseball stadium: Site A - Coward Mill

Site B - Reagan Road

Site C - Bill Meyer Stadium

Site D - Brookside Mill

Site E - Downtown Interchange

Mr. Thomas Schumpert, Knox County Executive, recommended Site E - Downtown Interchange for the new baseball stadium.

At this time, there was discussion regarding the procedure to follow for discussion and selection of the site for the new baseball stadium.

Commissioner Ragsdale moved to accept the Chairman's proposal to allow discussion for selecting a site for the new baseball stadium and to accept a motion for a specific site with 10 votes required. Also included in the motion was to limit discussion to a specific site for the new baseball stadium on the floor and that each individual be allowed to speak for up to 3 minutes. Commissioner Teague 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 A SITE FOR THE NEW BASEBALL STADIUM - R-98-3-SS-101:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a site for the new baseball stadium was before the Board of Commissioners.

A ten minute recess was taken at this time and the meeting was moved to the Main Assembly Room of the City-County Building.

Upon reconvening, the following individuals were present and spoke concerning Site "C" - Bill Myers Stadium for the new baseball stadium: Ms. Barbara Simpson, concerned citizen, Mr. Keith Richardson, Jefferson Avenue resident, Mr. Leonard Vaughn, concerned citizen, Mr. Mike Rooney, West Knoxville resident, Mr. Alonzo Montgomery, concerned citizen, Ms. Mildred Smith, Powell resident, Mr. Dwight Guinn, Parkridge resident, Mr. Tony Ewing, Lake Brook Boulevard resident, Mr. Jeff Gordon, Gay Street resident, Mr. Matt Eatons, Washington Pike resident, Mr. Danny Mayfield, Knoxville City Councilman, Mr. Jeff Tolman, 4th and Gill resident, Ms. Michelle Baldwin, Reagan Road resident, Mr. Claude Yow, concerned citizen, Mr. Terry Adkins, Hardin Valley Road, resident, Mr. Tom Waters, concerned citizen, Mr. Michael Rush, Woodbine Street resident, Mr. Townsend Collins, concerned citizen, Ms. Cheryl Brown, Chicago Avenue resident, Mr. Ted Frye, West Knoxville resident, Mr. Greg McKay, 4th and Gill resident, Mr. Don Parnell, concerned citizen, and Mr. Dana Wolf, Cedar Hill Road resident.

Commissioner Teague moved to approve Resolution R-98-3-SS-101 - Resolution of the Commission of Knox County, Tennessee, approving site "E" (Downtown Interchange) for the new baseball stadium. Commissioner Ragsdale seconded the motion.

The following individuals were present and spoke concerning Site Site "E" - Downtown Interchange for the new baseball stadium: Mr. Bill Young, concerned citizen, Mr. Terry Adkins, concerned citizen, Mr. Kurt Shetzell, concerned citizen, Mr. Lawrence Tullock, concerned citizen, Mr. Dana Wolf, Cedar Hill resident, Mr. Blair Trimmel, concerned citizen, Mr. Don

Ingram, New Knoxville Chamber of Partnership, Ms. Lori Callahan, concerned citizen, Mr. Dwight Gwinn, Monroe Street resident, Mr. Keith Richardson, concerned citizen, Ms. Barbara Simpson, concerned citizen, Mr. Jeff Tolman, 4th and Gill resident, Mr. Lynn Redmond, Vice-President of Brookside Mills, Mr. Mike Rooney, West Knoxville resident, Mr. John Huitt, Blaine, TN resident, and Mr. Jeff Gordon, Gay Street resident.

Upon roll call vote of the motion to approve Resolution R-98-3-SS-101 - Resolution of the Commission of Knox County, Tennessee, approving site "E" (Downtown Interchange) for the new baseball stadium, Commissioners Moody, Medley, DeSelm, Ragsdale, Leuthold, Griess, Teague and Bratton voted aye. Commissioners Jordan, Bowden, Rogero, Tindell, Cawood, Horner, Cooper, McMillan, Mills and Pinkston voted no. Commissioner Davis abstained from voting. The motion failed 8-10-1-0.

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Commissioner Tindell moved to approve Resolution R-98-3-SS-101 - Resolution of the Commission of Knox County, Tennessee, approving site "C" (Bill Meyer Stadium) for the new baseball stadium. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, DeSelm, Davis, Cawood and Bratton voted aye. Commissioners Moody, Medley, Ragsdale, Leuthold, Griess, Teague, Horner, Cooper, McMillan, Mills and Pinkston voted no. The motion failed 8-11-0-0.

\* \* \* \* \*

Commissioner DeSelm moved to re-consider the motion to approve Resolution R-98-3-SS-101 - Resolution of the Commission of Knox County, Tennessee, approving site "E" (Downtown Interchange) for the new baseball stadium. Commissioner Moody seconded the motion and upon roll call vote Commissioners Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess and Teague voted aye. Commissioners Jordan, Bowden, Rogero, Tindell,

Cawood, Horner, McMillan, Mills, Bratton and Pinkston voted no. Commissioner Cooper was absent from the vote. The motion failed 8-10-0-1.

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Commissioner McMillan moved to adjourn the meeting at this time. Commissioner Mills seconded the motion and upon voice vote the motion failed.

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Commissioner McMillan moved to re-consider the motion to approve Resolution R-98-3-SS-101 - Resolution of the Commission of Knox County, Tennessee, approving site "C" (Bill Meyer Stadium) for the new baseball stadium. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, DeSelm, Davis, Cawood, McMillan and Bratton voted aye. Commissioners Moody, Medley, Ragsdale, Leuthold, Griess, Teague, Horner, Mills and Pinkston voted no. Commissioner Cooper was absent from the vote. The motion failed 9-9-0-1.

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Commissioner Ragsdale moved to suspend the rules that indicate the previous motions to re-consider Site "C" (Bill Meyer Stadium) and Site "E" (Downtown Interchange) were out of order. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague and Bratton voted aye. Commissioners Horner, McMillan, Mills and Pinkston voted no. Commissioner Cooper was absent from the vote. The motion carried 14-4-0-1.

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Commissioner Ragsdale moved to approve Resolution R-98-3-SS-101 - Resolution of the Commission of Knox County, Tennessee, approving site "E" (Downtown Interchange) for the new baseball stadium. Commissioner Teague seconded the motion.

Commissioner Tindell moved as a substitute motion to approve Resolution R-98-3-SS-101 - Resolution of the Commission of Knox County, Tennessee, approving site "C" (Bill Meyer Stadium) for the new baseball stadium. Commissioner Bowden seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, DeSelm, Davis, Cawood and Bratton voted aye. Commissioners Moody, Medley, Ragsdale, Leuthold, Griess, Teague, Horner, Mills and Pinkston voted no. Commissioner McMillan abstained from voting. Commissioner Cooper was absent from the vote. The substitute motion failed 8-9-1-1.

Upon roll call vote of the original motion to approve Resolution R-98-3-SS-101 - Resolution of the Commission of Knox County, Tennessee, approving site "E" (Downtown Interchange) for the new baseball stadium, Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Teague and Bratton voted aye. Commissioners Cawood, Horner, McMillan, Mills and Pinkston voted no. Commissioner Cooper was absent from the vote. The motion carried 13-5-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING AN AMOUNT UP TO \$150,000.00 FOR SITE MASTER PLANNING FOR THE NEW BASEBALL STADIUM - R-98-3-SS-102:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating an amount up to \$150,000.00 for site master planning for the new baseball stadium was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Resolution R-98-3-22-102 - Resolution of the Commission of Knox County, Tennessee, appropriating an amount up to \$150,000.00 for site master planning for the new baseball stadium with the amendment that the funds be deducted from the Public Improvement Fund and not the General Fund. Commissioners Teague and Medley seconded

the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess and Teague voted aye. Commissioners Cawood, Horner, McMillan, Mills, Bratton and Pinkston voted no. Commissioner Cooper was absent from the vote. The motion carried 12-6-0-1.

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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



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JOHN GRIESS, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, March 23, 1998 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 Ms. Kathy Hamilton, Knox County Finance Director, Mr. Mike Moyers, Knox County Senior Deputy Law Director, Mr. Thomas Schumpert, Knox County Executive, 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 Ed King, Pastor at Redemption Christian Center, was present and led the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Medley 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 defer the following items to the April 1998 meeting: Resolution R-98-3-104 Resolution of the Commission of Knox County, Tennessee, honoring Coach Summitt for being the first female coach to appear on the cover of Sports Illustrated; and Resolution R-98-3-105

Resolution of the Commission of Knox County, Tennessee, honoring the Lady Vols for winning 30 games in the 1997-1998 season and winning the SEC Championship.

2. Commissioner Griess amended the agenda to defer the following item to the April 1998 meeting: Resolution R-98-3-118 Resolution of the Commission of Knox County, Tennessee, approving an agreement with a development/owner of elderly housing.

3. Without objection, Commissioner Griess amended the agenda to add the following item to be heard after Resolution R-98-3-109: Resolution R-98-3-153 - Resolution of the Commission of Knox County, Tennessee, requesting that Comcast Cable begin carrying WFEM, Knoxville Channel twelve on its system.

4. Commissioner Griess amended the agenda to add the following item to be heard after Resolution R-98-3-103 Resolution R-98-3-151 - Resolution of the Commission of Knox County, Tennessee, honoring officer Robert Manges for being named Officer of the Year for 1997 by the Knox County Sheriff's Department. He also amended the agenda to withdraw the following items: Resolution R-98-3-135- Resolution of the Commission of Knox County, Tennessee, approving a telecommunications contract; and Resolution R-98-3-141 - Resolution of the Commission of Knox County, Tennessee, expressing the County Commissions desire to sell the Farmer's Market at public bid with a minimum bid to cover the existing bond debt and earmark funds for items such as the building of an Equestrian Center in East Knox County.

5. Commissioner Griess amended the agenda to add the following items: Resolution R-98-3-150 - Resolution of the Commission of Knox County, Tennessee, acknowledging a development of affordable housing in the Karns Community under the THDA tax-exempt bond authority program; and Resolution R-98-3-152 - Resolution of the Commission of Knox County, Tennessee, acknowledging a development of affordable housing known as Forest Glen under the THDA low income housing tax credit program. He also amended the agenda to defer the following items to the April



1998 meeting: Resolution R-98-3-140 - Resolution of the Commission of Knox County, Tennessee, regarding the relocation of the Western Avenue Hospitality Pantry; and Resolution R-98-3-110 - Resolution of the Commission of Knox County, Tennessee, regarding the construction of sidewalks at various schools.

6. Commissioner Griess amended the agenda to add the following item: Resolution R-98-3-154 - Resolution of the Commission of Knox County, Tennessee, calling upon the State Legislature, in an amendment to annexation laws under current consideration, to maintain the right to trial by jury and to retain the burdens of proof and persuasion on an annexing authority.

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IN RE:      CONSENT ITEMS:

1. Drives and Roads to be accepted as completed:

A. George Washington Drive, Potomac Place Subdivision, Unit 1, 1600 feet in length with a 50 foot right of way, TJR Developers, property owner. (District 6)

B. Wooded Lane, Forest Glen Subdivision, Unit 1, 650 feet in length with a 50 foot right of way, Michael Wood and Don Brewer, property owners. (District 6)

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2. Tax Refunds:

No request received.

\* \* \* \* \*

3. Notary Public Applications:

222 Notary Public Applications received.

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

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, TO HONOR AND PAY TRIBUTE TO WILLIAM ELBERT JONES, C.L.U. - R-98-3-101:

Consideration of a resolution of the Commission of Knox County, Tennessee, to honor and pay tribute to William Elbert Jones, C.L.U. 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-98-3-101 - Resolution of the Commission of Knox County, Tennessee, to honor and pay tribute to William Elbert Jones, C.L.U. 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.

Mr. Ben Jones, son of Mr. Jones, 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, TO HONOR AND PAY TRIBUTE TO THE MEMORY OF RUTH MARIE CAMPBELL HOWE - R-98-3-102:

Consideration of a resolution of the Commission of Knox County, Tennessee, to honor and pay tribute to the memory of Ruth Marie Campbell Howe was before the Board of Commissioners.

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

Commissioners Ragsdale, Griess and Leuthold moved to approve Resolution R-98-3-102 - Resolution of the Commission of Knox County, Tennessee, to honor and pay tribute to the memory of Ruth Marie Campbell Howe. 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.

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

Mr. Ed Howe, son of Ms. Howe, and family members were present and expressed appreciation to the Commission for the resolution.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING SHERIFF TIM HUTCHISON FOR BEING CHOSEN THE NATIONAL SHERIFF OF THE YEAR -

R-98-3-103:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Sheriff Tim Hutchison for being chosen the National Sheriff of the Year was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Resolution R-98-3-103 - Resolution of the Commission of Knox County, Tennessee, honoring Sheriff Tim Hutchison for being chosen the National Sheriff 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.

Mr. Tim Hutchison, Knox County Sheriff, was present and expressed appreciation to the Commission for the resolution.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING COACH SUMMITT FOR BEING THE FIRST FEMALE COACH TO APPEAR ON THE COVER OF SPORTS ILLUSTRATED - R-98-3-104:

This item was deferred to the April 1998 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 THE LADY VOLS FOR WINNING 30 GAMES IN THE 1997-1998 SEASON AND WINNING THE SEC CHAMPIONSHIP - R-98-3-105:

This item was deferred to the April 1998 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 OFFICER ROBERT MANGES FOR BEING NAMED OFFICER OF THE YEAR FOR 1997 BY THE KNOX COUNTY SHERIFF'S DEPARTMENT - R-98-3-151:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring officer Robert Manges for being named Officer of the Year for 1997 by the Knox County Sheriff's Department was before the Board of Commissioners.

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

Commissioner Cawood moved to approve Resolution R-98-3-151 - Resolution of the Commission of Knox County, Tennessee, honoring officer Robert Manges for being named Officer of the Year for 1997 by the Knox County 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.

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

Mr. Manges 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. Dennis Frances, representing the Police Benevolence Association, was present and spoke concerning salary increases for employees of the Knox County Sheriff's Department.

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

2. Ms. Kathy Hamilton, Knox County Finance Director, spoke concerning pro-ration between city and county personal property taxes and requested that this item be added to the agenda.

Mr. Mike Moyers, Knox County Senior Deputy Law Director, and Mr. Thomas Schumpert, Knox County Executive, were present and spoke on the matter.

Commissioner Leuthold moved to amend the agenda to add the following item: Resolution R-98-3-155 - Resolution regarding pro-ration between city and county personal property taxes.

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.

3. Mr. Steve Ridenour, representing the Halls Community, was present and spoke in opposition to a new lease for the Halls Convenience Center.

4. Mr. Dwight Padgett, owner of Amber Restaurant, was present and spoke in opposition to a new lease for the Halls Convenience Center.

5. Mr. Lee Mynatt, owner of Mynatt Brothers Hardware, was present and spoke in opposition to a new lease for the Halls Convenience Center.

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

6. Ms. Jill Ridenour, Halls resident, was present and spoke in opposition to a new lease for the Halls Convenience Center.

7. Mr. Don Henderlight, concerned citizen, was present and spoke in opposition to a new lease for the Halls Convenience Center.

8. Mr. Tony Roberts, Executive Director of the Tennessee Valley Homebuilders Association, was present and requested a waiver of the standard building fee for the purpose of building a home in the Brighton Farms Subdivision to be used to help benefit several charities and to help fund a scholarship for Pellissippi State College.

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

Commissioner Horner moved to approve the request of Mr. Tony Roberts and waiver the standard building fee. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills and Pinkston voted aye. Commissioner Bratton voted no. Commissioner DeSelm abstained from voting. Commissioner Teague was absent from the vote. The motion carried 16-1-1-1.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the February 23, 1998 (Regular Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on February 23, 1998. (Regular Session) Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Teague was absent from the vote. 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, CONFIRMING THE APPOINTMENT OF TWO MEMBERS TO THE KNOX COUNTY HISTORIC ZONING COMMISSION - R-98-3-106:

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

Commissioner Ragsdale moved to approve Resolution R-98-3-106 -Resolution of the Commission of Knox County, Tennessee, confirming the appointment of two members to the Knox County Historic Zoning Commission and that Ms. Virginia Niceley and Mr. William Threlkeld be appointed. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Teague was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, CONFIRMING THE APPOINTMENT OF ONE MEMBER TO THE HISTORIC PROPERTIES REVIEW BOARD - R-98-3-107:

Consideration of a resolution of the Commission of Knox County, Tennessee, confirming the appointment of one member to the Historic Properties Review Board was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Resolution R-98-3-107 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of one member to the Historic Properties Review Board and that Mr. William Threlkeld be appointed. Commissioner Cawood seconded the motion and upon

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING AN ALTERNATE MEMBER TO THE KNOX COUNTY SHERIFF'S DEPARTMENT MERIT SYSTEM COUNCIL - R-98-3-108:

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

Commissioner Ragsdale moved to approve Resolution R-98-3-108 - Resolution of the Commission of Knox County, Tennessee, appointing an alternate member to the Knox County Sheriff's Department Merit System Council and that Ms. Sue Methvin be appointed. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Teague was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, CONFIRMING THE APPOINTMENT OF ONE MEMBER TO THE KNOX COUNTY VACANT PROPERTY REVIEW COMMITTEE - R-98-3-109:

Consideration of a resolution of the Commission of Knox County, Tennessee, confirming the appointment of one member to the Knox County Vacant Property Review Committee was before the Board of Commissioners.



Commissioner Ragsdale moved to approve Resolution R-98-3-109 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of one member to the Knox County Vacant Property Review Committee and that Ms. Carol Allen be appointed. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Teague was absent from the vote. 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, REQUESTING THAT COMCAST CABLE BEGIN CARRYING WFEM, KNOXVILLE CHANNEL TWELVE ON ITS SYSTEM - R-98-3-153:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting that Comcast Cable begin carrying WFEM, Knoxville Channel twelve on its system was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-98-3-153 - Resolution of the Commission of Knox County, Tennessee, requesting that Comcast Cable begin carrying WFEM, Knoxville Channel twelve on its system with the following amendment: the areas of the resolution that read "whereas currently WFEM Channel 12 in Heiskell is being broadcast" should read "is not being broadcast". 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 voted no. The motion carried 18-1-0-0.

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

7. Without objection, Commissioner Griess amended the agenda to hear the following items at this time: Resolution R-98-3-129, Resolution R-98-3-130, Resolution R-98-3-131 and Resolution R-98-3-132.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AGREEMENT WITH LAKESHORE MENTAL INSTITUTE TO PROVIDE CENTRAL INTAKE AND ASSESSMENT SERVICES FOR ALCOHOL AND DRUG REHABILITATION - R-98-3-129:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with Lakeshore Mental Institute to provide central intake and assessment services for alcohol and drug rehabilitation was before the Board of Commissioners.

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

Commissioner Teague moved to approve Resolution R-98-3-129 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with Lakeshore Mental Institute to provide central intake and assessment services for alcohol and drug rehabilitation. 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 AN AGREEMENT WITH DORAL DENTAL SERVICES OF TENNESSEE, INC. FOR THE KNOX COUNTY HEALTH DEPARTMENT TO PROVIDE TENNCARE DENTAL SERVICES TO CHILDREN - R-98-3-130:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with Doral Dental Services of Tennessee, Inc. for the Knox County Health Department to provide TennCare dental services to children was before the Board of Commissioners.

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

Commissioner Teague moved to approve Resolution R-98-3-130 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with Doral Dental Services of Tennessee, Inc. for the Knox County Health Department to provide TennCare dental services to children. 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, EXPRESSING AN INTENT TO FUND \$4,250,000.00 FOR THE INDIGENT CARE PROGRAM FOR THE FISCAL YEAR 1998-1999 AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A STATEMENT OF AGREEMENT (CONTRACT) ON INDIGENT CARE FOR 1998-1999 - R-98-3-131:

Consideration of a resolution of the Commission of Knox County, Tennessee, expressing an intent to fund \$4,250,000.00 for the Indigent Care Program for the fiscal year 1998-1999 and authorizing the County Executive to execute a statement of agreement (contract) on Indigent Care for 1998-1999 was before the Board of Commissioners.

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

Commissioner Teague moved to approve Resolution R-98-3-131 - Resolution of the Commission of Knox County,

Tennessee, expressing an intent to fund \$4,250,000.00 for the Indigent Care Program for the fiscal year 1998-1999 and authorizing the County Executive to execute a statement of agreement (contract) on Indigent Care for 1998-1999.

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 GRANT AGREEMENT WITH THE STATE DEPARTMENT OF HEALTH FOR THE PROVISION OF CASE MANAGEMENT FOR PATIENTS NEEDING ALCOHOL AND DRUG ABUSE TREATMENT SERVICES - R-98-3-132:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Grant Agreement with the State Department of Health for the provision of case management for patients needing alcohol and drug abuse treatment services was before the Board of Commissioners.

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

Commissioner Teague moved to approve Resolution R-98-3-132 - Resolution of the Commission of Knox County, Tennessee, approving a Grant Agreement with the State Department of Health for the provision of case management for patients needing alcohol and drug abuse treatment services. 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: DELEGATIONS - (CONTINUED):

9. Mr. Ted Frye, was present and spoke concerning safety and access to community baseball fields.

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

8. Without objection, Commissioner Griess amended the agenda to hear Resolution R-98-3-121 at this time.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE LEASE OF PROPERTY FROM JAY JENKINS FOR THE HALLS CONVENIENCE CENTER - R-98-3-121:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing the lease of property from Jay Jenkins for the Halls Convenience Center was before the Board of Commissioners.

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

Commissioner Cooper moved to approve Resolution R-98-3-121 - Resolution of the Commission of Knox County, Tennessee, authorizing the lease of property from Jay Jenkins for the Halls Convenience Center for a period of time not to exceed eighteen (18) months. Also included in the motion was that the following individuals be appointed to a Committee to review the possibility of selecting a new site: Mr. Bruce Wuethrich, Mr. John Evans, Mr. Steve Ridenour, Mr. Jim Hubbs, Mr. Carl McDaniels, and Commissioners Horner and Cooper. 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:        DRIVES AND ROADS TO BE CLOSED:

1. Consideration of a request to close a 100 foot section of Love's Creek Road was before the Board of Commissioners on second reading.

Mr. Bruce Wuethrich, 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 100 foot section of Love's Creek Road on second reading. 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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2. Consideration of a request to close the intersection of Deerbrook Drive/Lovell Road was before the Board of Commissioners on second reading.

Mr. Bruce Wuethrich, 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 the intersection of Deerbrook Drive/Lovell Road on second reading. 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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3. Consideration of a request to close the end of Westland Drive, nearest intersection is Lakecove Drive was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve the request to close the end of Westland Drive, nearest intersection is Lakecove Drive on second reading. Commissioner Mills seconded the motion.

Commissioner DeSelm moved as a substitute motion to sell the property located on Lakecove Drive. There was no second to the motion. The substitute motion failed for lack of a second.

Upon roll call vote of the original motion to close the end of Westland Drive, nearest intersection is Lakecove Drive on second reading, 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.

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IN RE:        RESOLUTIONS:

IN RE:        CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REGARDING THE CONSTRUCTION OF SIDEWALKS AT VARIOUS SCHOOLS - R-98-3-110:

This item was deferred to the April 1998 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 THE PURCHASE OF PROPERTY LOCATED AT 3923 HILLBROOK DRIVE IN THE BAKHOM SUBDIVISION FOR THE BYINGTON-SOLWAY TECHNOLOGY CENTER BUILDING TRADES PROGRAM - R-98-3-111:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the purchase of property located at 3923 Hillbrook Drive in the Bakhom Subdivision for the Byington-Solway Technology Center Building Trades Program was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-98-3-111 - Resolution of the Commission of Knox County, Tennessee, approving the purchase of property located at 3923 Hillbrook Drive in the Bakhom Subdivision for the Byington-Solway Technology Center Building Trades Program. Commissioner Teague

seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Horner and Cooper were absent from the vote. The motion carried 17-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH LOCKWOOD GREENE FOR ARCHITECTURAL AND ENGINEERING SERVICES ASSOCIATED WITH VARIOUS SCHOOL CONSTRUCTION, RENOVATION, REPAIR AND MAINTENANCE PROJECTS - R-98-3-112:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Lockwood Greene for architectural and engineering services associated with various school construction, renovation, repair and maintenance projects was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve Resolution R-98-3-112 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Lockwood Greene for architectural and engineering services associated with various school construction, renovation, repair and maintenance projects. 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, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cooper was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$50,000.00 FOR PRELIMINARY EXPENSES ASSOCIATED WITH POTENTIAL LAND ACQUISITION FOR SCHOOLS - R-98-3-113:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$50,000.00 for preliminary expenses associated with potential land acquisition for schools was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-3-113 - Resolution of the Commission of Knox County, Tennessee, appropriating \$50,000.00 for preliminary expenses associated with potential land acquisition for schools. Commissioner Moody 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 \$286,000.00 FOR THE DESIGN PHASE OF VARIOUS SCHOOL PHYSICAL PLANT UPGRADES R-98-3-114:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$286,000.00 for the design phase of various school physical plant upgrades was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-3-114 - Resolution of the Commission of Knox County, Tennessee, appropriating \$286,000.00 for the design phase of various school physical plant upgrades. Commissioner Rogero 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 INITIAL DESIGN FEES FOR THE SOUTH DOYLE HIGH BAND ROOM -

R-98-3-115:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$75,000.00 for initial design fees for the South Doyle High Band Room was before the Board of Commissioners.

Commissioner Pinkston moved to approve Resolution R-98-3-115 - Resolution of the Commission of Knox County, Tennessee, appropriating \$75,000.00 for initial design fees for the South Doyle High Band Room. 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, APPROPRIATING \$25,000.00 FOR A FEASIBILITY STUDY TO EVALUATE THE CURRENT PORTABLE CLASSROOM SITUATION AT RIDGEDALE ELEMENTARY SCHOOL -

R-98-3-116:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$25,000.00 for a feasibility study to evaluate the current portable classroom situation at Ridgedale Elementary School was before the Board of Commissioners.

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

Commissioner Moody moved to approve Resolution R-98-3-116 - Resolution of the Commission of Knox County,

Tennessee, appropriating \$25,000.00 for a feasibility study to evaluate the current portable classroom situation at Ridgedale Elementary 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, AMENDING THE GENERAL PURPOSE SCHOOL FUND BUDGET AND APPROPRIATING \$1,000,000.00 FOR THE REMAINDER OF THE SCHOOLS MAJOR MAINTENANCE PROJECTS FOR FISCAL YEAR 1996 - 1997 - R-98-3-117:

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 schools major maintenance projects for fiscal year 1996 - 1997 was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-3-117 - 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 schools major maintenance projects for fiscal year 1996 - 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 AN AGREEMENT WITH A DEVELOPMENT/OWNER OF ELDERLY HOUSING - R-98-3-118:

This item was deferred to the April 1998. (See Amendments to the Agenda, Page \_\_\_\_\_)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$100,000.00 FOR ENGINEERING SERVICES FOR THE DESIGN OF THE SOLWAY CONVENIENCE CENTER AND ACCESS ROAD, AND FOR A FEASIBILITY STUDY AND SITE DESIGN OF THE SOLWAY YARD WASTE FACILITY - R-98-3-119:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$100,000.00 for engineering services for the design of the Solway Convenience Center and access road, and for a feasibility study and site design of the Solway yard waste facility was before the Board of Commissioners.

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

Commissioner Teague moved to approve Resolution R-98-3-119 - Resolution of the Commission of Knox County, Tennessee, appropriating \$100,000.00 for engineering services for the design of the Solway Convenience Center and access road, and for a feasibility study and site design of the Solway yard waste facility. 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 \$100,000.00 TO COMPLETE THE JOHN SEVIER CONVENIENCE CENTER - R-98-3-120:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$100,000.00 to complete the John Sevier Convenience Center was before the Board of Commissioners.

Commissioner Bratton moved to approve Resolution R-98-3-120 - Resolution of the Commission of Knox County, Tennessee, appropriating \$100,000.00 to complete the John Sevier

Convenience Center. 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, AUTHORIZING THE LEASE OF PROPERTY FROM JAY JENKINS FOR THE HALLS CONVENIENCE CENTER - R-98-3-121:

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, APPROPRIATING \$552,486.20 AND APPROVING CHANGE ORDER NO. 3 WITH RENFRO CONSTRUCTION CO., INC. FOR THE ADDITION OF CORNERSTONE DRIVE TO THE MURDOCK ROAD PROJECT - R-98-3-122:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$552,486.20 and approving Change Order No. 3 with Renfro Construction Co., Inc. for the addition of Cornerstone Drive to the Murdock Road Project was before the Board of Commissioners.

Commissioner Teague moved to approve Resolution R-98-3-122 - Resolution of the Commission of Knox County, Tennessee, appropriating \$552,486.20 and approving Change Order No. 3 with Renfro Construction Co., Inc. for the addition of Cornerstone Drive to the Murdock Road Project. 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 AN AGREEMENT WITH ALLEN & HOSHALL, INC. FOR ENGINEERING SERVICES FOR THE DESIGN OF A REPLACEMENT BRIDGE ON OLD RUTLEDGE PIKE AT BIG FLAT CREEK - R-98-3-123:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with Allen & Hoshall, Inc. for engineering services for the design of a replacement bridge on Old Rutledge Pike at Big Flat Creek was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve Resolution R-98-3-123 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with Allen & Hoshall, Inc. for engineering services for the design of a replacement bridge on Old Rutledge Pike at Big Flat Creek. 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, APPROPRIATING \$3,000,000.00 AND APPROVING A CONSTRUCTION CONTRACT WITH J. HICKS EXCAVATING IN THE AMOUNT OF \$2,275,733.11 FOR PHASE I OF THE CALLAHAN ROAD/SCHAAD ROAD PROJECT - R-98-3-124:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$3,000,000.00 and approving a construction contract with J. Hicks Excavating in the amount of \$2,275,733.11 for Phase I of the Callahan Road/Schaad Road Project was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve Resolution R-98-3-124 - Resolution of the Commission of Knox County, Tennessee, appropriating \$3,000,000.00 and approving a construction contract with J. Hicks Excavating in the amount of \$2,275,733.11 for Phase I of the Callahan Road/Schaad Road Project. 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 AN AGREEMENT WITH ALLEN & HOSHALL, INC. FOR ENGINEERING SERVICES FOR GEOMETRIC IMPROVEMENTS AT THE INTERSECTION OF CANTON HOLLOW ROAD AND WOODY DRIVE - R-98-3-125:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with Allen & Hoshall, Inc. for engineering services for geometric improvements at the intersection of Canton Hollow Road and Woody Drive was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve Resolution R-98-3-125 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with Allen & Hoshall, Inc. for engineering services for geometric improvements at the intersection of Canton Hollow Road and Woody Drive. 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 AN AGREEMENT WITH ALLEN & HOSHALL, INC. FOR ENGINEERING SERVICES FOR SIGNAL DESIGN AT WATT ROAD AND I-75/40 - R-98-3-126:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with Allen & Hoshall, Inc. for engineering services for signal design at Watt Road and I-75/40 was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve Resolution R-98-3-126 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with Allen & Hoshall, Inc. for engineering services for signal design at Watt Road and I-75/40. 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 AN AGREEMENT WITH ALLEN & HOSHALL, INC. FOR ENGINEERING SERVICES FOR GEOMETRIC IMPROVEMENTS AT THE INTERSECTION OF SEVIERVILLE PIKE AND KIMBERLIN HEIGHTS ROAD - R-98-3-127:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with Allen & Hoshall, Inc. for engineering services for geometric improvements at the intersection of Sevierville Pike and Kimberlin Heights Road was before the Board of Commissioners.

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



Commissioner Leuthold moved to approve Resolution R-98-3-127 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with Allen & Hoshall, Inc. for engineering services for geometric improvements at the intersection of Sevierville Pike and Kimberlin Heights Road. 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, APPROPRIATING \$500,000.00 FOR THE CONNER ROAD IMPROVEMENTS AND APPROVING A CONSTRUCTION CONTRACT WITH EARTHWORKS, INC. IN THE AMOUNT OF \$427,967.67 - R-98-3-128:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$500,000.00 for the Conner Road improvements and approving a construction contract with Earthworks, Inc. in the amount of \$427,967.67 was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve Resolution R-98-3-128 - Resolution of the Commission of Knox County, Tennessee, appropriating \$500,000.00 for the Conner Road improvements and approving a construction contract with Earthworks, Inc. in the amount of \$427,967.67. 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 AN AGREEMENT WITH LAKESHORE MENTAL INSTITUTE TO PROVIDE CENTRAL INTAKE AND ASSESSMENT SERVICES FOR ALCOHOL AND DRUG REHABILITATION - R-98-3-129:

This item was heard earlier on the day's agenda. (See Amendments to the Agenda, Page \_\_\_\_\_)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AGREEMENT WITH DORAL DENTAL SERVICES OF TENNESSEE, INC. FOR THE KNOX COUNTY HEALTH DEPARTMENT TO PROVIDE TENNCARE DENTAL SERVICES TO CHILDREN - R-98-3-130:

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, EXPRESSING AN INTENT TO FUND \$4,250,000.00 FOR THE INDIGENT CARE PROGRAM FOR THE FISCAL YEAR 1998-1999 AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A STATEMENT OF AGREEMENT (CONTRACT) ON INDIGENT CARE FOR 1998-1999 - R-98-3-131:

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 A GRANT AGREEMENT WITH THE STATE DEPARTMENT OF HEALTH FOR THE PROVISION OF CASE MANAGEMENT FOR PATIENTS NEEDING ALCOHOL AND DRUG ABUSE TREATMENT SERVICES - R-98-3-132:

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, AMENDING THE PUBLIC IMPROVEMENT FUND AND APPROPRIATING \$11,320.00 FOR ADDITIONAL PRE-CONSTRUCTION COSTS FOR THE REPLACEMENT OF THE DANTE HEALTH CLINIC - R-98-3-133:

Consideration of a resolution of the Commission of Knox County, Tennessee, amending the Public Improvement Fund and appropriating \$11,320.00 for additional pre-construction costs for the replacement of the Dante Health Clinic was before the Board of Commissioners.

Commissioner Teague moved to approve Resolution R-98-3-133 - Resolution of the Commission of Knox County, Tennessee, amending the Public Improvement Fund and appropriating \$11,320.00 for additional pre-construction costs for the replacement of the Dante Health Clinic. 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: AMENDMENTS TO THE AGENDA - (CONTINUED):

9. Without objection, Commissioner Griess amended the agenda to add the following item and that it be heard at this time: Discussion and possible action of a step increase for employees of the Knox County Sheriff's Department.

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IN RE: DISCUSSION AND POSSIBLE ACTION OF A STEP INCREASE FOR EMPLOYEES OF THE KNOX COUNTY SHERIFF'S DEPARTMENT:

Discussion and possible action of a step increase for employees of the Knox County Sheriff's Department was before the Board of Commissioners.

Mr. Harry Brooks, Knox County Sheriff's Department, Mr. Thomas Schumpert, Knox County Executive, Ms. Kathy Hamilton, Knox

County Finance Director, and Mr. Dwight VanDeVate, Knox County Sheriff's Department, were present and spoke on the matter.

Commissioner Moody moved to request the Knox County Executive and Knox County Finance Director to review the current status of finances revenue as well as budget as it currently exist and look at it in terms of the implication for next years budget and tax rate and give a report at the April 1998 meeting. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm and Leuthold voted aye. Commissioners Ragsdale, Griess, Cawood, Horner, Cooper, McMilan, Mills, Bratton and Pinkston voted no. Commissioners Davis and Teague abstained from voting. The motion failed 8-9-2-0.

Commissioner Bratton moved to approve a step increase for employees of the Knox County Sheriff's Department and that \$65,000.00 be deducted from the Sheriff's Corrections Account #54210, \$10,000.00 be deducted from the Sheriff's Patrol Account #54120 and \$75,000.00 be deducted from the General Fund pending the Sheriff's signature for the transfers. Commissioner Pinkston seconded the motion.

Commissioner DeSelm moved as a substitute motion to approve a step increase for employees of the Knox County Sheriff's Department and request the Sheriff to transfer \$150,000.00 from the Sheriff's Department excess salary account pending the Sheriff's signature for the transfers. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Bowden, 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. The substitute motion failed 3-16-0-0.

Commissioner Teague moved as a substitute motion to approve a one-half step increase in the amount of \$150,000.00 (\$75,000.00 to be deducted from the General Fund and \$75,000.00 to be deducted from the Sheriff's Department Fund pending the

Sheriff's signature for the transfers) for the employees of the Knox County Sheriff's Department to be effective January 1, 1998 as recommended in the Budget for the fiscal year 1997 - 1998. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Tindell, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Rogero voted no. Commissioner Moody abstained from voting. The substitute motion carried 17-1-1-0.

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

10. Commissioner Griess amended the agenda to hear Resolutions R-98-3-137(A) and R-98-3-137(B) at this time.

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IN RE: CONSIDERATION OF AN INITIAL RESOLUTION AUTHORIZING ONE OR MORE LOANS UNDER LOAN AGREEMENTS BETWEEN KNOX COUNTY, TENNESSEE AND A TENNESSEE PUBLIC BUILDING AUTHORITY IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED EIGHT MILLION THREE HUNDRED FIFTY THOUSAND DOLLARS (\$8,350,000) - R-98-3-137(A):

Consideration of an initial resolution authorizing one or more loans under loan agreements between Knox County, Tennessee and a Tennessee Public Building Authority in the aggregate principal amount of not to exceed eight million three hundred fifty thousand dollars (\$8,350,000) 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-98-3-137(A) - Initial resolution authorizing one or more loans under loan agreements between Knox County, Tennessee and a Tennessee Public Building Authority in the aggregate principal amount of not to exceed eight million three hundred fifty thousand dollars (\$8,350,000). 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 AUTHORIZING ONE OR MORE LOANS UNDER ONE OR MORE LOAN AGREEMENTS BETWEEN KNOX COUNTY, TENNESSEE AND A TENNESSEE PUBLIC BUILDING AUTHORITY IN AN AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED EIGHT MILLION THREE HUNDRED FIFTY THOUSAND DOLLARS (\$8,350,000) AND TO EXECUTE AND DELIVER ONE OR MORE LOAN AGREEMENTS AND OTHER DOCUMENTS RELATING TO SAID BORROWING; PROVIDING FOR THE APPLICATION OF THE PROCEEDS OF SAID BORROWING AND THE PAYMENT OF THE COUNTY'S OBLIGATIONS UNDER THE LOAN AGREEMENTS; AND CONSENTING TO THE ASSIGNMENT OF THE COUNTY'S OBLIGATIONS UNDER THE LOAN AGREEMENTS - R-98-3-137(B):

Consideration of a resolution authorizing one or more loans under one or more loan agreements between Knox County, Tennessee and a Tennessee Public Building Authority in an aggregate principal amount of not to exceed eight million three hundred fifty thousand dollars (\$8,350,000) and to execute and deliver one or more loan agreements and other documents relating to said borrowing; providing for the application of the proceeds of said borrowing and the payment of the county's obligations under the loan agreements; and consenting to the assignment of the county's obligations under the loan agreements was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-3-137(B) - Resolution authorizing one or more loans under one or more loan agreements between Knox County, Tennessee and a Tennessee Public Building Authority in an aggregate principal amount of not to exceed eight million three hundred fifty

thousand dollars (\$8,350,000) and to execute and deliver one or more loan agreements and other documents relating to said borrowing; providing for the application of the proceeds of said borrowing and the payment of the county's obligations under the loan agreements; and consenting to the assignment of the county's obligations under the loan agreements. 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: AMENDMENTS TO THE AGENDA - (CONTINUED):

11. At this time, Commissioner Griess recessed the meeting until 6:30 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 - 6:30 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, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston.

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IN RE: ZONING REQUEST:

1. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Henry Hood, Jr. for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located north side (terminus) Primetime Road, east and west side Conner Road, east side I-75 North, 6th and 7th Commission Districts.

Mr. Arthur Seymour, Attorney representing the 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 Horner moved to approve Resolution R-98-3-144 - Resolution of the Commission of Knox County, Tennessee, approving the request of Henry Hood, Jr. for rezoning from Agricultural Zone to CA General Business Zone, OA Office Park Zone, and RA Low Density Residential Zone. (MPC's recommendation was to approve for SC Shopping Center Zone, OA Office Park Zone, and RA Low Density Residential Zone per revised map) 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. Property located north side (terminus) Primetime Road, east and west side Conner Road, east side I-75 North, 6th and 7th Commission Districts.

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2. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Scott Smith for rezoning from RA Low Density Residential Zone to PR Planned Residential Zone at 1-5 du/ac was before the Board of Commissioners. Property located southeast side Loop Road, northeast of Olive 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-98-3-145 - Resolution of the Commission of Knox County, Tennessee, approving the request of Scott Smith for rezoning from RA Low Density Residential Zone to PR Planned Residential Zone at 1-5 du/ac. 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. Property located southeast side Loop Road, northeast of Olive Road, 5th Commission District.

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3. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of M. Neal & S. Randolph for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located west side Gov. John Sevier Highway, north side Strawberry Plains Pike, 8th Commission District.

Mr. John King, Attorney representing the Petitioner, requested that this item be heard after completion of all items under Amendments to the Knox County Zoning Ordinance.

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4. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Carter Mill, LLC for rezoning from A Agricultural Zone to CA General Business Zone (8 acres) and PR Planned Residential Zone at 1-2 du/ac (283 acres) was before the Board of Commissioners. Property located northwest and southeast sides Carter Mill Drive, southeast side 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 Resolution R-98-3-147 - Resolution of the Commission of Knox County, Tennessee, approving the request of Carter Mill, LLC for rezoning from A Agricultural Zone to CA General Business Zone (8 acres) and PR Planned Residential Zone at 1-2 du/ac (283 acres) per MPC's recommendation. 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. Property located northwest and southeast sides Carter Mill Drive, southeast side Strawberry Plains Pike, 8th Commission District.

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5. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Cove Creek, LLC for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-4 du/ac was before the Board of Commissioners. Property located southeast side Bluegrass Road, northeast of South Northshore Drive, 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-98-3-148 - Resolution of the Commission of Knox County, Tennessee, approving the request of Cove Creek, LLC for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-4 du/ac as per MPC's recommendation. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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. Property located southeast side Bluegrass Road, northeast of South Northshore Drive, 5th Commission District.

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6. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Knox County Emergency Communications E-911 for street name change from unnamed right-of-way to Country View Way was before the Board of Commissioners. Property located on Long Hollow Road to dead-end, 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-98-3-149 - Resolution of the Commission of Knox County, Tennessee, approving the request of Knox County Emergency Communications E-911 for street name change from unnamed right-

of-way to Country View Way. 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. Property located on Long Hollow Road to dead-end, 7th 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:

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 ZONE DISTRICT AND RELATED SECTIONS - O-96-11-104 - (SECOND 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 Zone District and related sections was before the Board of Commissioners on second reading.

Mr. Lynn Redmond, concerned citizen, and Mr. Norman Whitaker, Executive Director for Metropolitan Planning Commission, were present and spoke on the matter.

Commissioner Ragsdale 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 Zone District and related sections at up to 12 du/ac. Use on review required for 12 or more du/ac. Commissioner Teague seconded the motion.

Commissioner DeSelm moved as a substitute motion 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 Zone District and related sections at up to 6 du/ac per acre. Use on review required for 6 or more du/ac. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Rogero, Medley, DeSelm, Davis, Leuthold, Horner, McMillan and Mills voted aye. Commissioners Ragsdale, Griess, Cawood, Teague, Cooper, Bratton and Pinkston voted no. Commissioners Jordan, Bowden, Tindell and Moody abstained from voting. The substitute motion failed 8-7-4-0.

Commissioner Mills moved as a substitute motion 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 Zone District and related sections at up to 8 du/ac. Use on review required for 8 or more du/ac. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, DeSelm, Leuthold, Horner, McMillan and Mills voted aye. Commissioners Ragsdale, Griess, Cawood, Teague, Cooper, Bratton and Pinkston voted no. Commissioners Moody, Medley and Davis abstained from voting. The substitute motion failed 9-7-3-0.

Commissioner Leuthold moved as a substitute motion 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 Zone District and related sections at up to 7 du/ac. Use on review required for 7 or more du/ac. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Rogero, DeSelm, Leuthold, McMillan and Mills voted aye. Commissioners Jordan, Bowden, Ragsdale, Griess, Cawood, Teague, Cooper, Bratton and Pinkston voted no. Commissioners Tindell, Moody, Medley, Davis and Horner abstained from voting. The substitute motion failed 5-9-5-0.

Upon roll call vote of the original motion 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 Zone District and related sections at up to 12 du/ac. Use on review required for 12 or more du/ac, Commissioners Jordan, Bowden, Tindell, Moody, Medley, Ragsdale, Griess, Cawood, Teague, Horner, Cooper, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, DeSelm, Davis, Leuthold and McMillan voted no. The motion carried 14-5-0-0.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING ORDINANCE TO CHANGE THE GENERAL DESCRIPTION AND PERMITTED USES SECTIONS OF THE BP BUSINESS PARK AND TECHNOLOGY PARK ZONING DISTRICT (ARTICLE 5, SECTION 5.50) AND RELATED SECTIONS - 0-98-3-102 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance to change the general description and permitted uses sections of the BP Business Park and Technology Park Zoning District (Article 5, Section 5.50) and related sections was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to approve Ordinance 0-98-3-102 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance to change the general description and permitted uses sections of the BP Business Park and Technology Park Zoning District (Article 5, Section 5.50) and related sections 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: REZONING REQUEST - (CONTINUED):

3. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of M. Neal & S. Randolph for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located west side Gov. John Sevier Highway, north side Strawberry Plains Pike, 8th Commission District.

Mr. John King, Attorney representing the Petitioner, was present and spoke on behalf of the request.

Mr. Keith Barloughs, Attorney representing opposition, was present and spoke in opposition to the request.

Commissioner Mills moved to approve Resolution R-98-3-146- Resolution of the Commission of Knox County, Tennessee, approving the request of M. Neal & S. Randolph for 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. Property located west side Gov. John Sevier Highway, north side Strawberry Plains Pike, 8th Commission District.

\* \* \* \* \*

IN RE: SUBDIVISION APPEALS/ONE LOT VARIANCES:

1. Consideration of the appeal of Transgobal-Garrett Subdivision on MPC approval of Concept Plan was before the Board of Commissioners. Property located south side Hardin Valley Road, east side Pellissippi Parkway, 6th Commission District.

Without objection, Commissioner Griess deferred this item to the April 1998 meeting.

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2. Consideration of the appeal of Brier Meadows Subdivision on MPC approval of Concept Plan with seven variances

and subject to 5 conditions was before the Board of Commissioners. Property located northeast side Norris Freeway, southeast of Gordon Smith Road, 7th 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 for Metropolitan Planning Commission, was present and spoke on the matter.

Mr. John Biddle, representing the appellant, was present and spoke on behalf of the appeal.

Mr. Howard Hogan, Attorney representing appellee, was present and spoke in opposition to the appeal.

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

Commissioner Cooper moved to uphold the appeal of Brier Meadows Subdivision on MPC approval of Concept Plan with seven variances and subject to 5 conditions. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Tindell, Medley, Davis, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Moody, DeSelm and Griess voted no. The motion carried 15-4-0-0. Property located northeast side Norris Freeway, southeast of Gordon Smith Road, 7th Commission District.

\* \* \* \* \*

3. Consideration of the appeal of Ronald H. Leach and Donald W. White representing Hardin Valley Woods Homeowners on MPC approval of Concept Plan for Elmgrove Subdivision was before the Board of Commissioners. Property located south side Hardin Valley Road, west side Berrywood Drive, 6th Commission District.

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

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

Mr. Ronald Leach, appellant, was present and spoke on behalf of the appeal.

Mr. John King, Attorney representing the appellee, was present and spoke in opposition to the appeal.

Mr. Tracy Brooks, Mr. Roger Store, and Mr. Scott Smithson, area residents, were present and spoke on behalf of the appeal.

Commissioner Teague moved to uphold the appeal of Ronald H. Leach and Donald W. White representing Hardin Valley Woods Homeowners on MPC approval of Concept Plan for Elmgrove Subdivision. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Rogero, Ragsdale, Leuthold, Griess, Cawood, Teague, McMillan and Mills voted aye. Commissioners Bowden, Tindell, Moody, Medley, DeSelm, Bratton and Pinkston voted no. Commissioners Jordan, Davis, Horner and Cooper abstained from voting. The motion failed 8-7-4-0.

\* \* \* \* \*

IN RE: RESOLUTIONS - (CONTINUED):

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$11,156.00 FROM THE GENERAL FUND BUDGET FOR ONE COURT OFFICER FOR FOURTH CIRCUIT COURT - R-98-3-134:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$11,156.00 from the General Fund Budget for one court officer for Fourth Circuit Court was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-98-3-134 - Resolution of the Commission of Knox County, Tennessee, appropriating \$11,156.00 from the General Fund Budget for one court officer for Fourth Circuit Court. 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: AMENDMENTS TO THE AGENDA - (CONTINUED):

12. Commissioner Griess amended the agenda to hear Resolution R-98-3-139 at this time.

\* \* \* \* \*

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, TO AUTHORIZE THE SALE OF SURPLUS PROPERTY ACQUIRED BY TAX SALE UPON SUCH TERMS AS WILL SECURE THE HIGHEST AND BEST PRICE - R-98-3-139:

Consideration of a resolution of the Commission of Knox County, Tennessee, to authorize the sale of surplus property acquired by tax sale upon such terms as will secure the highest and best price was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-3-139 - Resolution of the Commission of Knox County, Tennessee, to authorize the sale of surplus property acquired by tax sale upon such terms as will secure the highest and best price. Commissioner Jordan 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 COMPUTER SYSTEMS PLUS FOR A LOCAL/WIDE AREA COMPUTER NETWORK FOR JUVENILE COURT - R-98-3-136:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with computer systems

plus for a local/wide area computer network for Juvenile Court was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-3-136 - Resolution of the Commission of Knox County, Tennessee, approving a contract with computer systems plus for a local/wide area computer network for Juvenile Court.

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.

\* \* \* \* \*

IN RE: CONSIDERATION OF AN INITIAL RESOLUTION AUTHORIZING ONE OR MORE LOANS UNDER LOAN AGREEMENTS BETWEEN KNOX COUNTY, TENNESSEE AND A TENNESSEE PUBLIC BUILDING AUTHORITY IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED EIGHT MILLION THREE HUNDRED FIFTY THOUSAND DOLLARS (\$8,350,000) - R-98-3-137(A):

AND

IN RE: CONSIDERATION OF A RESOLUTION AUTHORIZING ONE OR MORE LOANS UNDER ONE OR MORE LOAN AGREEMENTS BETWEEN KNOX COUNTY, TENNESSEE AND A TENNESSEE PUBLIC BUILDING AUTHORITY IN AN AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED EIGHT MILLION THREE HUNDRED FIFTY THOUSAND DOLLARS (\$8,350,000) AND TO EXECUTE AND DELIVER ONE OR MORE LOAN AGREEMENTS AND OTHER DOCUMENTS RELATING TO SAID BORROWING; PROVIDING FOR THE APPLICATION OF THE PROCEEDS OF SAID BORROWING AND THE PAYMENT OF THE COUNTY'S OBLIGATIONS UNDER THE LOAN AGREEMENTS; AND CONSENTING TO THE ASSIGNMENT OF THE COUNTY'S OBLIGATIONS UNDER THE LOAN AGREEMENTS - R-98-3-137(B):

These resolutions were 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, ADOPTING CHAPTER 103 OF THE PRIVATE ACTS OF 1998 RELATIVE TO THE LOCAL OPTION AMUSEMENT TAX - R-98-3-138:

Consideration of a resolution of the Commission of Knox County, Tennessee, adopting Chapter 103 of the Private Acts of 1998 relative to the local option amusement tax was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-3-138 - Resolution of the Commission of Knox County, Tennessee, adopting Chapter 103 of the Private Acts of 1998 relative to the local option amusement tax. 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.

\* \* \* \* \*

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, TO AUTHORIZE THE SALE OF SURPLUS PROPERTY ACQUIRED BY TAX SALE UPON SUCH TERMS AS WILL SECURE THE HIGHEST AND BEST PRICE - R-98-3-139:

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REGARDING THE RELOCATION OF THE WESTERN AVENUE HOSPITALITY PANTRY - R-98-3-140:

This item was deferred to the April 1998 meeting. (See Amendments to the Agenda, Page \_\_\_\_\_)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, EXPRESSING THE COUNTY COMMISSIONS DESIRE TO SELL THE FARMER'S MARKET AT PUBLIC BID WITH A

MINIMUM BID TO COVER THE EXISTING BOND DEBT AND EARMARK FUNDS FOR ITEMS SUCH AS THE BUILDING OF AN EQUESTRIAN CENTER IN EAST KNOX COUNTY - R-98-3-141:

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 METROPOLITAN PLANNING COMMISSION TO REVIEW AND RECOMMEND CHANGES REGARDING THE CURRENT REGULATIONS FOR COMMERCIAL TELECOMMUNICATIONS TOWERS - R-98-3-142:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting the Metropolitan Planning Commission to review and recommend changes regarding the current regulations for commercial telecommunications towers was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-3-142 - Resolution of the Commission of Knox County, Tennessee, requesting the Metropolitan Planning Commission to review and recommend changes regarding the current regulations for commercial telecommunications towers. 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, AMENDING THE KNOX COUNTY COMMISSION RULES - R-98-3-143:

Consideration of a resolution of the Commission of Knox County, Tennessee, amending the Knox County Commission Rules was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-98-3-143 - Resolution of the Commission of Knox County, Tennessee, amending the Knox County Commission Rules. Commissioner Horner seconded the motion.

Commissioner Leuthold moved as a substitute motion to defer to the April 1998 meeting Resolution R-98-3-143 - Resolution of the Commission of Knox County, Tennessee, amending the Knox County Commission Rules. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell 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, ACKNOWLEDGING A DEVELOPMENT OF AFFORDABLE HOUSING IN THE KARNS COMMUNITY UNDER THE THDA TAX-EXEMPT BOND AUTHORITY PROGRAM - R-98-3-150:

Consideration of a resolution of the Commission of Knox County, Tennessee, acknowledging a development of affordable housing in the Karns Community under the THDA Tax-Exempt Bond Authority Program was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-3-150 - Resolution of the Commission of Knox County, Tennessee, acknowledging a development of affordable housing in the Karns Community under the THDA Tax-Exempt Bond Authority Program. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Leuthold, Griess, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Cawood voted no. Commissioner Davis abstained from voting. Commissioner Ragsdale recused himself 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, HONORING OFFICER ROBERT MANGES FOR BEING NAMED OFFICER OF THE YEAR FOR 1997 BY THE KNOX COUNTY SHERIFF'S DEPARTMENT - R-98-3-151:

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, ACKNOWLEDGING A DEVELOPMENT OF AFFORDABLE HOUSING KNOWN AS FOREST GLEN UNDER THE THDA LOW INCOME HOUSING TAX CREDIT PROGRAM - R-98-3-152:

Consideration of a resolution of the Commission of Knox County, Tennessee, acknowledging a development of affordable housing known as Forest Glen under the THDA Low Income Housing Tax Credit Program was before the Board of Commissioners.

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

Commissioner Ragsdale moved to approve Resolution R-98-3-152 - Resolution of the Commission of Knox County, Tennessee, acknowledging a development of affordable housing known as Forest Glen under the THDA Low Income Housing Tax Credit Program. The motion was seconded 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 COMCAST CABLE BEGIN CARRYING WFEM, KNOXVILLE CHANNEL TWELVE ON ITS SYSTEM R-98-3-153:

This item was heard 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, AMENDING SECTION 2.446 (O-90-9-119, AS AMENDED) REGARDING APPOINTMENT OF MEMBERS OF THE KNOX COUNTY TOURIST COMMISSION - O-98-3-101 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Section 2.446 (O-90-9-119, as amended) regarding appointment of members of the Knox County Tourist Commission was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to approve Ordinance O-98-3-101 - Ordinance of the Commission of Knox County, Tennessee, amending Section 2.446 (O-90-9-119, as amended) regarding appointment of members of the Knox County Tourist Commission on first reading. 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, CALLING UPON THE STATE LEGISLATURE, IN AN AMENDMENT TO ANNEXATION LAWS UNDER CURRENT CONSIDERATION, TO MAINTAIN THE RIGHT TO TRIAL BY JURY AND TO RETAIN THE BURDENS OF PROOF AND PERSUASION ON AN ANNEXING AUTHORITY - R-98-3-154:

Consideration of a resolution of the Commission of Knox County, Tennessee, calling upon the State Legislature, in an amendment to annexation laws under current consideration, to maintain the right to trial by jury and to retain the burdens of proof and persuasion on an annexing authority 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 Moody moved to encourage Ms. Molly Pratt, Director of Governmental Affairs, to continue working on this matter. Commissioner Bowden seconded the motion.

Commissioner Leuthold moved as a substitute motion to approve Resolution R-98-3-154 - Resolution of the Commission of Knox County, Tennessee, calling upon the State Legislature, in an amendment to annexation laws under current consideration, to maintain the right to trial by jury and to retain the burdens of proof and persuasion on an annexing authority. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Davis, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Tindell, Moody, Medley, DeSelm and Griess voted no. The substitute motion carried 13-6-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REGARDING PRO-RATION BETWEEN CITY AND COUNTY PERSONAL PROPERTY TAXES - R-98-3-155:

Consideration of a resolution of the Commission of Knox County, Tennessee, regarding pro-ration between city and county personal property taxes was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-3-155 - Resolution of the Commission of Knox County, Tennessee, regarding pro-ration between city and county personal property taxes and to take the recommendation of the Knox County Executive which is to support the original bill and ask that the amendment be removed. Commissioner Bratton seconded the motion.

Commissioner DeSelm moved as a substitute motion to deny Resolution R-98-3-155 - Resolution of the Commission of Knox County, Tennessee, regarding pro-ration between city and county personal property taxes and not take the recommendation of the



Knox County Executive which is to support the original bill and ask that the amendment be removed. There was no second to the motion. The substitute motion failed for lack of a second.

Upon roll call vote of the original motion to approve Resolution R-98-3-155 - Resolution of the Commission of Knox County, Tennessee, regarding pro-ration between city and county personal property taxes and to take the recommendation of the Knox County Executive which is to support the original bill and ask that the amendment be removed, Commissioners Jordan, Bowden, Moody, Medley, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Tindell and DeSelm voted no. The motion carried 16-3-0-0.

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IN RE: ROLL CALL BY DISTRICTS:

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

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IN RE: ADJOURNMENT:

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

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KNOX COUNTY BOARD OF COMMISSIONERS




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JOHN GRIESS, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, April 27, 1998 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. Mike Moyers, Knox County Senior Deputy Law Director, Mr. Richard Beeler, Knox County Law Director, 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:           DEVOTIONAL:

Reverend Nancy Pickering, Church of the Ascension, gave the devotional.

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IN RE:           PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Frank Leuthold led the Pledge of Allegiance to the Flag.

\* \* \* \* \*

IN RE:           AMENDMENTS TO THE AGENDA:

Without objection, Commissioner Griess amended the agenda as follows:

1. Add R-98-4-139 - Resolution authorizing the sale of property in the Forks of the River Industrial Park to Teton Transportation.
2. Add R-98-4-140(1) Resolution appropriating \$285,000.00 and approving an agreement with Knox-Chapman Utility District for the construction of a sewer line along Chapman Highway north of the Gloria Dei Church.
3. Add R-98-4-142 - Resolution authorizing the Health Department to implement a Mosquito Larvicide Program.
4. Withdraw R-98-4-110 - Resolution regarding the construction of sidewalks at various schools.
5. Withdraw R-98-4-112 - Resolution approving an agreement with a development owner of elderly housing.
6. Defer to the May Board of Commissioners meeting R-98-4-106 - Resolution approving a Lease Agreement with BellSouth Telecommunications, Inc. across a portion of West High School property.
7. Defer to the May Board of Commissioners meeting R-98-4-107 - Resolution approving a Lease Agreement with BellSouth Telecommunications, Inc. across a portion of Pond Gap Elementary School property.
8. Defer to the May Board of Commissioners meeting R-98-4-108 - Resolution approving a Lease Agreement with BellSouth Telecommunications, Inc. across a portion of Sarah Moore Greene Elementary School property.

9. Defer to the May Board of Commissioners meeting R-98-4-109 - Resolution approving a Lease Agreement with BellSouth Telecommunications, Inc. across a portion of Fort Sanders School property.
10. Add R-98-4-138 - Resolution accepting the report from the Court Security Committee.
11. Add R-98-4-141 - Resolution appointing two members to the Tennessee Technology Corridor Development Authority.

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IN RE:            CONSENT ITEMS:

1. Drives and Roads to be accepted as completed:
  - A. South Lake Blvd., Southpointe Subdivision, Unit 2, 650 feet in length with a 50 foot right of way, R.W. Graf, property owner. (District 9)
  - B. South Creek Road, Southpointe Subdivision, Unit 2, 600 feet in length with a 50 right of way, R. W. Graf, property owner. (District 9)
  - C. South Creek Road, Southpointe Subdivision, Unit 2, 850 feet in length with a 50 foot right of way, R. W. Graf, property owner. (District 9)
  - D. Capital Drive, Capital Court II Subdivision, Unit 2, 900 feet in length with a 50 foot right of way, Wood Properties, property owner. (District 5)
  - E. Crown Road, Castlegate Subdivision, Unit 5, 900 feet in length with a 50 foot right of way, Denny Patterson, property owner. (District 5)
  - F. Queen Gale Drive, Castlegate Subdivision, Unit 5, 200 feet in length with a 50 foot right of way, Denny Patterson, property owner. (District 5)
  - G. Bellamy Oaks Road, Dickinson Row Subdivision, Unit 1, 1,200 feet in length with a 50 foot right of way, Testerman Construction, property owner. (District 5)
  - H. Faulkner Road, Dickinson Row Subdivision, Unit 1, 600 feet in length with a 50 foot right of way, Testerman Construction, property owner. (District 5)
  - I. Lytton Hall, Dickinson Row Subdivision, Unit 1, 100 feet in length with a 50 foot right of way, Testerman Construction, property owner. (District 5)
  - J. Farrell Park, Dickinson Row Subdivision, Unit 1, 140 feet in length with a 50 foot right of way, Testerman Construction, property owner. (District 5)
  - K. Lowell Oaks Road, Dickinson Row Subdivision, Unit 1, 80 feet in length with a 50 foot right of way, Testerman Construction, property owner. (District 5)
  - L. Ashley Michelle Court, Edgewater Subdivision, Unit 1, 800 feet in length with a 50 foot right of way, Doss & Associates, property owner. (District 5)
  - M. Alysun Nikole Drive, Edgewater Subdivision, Unit 1, 400 feet in length with a 50 foot right of way, Doss & Associates, property owner. (District 5)
  - N. Brittany DeAnne Lane, Edgewater Subdivision, Unit 1, 400 feet in length with a 50 foot right of way, Doss & Associates, property owner. (District 5)

- O. Emerald Forest Lane, Emerald Forest Subdivision, Unit 1, 1,270 feet in length with a 50 foot right of way, Bill Farnham, property owner. (District 6)
- P. Kensington Drive, Kensington Subdivision, Unit 7, 700 feet in length with a 50 foot right of way, Schubert Builders, property owner. (District 5)
- Q. Bickerstaff Blvd., Kensington Subdivision, Unit 7, 800 feet in length with a 50 foot right of way, Schubert Builders, property owner. (District 5)
- R. Markham Road, Kensington Subdivision, Unit 7, 1,200 feet in length with a 50 foot right of way, Schubert Builders, property owner. (District 5)
- S. Cranston Drive, Kensington Subdivision, Unit 7, 1,900 feet in length with a 50 foot right of way, Schubert Builders, property owner. (District 5)
- T. Mont Cove Blvd., Montgomery Cove Subdivision, Unit 1, 1,000 feet in length with a 50 foot right of way, John Montgomery, property owner. (District 5)
- U. Marshall Grove Lane, Montgomery Cove Subdivision, Unit 1, 750 feet in length with a 50 foot right of way, John Montgomery, property owner. (District 5)
- V. Amberset Drive, Montgomery Cove Subdivision, Unit 1, 2300 feet in length with a 50 foot right of way, John Montgomery, property owner. (District)
- W. Cotswold Side Lane, Montgomery Cove Subdivision, Unit 1, 400 feet in length with a 50 foot right of way, John Montgomery, property owner. (District 5)
- X. Water Side Lane, Montgomery Cove Subdivision, Unit 1, 700 feet in length with a 50 foot right of way, John Montgomery, property owner. (District 5)
- Y. Dobson Park Road, Tennyson Manor Subdivision, Unit 1, 400 feet in length with a 50 foot right of way, Testerman Construction, property owner. (District 5)
- Z. Steinbeck Road, Tennyson Manor Subdivision, Unit 1, 100 feet in length with a 50 foot right of way, Testerman Construction, property owner. (District 5)
- AA. Windstone Blvd., Windstone Subdivision, Unit 1, 1,650 feet in length with a 50 foot right of way, Quint Borgeois, property owner. (District 6)
- BB. Timberstone Lane, Windstone Subdivision, Unit 1, 800 feet in length with a 50 foot right of way, Quint Borgeois, property owner. (District 6)
- CC. Stone Castle Lane, Windstone Subdivision, Unit 1, 750 feet in length with a 50 foot right of way, Quint Borgeois, property owner. (District 6)
- DD. Ashworth Trail, Foxworth Subdivision, Unit 1 & 2, 2,400 feet in length with a 50 foot right of way, Wallace A. Conard, property owner. (District 6)
- EE. Huntsman Court, Foxworth Subdivision, Unit 2, 750 feet in length with a 50 foot right of way, Wallace A. Conard, property owner. (District 6)
- FF. Jack Russell Court, Foxworth Subdivision, Unit 2, 300 feet in length with a 50 foot right of way, Wallace A. Conard, property owner. (District 6)

GG. Rayworth Trail, Foxworth Subdivision, Unit 2, 450 feet in length with a 50 foot right of way, Wallace A. Conard, property owner. (District 6)

HH. Nicely Trail, Foxworth Subdivision, Unit 1 & 2, 1,700 feet in length with a 50 foot right of way, Wallace A. Conard, property owner. (District 6)

II. Herringbone Court, Foxworth Subdivision, Unit 1, 170 feet in length with a 50 foot right of way, Wallace A. Conard, property owner. (District 6)

JJ. Whispering Trail, Foxworth Subdivision, Unit 1, 1,150 feet in length with a 50 foot right of way, Wallace A. Conard, property owner. (District 6)

KK. Gamblers Choice, Foxworth Subdivision, Unit 1, 800 feet in length with a 50 foot right of way, Wallace A. Conard, property owner. (District 6)

LL. Foxhunters Court, Foxworth Subdivision, Unit 1, 600 feet in length with a 50 foot right of way, Wallace A. Conard, property owner. (District 6)

MM. Hounds Run Court, Foxworth Subdivision, Unit 1, 150 feet in length with a 50 foot right of way, Wallace A. Conard, property owner. (District 6)

NN. Kimberwyck Court, Foxworth Subdivision, Unit 1, 250 feet in length with a 50 foot right of way, Wallace A. Conard, property owner. (District 6)

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2. Tax Refunds:  
No request received.

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3. Notary Public Applications:  
206 Notary Public Applications received.  
Commissioner Horner moved to approve all items on the consent agenda. 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: HONORARY AND MEMORIAL RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING LADY VOL HEAD BASKETBALL COACH PAT HEAD SUMMITT FOR HER MANY ACCOMPLISHMENTS, INCLUDING BEING THE FIRST WOMEN'S BASKETBALL COACH ON THE COVER OF SPORTS ILLUSTRATED: R-98-4-101:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Lady Vol Head Basketball Coach Pat Head Summitt for her many accomplishments, including being the First Women's Basketball Coach on the cover of Sports Illustrated was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-98-4-101 - Resolution of the Commission of Knox County, Tennessee, honoring Lady Vol Head Basketball Coach Pat Head Summitt for her many accomplishments, including being the First Women's Basketball

Coach on the cover of Sports Illustrated. 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 LADY VOLTS FOR WINNING THEIR SIXTH NCAA CHAMPIONSHIP AND HAVING A 39-0 WINNING SEASON: R-98-4-102:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring the Lady Vols for winning their sixth NCAA Championship and having a 39-0 winning season was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-98-4-102 - Resolution of the Commission of Knox County, Tennessee, honoring the Lady Vols for winning their sixth NCAA Championship and having a 39-0 winning season. 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, ESTABLISHING THE JOHN J. DUNCAN, SR., AWARD FOR COMMITMENT TO COMMUNITY DEVELOPMENT AND HOUSING IN KNOX COUNTY, TENNESSEE: R-98-4-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee, establishing the John J. Duncan, Sr., award for commitment to Community Development and Housing in Knox County, Tennessee was before the Board of Commissioners.

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

Mr. John Duncan, Jr., was present and spoke on the matter.

Mrs. John Duncan, Sr., was present and spoke on the matter.

Mr. Mark Brezina, Area Manager, Housing and Urban Development, was present and spoke on the matter.

All Commissioners moved to approve R-98-4-103 - Resolution of the Commission of Knox County, Tennessee, establishing the John J. Duncan, Sr., award for commitment to Community Development and Housing in Knox County, Tennessee. 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:            DELEGATIONS TO BE HEARD:

1. Mr. Jim Golden, concerned citizen, was present and spoke on justice and freedom.

2. Mr. Thomas Schumpert, Knox County Executive, was present and introduced Mr. Joe McNally, Director, Knoxville-Knox County Emergency Management Agency, and Ms. Carolyn Gereia with FEMA was present and spoke on flooding in Knox County.

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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 AND AN ALTERNATE MEMBER TO THE KNOX COUNTY BOARD OF EQUALIZATION FOR A TWO YEAR TERM: R-98-4-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing three members and an alternate member to the Knox County Board of Equalization for a two year term was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-98-4-104 - Resolution of the Commission of Knox County, Tennessee, appointing three members and an alternate member to the Knox County Board of Equalization for a two year term with the following names: John Ray, Sarah Moore Greene and Ben Jaco appointed to a two year term. Mr. Van Badgett appointed as an alternate member. 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, APPOINTING ONE MEMBER TO THE KNOX COUNTY HOUSING AUTHORITY: R-98-4-105:

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

Commissioner Ragsdale moved to approve R-98-4-105 - Resolution of the Commission of Knox County, Tennessee, appointing one member to the Knox County Housing Authority with the following name: Mr. Aubrey Jenkins. 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 TWO MEMBERS TO THE TENNESSEE TECHNOLOGY CORRIDOR DEVELOPMENT AUTHORITY: R-98-4-141:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing two members to the Tennessee Technology Corridor Development Authority was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-98-4-141 - Resolution of the Commission of Knox County, Tennessee,

appointing two members to the Tennessee Technology Corridor Development Authority with the following names and amendment: The expiration of their terms should read April 27, 2003 and that Steve Fritts and Chuck Griffin be appointed. 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: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meetings on March 4, 1998 and March 23, 1998 was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meetings on March 4, 1998 and March 23, 1998. 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.

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE GRANT OF A UTILITY EASEMENT TO KUB FOR THE MAINTENANCE OF A SEWER LINE ACROSS COUNTY OWNED PROPERTY AT MOUNT OLIVE ELEMENTARY SCHOOL: R-98-4-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the grant of a utility easement to KUB for the maintenance of a sewer line across county owned property at Mount Olive Elementary School was before the Board of Commissioners.

Commissioner Pinkston moved to approve R-98-4-111 - Resolution of the Commission of Knox County, Tennessee, authorizing the grant of a utility easement to KUB for the maintenance of a sewer line across county owned property at Mount Olive Elementary 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, APPROVING THE FISCAL YEAR 1998 ANNUAL ACTION PLAN AND UPDATE TO THE CONSOLIDATED PLAN FOR HOUSING AND COMMUNITY DEVELOPMENT FOR KNOX COUNTY: R-98-4-113:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the fiscal year 1998 Annual Action Plan and update the Consolidated Plan for Housing and Community Development for Knox County was before the Board of Commissioners.



Commissioner Leuthold moved to approve R-98-4-113 - Resolution of the Commission of Knox County, Tennessee, approving the fiscal year 1998 Annual Action Plan and update the Consolidated Plan for Housing and Community Development for 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, APPROVING CHANGE ORDER NO. 1, CHANGE ORDER NO. 2 AND THE FINAL ADJUSTMENT CHANGE ORDER WITH PORTLAND UTILITIES CONSTRUCTION CO., L.L.C. PHASE II OF THE MT. OLIVE SEWER IMPROVEMENT PROJECT: R-98-4-114:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving change order no. 1, change order no. 2 and the final adjustment change order with Portland Utilities Construction Co., L.L.C. Phase II of the Mt. Olive Sewer Improvement Project was before the Board of Commissioners.

Commissioner Bratton moved to approve R-98-4-114 - Resolution of the Commission of Knox County, Tennessee, approving change order no. 1, change order no. 2 and the final adjustment change order with Portland Utilities Construction Co., L.L.C. Phase II of the Mt. 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:            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 KNOX COUNTY LEAGUES: R-98-4-115:

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 Knox County Leagues was before the Board of Commissioners.

Commissioner Teague moved to approve R-98-4-115 - Resolution of the Commission of Knox County, Tennessee, approving a contract amendment with Knox Metro Officials Association for softball/baseball officials for all Knox County Leagues. 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, REGARDING ACQUISITION AND DEVELOPMENT OF A MULTI-USE SPORTS FACILITY: R-98-4-116:

Consideration of a Resolution of the Commission of Knox County, Tennessee, regarding acquisition and development of a multi-use sports facility was before the Board of Commissioners.

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

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

Commissioner Davis moved to approve R-98-4-116 - Resolution of the Commission of Knox County, Tennessee, regarding acquisition and development of a multi-use sports facility. 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, APPROPRIATING \$50,000.00 FOR RIGHT OF WAY ACQUISITION FOR THE MURPHY ROAD IMPROVEMENT PROJECT:R-98-4-117:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$50,000.00 for right of way acquisition for the Murphy Road Improvement Project was before the Board of Commissioners.

Commissioner Horner moved to approve R-98-4-117 - Resolution of the Commission of Knox County, Tennessee, appropriating \$50,000.00 for right of way acquisition for the Murphy Road Improvement Project. 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 MEMORANDUM OF AGREEMENT WITH SITE, INCORPORATED FOR ENGINEERING SERVICES FOR THE PLANNING, DESIGN, AND OPERATION OF KNOX COUNTY'S ROADWAY SYSTEM: R-98-4-118:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a memorandum of agreement with Site, Incorporated for engineering services for the planning, design, and operation of Knox County's Roadway System was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-4-118 - Resolution of the Commission of Knox County, Tennessee, approving a memorandum of agreement with Site, Incorporated for engineering services for the planning, design, and operation of Knox County's Roadway System. 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, APPROVING A PROPOSAL BY WILBUR SMITH ASSOCIATES FOR ENGINEERING SERVICES FOR TRAFFIC SIGNAL DESIGN AT THE INTERSECTION OF HARDIN VALLEY ROAD AT WESTCOTT BOULEVARD: R-98-4-119:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a proposal by Wilbur Smith Associates for engineering services for traffic signal design at the Intersection of Hardin Valley Road at Westcott Boulevard was before the Board of Commissioners.

Commissioner Cawood moved to approve R-98-4-119 - Resolution of the Commission of Knox County, Tennessee, approving a proposal by Wilbur Smith Associates for engineering services for traffic signal design at the Intersection of Hardin Valley Road at Westcott Boulevard. 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 CONTRACT WITH THE STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION FOR ROAD IMPROVEMENTS AT THE INTERSECTION OF SR-62, (OAK RIDGE HIGHWAY) WITH HARRELL ROAD: R-98-4-120:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with the State of Tennessee Department of Transportation for road improvements at the intersection of SR-62 (Oak Ridge Highway) with Harrell Road was before the Board of Commissioners.

Commissioner Cawood moved to approve R-98-4-120 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the State of Tennessee Department of Transportation for road improvements at the intersection of SR-62 (Oak Ridge Highway) with 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, 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-98-4-121:

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-98-4-121 - 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 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, AUTHORIZING THE KNOX COUNTY SHERIFF TO PROCEED WITH THE DEVELOPMENT OF A CONCEPT PLAN FOR AN INDOOR FIRING RANGE AND AUDITORIUM-STYLE CLASSROOM FACILITY AT THE TRAINING CENTER:R-98-4-122:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the Knox County Sheriff to proceed with the development of a concept plan for an indoor firing range and auditorium-style classroom facility at the training center was before the Board of Commissioners.

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

Commissioner Mills moved to approve R-98-4-122 - Resolution of the Commission of Knox County, Tennessee, authorizing the Knox County Sheriff to proceed with the development of a concept plan for an indoor firing range and auditorium-style classroom facility at the training 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, DIRECTING THE COUNTY EXECUTIVE TO RESEARCH AND IDENTIFY ALL PRIVATE, FEDERAL AND STATE GRANT DOLLARS AVAILABLE FOR REDEVELOPMENT OF THE FIVE POINTS AREA AND OTHER COUNTY AREAS: R-98-4-123:

Consideration of a Resolution of the Commission of Knox County, Tennessee, directing the County Executive to research and identify all private, federal and state grant dollars available for redevelopment of the Five Points Area and other county areas was before the Board of Commissioners.

Commissioner Jordan moved to approve R-98-4-123 - Resolution of the Commission of Knox County, Tennessee, directing the County Executive to research and identify all private, federal and state grant dollars available for redevelopment of the Five Points Area and other county areas. 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, REQUESTING THE LAW DIRECTOR ISSUE AN OPINION ON KNOX COUNTY'S ABILITY TO ADOPT URBAN REVITALIZATION PROGRAMS SIMILAR TO THOSE ADOPTED BY THE CITY OF MEMPHIS: R-98-4-124:

Consideration of a Resolution of the Commission of Knox County, Tennessee, requesting the Law Director issue an opinion on Knox County's ability to adopt Urban Revitalization Programs similar to those adopted by the City of Memphis was before the Board of Commissioners.

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

Commissioner Jordan moved to approve R-98-4-124 - Resolution of the Commission of Knox County, Tennessee, requesting the Law Director issue an opinion on Knox County's ability to adopt Urban Revitalization Programs similar to those adopted by the City of Memphis. 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, REQUESTING LEGISLATION TO ALLOW LOCAL GOVERNMENTAL REGULATION OF CABLE RATES: R-98-4-125:

Consideration of a Resolution of the Commission of Knox County, Tennessee, requesting legislation to allow local governmental regulation of cable rates was before the Board of Commissioners.

Commissioner McMillan moved to approve R-98-4-125 - Resolution of the Commission of Knox County, Tennessee, requesting legislation to allow local governmental regulation of cable rates. 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:           AMENDMENT TO THE AGENDA:

At this time Commissioner Pinkston wanted to recognize Mr. Bruce Wuethrich, Director, Engineering and Public Works for a job well done during the floods.

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IN RE:           CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING LEGISLATION REGARDING THE SALE OF FIRE ARMS TO JUVENILES: R-98-4-126:

Consideration of a Resolution of the Commission of Knox County, Tennessee, requesting legislation regarding the sale of fire arms to juveniles was before the Board of Commissioners.

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

Commissioner Bowden moved to approve R-98-4-126 - Resolution of the Commission of Knox County, Tennessee, requesting legislation regarding the sale of fire arms to juveniles. Commissioner Jordan 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, AMENDING THE KNOX COUNTY COMMISSION RULES:R-98-4-127:

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

Commissioner Cawood moved to approve R-98-4-127 - Resolution of the Commission of Knox County, Tennessee, amending the Knox County Commission Rules with the following amendment: Delete "Resolutions memorializing a former elected official or judge will still be heard at regularly scheduled monthly meetings of the County Commission. Commissioner DeSelm seconded the motion.

There was a call for the question on R-98-4-127 - Resolution of the Commission of Knox County, Tennessee, amending the Knox County Commission Rules and upon roll call on call for the question Commissioners Jordan, Bowden, Davis, Ragsdale, Leuthold, Teague and Mills voted aye. Commissioners Rogero, Tindell, Moody, Medley, DeSelm, Griess, Cawood, McMillan, Mills and Bratton voted no. Commissioners Horner and Cooper abstained from the vote. The vote on the call for the question failed 7-10-2-0.

Upon roll call vote to approve R-97-4-127 - Resolution of the Commission of Knox County, Tennessee, amending the Knox County Commission Rules with the following amendment: Delete "Resolutions memorializing a former elected official or judge will still be heard at regularly scheduled monthly meetings of the County Commission", Commissioners Tindell, Moody, DeSelm and Griess voted aye. Commissioners Jordan, Bowden, Rogero, Medley, Davis, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted no. The motion failed 4-15-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ACCEPTING THE REPORT FROM THE COURT SECURITY COMMITTEE: R-98-4-138:

Consideration of a Resolution of the Commission of Knox County, Tennessee, accepting the report from the Court Security Committee was before the Board of Commissioners.

Ms. Cynthia Chapman, was present and spoke on the matter.

Commissioner Ragsdale moved to approve R-98-4-138 - Resolution of the Commission of Knox County, Tennessee, accepting

the report from the Court Security Committee. 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, AUTHORIZING THE SALE OF PROPERTY IN THE FORKS OF THE RIVER INDUSTRIAL PARK TO TETON TRANSPORTATION: R-98-4-139:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the sale of property in the Forks of the River Industrial Park to Teton Transportation was before the Board of Commissioners.

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

Commissioner Mills moved to approve R-98-4-139 - Resolution of the Commission of Knox County, Tennessee, authorizing the sale of property in the Forks of the River Industrial Park to Teton Transportation. 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, APPROPRIATING \$285,000.00 AND APPROVING AN AGREEMENT WITH KNOX-CHAPMAN UTILITY DISTRICT FOR THE CONSTRUCTION OF A SEWER LINE ALONG CHAPMAN HIGHWAY NORTH OF THE GLORIA DEI CHURCH: R-98-4-140 (1):

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$285,000.00 and approving an agreement with Knox-Chapman Utility District for the construction of a sewer line along Chapman Highway north of the Gloria Dei Church was before the Board of Commissioners.

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

Commissioner Bratton moved to approve R-98-4-140 (1) - Resolution of the Commission of Knox County, Tennessee, appropriating \$285,000.00 and approving an agreement with Knox-Chapman Utility District for the construction of a sewer line along Chapman Highway north of the Gloria Dei Church. Commissioner Pinkston 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.

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IN RE:            CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE HEALTH DEPARTMENT TO IMPLEMENT A MOSQUITO LARVICIDE PROGRAM:

R-98-4-142:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the Health Department to implement a Mosquito Larvicide Program was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-4-142 - Resolution of the Commission of Knox County, Tennessee, authorizing the Health Department to implement a Mosquito Larvicide Program. 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: ORDINANCE ON FIRST READING:  
IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ADOPTING THE 1997 BUILDING AND LIFE SAFETY CODES: 0-98-4-101:FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, adopting the 1997 Building and Life Safety Codes was before the Board of Commissioners on first reading.

Commissioner Ragsdale moved to approve 0-98-4-101 - Ordinance of the Commission of Knox County, Tennessee, adopting the 1997 Building and Life Safety Codes on first reading. 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: ORDINANCE ON SECOND READING:  
IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING SEC. 2.446 (0-90-9-119, AS AMENDED) REGARDING APPOINTMENT OF MEMBERS OF THE KNOX COUNTY TOURIST COMMISSION: 0-98-3-101: SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Sec. 2.446 (0-90-9-119, as amended) regarding appointment of members of the Knox County Tourist Commission was before the Board of Commissioners on second reading.

Commissioner Moody moved to approve 0-98-3-101 - Ordinance of the Commission of Knox County, Tennessee, amending Sec. 2.446 (0-90-9-119, as amended) regarding appointment of members of the Knox County Tourist Commission 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: ZONING REQUEST:  
IN RE: ROLL CALL: 6:00 P.M.



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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1. Request of Kay Meredith for rezoning from A Agricultural Zone to PR Planned Residential at 1-5 dwelling units per acre R-98-4-128 was before the Board of Commissioners. Property located east side Hart Road, northeast of Garland 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-98-4-128 - Request of Kay Meredith 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, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell was absent from the vote. The motion carried 18-0-0-1.

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2. Request of Lucian W. Trent and Wife Anne for rezoning from A Agricultural Zone to CA General Business Zone R-98-4-129 was before the Board of Commissioners. Property located northwest side Maynardville Pike, northwest of Quarry Road; Seventh Commission District.

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

Commissioner Cawood moved to approve R-98-4-129 - Request of Lucian W. Trent and Wife Anne for rezoning from A Agricultural Zone to CA General Business Zone as per Metropolitan Planning Commission's Recommendation: Approve CA General Business Zone. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, 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 Tom H. Phillips for rezoning from RB General Residential & A Agricultural Zone to CA General Business Zone R-98-4-130 was before the Board of Commissioners. Property located south side Rutledge Pike, north side Rising 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-98-4-130 - Request of Tom H. Phillips for rezoning from RB General Residential & A Agricultural Zone to CA General Business as per Metropolitan Planning Commission's Recommendation: Approve 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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4. Request of Farragut Congregation of Jehovah's Witnesses for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-98-4-131 was before the Board of Commissioners. Property located southwest side Cogdill Road, north of Kingston Pike; Fifth Commission District.

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

Commissioner Ragsdale moved to approve R-98-4-131 - Request of Farragut Congregation of Jehovah's Witnesses for rezoning from A Agricultural Zone to RA Low Density Residential Zone. 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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5. Request of Robert H. Ledbetter, Jr. for rezoning from A Agricultural Zone to CA General Business Zone R-98-4-132 was before the Board of Commissioners. Property located southeast side East Emory Road, southwest of Dry Gap Pike; Seventh Commission District.

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

Commissioner Horner moved to approve R-98-4-132 - Request of Robert H. Ledbetter, Jr. for rezoning from A Agricultural Zone to CA General Business Zone as per Metropolitan Planning Commission's Recommendation: Approve CA General Business Zone per Staff Map. 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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6. Request of S & E Properties/Eric Moseley/Scott Smith for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-98-4-133 was before the Board of Commissioners. Property located northeast side Harvey Road, north of Choto 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-98-4-133 - Request of S & E Properties/Eric Moseley/Scott Smith for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per Metropolitan Planning Commission's Recommendation: Approve RA Low Density Residential Zone. Commissioner Leuthold 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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7. Request of Technology Center Partners for rezoning from BP Business & Technology Park/To Technology Overlay Zone To PC Planned Commercial/To Technology Overlay Zone R-98-4-134 was before the Board of Commissioners. Property located northwest side Dutchtown Road, southwest of Pellissippi Parkway; Sixth Commission District.

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

Commissioner Cawood moved to approve R-98-4-134 - Request of Technology Center Partners for rezoning from BP Business & Technology Park/To Technology Overlay Zone To PC Planned Commercial/To Technology Overlay Zone as per Metropolitan Planning Commission's Recommendation: Approve PC Planned Commercial/To Technology Overlay 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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8. Request of Jim Wardley, Jr./Wardley Homes for rezoning from A Agricultural Zone to PR Planned Residential at 1-5 dwelling units per acre R-98-4-135 was before the Board of Commissioners. Property located south side Bakertown Road, southwest of Foote Mineral Lane; Third Commission District.

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

Commissioner Moody moved to approve R-98-4-135 - Request of Jim Wardley, Jr./Wardley Homes for rezoning from A Agricultural Zone to PR Planned Residential at 1-5 dwelling units per acre as per Metropolitan Planning Commission's Recommendation: Approve PR Planned Residential at 1-5 dwelling units per acre. Commissioner 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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9. Request of Ben Bower for rezoning from SC Shopping Center Zone to CA General Business Zone R-98-4-136 was before the Board of Commissioners. Property located southwest side Chapman Highway, northwest side Simpson Road; Ninth Commission District.

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

Commissioner Bratton moved to approve R-98-4-136 - Request of Ben Bower for rezoning from SC Shopping Center Zone to CA General Business Zone as per Metropolitan Planning Commission's Recommendation: Approve CA General Business Zone. 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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10. Request of Bill Rose for rezoning from A Agricultural Zone to PR Planned Residential at 3 dwelling units per acre R-98-4-137 was before the Board of Commissioners. Property located northeast side Pedigo Road, northwest of Greenwell Drive; Sixth Commission District.

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

Commissioner Teague moved to approve R-98-4-137 - Request of Bill Rose for rezoning from A Agricultural Zone to PR Planned Residential at 3 dwelling units per acre as per Metropolitan Planning Commission's Recommendation: Approve PR Planned Residential at 1-3 dwelling units per acre. 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: REZONING APPEALS:

1. Appeal of Melton Hill Marina on MPC Denial of rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located southwest side Solway Ferry Road, southeast side Melton Hill Lake; Sixth Commission District.

Mr. Norman Whitaker, 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. John King, Attorney, representing Melton Hill Marina, was present and spoke on the matter.

Mr. Wilson Ritchie, Attorney, representing residents in opposition, was present and spoke on the matter.

Commissioner Ragsdale moved to defer to the May Board of Commissioners meeting Appeal of Melton Hill Marina on MPC Denial of rezoning from A Agricultural Zone to CA General Business Zone and have the Knox County Law Department and Highway Department to research the lines. 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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2. Appeal of Kelly Stansberry on MPC denial of rezoning from RA Low Density Residential Zone to A Agricultural Zone was before the Board of Commissioners. Property located southeast side Belt Road, west of Yorktown Road; Ninth Commission District.

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

Ms. Kelly Stansberry, was present and spoke on the matter.

Mr. Wesley Burnette, was present and spoke in opposition to the request.

Ms. Lindsey Garbett, was present and spoke in favor of the request.

Commissioner Bratton moved to uphold the appeal of Kelly Stansberry on MPC denial of rezoning from RA Low Density Residential Zone to A Agricultural Zone. 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: AMNEDMENTS TO THE KNOX COUNTY ZONING ORDINANCE:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance to change the general description and permitted uses sections of the BP Business and Technology Park Zoning District (Article 5, Section 5.50) and related sections. (Second Reading) was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance to change the general description and permitted uses sections of the BP Business and Technology Park Zoning District (Article 5, Section 5.50) and related sections 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: SUBDIVISION APPEALS/ONE LOT VARIANCES:

1. Appeal of Transgobal-Garrett Subdivision on MPC Approval of Concept Plan was before the Board of Commissioners. Property located south side Hardin Valley Road, east side Pellissippi Parkway; Sixth Commission District.

Without objection, Commission Griess deferred to the May Board of Commissioners meeting the Appeal of Transgobal-Garrett Subdivision on MPC Approval of Concept Plan.

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2. Appeal of Ernest Ray Lester on MPC Denial of Final Plat of Pleasant Woods Subdivision was before the Board of Commissioners. Property located northeast side Circle Road, northwest of Rutledge Pike; Eighth Commission District.

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

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

Mr. Ernest Ray Lester, was present and spoke on the matter.

Commissioner McMillan moved to uphold the appeal of Ernest Ray Lester on MPC Denial of Final Plat of Pleasant Woods Subdivision. 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:            ADJOURNMENT:

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

  
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JOHN GRIESS, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Tuesday, May 26, 1998 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, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioner Ragsdale was absent from the meeting. Also present were Mr. Mike Moyers, Knox County Senior Deputy Law Director, Mr. 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:

Ms. Martha Smiddy, Administrative Assistant to the Knox County Clerk, called the roll.

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IN RE: DEVOTIONAL:

Reverend Lynn Strauss, Minister of the Tennessee Valley Unitarian Universalist Church, was present and led the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Cooper 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 items: Resolution R-98-5-136 - Resolution of the Commission of Knox County, Tennessee, approving a revised and restrictive Real Estate Option Agreement with the Alcoaway Optimist Club for the purchase of 12 acres on Belt Road to be used on a conditional basis as a park; Resolution R-98-5-137 - Resolution of the Commission of Knox County, Tennessee, appointing nine members to the Knox County Tourist Commission; Resolution R-98-5-139 - Resolution of the Commission of Knox County, Tennessee, appropriating \$33,838.00 from the Register of Deed's excess fees for maintenance for the computer system; and Resolution R-98-5-141 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with USCC Real Estate Corporation for the Cornerstone Drive Construction Project. He also amended the agenda to defer the following items: Resolution R-98-5-104 - Resolution of the Commission of Knox County, Tennessee, approving a Communications Easement with BellSouth Telecommunications, Inc. across a portion of West High School property; Resolution R-98-5-105 - Resolution of the Commission of Knox County, Tennessee, approving a Communications Easement with BellSouth Telecommunications, Inc. across a portion of Pond Gap Elementary School property; Resolution R-98-5-106 - Resolution of the Commission of Knox

County, Tennessee, approving a Communications Easement with BellSouth Telecommunications, Inc. across a portion of Sarah Moore Greene Elementary School property; Resolution R-98-5-107 - Resolution of the Commission of Knox County, Tennessee, approving a Communications Easement with BellSouth Telecommunications, Inc. across a portion of Fort Sanders School property; and Resolution R-98-5-123 - Resolution of the Commission of Knox County, Tennessee, approving program modifications to the Operational and Architectural Programs for the Knox County Jail Intake Center, the Knox County Sheriff's Office, and the Court System; and to withdraw Resolution R-98-5-113 - Resolution of the Commission of Knox County, Tennessee, approving a lease-purchase agreement with Thomas Credit Corporation for the purchase of nine school buses; and Resolution R-98-5-124 - Resolution of the Commission of Knox County, Tennessee, approving the donation of property declared insolvent by the Knox County Insolvency Board to the Fourth & Gill Neighborhood Association.

2. Commissioner Leuthold indicated the Finance Committee recommended the full commission to amend the agenda to add the following item: Resolution R-98-5-135 - Resolution of the Commission of Knox County, Tennessee, authorizing the hiring of an attorney or law firm to represent the Knox County Commission in challenging 1998 Senate Bill 3278/House Bill 3295.

Upon roll call vote to add Resolution R-98-5-135 - Resolution of the Commission of Knox County, Tennessee, authorizing the hiring of an attorney or law firm to represent the Knox County Commission in challenging 1998 Senate Bill 3278/House Bill 3295, Commissioners Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Bowden, Rogero, Tindell, Moody, Medley and DeSelm voted no. Commissioner Jordan abstained from voting. Commissioner Ragsdale was absent from the meeting. The vote failed 11-6-1-1. (2/3 majority vote required)

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-98-5-143 - Resolution of the Commission of Knox County, Tennessee, disapproving the expenditure of any additional public monies by Knox County toward the construction of a baseball stadium for the use of any local professional or semi-professional baseball team.

4. Commissioner Leuthold moved to amend the agenda to add the following item: Resolution R-98-5-142 - Resolution of the Commission of Knox County, Tennessee, directing a ninety day moratorium upon granting of new permits authorizing the direction of telecommunications towers. Commissioner Bratton seconded the motion.

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

Upon roll call vote of the motion to add Resolution R-98-5-142 - Resolution of the Commission of Knox County, Tennessee, directing a ninety day moratorium upon granting of new permits authorizing the direction of telecommunications towers, Commissioners Rogero, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and



Pinkston voted aye. Commissioners Jordan and Bowden voted no. Commissioners Tindell and Moody abstained from voting. Commissioner Ragsdale was absent from the meeting. The motion carried 14-2-2-1.

5. Without objection, Commissioner Griess amended the agenda to add the following items: Resolution R-98-5-138 - Resolution of the Commission of Knox County, Tennessee, honoring the West Hills Elementary School Student Council for receiving the Honor Council Excellence Award; and Resolution R-98-5-140 - Resolution of the Commission of Knox County, Tennessee, honoring the Farragut Intermediate School Odyssey of the Mind Team for winning the state competition. (Both to be heard under Honorary and Memorial Resolutions)

6. Without objection, Commissioner Griess amended the agenda to defer the following item: Resolution R-98-5-101 - Resolution of the Commission of Knox County, Tennessee, memorializing Mike Rowland.

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IN RE:        CONSENT ITEMS:

1. Drives and Roads to be accepted as completed:
  - A. Lyle Bend Lane, Opportunity Ridge Subdivision, Units 1, 2, 3 and 4, 2,320 feet in length with a 50 foot right of way, Lyle Lee, property owner. (District 7)
  - B. Dawn Ridge Lane, Opportunity Ridge Subdivision, Unit 2, 800 feet in length with a 50 foot right of way, Lyle Lee, property owner. (District 7)
  - C. Chloe Drive, Opportunity Ridge Subdivision, Unit 2, 450 feet in length with a 50 foot right of way, Lyle Lee, property owner. (District 7)
  - D. Praise Lane, Opportunity Ridge Subdivision, Unit 3, 550 feet in length with a 50 foot right of way, Lyle Lee, property owner. (District 7)
  - E. Phyllis Lane, Benjamin Knob Subdivision, Unit 1, 850 feet in length with a 50 foot right of way, Lyle Lee, property owner. (District 7)
  - F. Evangeline Lane, Benjamin Knob Subdivision, Units 1 and 2, 475 feet in length with a 50 foot right of way, Lyle Lee, property owner. (District 7)
  - G. Katia Lane, Benjamin Knob Subdivision, Units 1 and 2, 450 feet in length with a 50 foot right of way, Lyle Lee, property owner. (District 7)
  - H. Whispering Oaks Drive, Nine Oaks II Subdivision, Unit 2, 900 feet in length with a 50 foot right of way, Randy Nicely and Glen Wells, property owners. (District 7)
  - I. Country Scene Road, Nine Oaks II Subdivision, Unit 2, 1,000 feet in length with a 50 foot right of way, Randy Nicely and Glen Wells, property owners. (District 7)
  - J. Wells Scenic View Lane, Nine Oaks II Subdivision, Unit 2, 650 feet in length with a 50 foot right of way, Randy Nicely and Glen wells, property owners. (District 7)
  - K. Paxton Drive, Sterchi Hills 3 Subdivision, Unit 3, 1,250 feet in length with a 50 foot right of way, Morgan Schubert, property owner. (District 6)

L. Kohlston Road, Sterchi Hills 3 Subdivision, Unit 3, 1,300 feet in length with a 50 foot right of way, Morgan Schubert, property owner. (District 6)

M. Cardindale Drive, Sterchi Hills 3 Subdivision, Unit 3, 1,150 feet in length with a 50 foot right of way, Morgan Schubert, property owner. (District 6)

N. Emerton Road, Stherchi Hills 3 Subdivision, Unit 3, 1,200 feet in length with a 50 foot right of way, Morgan Schubert, property owner. (District 6)

O. Alcott Lane, Sterchi Hills 3 Subdivision, Unit 3, 300 feet in length with a 50 foot right of way, Morgan Schubert, property owner. (District 6)

P. Emory Chase Lane, Emory Chase Subdivision, Unit 1, 1,070 feet in length with a 50 foot right of way, Ron and Wayne Worley, property owners. (District 7)

Q. Bellchase Lane, Emory Chase Subdivision, Unit 1, 1,200 feet in length with a 500 foot right of way, Ron and Wayne Worley, property owners. (District 7)

R. Mossy Hollow Way, Kelsey Forrest Subdivision, 2,000 feet in length with a 40 foot right way, Kelsey Forrest Homeowner's, property owner. (District 5)

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2. Tax Refunds:

No request received.

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3. Notary Public Applications:

124 Notary Public Applications received.

Commissioner Rogero moved to approve all items on the consent agenda. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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 MIKE ROWLAND - R-98-5-101:

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, HONORING THE WEST HILLS ELEMENTARY SCHOOL STUDENT COUNCIL FOR RECEIVING THE HONOR COUNCIL EXCELLENCE AWARD - R-98-5-138:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring the West Hills Elementary School Student Council for receiving the Honor Council Excellence Award 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-98-5-138- Resolution of the Commission of Knox County, Tennessee, honoring the West Hills Elementary School Student Council for receiving the Honor Council Excellence Award. Commissioner Moody seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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 West Hills Elementary School students, and Ms. Ann Loy, sponsor, were present to accept the resolution and expressed appreciation to the Commission for the resolution: Georgia Varlan, Eli Robinson, Chelsea Colyer, Taylor Goff, Emily Keas and Sperry Kotsianas.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING THE FARRAGUT INTERMEDIATE SCHOOL ODYSSEY OF THE MIND TEAM FOR WINNING THE STATE COMPETITION - R-98-5-140:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring the Farragut Intermediate School Odyssey of the Mind Team for winning the state competition was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-5-140 - Resolution of the Commission of Knox County, Tennessee, honoring the Farragut Intermediate School Odyssey of the Mind Team for winning the state competition. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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, DISAPPROVING THE EXPENDITURE OF ANY ADDITIONAL PUBLIC MONIES BY KNOX COUNTY TOWARD THE CONSTRUCTION OF A BASEBALL STADIUM FOR THE USE OF ANY LOCAL PROFESSIONAL OR SEMI-PROFESSIONAL BASEBALL TEAM - R-98-5-143:

Consideration of a resolution of the Commission of Knox County, Tennessee, disapproving the expenditure of any additional public monies by Knox County toward the construction of a baseball stadium for the use of any local professional or semi-professional baseball team was before the Board of Commissioners.

Mr. Thomas Schumpert, Knox County Executive, Ms. Kathy Hamilton, Knox County Finance Director, and Mr. Mike Edwards, Administrator for the Public Building Authority, were present and spoke on the matter.

The following individuals were present and spoke on the matter: Mr. Dan Rokowski, Mr. Bill Young, Mr. Alonzo Montgomery, Mr. Gary Hisscock, Ms. Barbara Simpson, Ms. Gloria Ray, and Mr. Jeff Tolman.

Commissioner Pinkston moved to approve Resolution

R-98-5-143 - Resolution of the Commission of Knox County, Tennessee, disapproving the expenditure of any additional public monies by Knox County toward the construction of a baseball stadium for the use of any local professional or semi-professional baseball team with the following amendment: Delete Paragraph 1; Paragraph 2 should read as follows: The Knox County Commission directs that the Knox County Executive shall not further obligate or encumber any funds appropriated by Resolution R-98-3-SS-101 after the effective date of this resolution. Commissioner Cawood seconded the motion.

Commissioner Rogero moved as a substitute motion to recommend the county executive to persue discussion with the City of Knoxville, private sectors and public for the possibility of approving the Bill Meyers Stadium for the baseball stadium. Commissioner Tindell seconded the motion.

Commissioner Mills requested to call for the question to end debate and vote on the substitute motion at this time and upon voice vote the motion failed.

Further discussion ensued.

Commissioner Mills requested to call for the question to end debate and vote on the substitute motion at this time. Upon roll call vote Commissioners Cawood, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess and Teague voted no. Commissioner Horner abstained from voting. Commissioner Ragsdale was absent from the meeting. The vote failed 6-11-1-1.

Further discussion ensued.

Upon roll call vote of the substitute motion to recommend the county executive to persue discussion with the City of Knoxville, private sectors and public for the possibility of approving the Bill Meyers Stadium for the baseball stadium, Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis and Teague voted aye. Commissioners Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted no. Commissioner Ragsdale was absent from the meeting. The substitute motion failed 9-9-0-1.

Upon roll call vote of the original motion to approve Resolution R-98-5-143 - Resolution of the Commission of Knox County, Tennessee, disapproving the expenditure of any additional public monies by Knox County toward the construction of a baseball stadium for the use of any local professional or semi-professional baseball team with the following amendment: Delete Paragraph 1; Paragraph 2 should read as follows: The Knox County Commission directs that the Knox County Executive shall not further obligate or encumber any funds appropriated by Resolution R-98-3-SS-101 after the effective date of this resolution, Commissioners Jordan, Bowden, 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:        DELEGATIONS TO BE HEARD:

1. Ms. Shirley Keller, concerned citizen, was present and submitted brochures to each commissioner regarding information on local government for Knox County.

2. Mr. Walter Talgo, Cedarchase Subdivision resident, was present concerning flooding in the Cedarchase Subdivision.

Mr. Bruce Wuethrich, Director of Engineering and Public Works for Knox County, and Mr. Thomas Schumpert, Knox County Executive, were present and spoke on the matter.

3. Mr. Ed Mitchell, concerned citizen, was present and spoke concerning salary increases for Knox County Law Enforcement Officers.

4. Mr. Robert Whitaker, concerned citizen, was present and spoke concerning Country Estates Mobile Home Park.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the April 27, 1998 (Regular Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on April 27, 1998 (Regular Session). Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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:

Consideration of a request to close Louis Wise Road off McCamon Road was before the Board of Commissioners on first reading.

Commissioner Moody moved to deny the request to close Louis Wise Road off McCamon Road on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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 COMMUNICATIONS EASEMENT WITH BELLSOUTH TELECOMMUNICATIONS, INC. ACROSS A PORTION OF WEST HIGH SCHOOL PROPERTY - R-98-5-104:

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, APPROVING A COMMUNICATIONS EASEMENT WITH BELLSOUTH TELECOMMUNICATIONS, INC. ACROSS A PORTION OF POND GAP ELEMENTARY SCHOOL PROPERTY - R-98-5-105:

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, APPROVING A COMMUNICATIONS EASEMENT WITH BELLSOUTH TELECOMMUNICATIONS, INC. ACROSS A PORTION OF SARAH MOORE GREENE ELEMENTARY SCHOOL PROPERTY - R-98-5-106:

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, APPROVING A COMMUNICATIONS EASEMENT WITH BELLSOUTH TELECOMMUNICATIONS, INC. ACROSS A PORTION OF FORT SANDERS SCHOOL PROPERTY - R-98-5-107:

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, APPROPRIATING \$568,000.00 TO FUND AN ARCHITECTURAL CONTRACT THROUGH THE BID NEGOTIATIONS PHASE FOR THE KARNS MIDDLE SCHOOL PROJECT - R-98-5-108:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$568,000.00 to fund an architectural contract through the bid negotiations phase for the Karns Middle School Project was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-98-5-108 - Resolution of the Commission of Knox County, Tennessee, appropriating \$568,000.00 to fund an architectural contract through the bid negotiations phase for the Karns Middle School Project. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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 BARGE, WAGGONER, SUMNER & CANNON, INC. FOR ROOFING UPGRADE AT CARTER HIGH SCHOOL AND REPAIRS TO MOORELAND HEIGHTS ELEMENTARY SCHOOL - R-98-5-109:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Barge, Waggoner, Sumner & Cannon, Inc. for roofing upgrade at Carter High School and repairs to Mooreland Heights Elementary School was before the Board of Commissioners.

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

Commissioner Mills moved to approve Resolution R-98-5-109 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Barge, Waggoner, Sumner & Cannon, Inc. for roofing upgrade at Carter High School and repairs to Mooreland Heights Elementary School. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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 OUTDOOR DESIGNS FOR LAWN MOWING SERVICES AT VARIOUS SCHOOLS - R-98-5-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Outdoor Designs for lawn mowing services at various schools was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-5-110 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Outdoor Designs for lawn mowing services at various schools. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AUDIT CONTRACT WITH COULTER & JUSTUS, P.C. FOR THE INTERNAL SCHOOL ACTIVITY FUNDS AND THE CENTRALIZED CAFETERIA FUND FOR KNOX COUNTY SCHOOLS FOR THE FISCAL YEAR ENDING JUNE 30, 1998 - R-98-5-111:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an audit contract with Coulter & Justus, P.C. for the internal school activity funds and the centralized cafeteria fund for Knox County Schools for the fiscal year ending June 30, 1998 was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-5-111 - Resolution of the Commission of Knox County, Tennessee, approving an audit contract with Coulter & Justus, P.C. for the internal school activity funds and the centralized cafeteria fund for Knox County Schools for the fiscal year ending June 30, 1998. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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 BRISTOL SUPPLY AND EQUIPMENT COMPANY FOR FOOD SERVICE EQUIPMENT FOR AUSTIN EAST HIGH SCHOOL AND SEQUOYAH ELEMENTARY SCHOOL - R-98-5-112:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Bristol Supply and Equipment Company for food service equipment for Austin East High

School and Sequoyah Elementary School was before the Board of Commissioners.

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

Commissioner Bowden moved to approve Resolution R-98-5-112 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Bristol Supply and Equipment Company for food service equipment for Austin East High School and Sequoyah Elementary School. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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-PURCHASE AGREEMENT WITH THOMAS CREDIT CORPORATION FOR THE PURCHASE OF NINE SCHOOL BUSES - R-98-5-113:

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, AUTHORIZING THE ACQUISITION OF TWO LOTS IN WEST HILLS SUBDIVISION FOR WEST HILLS ELEMENTARY SCHOOL BY THE POWER OF EMINENT DOMAIN - R-98-5-114:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing the acquisition of two lots in West Hills Subdivision for West Hills Elementary School by the power of eminent domain was before the Board of Commissioners.

Commissioner Medley moved to approve Resolution R-98-5-114 - Resolution of the Commission of Knox County, Tennessee, authorizing the acquisition of two lots in West Hills Subdivision for West Hills Elementary School by the power of eminent domain. Commissioner Moody seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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 \$50,000.00 AND APPROVING A CONTRACT WITH THE STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION FOR THE INSTALLATION OF A TRAFFIC SIGNAL AND CONSTRUCTION OF TURN LANES AT THE INTERSECTION OF SR 162 (PELLISSIPPI PARKWAY) NORTHBOUND RAMP WITH HARDIN VALLEY ROAD. (PROJECT NO. STP-H-NHE-162(2) - R-98-5-115:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$50,000.00 and approving a contract with the State of Tennessee Department of Transportation for the installation of a traffic signal and construction of turn



lanes at the intersection of SR 162 (Pellissippi Parkway) northbound ramp with Hardin Valley Road. (Project No. STP-H-NHE-162(2) was before the Board of Commissioners.

Commissioner Teague moved to approve Resolution R-98-5-115 - Resolution of the Commission of Knox County, Tennessee, appropriating \$50,000.00 and approving a contract with the State of Tennessee Department of Transportation for the installation of a traffic signal and construction of turn lanes at the intersection of SR 162 (Pellissippi Parkway) northbound ramp with Hardin Valley Road (Project No. STP-H-NHE-162(2)). Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Davis recused himself from voting. Commissioner Ragsdale 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 CONTRACTS WITH FAY PORTABLE BUILDINGS, INC. AND WASTE MANAGEMENT OF KNOXVILLE FOR RENTAL, COLLECTION AND HAULING OF SOLID WASTE CONTAINERS - R-98-5-116:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving contracts with Fay Portable Buildings, Inc. and Waste Management of Knoxville for rental, collection and hauling of solid waste containers was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-5-116 - Resolution of the Commission of Knox County, Tennessee, approving contracts with Fay Portable Buildings, Inc. and Waste Management of Knoxville for rental, collection and hauling of solid waste containers. Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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 \$100,000.00 FOR RIGHT OF WAY ACQUISITION FOR RAILROAD CROSSING IMPROVEMENTS AT GALLAHER VIEW ROAD AND WESTLAND DRIVE - R-98-5-117:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$100,000.00 for right of way acquisition for railroad crossing improvements at Gallaher View Road and Westland Drive was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-5-117 - Resolution of the Commission of Knox County, Tennessee, appropriating \$100,000.00 for right of way acquisition for railroad crossing improvements at Gallaher View Road and Westland Drive. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye.

Commissioner Ragsdale was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE PUBLIC IMPROVEMENT FUND AND APPROPRIATING \$817,840.00 FOR CONSTRUCTION AND EQUIPMENT COSTS FOR THE NEW DANTE HEALTH CLINIC - R-98-5-118:

Consideration of a resolution of the Commission of Knox County, Tennessee, amending the Public Improvement Fund and appropriating \$817,840.00 for construction and equipment costs for the new Dante Health Clinic was before the Board of Commissioners.

Commissioner Teague moved to approve Resolution R-98-5-118 - Resolution of the Commission of Knox County, Tennessee, amending the Public Improvement Fund and appropriating \$817,840.00 for construction and equipment costs for the new Dante Health Clinic. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AGREEMENT WITH THE HUMANE SOCIETY OF THE TENNESSEE VALLEY FOR ANIMAL SHELTER SERVICES FOR FISCAL YEAR 1998-1999 - R-98-5-119:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with the Humane Society of the Tennessee Valley for animal shelter services for fiscal year 1998-1999 was before the Board of Commissioners.

Commissioners Leuthold moved to approve Resolution R-98-5-119 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with the Humane Society of the Tennessee Valley for animal shelter services for fiscal year 1998-1999. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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 SUBRECIPIENT AGREEMENT WITH ECONOMIC VENTURES, INC. TO PROVIDE PEER LENDING SUPPORT AND MICRO-ENTERPRISE LOANS TO ELIGIBLE RESIDENTS OF KNOX COUNTY LIVING OUTSIDE THE CORPORATE LIMITS OF THE CITY OF KNOXVILLE AND THE TOWN OF FARRAGUT - R-98-5-120:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Subrecipient Agreement with Economic Ventures, Inc. to provide peer lending support and

micro-enterprise loans to eligible residents of Knox County living outside the corporate limits of the City of Knoxville and the Town of Farragut was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-5-120 - Resolution of the Commission of Knox County, Tennessee, approving a Subrecipient Agreement with Economic Ventures, Inc. to provide peer lending support and micro-enterprise loans to eligible residents of Knox County living outside the corporate limits of the City of Knoxville and the Town of Farragut. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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 AMENDMENT WITH LAMAR DUNN & ASSOCIATES, INC. FOR ENGINEERING SERVICES RELATIVE TO THE "REVITALIZATION EFFORTS IN THE VESTAL COMMUNITY" - R-98-5-121:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract amendment with Lamar Dunn & Associates, Inc. for engineering services relative to the "Revitalization Efforts in the Vestal Community" was before the Board of Commissioners.

Commissioner Bratton moved to approve Resolution R-98-5-121 - Resolution of the Commission of Knox County, Tennessee, approving a contract amendment with Lamar Dunn & Associates, Inc. for engineering services relative to the "Revitalization Efforts in the Vestal Community." Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE REVISED KNOX COUNTY BASE PERSONNEL POLICIES FOR GENERAL COUNTY GOVERNMENT R-98-5-122:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the revised Knox County Base Personnel Policies for general county government was before the Board of Commissioners.

Mr. Mike Moyers, Knox County Senior Deputy Law Director, and Ms. Kathy Hamilton, Knox County Finance Director, were present and spoke on the matter.

Commissioner Teague moved to approve Resolution R-98-5-122 - Resolution of the Commission of Knox County, Tennessee, approving the revised Knox County Base Personnel Policies for general county government. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan,

Bowden, 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 PROGRAM MODIFICATIONS TO THE OPERATIONAL AND ARCHITECTURAL PROGRAMS FOR THE KNOX COUNTY JAIL INTAKE CENTER, THE KNOX COUNTY SHERIFF'S OFFICE, AND THE COURT SYSTEM - R-98-5-123:

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, APPROVING THE DONATION OF PROPERTY DECLARED INSOLVENT BY THE KNOX COUNTY INSOLVENCY BOARD TO THE FOURTH & GILL NEIGHBORHOOD ASSOCIATION - R-98-5-124:

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 REVISED AND RESTRICTIVE REAL ESTATE OPTION AGREEMENT WITH THE ALCOAWAY OPTIMIST CLUB FOR THE PURCHASE OF 12 ACRES ON BELT ROAD TO BE USED ON A CONDITIONAL BASIS AS A PARK - R-98-5-136:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a revised and restrictive Real Estate Option Agreement with the Alcoaway Optimist Club for the purchase of 12 acres on Belt Road to be used on a conditional basis as a park was before the Board of Commissioners.

Mr. Mike Moyers, Knox County Senior Deputy Law Director, and Mr. Thomas Schumpert, Knox County Executive, were present and spoke on the matter.

Commissioner Bratton moved to approve Resolution R-98-5-136 - Resolution of the Commission of Knox County, Tennessee, approving a revised and restrictive Real Estate Option Agreement with the Alcoaway Optimist Club for the purchase of 12 acres on Belt Road to be used on a conditional basis as a park with the following amendment: add the language "Acts of God." Commissioner Pinkston seconded the motion.

Commissioner Cooper moved as a substitute motion to refer this item to the Law Department for negotiations for revisions for reversionary clauses. Commissioner Moody seconded the motion and upon roll call vote Commissioners Rogero, Moody, DeSelm, Griess, Cawood, Horner, Cooper and McMillan voted aye. Commissioners Jordan, Bowden, Tindell, Medley, Davis, Leuthold, Teague, Mills, 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 approve Resolution - R-98-5-136 - Resolution of the Commission of Knox County, Tennessee, approving a revised and restrictive Real Estate Option Agreement with the Alcoaway Optimist Club for the

purchase of 12 acres on Belt Road to be used on a conditional basis as a park with the following amendment: add the language "Acts of God", Commissioners Jordan, Bowden, Tindell, Medley, Davis, Leuthold, Cawood, Teague, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Moody, DeSelm, Griess, Cooper and McMillan voted no. Commissioner Horner abstained from voting. Commissioner Ragsdale was absent from the meeting. The motion carried 11-6-1-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING NINE MEMBERS TO THE KNOX COUNTY TOURIST COMMISSION - R-98-5-137:

Consideration of a resolution of the Commission of Knox County, Tennessee, appointing nine members to the Knox County Tourist Commission was before the Board of Commissioners.

Commissioner Moody moved to approve Resolution R-98-5-137 - Resolution of the Commission of Knox County, Tennessee, appointing nine members to the Knox County Tourist Commission and that the following individuals be appointed: Diane Jordan, Jeff Tallman, Joe McDowell, Bob Polk, Mike Ragsdale, Claude Yow, James A. Hubbs, Dewey Foust and Kim W. McClamrock. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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 WEST HILLS ELEMENTARY SCHOOL STUDENT COUNCIL FOR RECEIVING THE HONOR COUNCIL EXCELLENCE AWARD - R-98-5-138:

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, APPROPRIATING \$33,838.00 FROM THE REGISTER OF DEED'S EXCESS FEES FOR MAINTENANCE FOR THE COMPUTER SYSTEM - R-98-5-139:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$33,838.00 from the Register of Deed's excess fees for maintenance for the computer system was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-5-139 - Resolution of the Commission of Knox County, Tennessee, appropriating \$33,838.00 from the Register of Deed's excess fees for maintenance for the computer system. Commissioner Davis seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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 FARRAGUT INTERMEDIATE SCHOOL ODYSSEY OF THE MIND TEAM FOR WINNING THE STATE COMPETITION - R-98-5-140:

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 USCC REAL ESTATE CORPORATION FOR THE CORNERSTONE DRIVE CONSTRUCTION PROJECT - R-98-5-141:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with USCC Real Estate Corporation for the Cornerstone Drive Construction Project was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-5-141 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with USCC Real Estate Corporation for the Cornerstone Drive Construction Project. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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, DIRECTING A NINETY DAY MORATORIUM UPON GRANTING OF NEW PERMITS AUTHORIZING THE DIRECTION OF TELECOMMUNICATIONS TOWERS - R-98-5-142:

Consideration of a resolution of the Commission of Knox County, Tennessee, directing a ninety day moratorium upon granting of new permits authorizing the direction of telecommunications towers was before the Board of Commissioners.

Mr. Mike Moyers, Knox County Senior Deputy Law Director, Mr. John Bynum, representing Community Forum, and Mr. Steve Roth, Attorney, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-98-5-142 - Resolution of the Commission of Knox County, Tennessee, directing a ninety day moratorium upon granting of new permits authorizing the direction of telecommunications towers with the following amendments: On Page 2, the fourth line of the third full paragraph that reads "carriers or tower constructors who wish to operate" should be amended to read "carriers or tower constructors who operate or wish to operate". Also, on Page 3, the last sentence of Section 4 should be amended to read as follows: Additionally, the provisions of this resolution shall not apply to the co-location of new transmission facilities on any currently existing towers or other structures, furthermore, the provisions of this resolution shall not apply to any application for the construction of new telecommunications towers which are designed to permit a co-location of transmission facilities." Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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, Bowden, Rogero, Moody, DeSelm, Leuthold, Griess, Cawood, Teague, Horner and Bratton. Commissioners Tindell, Medley, Davis, Cooper, McMillan, Mills and Pinkston arrived later in the meeting. Commissioner Ragsdale was absent from the meeting.

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IN RE: REZONING REQUEST:

1. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Charlie Hays for rezoning from A Agricultural/TO Technology Overlay Zone to PC Planned Commercial/TO Technology Overlay Zone was before the Board of Commissioners. Property located northeast side Sellers Lane, northeast of Pellissippi Parkway, 5th Commission District.

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

Commissioner Moody moved to approve Resolution R-98-5-125 - Resolution of the Commission of Knox County, Tennessee, approving the request of Charlie Hays for rezoning from A Agricultural/TO Technology Overlay Zone to PC Planned Commercial/TO Technology Overlay Zone as per MPC's recommendation. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Moody, DeSelm, Leuthold, Griess, Cawood, Teague, Horner and Bratton voted aye. Commissioners Tindell, Medley, Davis, Cooper, McMillan, Mills and Pinkston arrived later in the meeting. Commissioner Ragsdale was absent from the meeting. The motion carried 11-0-0-8. Property located northeast side Sellers Lane, northeast of Pellissippi Parkway, 5th Commission District.

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2. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Eugene Turner for rezoning from A Agricultural Zone to CB Business and Manufacturing Zone was before the Board of Commissioners. Property located northwest side Everett Road, northeast of Watt 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-98-5-126 - Resolution of the Commission of Knox County, Tennessee, approving the request of Eugene Turner for rezoning from A Agricultural Zone to PC Planned Commercial Zone as per MPC's recommendation. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Moody, DeSelm, Leuthold, Griess, Cawood, Teague, Horner, Cooper, Mills, Bratton and Pinkston voted aye. Commissioners Tindell,

Medley, Davis and McMillan arrived later in the meeting. Commissioner Ragsdale was absent from the meeting. The motion carried 14-0-0-5. Property located northwest side Everett Road, northeast of Watt Road, 6th Commission District.

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3. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Charles H. Brewer for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located north side Bell Campground Road, west of Bethel Place, 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-98-5-127 - Resolution of the Commission of Knox County, Tennessee, approving the request of Charles H. Brewer for rezoning from A Agricultural Zone to RAE Single Family Exclusive Residential Zone as per MPC's recommendation. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Moody, DeSelm, Leuthold, Griess, Cawood, Teague, Horner, Cooper, Mills, Bratton and Pinkston voted aye. Commissioners Tindell, Medley, Davis and McMillan arrived later in the meeting. Commissioner Ragsdale was absent from the meeting. The motion carried 14-0-0-5. Property located north side Bell Campground Road, west of Bethel Place, 6th Commission District.

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4. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Chalet Ice Rinks, Inc. for rezoning from BP Business and Technology Park/TO Technology Overlay Zone to CB Business and Manufacturing/TO Technology Overlay Zone was before the Board of Commissioners. Property located northeast side Cogdill Road, south of Dutchtown Road, 6th Commission District.

Without objection, Commissioner Griess deferred this item to the June 1998 Board of Commissioners meeting.

\* \* \* \* \*

5. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Bruce Loveday for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located north side Tarklin Valley Road, northeast of Sprangler Road, 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-98-5-129 - Resolution of the Commission of Knox County, Tennessee, approving the request of Bruce Loveday for rezoning from A Agricultural Zone to CA General Business Zone as per MPC's recommendation. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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 north side Tarklin Valley Road, northeast of Sprangler Road, 9th Commission District.

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6. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Robinette Partnership, LLC for rezoning from CB Business and Manufacturing and A Agricultural Zone to PR Planned Residential at 1-4 du/ac was before the Board of Commissioners. Property located north side of Bell Camp Pike, west of Byington Solway 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-98-5-130 - Resolution of the Commission of Knox County, Tennessee, approving the request of Robinette Partnership, LLC for rezoning from CB Business and Manufacturing and A Agricultural Zone to PR Planned Residential at 1-4 du/ac as per MPC's recommendation. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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 north side of Bell Camp Pike, west of Byington Solway Road, 6th Commission District.

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7. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Ken Bowman for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located north side of Bakertown Road, north of Joe Hinton 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-98-5-131 - Resolution of the Commission of Knox County, Tennessee, approving the request of Ken Bowman for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per MPC's recommendation. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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 north side of Bakertown Road, north of Joe Hinton Road, 6th Commission District.

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8. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Wally Conard for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-3 du/ac was before the Board of Commissioners. Property located northwest side of Bluegrass Road, southwest of Lakeshire Drive, 5th Commission District.

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

Commissioner Davis moved to approve Resolution R-98-5-132 - Resolution of the Commission of Knox County, Tennessee, approving the request of Wally Conard for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-3 du/ac as per MPC's recommendation. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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 of Bluegrass Road, southwest of Lakeshire Drive, 5th Commission District.

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9. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Ed Loy for rezoning from A Agricultural/TO Technology Zone to RA Low Density Residential/TO Technology Overlay Zone was before the Board of Commissioners. Property located north side Hardin Valley Road, northeast of Thompson Road, 6th Commission District.

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

Commissioner Davis moved to approve Resolution R-98-5-133 - Resolution of the Commission of Knox County, Tennessee, approving the request of Ed Loy for rezoning from A Agricultural/TO Technology Zone to RA Low Density Residential/TO Technology Overlay Zone as per MPC's recommendation. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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 north side Hardin Valley Road, northeast of Thompson Road, 6th Commission District.

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10. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Knox County Emergency Communications E-911 for street name change from unnamed easement to White Cedar Way was before the Board of Commissioners. Property located from 7927 Andersonville Pike to dead-end, 7th Commission District.

Commissioner Cooper moved to approve Resolution R-98-5-134 - Resolution of the Commission of Knox County, Tennessee, approving the request of Knox County Emergency Communications E-911 for street name change from unnamed easement to White Cedar Way. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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 from 7927 Andersonville Pike to dead-end, 7th Commission District.

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IN RE: REZONING APPEAL:

Consideration of the appeal of Melton Hill Marina on MPC denial of rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located southwest side of Melton Hill Lake, 6th Commission District.

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

Without objection, Commissioner Griess deferred this item to the end of the day's agenda.

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IN RE: SUBDIVISION APPEALS/ONE LOT VARIANCES:

Consideration of the appeal of Transgobal-Garrett Subdivision on MPC approval of concept plan was before the Board of Commissioners. Property located south side Hardin Valley Road, east side Pellissippi Parkway, 6th Commission District.

Commissioner Teague moved to defer the appeal of Transgobal-Garrett Subdivision on MPC approval of concept plan to the June 1998 Board of Commissioners Regular Session meeting. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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):

7. At this time, Commissioner Leuthold indicated the following dates had been selected for budget hearings: Monday, June 8, 1998 at 8:30 a.m.

\* \* \* \* \*

IN RE: REZONING APPEAL - (CONTINUED):

Consideration of the appeal of Melton Hill Marina on MPC denial of rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located southwest side of Melton Hill Lake, 6th Commission District.

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

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

Mr. Wilson Ritchie, Attorney representing the appellee, was present and spoke in opposition to the appeal.

Commissioner Teague moved to withdraw this item from the agenda and refund the appellant's fee. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Ragsdale was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: ROLL CALL BY DISTRICTS:

Commissioner 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



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JOHN GRIESS, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in special session on Thursday, May 28, 1998 at 10:30 a.m. at the Knox County Health Department, Community Room, 140 Dameron Avenue. Those members present were Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Leuthold, Griess, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioners Ragsdale and Cawood were absent from the meeting. Also present were Mr. Thomas Schumpert, Knox County Executive, Ms. Kathy Hamilton, Knox County Finance Director, Mr. Richard Beeler, Knox County Law Director, and members of the news media.

Commissioner 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:      PRESENTATION OF THE 1998-1999 BUDGET:

Presentation of the 1998-1999 Budget 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.

No action was taken.

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IN RE:      ADJOURNMENT:

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

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KNOX COUNTY BOARD OF COMMISSIONERS



JOHN GRIESS, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Special Session on June 22, 1998 at 10:00 a.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Bowden, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston. Commissioner Tindell was absent from the meeting. Also present were Mr. Thomas Schumpert, Knox County Executive, Mr. Richard Beeler, Knox County Law Director, 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:

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

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IN RE:      AMENDMENT TO THE AGENDA:

Without objection, Commissioner Griess amended the agenda to add Delegations to the Heard first on the agenda.

\* \* \* \* \*

IN RE:      DELEGATIONS TO BE HEARD:

1. Ms. Karen Peterman, President, Knox County Education Association, was present and spoke on the budget for the teachers.
2. Mr. Tim Crystal, representing the employees of the Sheriff's Department, was present and spoke on the budget.
3. Mr. Mike Duncan, employee, Knox County Sheriff's Department, was present and spoke on the budget.
4. Mr. Rick Trout, Knox County Sheriff's Department, was present and spoke on the budget.
5. Mr. Bob DeCregorio, Knox County Sheriff's Department, was present and spoke in support of the budget.
6. Mr. George Hamilton, was present and spoke in support of the schools budget.
7. Mr. Gordon Robert Norman, was present and spoke in support of the Sheriff's Department budget.
8. Mr. Perry Moyers, Detective, Knox County Sheriff's Department, was present and spoke in support of the budget.  
Mr. Alonzo Montgomery, was present and spoke in support of the budget for the Sheriff's Department and Schools.
9. Ms. Sylvia Williams, Educator, Knox County School System, was present and spoke in support of the budget.

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IN RE:      AMENDMENT TO THE AGENDA:

Without objection, Commissioner Griess heard first on the agenda R-98-6-SS-103 - Resolution of the Commission of Knox County, Tennessee, amending the Capital Improvement Plan for Fiscal Year 1999-2003.

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IN RE:      CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE CAPITAL IMPROVEMENT PLAN FOR FISCAL YEAR 1999-2003: R-98-6-SS-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the Capital Improvement Plan for fiscal year 1999-2003 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-98-6-SS-103 - Resolution of the Commission of Knox County, Tennessee, amending the Capital Improvement Plan for fiscal year 1999-2003. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, 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, 1998 AND ENDING JUNE 30, 1999: R-98-6-SS-101:

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, 1998 and ending June 30, 1999 was before the Board of Commissioners.

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

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

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

Commissioner Leuthold moved to approve R-98-6-SS-101 - 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, 1998 and ending June 30, 1999. Commissioner Mills seconded the motion.

Commissioner Ragsdale moved to amend R-98-6-SS-101 - 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, 1998 ending June 30, 1999 as follows: AMENDMENT 1: Add to the County Executive's Budget 1.2 million for salaries for the Sheriff's Department from the General Fund Balance. Commissioner Pinkston seconded the motion.

There was a call for the question and upon roll call vote Commissioners Jordan, Davis, Ragsdale, Cawood, Horner and Pinkston voted aye. Commissioners Bowden, Rogero, Moody, Medley, DeSelm, Leuthold, Griess, Teague, Cooper, McMillan, Mills and Bratton voted no. Commissioner Tindell was absent from the meeting. The motion failed 6-12-0-1.

Commissioner Moody moved as a substitute motion to add an additional \$4,680,000.00 to the budget and would be divided as follows:

An additional \$500.00 per employee in general governmental, Schools and Sheriff's Department. This would be an additional 10 cents on the tax rate, \$3,276,000.00 to schools, \$1,404,000.00 to Sheriff's Department and other governmental employees. Commissioner Rogero seconded the motion.

Commissioner DeSelm moved to recess the meeting until 2:00 p.m. and there was objection and upon roll call vote Commissioners Rogero, Moody, Medley, DeSelm, Leuthold, Griess and McMillan voted aye. Commissioners Jordan, Bowden, Davis, Ragsdale, Cawood, Teague, Cooper, Mills, Bratton and Pinkston voted no. Commissioner Horner abstained from the vote. Commissioner Tindell was absent from the meeting. The motion failed 7-10-1-1.

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At this time there was a call for the question. Upon voice vote the motion carried.

Commissioner Rogero moved to recess the meeting until 2:00 p.m. and that this item be heard first on the agenda. Commissioner Bratton seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell was absent from the meeting. The motion carried 18-0-0-1. The meeting was recessed until 2:00 p.m.



KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, June 22, 1998 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. Thomas Schumpert, Knox County Executive, Mr. Richard Beeler, Knox County Law Director, 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:

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

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IN RE: DEVOTIONAL:

Mr. David Head, Pastor, South Knoxville Mount Olive Church, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Mills led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

Without objection, Commissioner Griess amended the agenda as follows:

1. Hear Honorary and Memorial Resolutions next on the agenda before the budget.
2. Add R-98-6-147 - Resolution of the Commission of Knox County, Tennessee, authorizing the acquisition of land and an appropriation of funds for the Women's Basketball Hall of Fame.
3. Add R-98-6-149 - Resolution of the Commission of Knox County, Tennessee, appropriating \$105,462.52 from the General Fund Budget for expenses incurred in the most recent tax sale.
4. Defer to the August Board of Commissioners meeting R-96-6-104 - Resolution of the Commission of Knox County, Tennessee, honoring Tim Burchett for his service in the State Legislature.
5. Defer to the July Board of Commissioners meeting R-98-6-108 Resolution approving a communications easement with BellSouth Telecommunications, Inc. across a portion of the West High School property.
6. Defer to the July Board of Commissioners meeting R-98-6-109 Resolution approving a communications easement with BellSouth Telecommunications, Inc. across a portion of the Pond Gap Elementary School.
7. Defer to the July Board of Commissioners meeting R-98-6-110 Resolution approving a communications easement with BellSouth Telecommunications, Inc. across a portion of the Sarah Moore Greene Elementary School property.

8. Defer to the July Board of Commissioners meeting R-98-6-111 Resolution approving a communications easement with BellSouth Telecommunications, Inc. across a portion of the Fort Sanders School property.

9. Add R-98-6-153 - Resolution confirming the appointment of one member to the Community Reuse Organization of East Tennessee (CROET)

10. Add R-98-6-148 - Resolution approving a contract for the exchange of property for the proposed Conner Road relocation.

11. Add R-98-6-152 - Resolution approving a Student Athletic Insurance Plan with Consolidated Insurance Services for the school system.

12. Add R-98-6-150 - Resolution honoring the Gibbs High School Lady Eagles Softball Team for winning the 1998 District, Region, and State Championships.

13. Add R-98-6-151 - Resolution honoring W. Allen Morgan.

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IN RE: CONSENT ITEMS:

1. Drives and Roads to be accepted as completed.

No requests.

2. Tax Refunds:

No requests.

3. Notary Public Applications: 171

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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IN RE: AMENDMENT TO THE AGENDA:

Commissioner Teague moved to adjourn the morning Special Session of Board of Commissioners meeting and add R-98-6-SS-101 and R-98-6-SS-102 to the 2:00 p.m. Board of Commissioners Regular meeting agenda. 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: HONORARY AND MEMORIAL RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING MIKE ROWLAND: R-98-6-101:

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

Mrs. Ann Rowland, was present and spoke on the matter.

Commissioner Cawood moved to approve R-98-6-101 -

Resolution of the Commission of Knox County, Tennessee, memorializing Mike Rowland. 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 WAYNE RITCHIE, II FOR HIS YEARS OF HONORABLE AND MERITORIOUS SERVICE TO THE PEOPLE OF KNOX COUNTY AND THE 17TH REPRESENTATIVE DISTRICT: R-98-6-102:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Wayne Ritchie, II for his years of Honorable and meritorious service to the people of Knox County and the 17th Representative District was before the Board of Commissioners.

Mr. Wayne Ritchie, II, was present and spoke on the matter.

Commissioner Ragsdale moved to approve R-98-6-102 -

Resolution of the Commission of Knox County, Tennessee, honoring Wayne Ritchie, II for his years of Honorable and meritorious service to the people of Knox County and the 17th Representative District. 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.

\* \* \* \* \*

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING AND COMMEMORATING SENATOR C. COULTER BUD GILBERT FOR HIS MERITORIOUS TO THE PEOPLE OF KNOX COUNTY AS SENATOR FROM THE 7TH SENATORIAL DISTRICT: R-98-6-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring and commemorating Senator C. Coulter Bud Gilbert for his meritorious to the people of Knox County as Senator from the 7th Senatorial District was before the Board of Commissioners.

Senator Bud Gilbert, was present and spoke on the matter.

Commissioner Ragsdale moved to approve R-98-6-103 -

Resolution of the Commission of Knox County, Tennessee, honoring and commemorating Senator C. Coulter Bud Gilbert for his meritorious to the people of Knox County as Senator from the 7th Senatorial District. 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.

\* \* \* \* \*

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING THE GIBBS HIGH SCHOOL LADY EAGLES SOFTBALL TEAM FOR WINNING THE 1998 DISTRICT, REGION, AND STATE CHAMPIONSHIPS: R-98-6-150:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring the Gibbs High School Lady Eagles Softball Team for winning the 1998 District, Region, and State Championships was before the Board of Commissioners.

Commissioner Mills moved to approve R-98-6-150 - Resolution of the Commission of Knox County, Tennessee, honoring the Gibbs High School Lady Eagles Softball Team for winning the 1998 District,

Region, and State<sup>2</sup> Championships. 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, HONORING W. ALLEN MORGAN: R-98-6-151:  
Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring W. Allen Morgan was before the Board of Commissioners.

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

Commissioner Medley moved to approve R-98-6-151- Resolution of the Commission of Knox County, Tennessee, honoring W. Allen Morgan. 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 the Knox County Budget and Tax Rate next on the agenda.

\* \* \* \* \*

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, 1998 AND ENDING JUNE 30, 1999: R-98-6-SS-101:

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, 1998 and ending June 30, 1999 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-98-6-SS-101 - 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, 1998 and ending June 30, 1999. Commissioner Mills seconded the motion.

Commissioner Ragsdale moved as Amendment 1 to add to the County Executive's Budget 1.2 million for salaries for the Sheriff's Department from the General Fund Balance. Commissioner Pinkston seconded the motion.

Commissioner Moody moved as a substitute amendment to add an additional \$4,680,000.00 to the budget and would be divided as follows: An additional \$500.00 per employee in general governmental, schools and Sheriff's Department. This would be an additional 10 cents on the tax rate, \$3,276,000.00 to schools, \$1,404,000.00 to

Sheriff's Department and other governmental employees. Commissioner Rogero seconded the motion and upon roll call vote Commissioners Rogero, Tindell, Moody, Medley, DeSelm, Leuthold and Griess voted aye. Commissioners Jordan, Bowden, Davis, Ragsdale, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted no. The substitute amendment failed 7-12-0-0.

There was a call for the question 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.

Upon roll call of AMENDMENT 1 to add to the County Executive's Budget 1.2 million for salaries for the Sheriff's Department from the General Fund Balance, Commissioners Jordan, Bowden, Tindell, Davis, Ragsdale, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Moody, Medley, DeSelm, Leuthold and Teague voted no. The motion to Amendment 1 carried 13-6-0-0.

\* \* \* \* \*

Commissioner Leuthold moved as AMENDMENT 2 to add to the budget under Hotel/Motel Tax Fund:

- |    |                                   |              |
|----|-----------------------------------|--------------|
| 1. | Greater Knoxville Sports Corp.    | \$166,000.00 |
| 2. | Martin Luther King Commission     | \$ 5,000.00  |
| 3. | Haley Heritage Square (operating) | \$ 5,000.00  |

Commissioner Jordan 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 to Amendment 2 carried 19-0-0-0.

\* \* \* \* \*

Commissioner Leuthold moved as AMENDMENT 3 to add to the budget under Community Grants Funding

- |     |                                     |               |
|-----|-------------------------------------|---------------|
| 1.  | Afro American Arts Festival         | \$ 2,500.00   |
| 2.  | Mentoring Academy for Boys          | \$ 5,000.00   |
| 3.  | Morningside Neighborhood            | \$ 5,000.00   |
| 4.  | TN Minority Suppliers               | \$ (6,000.00) |
| 5.  | Blount Mansion (operating)          | \$ 2,000.00   |
| 6.  | James White Fort (operating)        | \$ 3,000.00   |
| 7.  | Ramsey House                        | \$ 3,000.00   |
| 8.  | Second Harvest (Food Bank)          | \$ 2,000.00   |
| 9.  | Sexual Assault Crisis Center        | \$ 4,000.00   |
| 10. | Knoxville Zoo (operating)           | \$ 5,000.00   |
| 11. | Ijams Nature Center (operating)     | \$ 3,000.00   |
| 12. | Interfaith Health Clinic            | \$ 5,000.00   |
| 13. | Knoxville Opera Company             | \$ 3,000.00   |
| 14. | Knoxville Symphony Society          | \$ 3,000.00   |
| 15. | Tennessee Children's Dance Ensemble | \$ 500.00     |
| 16. | Senior Citizens Home Assistance     | \$ 10,000.00  |
| 17. | Chamber Partnership (capital)       | \$ 10,000.00  |
| 18. | Helen Ross McNabb (capital)         | \$ 10,000.00  |
| 19. | Business Contractors Association    | \$ 5,000.00   |
| 20. | Falcons for Food                    | \$ 5,000.00   |
| 21. | Positively Living                   | \$ 2,000.00   |
| 22. | Emerald Avenue                      | \$ 4,000.00   |

- 23. John Sévier (operating) \$ 5,000.00
- 24. Volunteer Ministry \$ 3,000.00
- 25. Tennessee Racking Horse \$ 2,500.00

Commissioner Jordan 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 to Amendment 3 carried 18-1-0-0.

\* \* \* \* \*

The Knox County Budget was heard later in the agenda.

\* \* \* \* \*

IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Griess amended the agenda to hear Approval of Minutes and Elections and Appointments next on the agenda.

\* \* \* \* \*

IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the May 26, 1998 (Regular Session) and May 28, 1998 (Special Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the May 26, 1998 (Regular Session) and May 28, 1998 (Special Session). 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.

\* \* \* \* \*

IN RE: ELECTIONS AND APPOINTMENTS:

CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING FIVE JUDICIAL COMMISSIONERS AND ONE ALTERNATE TO SERVE A TWO YEAR TERM: R-98-6-105:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing five Judicial Commissioners and one alternate to serve a two year term was before the Board of Commissioners.

Commissioner Horner moved to approve R-98-6-105 - Resolution of the Commission of Knox County, Tennessee, appointing five Judicial Commissioners and one alternate to serve a two year term with the following names and terms: Brenda Lee Lindsey, 3 years; John Sholey, 3 years; Carolyn Geter, 2 years; Harold Stewart, 2 years; and Pamela Nadolsky, 1 year. Mr. Stanley LaDuke as an alternate. 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.

\* \* \* \* \*

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, CONFIRMING THE APPOINTMENT OF ONE MEMBER TO THE KNOX COUNTY TOURIST COMMISSION: R-98-6-106:

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

\$27,550.00 and approving a contract with the U.S. Geological Survey, United States Department of the Interior for a Stream Data Collection 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.

\* \* \* \* \*

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT FOR THE EXCHANGE OF PROPERTY FOR THE PROPOSED CONNER ROAD RELOCATION: R-98-6-148:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract for the exchange of property for the proposed Conner Road relocation was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-6-148 - Resolution of the Commission of Knox County, Tennessee, approving a contract for the exchange of property for the proposed Conner Road relocation. 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.

\* \* \* \* \*

IN RE: AMENDMENT TO THE AGENDA:  
At this time the Knox County Budget was heard.

\* \* \* \* \*

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ESTABLISHING A GENERAL COUNTY BUDGET AND MAKING APPROPRIATIONS FROM THE SEVERAL FUNDS FOR DEPARTMENTS, INSTITUTIONS, OFFICES AND AGENCIES OF KNOX COUNTY, TENNESSEE, FOR THE FISCAL YEAR BEGINNING JULY 1, 1998 AND ENDING JUNE 30, 1999: R-98-6-SS-101:

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, 1998 and ending June 30, 1999 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.

Ms. Pat Crippin, Knox County Election Commission, was present and spoke on the matter.

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

Commissioner Leuthold moved to approve R-98-6-SS-101 - 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, 1998 and ending June 30, 1999. Commissioner Mills seconded the motion.

Commissioner Ragsdale moved as Amendment 1 to add to the County Executive's Budget 1.2 million for salaries for the Sheriff's Department from the General Fund Balance. Commissioner Pinkston seconded the motion.

Commissioner Moody moved as a substitute amendment to add an additional \$4,680,000.00 to the budget and would be divided as follows: An additional \$500.00 per employee in general governmental, schools and Sheriff's Department. This would be an additional 10 cents on the tax rate, \$3,276,000.00 to schools, \$1,404,000.00 to Sheriff's Department and other governmental employees. Commissioner Rogero seconded the motion and upon roll call vote Commissioners Rogero, Tindell, Moody, Medley, DeSelm, Leuthold and Griess voted aye. Commissioners Jordan, Bowden, Davis, Ragsdale, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted no. The motion failed 7-12-0-0.

There was a call for the question 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.

Upon roll call of AMENDMENT 1 to add to the County Executive's Budget 1.2 million for salaries for the Sheriff's Department from the General Fund Balance, Commissioners Jordan, Bowden, Tindell, Davis, Ragsdale, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Moody, Medley, DeSelm, Leuthold and Teague voted no. The motion to Amendment 1 carried 13-6-0-0.

\* \* \* \* \*

Commissioner Leuthold moved as AMENDMENT 2 to add to the budget under Hotel/Motel Tax Fund:

- |    |                                   |              |
|----|-----------------------------------|--------------|
| 1. | Greater Knoxville Sports Corp.    | \$166,000.00 |
| 2. | Martin Luther King Commission     | \$ 5,000.00  |
| 3. | Haley Heritage Square (operating) | \$ 5,000.00  |

Commissioner Jordan 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 to Amendment 2 carried 19-0-0-0.

\* \* \* \* \*

Commissioner Leuthold moved as AMENDMENT 3 to add to the budget under Community Grants Funding

- |     |                                 |             |
|-----|---------------------------------|-------------|
| 1.  | Afro American Arts Festival     | \$ 2,500.00 |
| 2.  | Mentoring Academy for Boys      | \$ 5,000.00 |
| 3.  | Morningside Neighborhood        | \$ 5,000.00 |
| 4.  | TN Minority Suppliers           | \$ 6,000.00 |
| 5.  | Blount Mansion (operating)      | \$ 2,000.00 |
| 6.  | James White Fort (operating)    | \$ 3,000.00 |
| 7.  | Ramsey House                    | \$ 3,000.00 |
| 8.  | Second Harvest (Food Bank)      | \$ 2,000.00 |
| 9.  | Sexual Assault Crisis Center    | \$ 4,000.00 |
| 10. | Knoxville Zoo (operating)       | \$ 5,000.00 |
| 11. | Ijams Nature Center (operating) | \$ 3,000.00 |
| 12. | Interfaith Health Clinic        | \$ 5,000.00 |
| 13. | Knoxville Opera Company         | \$ 3,000.00 |



14.	Knoxville Symphony Society	\$ 3,000.00
15.	Tennessee Children's Dance Ensemble	\$ 500.00
16.	Senior Citizens Home Assistance	\$ 10,000.00
17.	Chamber Partnership (capital)	\$ 10,000.00
18.	Helen Ross McNabb (capital)	\$ 10,000.00
19.	Business Contractors Association	\$ 5,000.00
20.	Falcons for Food	\$ 5,000.00
21.	Positively Living	\$ 2,000.00
22.	Emerald Avenue	\$ 4,000.00
23.	John Sevier (operating)	\$ 5,000.00
24.	Volunteer Ministry	\$ 3,000.00
25.	Tennessee Racking Horse	\$ 2,500.00

Commissioner Jordan 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 to Amendment 3 carried 18-1-0-0.

\* \* \* \* \*

Commissioner Moody moved as AMENDMENT 4 Add to the County Executive's Budget \$3,276,000.00 to the Schools budget (\$500.00 for teachers and non-certificated personnel) Add to the County Executive's Budget \$936,000.00 to general county employees (outside Sheriff's Department) a \$500.00 salary increase this would be a 9 cents property tax increase. Commissioner Rogero seconded the motion and upon roll call vote Commissioners Rogero, Tindell, Moody, Medley, DeSelm, Leuthold and Griess voted aye. Commissioners Jordan, Bowden, Davis, Ragsdale, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted no. The motion on Amendment 4 failed 7-12-0-0.

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Commissioner Bratton moved as AMENDMENT 5 to move 3.85 cents of the tax rate from the General Fund to School Operating Fund. Appropriating an additional 1 million 528 of the General Fund Balance to fund the General Fund. Remove \$272,000.00 from Election Commission Capital Account. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Tindell, Davis, Ragsdale, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Bowden, Rogero, Moody, Medley, DeSelm, Leuthold, Griess and Teague voted no. The motion on Amendment 5 carried 11-8-0-0.

\* \* \* \* \*

Commissioner Pinkston moved as AMENDMENT 6 to take from the General Fund Balance \$468,000.00 for other county employees (\$250.00 across the board) plus what Mr. Thomas Schumpert had put in which was 2.4%. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Tindell, Davis, Ragsdale, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Moody, Medley, DeSelm, Leuthold, Griess and Teague voted no. The motion carried 12-7-0-0.

\* \* \* \* \*

Commissioner Horner moved to reconsider AMENDMENT 5. To move 3.85 cents of the tax rate from the General Fund to School Operating Fund. Appropriating an additional 1 million 528 of the General Fund Balance to fund the General Fund. Remove \$272,000.00 from Election Commission Capital Account. Commissioner McMillan

seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Bratton and Pinkston voted aye. Commissioners Davis, Ragsdale and Mills voted no. Commissioner Cooper was absent from the vote. The motion carried 15-3-0-1.

\* \* \* \* \*

Commissioner McMillan moved to REMOVE AMENDMENT 5 from the budget which was to move 3.85 cents of the tax rate from the General Fund to School Operating Fund. Appropriating an additional 1 million 528 of the General Fund Balance to fund the General Fund. Remove \$272,000.00 from Election Commission Capital Account. Commissioner Teague seconded the motion and upon roll call vote Commissioners Bowden, Rogero, Tindell, Moody, DeSelm, Leuthold, Griess, Teague, Horner, Cooper, McMillan, Bratton and Pinkston voted aye. Commissioners Jordan, Davis, Ragsdale, Cawood and Mills voted no. Commissioner Medley abstained from the vote. The motion to REMOVE AMENDMENT 5 carried 13-5-1-0.

\* \* \* \* \*

Upon roll call of the original motion to approve R-98-6-SS-101 - 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, 1998 and ending June 30, 1999 with the following amendments:

AMENDMENT 1 to add to the County Executive's Budget 1.2 million for salaries for the Sheriff's Department from the General Fund Balance.

\* \* \* \* \*

AMENDMENT 2 to add to the budget under Hotel/Motel Tax Fund:

1.	Greater Knoxville Sports Corp.	\$166,000.00
2.	Martin Luther King Commission	\$ 5,000.00
3.	Haley Heritage Square (operating)	\$ 5,000.00

\* \* \* \* \*

AMENDMENT 3 to add to the budget under Community Grants Funding

1.	Afro American Arts Festival	\$ 2,500.00
2.	Mentoring Academy for Boys	\$ 5,000.00
3.	Morningside Neighborhood	\$ 5,000.00
4.	TN Minority Suppliers	\$ 6,000.00
5.	Blount Mansion (operating)	\$ 2,000.00
6.	James White Fort (operating)	\$ 3,000.00
7.	Ramsey House	\$ 3,000.00
8.	Second Harvest (Food Bank)	\$ 2,000.00
9.	Sexual Assault Crisis Center	\$ 4,000.00
10.	Knoxville Zoo (operating)	\$ 5,000.00
11.	Ijams Nature Center (operating)	\$ 3,000.00
12.	Interfaith Health Clinic	\$ 5,000.00
13.	Knoxville Opera Company	\$ 3,000.00
14.	Knoxville Symphony Society	\$ 3,000.00
15.	Tennessee Children's Dance Ensemble	\$ 500.00
16.	Senior Citizens Home Assistance	\$ 10,000.00
17.	Chamber Partnership (capital)	\$ 10,000.00

18.	Helen Ross McNabb (capital)	\$ 10,000.00
19.	Business Contractors Association	\$ 5,000.00
20.	Falcons for Food	\$ 5,000.00
21.	Positively Living	\$ 2,000.00
22.	Emerald Avenue	\$ 4,000.00
23.	John Sevier (operating)	\$ 5,000.00
24.	Volunteer Ministry	\$ 3,000.00
25.	Tennessee Racking Horse	\$ 2,500.00

\* \* \* \* \*

REMOVE AMENDMENT 5 from the budget which was to move 3.85 cents of the tax rate from the General Fund to School Operating Fund. Appropriating an additional 1 million 528 of the General Fund Balance to fund the General Fund. Remove \$272,000.00 from Election Commission Capital Account.

\* \* \* \* \*

AMENDMENT 6 to take from the General Fund Balance \$468,000.00 for other county employees (\$250.00 across the board) plus what Mr. Thomas Schumpert had put in which was 2.4%.

\* \* \* \* \*

Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Tindell, Davis, Ragsdale, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Moody, Medley, DeSelm and Teague voted no. The motion carried 14-5-0-0.

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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, 1998 AND ENDING JUNE 30, 1999: R-98-6-SS-102:

Consideration of a Resolution of the Commission of Knox County, Tennessee, establishing the Knox County Tax Rates for the fiscal year beginning July 1, 1998 and ending June 30, 1999 was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-6-SS-102-Resolution of the Commission of Knox County, Tennessee, establishing the Knox County Tax Rates for the fiscal year beginning July 1, 1998 and ending June 30, 1999 as follows:

Property Taxes:

General Fund	1.045
Schools General Purpose	1.273
General Debt Service	.256
Public Library Fund	.129
ADA Construction Fund	.013
Solid Waste Fund	.054
TOTAL	2.77

Other Taxes:

Hotel-Motel Tax	5%
Amusement Tax	5%
Marriage License	\$31.50
Fire District Tax	\$ 0.29

\* \* \* \* \*

Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Tindell, Davis, Ragsdale, Leuthold,

Griess, Cawood, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Moody, Medley, DeSelm and Teague voted no. The motion carried 14-5-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH RURAL METRO CORPORATION OF TENNESSEE TO PROVIDE FIRE PROTECTION IN THE FORKS OF THE RIVER INDUSTRIAL PARK: R-98-6-137:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Rural Metro Corporation of Tennessee to provide fire protection in the Forks of the River Industrial Park was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-6-137 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Rural Metro Corporation of Tennessee to provide fire protection in the Forks of the River Industrial Park. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH BULL HN INFORMATION SYSTEMS, INC. AND A LEASE/PURCHASE AGREEMENT WITH ACADEMIC CAPITAL, L.L.C. FOR A NEW COMPUTER SYSTEM FOR THE REGISTER OF DEEDS OFFICE: R-98-6-138:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Bull HN Information Systems, Inc. and a lease/purchase agreement with Academic Capital, L.L.C. for a new computer system for the Register of Deeds Office was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-6-138 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Bull HN Information Systems, Inc. and a lease/purchase agreement with Academic Capital, L.L.C. for a new computer system for the Register of Deeds 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, INCREASING THE PAY FOR THE BOARD OF EQUALIZATION WORKERS TO \$55.00 PER DAY, AND \$65.00 PER DAY FOR THE CHAIRMAN, TO BE RETROACTIVE TO JUNE 1, 1998: R-98-6-139:

Consideration of a Resolution of the Commission of Knox County, Tennessee, increasing the pay for the Board of Equalization Workers to \$55.00 per day, and \$65.00 per day for the Chairman, to be retroactive to June 1, 1998 was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-6-139 - Resolution of the Commission of Knox County, Tennessee, increasing the pay for the Board of Equalization Workers to \$55.00 per day, and

\$65.00 per day for the Chairman, to be retroactive to June 1, 1998. 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, AUTHORIZING A TECHNICAL CORRECTION TO RESOLUTION R-98-5-118 TO CORRECT THE AMOUNT OF THE APPROPRIATION: R-98-6-140:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing a technical correction to Resolution R-98-5-118 to correct the amount of the appropriation was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-6-140 - Resolution of the Commission of Knox County, Tennessee, authorizing a technical correction to Resolution R-98-5-118 to correct the amount of the appropriation. 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, AUTHORIZING THE ACQUISITION OF LAND AND AN APPROPRIATION OF FUNDS FOR THE WOMEN'S BASKETBALL HALL OF FAME: R-98-6-147:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the acquisition of land and an appropriation of funds for the Women's Basketball Hall of Fame was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-6-147 - Resolution of the Commission of Knox County, Tennessee, authorizing the acquisition of land and an appropriation of funds for the Women's Basketball Hall of Fame. 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 \$105,462.52 FROM THE GENERAL FUND BUDGET FOR EXPENSES INCURRED IN THE MOST RECENT TAX SALE: R-98-6-149:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing \$105,462.52 from the General Fund Budget for expenses incurred in the most recent tax sale was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-6-149 - Resolution of the Commission of Knox County, Tennessee, authorizing \$105,462.52 from the General Fund Budget for expenses incurred in the most recent tax sale. 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 STUDENT ATHLETIC INSURANCE PLAN WITH CONSOLIDATED INSURANCE SERVICES FOR THE SCHOOL SYSTEM: R-98-6-152:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a Student Athletic Insurance Plan with Consolidated Insurance Services for the school system was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-6-152 - Resolution of the Commission of Knox County, Tennessee, approving a Student Athletic Insurance Plan with Consolidated Insurance Services for the school system. 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:            DELEGATIONS TO BE HEARD:

1.            Mr. Ronnie Frazier, concerned citizen, was present and spoke on flooding in the Cedar Chase Subdivision.
2.            Mr. Gary Hitchcock, concerned citizen, was present and spoke on selective taxation.
3.            Commissioner Horner was present and spoke on behalf of Evangelist Billy Bates on the Jesus Crusade Knoxville '98 Week which is June 22-28 at the World's Fair Park.
4.            Mr. Walt Talgo, concerned citizen, was present and spoke on flooding in the Cedar Chase Subdivision.  
              Mr. Bruce Wuethrich, Director, Engineering and Public Works, was present and spoke on the matter.
5.            Mr. Jim Golden, concerned citizen, was present and spoke on police brutality.
6.            Mr. Mike Duncan, Knox County Sheriff's Department, was present and expressed appreciation to the Commission for salary raises.

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IN RE:            ZONINGS 6:00 P.M.

IN RE :            ROLL CALL:

Mrs. Angie Nesbitt, Minutes Clerk to Knox County Clerk, Mike Padgett, called the roll. 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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IN RE:            AMENDMENT TO THE AGENDA:

Commissioner Bratton moved to amend the agenda as follows and Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan,

Mills, Bratton and Pinkston voted aye. Commissioner Tindell was absent from the vote. The motion carried 18-0-0-1.

1. Withdraw Address Appeals: Appeal of Steve Williams on MPC Denial of Address Change; property located on Kingston Pike at Patriots Corner; Fifth Commission District.

\* \* \* \* \*

2. Defer to the July Board of Commissioners meeting R-98-6-141 Request of Chalet Ice Rinks for rezoning from BP/TO Business and Technology Park/Technology Overlay Zone to CB/TO Business and Manufacturing /Technology Overlay Zone.

\* \* \* \* \*

3. Defer to the July Board of Commissioners meeting R-98-6-143 Request of Marvin Dean Rutherford for rezoning from BP/TO Business and Technology Park/Technology Overlay to PC/TO Planned Commercial/Technology Overlay Zone.

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ZONINGS:

1. Request of Dollie and Freeman Walker for rezoning from A/F Agricultural/Floodway Zone to PR/F Planned Residential at 1-5 dwelling units per acre/Floodway Zone R-98-6-142 was before the Board of Commissioners. Property located southwest side West Emory Road, south of Laurel Oak Lane; Sixth Commission District.

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

Commissioner Cawood moved to approve R-98-6-142 - Request of Dollie and Freeman Walker for rezoning from A/F Agricultural/Floodway Zone to PR/F Planned Residential at 1-3 dwelling units per acre/Floodway Zone as per Metropolitan Planning Commission's Recommendation: Approve PR/F Planned Residential at 1-3 dwelling units per acre/Floodway Zone. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell was absent from the vote. The motion carried 18-0-0-1.

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2. Request of Flora Rose for rezoning from A Agricultural Zone to CA General Business Zone R-98-6-144 was before the Board of Commissioners. Property located northeast side Clinton Highway, south of Old Clinton Highway; Sixth Commission District.

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

Commissioner Cawood moved to approve R-98-6-144 - Request of Flora Rose for rezoning from A Agricultural Zone to CA General Business Zone as per Metropolitan Planning Commission's Recommendation: Approve CA General Business Zone. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell was absent from the vote. The motion carried 18-0-0-1.

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3. Request of Roger Brown for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-98-6-145 was before the

Board of Commissioners. Property located southwest side Middlebrook Pike, southeast of Ball Camp Pike; Sixth Commission District.

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

Commissioner Cawood moved to approve R-98-6-145 - Request of Roger Brown for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per Metropolitan Planning Commission's Recommendation: Approve RA Low Density Residential Zone.

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

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4. Request of Ken Rymer for rezoning from A Agricultural Zone to PR Planned Residential at 1-3 dwelling units per acre R-98-6-146 was before the Board of Commissioners. Property located south side Nubbin Ridge Road, west of Fox Hollow Trail; Fifth Commission District.

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

Commissioner Ragsdale moved to approve R-98-6-146 - Request of Ken Rymer 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, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner Tindell was absent from the vote. The motion carried 18-0-0-1.

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IN RE: SUBDIVISION APPEALS/ONE LOT VARIANCES:

Appeal of Transglobal-Garrett Subdivision on MPC approval of Concept Plan was before the Board of Commissioners. Property located south side Hardin Valley Road, east side Pellissippi Parkway; Sixth Commission District.

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

Commissioner Horner called for the question to accept a motion at this time and vote on the appeal.

Commissioner DeSelm objected the call for the question and upon roll call vote Commissioners Jordan, Bowden, Tindell, Moody, Davis, Ragsdale, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Medley, DeSelm, Leuthold and Griess voted no. Commissioner Cooper was absent from the vote. The motion carried 13-5-1-0.

Commissioner Teague moved to uphold the Appeal of Transglobal-Garrett Subdivision on MPC approval of Concept Plan. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted aye. Commissioner DeSelm voted no.



Commissioner Davis recused himself from the vote. Commissioner Cooper was absent from the vote. The motion carried 16-1-1-1.

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IN RE: PLAN AND PLAN AMENDMENTS:

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

Commissioner Ragsdale moved to receive and file the amendments to the North City Sector Plan. Commissioner Horner seconded the motion.

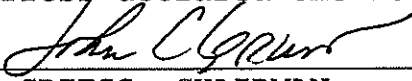
Commissioner Rogero moved as a substitute motion to adopt the amendments to the North City Sector Plan. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Rogero, Medley, DeSelm and Leuthold voted aye. Commissioners Jordan, Bowden, Tindell, Moody, Davis, Ragsdale, Griess, Cawood, Teague, Horner, McMillan, Mills, Bratton and Pinkston voted no. Commissioner Cooper was absent from the vote. The substitute motion failed 4-14-0-1.

Upon roll call of the original motion to receive and file the amendments to the North City Sector Plan Commissioners Jordan, Bowden, 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 vote. The motion carried 18-0-0-1.

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IN RE: ADJOURNMENT:

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

  
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JOHN GRIESS, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, July 27, 1998 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. Thomas Schumpert, Knox County Executive, Mr. Mike Moyers, Knox County Senior Deputy Law Director, Ms. Kathy Hamilton, Knox County Finance Director, and members of the news media.

Commissioner Griess, Chairman, presided.

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

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IN RE: ROLL CALL:

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

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IN RE: DEVOTIONAL:

Evangelist Marilyn Taylor was present and gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Rogero led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

1. Without objection, Commissioner Griess amended the agenda to defer the following item to the August 1998 meeting: Resolution R-98-7-110 - Resolution of the Commission of Knox County, Tennessee, amending the 1998-1999 Budget and appropriate funds for salary increases for teachers.

2. Commissioner Griess amended the agenda to defer the following item to the end of the day's agenda:

Resolution R-98-7-125 - Resolution of the Commission of Knox County, Tennessee, approving program modifications to the Operational and Architectural Programs for the Knox County Jail Intake Center, the Knox County Sheriff's Office, and the Court System and appropriating funds for said program modifications.

3. Without objection, Commissioner Griess amended the agenda to defer the following items: Resolution R-98-7-118 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement with Helen Ross McNabb Center, Inc. for Alcohol and Drug Abuse services through the Sisters of the Rainbow and Healthy Kids of the Rainbow Programs; Resolution R-98-7-119 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Child and Family Services for Alcohol and Drug Treatment services for childbearing women through the "Great Starts" program; and Resolution R-98-7-120 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement with Helen Ross McNabb Center, Inc. for Public Inebriate Detoxification Services (DRI-DOC).

4. Without objection, Commissioner Griess amended the agenda to defer the following item: Resolution R-98-7-115 - Resolution of the Commission of Knox County, Tennessee, appropriating \$500,000.00 for construction of a yard waste facility.

5. Commissioner Griess amended the agenda to defer the following item to the August 1998 meeting: Resolution R-98-7-101 Resolution of the Commission of Knox County, Tennessee, memorializing Cornelia Bernice Cartwright.

6. Without objection, Commissioner Griess amended the agenda to defer the following item to the August 1998 meeting: Resolution R-98-7-102 - Resolution of the Commission of Knox County, Tennessee, appointing five members to the Industrial Development Board of the County of Knox and the Health, Education & Housing Facilities Board of the County of Knox.

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IN RE:      CONSENT ITEMS:

1. Drives and Roads to be accepted as completed:

A. Amberset Drive, Montgomery Cove, Unit 1, 1,300 feet in length with a 50 foot right of way, John L. Montgomery, Jr., property owner. (District 5)

B. Waterside Lane, Montgomery Cove, Unit 1, 650 feet in length with a 50 foot right of way, John L. Montgomery, Jr., property owner. (District 5)

C. Mont Cove Boulevard, Montgomery Cove, Unit 2, 950 feet in length with a 50 foot right of way, John L. Montgomery, Jr., property owner. (District 5)

D. Marshall Grove Lane, Montgomery Cove, Unit 2, 700 feet in length with a 50 foot right of way, John L. Montgomery, Jr., property owner. (District 5)

E. Cotswold Lane, Montgomery Cove, Unit 2, 450 feet in length with a 50 foot right of way, John L. Montgomery, Jr., property owner. (District 5)

F. Amberset Drive, Montgomery Cove, Unit 2, 1200 feet in length with a 50 foot right of way, John L. Montgomery, Jr., property owner. (District 5)

G. Dunsten Drive (Extension), Oxmoor Hills, Unit 1, 270 feet in length with a 50 foot right of way, Ann B. Harper, property owner. (District 6)

H. Mountain Gate Drive, Mountain Gate Place, Unit 1, 600 feet in length with a 50 foot right of way, Sam Roberts, property owner. (District 8)

I. Sam Bob Lane, Mountain Gate Place, Unit 1, 750 feet in length with a 50 foot right of way, Sam Roberts, property owner. (District 8)

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2. Tax Refunds:

No request received.

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3. Notary Public Applications:

175 Notary Public Applications received.

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

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

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING CORNELIA BERNICE CARTWRIGHT - R-98-7-101:

This item was deferred to the August 1998 meeting.

(See Amendments to the Agenda, Page \_\_\_\_\_)

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IN RE: DELEGATIONS TO BE HEARD:

1. Ms. Jamie Bull, concerned citizen, was present and spoke concerning property variances and violations of the Knox County Codes.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETINGS:

Consideration of approval of minutes of the previous meetings on June 22, 1998 (Special and Regular Sessions) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meetings on June 22, 1998 (Special and Regular Sessions). 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 FIVE MEMBERS TO THE INDUSTRIAL DEVELOPMENT BOARD OF THE COUNTY OF KNOX AND THE HEALTH, EDUCATION & HOUSING FACILITIES BOARD OF THE COUNTY OF KNOX - R-98-7-102:

This item was deferred to the August 1998 meeting.

(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 an unimproved right of way off Dogwood Drive was before the Board of Commissioners on first reading.

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

Commissioner Ragsdale moved to approve the request to close an unimproved right of way off Dogwood Drive on first

reading. 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:        RESOLUTIONS:

IN RE:        CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING A TECHNICAL CORRECTION TO RESOLUTION R-97-8-104 TO CORRECT THE TERM LENGTH OF TWO APPOINTMENTS TO THE BOARD OF DIRECTORS OF THE PUBLIC BUILDING AUTHORITY OF THE COUNTY OF KNOX AND THE CITY OF KNOXVILLE - R-98-7-103:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing a technical correction to Resolution R-97-8-104 to correct the term length of two appointments to the Board of Directors of the Public Building Authority of the County of Knox and the City of Knoxville was before the Board of Commissioners.

Commissioner Ragsdale moved to approve Resolution R-98-7-103 - Resolution of the Commission of Knox County, Tennessee, authorizing a technical correction to Resolution R-97-8-104 to correct the term length of two appointments to the Board of Directors of the Public Building Authority of the County of Knox and the City of Knoxville. 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, APPROVING THE SALE OF A BUILDING TRADES HOUSE LOCATED AT 7328 OAK LEAF ROAD TO MICHAEL EDWARD PAYNE - R-98-7-104:

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 Michael Edward Payne was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-98-7-104 - Resolution of the Commission of Knox County, Tennessee, approving the sale of a Building Trades House located at 7328 Oak Leaf Road to Michael Edward Payne. 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, APPROPRIATING \$650,000.00 FOR CONTINUATION OF THE PBA MANAGEMENT CONTRACT FOR THE SCHOOLS CAPITAL PROGRAM - R-98-7-105:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$650,000.00 for continuation of the PBA management contract for the Schools Capital Program was before the Board of Commissioners.

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

Commissioner Rogero moved to approve Resolution R-98-7-105 - Resolution of the Commission of Knox County, Tennessee, appropriating \$650,000.00 for continuation of the PBA management contract for the Schools Capital Program. Commissioner Jordan 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 INTERSTATE MECHANICAL CONTRACTORS, INC. FOR BOILER, WATER HEATER AND CHILLER REPLACEMENT AT SOUTH DOYLE HIGH SCHOOL -

R-98-7-106:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Interstate Mechanical Contractors, Inc. for boiler, water heater and chiller replacement at South Doyle High School was before the Board of Commissioners.

Commissioner Pinkston moved to approve Resolution R-98-7-106 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Interstate Mechanical Contractors, Inc. for boiler, water heater and chiller replacement at South Doyle 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, AUTHORIZING AN EXCHANGE OF LAND WITH BEDROCK PROPERTIES, L.L.C. AT POND GAP ELEMENTARY SCHOOL - R-98-7-107:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing an exchange of land with Bedrock Properties, L.L.C. at Pond Gap Elementary School was before the Board of Commissioners.

Commissioner Moody moved to approve Resolution R-98-7-107 - Resolution of the Commission of Knox County, Tennessee, authorizing an exchange of land with Bedrock Properties, L.L.C. at Pond Gap Elementary 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 LEASE AGREEMENT WITH THE KNOXVILLE-KNOX COUNTY COMMUNITY ACTION COMMITTEE FOR SPACE IN THE MLB BUILDING FOR THE TRANSITION PROGRAM - R-98-7-108:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a lease agreement with the Knoxville-Knox County Community Action Committee for space in the MLB Building for the Transition Program was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-98-7-108 - Resolution of the Commission of Knox County, Tennessee, approving a lease agreement with the Knoxville-Knox County Community Action Committee for space in the MLB Building for the Transition Program. 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 LEASE AGREEMENT WITH MCNAUGHTON BOOK SERVICE FOR THE LIBRARY SYSTEM - R-98-7-109:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a lease agreement with McNaughton Book Service for the Library System was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-98-7-109 - Resolution of the Commission of Knox County,

Tennessee, approving a lease agreement with McNaughton Book Service for the Library System. 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, AMENDING THE 1998-1999 BUDGET AND APPROPRIATE FUNDS FOR SALARY INCREASES FOR TEACHERS - R-98-7-110:

This item was deferred to the August 1998 meeting.

(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 STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION TO ALLOCATE FUNDS FROM THE STATE BRIDGE FUND FOR THE REPLACEMENT OF OLD FLAT CREEK BRIDGE - R-98-7-111:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting the State of Tennessee Department of Transportation to allocate funds from the State Bridge Fund for the replacement of Old Flat Creek Bridge was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-98-7-111 - Resolution of the Commission of Knox County, Tennessee, requesting the State of Tennessee Department of Transportation to allocate funds from the State Bridge Fund for the replacement of Old Flat Creek Bridge. 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, APPROPRIATING \$508,450.00 AND APPROVING CHANGE ORDER NO. 2 WITH CHARLES BLALOCK & SONS, INC. FOR THE PARKSIDE DRIVE EXTENSION -

R-98-7-112:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$508,450.00 and approving Change Order No. 2 with Charles Blalock & Sons, Inc. for the Parkside Drive extension was before the Board of Commissioners.

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

Commissioner McMillan moved to approve Resolution R-98-7-112 - Resolution of the Commission of Knox County, Tennessee, appropriating \$508,450.00 and approving Change Order No. 2 with Charles Blalock & Sons, Inc. for the Parkside Drive extension. 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, APPROVING A CONTRACT WITH TENNESSEE GUARDRAIL, INC. FOR GUARDRAIL INSTALLATION, REMOVAL AND REPLACEMENT SERVICES - R-98-7-113:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Tennessee Guardrail, Inc. for guardrail installation, removal and replacement services was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-98-7-113 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Tennessee Guardrail, Inc. for guardrail installation, removal and replacement services. 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, APPROPRIATING AN AMOUNT NOT TO EXCEED \$125,000.00 AND APPROVING A CONTRACT FOR CONCRETE AND MASONRY WORK AT JOHN SEVIER CONVENIENCE CENTER - R-98-7-114:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating an amount not to exceed \$125,000.00 and approving a contract for concrete and masonry work at John Sevier Convenience Center was before the Board of Commissioners.

Commissioner Bratton moved to approve Resolution R-98-7-114 - Resolution of the Commission of Knox County, Tennessee, appropriating an amount not to exceed \$125,000.00 and approving a contract for concrete and masonry work at John Sevier Convenience Center. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$500,000.00 FOR CONSTRUCTION OF A YARD WASTE FACILITY - R-98-7-115:

This item was deferred to the August 1998 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 \$139,100.00 TO UPGRADE THE JOHN SEVIER CONVENIENCE CENTER TO COMPLY WITH THE TEN YEAR SOLID WASTE PLAN - R-98-7-116:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$139,100.00 to upgrade the John Sevier Convenience Center to comply with the ten year Solid Waste Plan was before the Board of Commissioners.

Commissioner Bratton moved to approve Resolution R-98-7-116 - Resolution of the Commission of Knox County, Tennessee, appropriating \$139,100.00 to upgrade the John Sevier Convenience Center to comply with the ten year Solid Waste Plan. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$180,000.00 FOR CONTINUATION OF THE PBA MANAGEMENT CONTRACT FOR THE NON-SCHOOLS COUNTY GOVERNMENT CAPITAL PROGRAM - R-98-7-117:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$180,000.00 for continuation of the PBA management contract for the non-schools county government capital program was before the Board of Commissioners.

Commissioner Rogero moved to approve Resolution R-98-7-117 - Resolution of the Commission of Knox County, Tennessee, appropriating \$180,000.00 for continuation of the PBA management contract for the non-schools county government capital program. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT WITH HELEN ROSS MCNABB CENTER, INC. FOR ALCOHOL AND DRUG ABUSE SERVICES THROUGH THE SISTERS OF THE RAINBOW AND HEALTHY KIDS OF THE RAINBOW PROGRAMS - R-98-7-118:

This item was deferred to the August 1998 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 A CONTRACT WITH CHILD AND FAMILY SERVICES FOR ALCOHOL AND DRUG TREATMENT SERVICES FOR CHILDBEARING WOMEN THROUGH THE "GREAT STARTS" PROGRAM - R-98-7-119:

This item was deferred to the August 1998 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 A GRANT AGREEMENT WITH HELEN ROSS MCNABB CENTER, INC. FOR PUBLIC INEBRIATE DETOXIFICATION SERVICES (DRI-DOC) - R-98-7-120:

This item was deferred to the August 1998 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 AMENDMENT NO. 2 TO THE CONTRACT WITH BARGE, WAGGONER, SUMNER AND CANNON, INC. FOR DESIGN AND CONSTRUCTION SERVICES FOR RENOVATIONS TO ALCOAWAY OPTIMIST CLUB PARK - R-98-7-121:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Amendment No. 2 to the contract with Barge, Waggoner, Sumner and Cannon, Inc. for design and construction services for renovations to Alcoaway Optimist Club Park was before the Board of Commissioners.

Mr. Bill Nedimier, Development Corporation, was present and spoke on the matter.

Commissioner McMillan moved to approve Resolution R-98-7-121 - Resolution of the Commission of Knox County, Tennessee, approving Amendment No. 2 to the contract with Barge, Waggoner, Sumner and Cannon, Inc. for design and construction services for renovations to Alcoaway Optimist Club Park. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AMENDMENT NO. 1 TO THE COMMUNITY HOUSING DEVELOPMENT ORGANIZATION AGREEMENT WITH CHILD AND FAMILY, INC. TO EXTEND THE AGREEMENT FOR ONE YEAR - R-98-7-122:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Amendment No. 1 to the Community Housing Development Organization Agreement with Child and Family, Inc. to extend the agreement for one year was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-98-7-122 - Resolution of the Commission of Knox County, Tennessee, approving Amendment No. 1 to the Community Housing Development Organization Agreement with Child and Family, Inc. to extend the agreement for one year. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills and Pinkston voted aye. Commissioner Bratton 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AMENDMENT NO. 3 TO THE AGREEMENT FOR CONSULTANT SERVICES WITH JACK SPRATT FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM AND THE HOME PROGRAM - R-98-7-123:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Amendment No. 3 to the agreement for consultant services with Jack Spratt for the Community Development Block Grant Program and the HOME Program was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-98-7-123 - Resolution of the Commission of Knox County, Tennessee, approving Amendment No. 3 to the agreement for consultant services with Jack Spratt for the Community Development Block Grant Program and the HOME Program.

Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, 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, APPROVING THE BUDGET OF THE KNOX COUNTY SHERIFF'S DEPARTMENT NARCOTICS UNIT SPECIAL REVENUE DRUG FUND - R-98-7-124:

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.

Commissioner McMillan moved to approve Resolution R-98-7-124 - 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 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 PROGRAM MODIFICATIONS TO THE OPERATIONAL AND ARCHITECTURAL PROGRAMS FOR THE KNOX COUNTY JAIL INTAKE CENTER, THE KNOX COUNTY SHERIFF'S OFFICE, AND THE COURT SYSTEM AND APPROPRIATING FUNDS FOR SAID PROGRAM MODIFICATIONS - R-98-7-125:

This item was deferred to the end of the day's agenda.

(See Page \_\_\_\_\_)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A SERVICE AGREEMENT FOR HARDWARD AND/OR SOFTWARE SUPPORT FOR THE KNOX COUNTY REGISTER OF DEEDS OFFICE - R-98-7-126:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a service agreement for hardward and/or software support for the Knox County Register of Deeds Office was before the Board of Commissioners.

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

Commissioner Davis moved to approve Resolution R-98-7-126 - Resolution of the Commission of Knox County, Tennessee, approving a service agreement for hardward and/or software support for the Knox County Register of Deeds 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, APPROPRIATING \$37,000.00 FROM THE COUNTY CLERK'S EXCESS FEES FOR THE SATELLITE OFFICE EXPANSION AT KNOXVILLE CENTER - R-98-7-127:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$37,000.00 from the County Clerk's excess fees for the satellite office expansion at Knoxville Center was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-98-7-127 - Resolution of the Commission of Knox County, Tennessee, appropriating \$37,000.00 from the County Clerk's excess fees for the satellite office expansion at Knoxville Center. 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, REQUESTING THE KNOX COUNTY LAW DIRECTOR TO EXPLORE THE POSSIBILITIES OF CHALLENGING 1998 SENATE BILL 3278/HOUSE BILL 3295 - R-98-7-128:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting the Knox County Law Director to explore the possibilities of challenging 1998 Senate Bill 3278/House Bill 3295 was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-98-7-128 - Resolution of the Commission of Knox County, Tennessee, requesting the Knox County Law Director to explore the possibilities of challenging 1998 Senate Bill 3278/House Bill 3295. Commissioner Mills seconded the motion and upon roll call vote Commissioners Bowden, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Rogero, Tindell, Moody, Medley and DeSelm voted no. Commissioner Jordan was absent from the vote. The motion carried 13-5-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN ADDITIONAL ATTORNEY POSITION FOR THE KNOX COUNTY LAW DIRECTOR'S OFFICE.

R-98-7-129:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an additional attorney position for the Knox County Law Director's Office was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution R-98-7-129 - Resolution of the Commission of Knox County, Tennessee, approving an additional attorney position for the Knox County Law Director's 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, URGING HALLSDALE-POWELL UTILITY DISTRICT TO COMPLETE THE IMPROVEMENTS TO THE CEDAR CHASE TANK SITE - R-98-7-130:

Consideration of a resolution of the Commission of Knox County, Tennessee, urging Hallsdale-Powell Utility District to complete the improvements to the Cedar Chase Tank Site was before the Board of Commissioners.

Commissioner Horner moved to defer this item to the August 1998 meeting. 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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IN RE: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ADDING SEVENTY-FIVE CENTER (\$.75) TO COURT COSTS ASSESSED ON KNOX COUNTY TRAFFIC ORDINANCE VIOLATIONS FOR THE BENEFIT OF THE KNOX COUNTY DARE PROGRAM - O-98-7-101 - FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, adding seventy-five center (\$.75) to court costs assessed on Knox County Traffic Ordinance violations for the benefit of the Knox County Dare Program was before the Board of Commissioners on first reading.

Commissioner McMillan moved to approve Ordinance O-98-7-101 - Ordinance of the Commission of Knox County, Tennessee, adding seventy-five center (\$.75) to court costs assessed on Knox County Traffic Ordinance violations for the benefit of the Knox County Dare Program on first reading. 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: ORDINANCES ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ADOPTING THE 1997 BUILDING AND LIFE SAFETY CODES - O-98-4-101 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, adopting the 1997 Building and Life Safety Codes was before the Board of Commissioners on second reading.

Commissioner Bratton moved to approve Ordinance O-98-4-101 - Ordinance of the Commission of Knox County, Tennessee, adopting the 1997 Building and Life Safety Codes on second reading. 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: AMENDMENTS TO THE AGENDA - (CONTINUED):

7. Commissioner Griess amended the agenda to hear Resolutions R-98-7-138 and R-98-7-139 at the beginning of the Rezoning Session.

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IN RE: ROLL CALL - (6:00)

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

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IN RE: REZONING REQUEST:

1. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Judy Wright for rezoning from RB General Residential Zone to CA General Business Zone was before the Board of Commissioners. Property located west side East Governor John Sevier Highway, north side I-40, 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-98-7-138 - Resolution of the Commission of Knox County, Tennessee, approving the request of Judy Wright for rezoning from RB General Residential Zone to CA General Business Zone. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Tindell, Moody, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills and

Bratton voted aye. Commissioners Bowden, Rogero, Medley and DeSelm arrived later in the meeting. Commissioner Pinkston was absent from the meeting. The motion carried 14-0-0-5. Property located west side East Governor John Sevier Highway, north side I-40, 8th Commission District.

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2. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Judy Wright for rezoning from RB General Residential Zone to CA General Business Zone was before the Board of Commissioners. Property located west side East Governor John Sevier Highway, south side I-40, 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-98-7-139 - Resolution of the Commission of Knox County, Tennessee, approving the request of Judy Wright for rezoning from RB General Residential Zone to CA General Business Zone.

Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Rogero, Tindell, Moody, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan, Mills and Bratton voted aye. Commissioners Bowden, Medley and DeSelm arrived later in the meeting. Commissioner Pinkston was absent from the meeting. The motion carried 15-0-0-4. Property located west side East Governor John Sevier Highway, south side I-40, 8th Commission District.

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

8. Commissioner Griess amended the agenda to hear Resolution R-98-7-133 at this time.

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3. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of U-Clean McSheen, LLC for rezoning from RB General Residential Zone to CA General

Business Zone was before the Board of Commissioners. Property located north side Fairview Road, east 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 deny Resolution R-98-7-133 - Resolution of the Commission of Knox County, Tennessee, approving the request of U-Clean McSheen, LLC for rezoning from RB General Residential Zone to CA General Business Zone. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Tindell, Davis, Ragsdale, Leuthold, Cawood, Teague, Horner, Cooper, McMillan and Mills voted aye. Commissioners Rogero, Moody, DeSelm, Griess and Bratton voted no. Commissioner Bowden abstained from voting. Commissioner Medley arrived later in the meeting. Commissioner Pinkston was absent from the meeting. The motion carried 11-5-1-2.

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

9. At this time, Mr. Norman Whitaker, Executive Director for Metropolitan Planning Commission, was present and spoke concerning mini warehouses.

No action was taken.

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IN RE: REZONING REQUEST - (CONTINUED):

4. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Chalet Ice Rinks, Inc. for rezoning from BP/TO Business and Technology Park/Technology Overlay Zone to CB/TO Business and Manufacturing/Technology Overlay Zone was before the Board of Commissioners. Property located northeast side Cogdill Road, south of Dutchtown Road, 6th Commission District.

Commissioner Cawood moved to approve Resolution R-98-7-131 - Resolution of the Commission of Knox County, Tennessee, approving the request of Chalet Ice Rinks, Inc. for rezoning from BP/TO Business and Technology Park/Technology



Overlay Zone to CB/TO Business and Manufacturing/Technology Overlay Zone as per MPC's recommendation. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan and Bratton voted aye. Commissioner Medley arrived later in the meeting. Commissioners Mills and Pinkston were absent from the meeting. The motion carried 16-0-0-3. Property located northeast side Cogdill Road, south of Dutchtown Road, 6th Commission District.

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5. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Marvin Dean Rutherford for rezoning from BP/TO Business and Technology Park/Technology Overlay Zone to PC/TO Planned Commercial/Technology Overlay Zone was before the Board of Commissioners. Property located west side North Pellissippi Parkway, south of Hardin Valley 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-98-7-132 - Resolution of the Commission of Knox County, Tennessee, approving the request of Marvin Dean Rutherford for rezoning from BP/TO Business and Technology Park/Technology Overlay Zone to PC/TO Planned Commercial/Technology Overlay Zone as per MPC's recommendation. 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 and Bratton voted aye. Commissioners Mills and Pinkston were absent from the meeting. The motion carried 17-0-0-2. Property located west side North Pellissippi Parkway, south of Hardin Valley Road, 6th Commission District.

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6. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of U-Clean McSheen, LLC for rezoning from RB General Residential Zone to CA General Business Zone was before the Board of Commissioners. Property located north side Fairview Road, east of Tazewell Pike, 8th Commission District.

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

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7. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Michael R. Burke for rezoning from A Agricultural Zone to PR Planned Residential at 3 du/ac was before the Board of Commissioners. Property located southeast side West Emory Road, southwest side Harrell Road, 6th Commission District.

Mr. Mike Carlton, Developer, 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-98-7-134 - Resolution of the Commission of Knox County, Tennessee, approving the request of Michael R. Burke for rezoning from A Agricultural 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, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan and Bratton voted aye. Commissioners Mills and Pinkston were absent from the meeting. The motion carried 17-0-0-2. Property located southeast side West Emory Road, southwest side Harrell Road, 6th Commission District.

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8. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Schaad/Schubert Builders for rezoning from A Agricultural Zone to PR Planned

Residential at 3 du/ac was before the Board of Commissioners. Property located south of Troutman Lane, west of Andes 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-98-7-135 - Resolution of the Commission of Knox County, Tennessee, approving the request of Schaad/Schubert Builders for rezoning from A Agricultural 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, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Horner, Cooper, McMillan and Bratton voted aye. Commissioners Mills and Pinkston were absent from the meeting. The motion carried 17-0-0-2. Property located south of Troutman Lane, west of Andes Road, 6th Commission District.

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9. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Schaad/Schubert Builders for rezoning from PR Planned Residential Zone to PC Planned Commercial Zone was before the Board of Commissioners. Property located northeast side Middlebrook Pike, southeast of Hoyle Beals Drive, 6th Commission District.

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

Commissioner Cawood moved to approve Resolution R-98-7-136 - Resolution of the Commission of Knox County, Tennessee, approving the request of Schaad/Schubert Builders for rezoning from PR Planned Residential Zone to PC Planned Commercial Zone to an approximated depth of 400 feet from Middlebrook Pike (approximately 3.06 acres) as per MPC's recommendation. 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 and Bratton voted aye.  
Commissioners Mills and Pinkston were absent from the meeting.  
The motion carried 17-0-0-2. Property located northeast side  
Middlebrook Pike, southeast of Hoyle Beals Drive, 6th Commission  
District.

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10. Consideration of a resolution of the Commission of  
Knox County, Tennessee, approving the request of Plasti-Line,  
Inc. for rezoning from I Industrial and A Agricultural Zone to CB  
Business and Manufacturing and I Industrial Zone was before the  
Board of Commissioners. Property located northwest side of East  
Emory Road, northeast of Primetime Road, 7th Commission District.

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

Commissioner Horner moved to approve Resolution  
R-98-7-137 - Resolution of the Commission of Knox County,  
Tennessee, approving the request of Plasti-Line, Inc. for  
rezoning from I Industrial and A Agricultural Zone to CB Business  
and Manufacturing and I Industrial Zone as per MPC's  
recommendation. 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 and Bratton voted aye.  
Commissioners Mills and Pinkston were absent from the meeting.  
The motion carried 17-0-0-2. Property located northwest side of  
East Emory Road, northeast of Primetime Road, 7th Commission  
District.

\* \* \* \* \*

11. Consideration of a resolution of the Commission of  
Knox County, Tennessee, approving the request of Judy Wright for  
rezoning from RB General Residential Zone to CA General Business  
Zone was before the Board of Commissioners. Property located  
west side East Governor John Sevier Highway, north side I-40, 8th  
Commission District.

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

\* \* \* \* \*

12. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Judy Wright for rezoning from RB General Business Zone to CA General Business Zone was before the Board of Commissioners. Property located west side East Governor John Sevier Highway, north side I-40, 8th Commission District.

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

\* \* \* \* \*

IN RE: RESOLUTIONS - (CONTINUED):

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING PROGRAM MODIFICATIONS TO THE OPERATIONAL AND ARCHITECTURAL PROGRAMS FOR THE KNOX COUNTY JAIL INTAKE CENTER, THE KNOX COUNTY SHERIFF'S OFFICE, AND THE COURT SYSTEM AND APPROPRIATING FUNDS FOR SAID PROGRAM MODIFICATIONS - R-98-7-125:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving program modifications to the Operational and Architectural Programs for the Knox County Jail Intake Center, the Knox County Sheriff's Office, and the Court System and appropriating funds for said program modifications was before the Board of Commissioners.

Commissioner Leuthold moved to recess the meeting to Friday, August 7, 1998 at 10:00 a.m. in the Main Assembly Room of the City-County Building and that this item be heard at this time. 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 and Bratton voted aye. Commissioners Mills and Pinkston were absent from the meeting. The motion carried 17-0-0-2.

\* \* \* \* \*

The meeting was recessed to Friday, August 7, 1998 at 10:00 a.m. in the Main Assembly Room of the City-County Building.

\* \* \* \* \*

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in recess session on Friday, August 7, 1998 at 10:00 a.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Griess and Cawood. Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston were absent from the meeting. Also present was Mr. Thomas Schumpert, Knox County Executive.

Commissioner Griess, Chairman, presided.

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

\* \* \* \* \*

IN RE: ROLL CALL

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

\* \* \* \* \*

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING PROGRAM MODIFICATIONS TO THE OPERATIONAL AND ARCHITECTURAL PROGRAMS FOR THE KNOX COUNTY JAIL INTAKE CENTER, THE KNOX COUNTY SHERIFF'S OFFICE, AND THE COURT SYSTEM AND APPROPRIATING FUNDS FOR SAID PROGRAM MODIFICATIONS - R-98-7-125:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving program modifications to the Operational and Architectural Programs for the Knox County Jail Intake Center, the Knox County Sheriff's Office, and the Court System and appropriating funds for said program modifications was before the Board of Commissioners.

Commissioner Griess indicated this item would be heard at a later date due to lack of a quorum and called for adjournment.

\* \* \* \* \*

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

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 recess session on Friday, August 7, 1998 at 10:00 a.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Griess and Cawood. Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Medley, DeSelm, Davis, Ragsdale, Leuthold, Teague, Horner, Cooper, McMillan, Mills, Bratton and Pinkston were absent from the meeting. Also present was Mr. Thomas Schumpert, Knox County Executive.

Commissioner Griess, Chairman, presided.

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

\* \* \* \* \*

IN RE: ROLL CALL

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

\* \* \* \* \*

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING PROGRAM MODIFICATIONS TO THE OPERATIONAL AND ARCHITECTURAL PROGRAMS FOR THE KNOX COUNTY JAIL INTAKE CENTER, THE KNOX COUNTY SHERIFF'S OFFICE, AND THE COURT SYSTEM AND APPROPRIATING FUNDS FOR SAID PROGRAM MODIFICATIONS - R-98-7-125:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving program modifications to the Operational and Architectural Programs for the Knox County Jail Intake Center, the Knox County Sheriff's Office, and the Court System and appropriating funds for said program modifications was before the Board of Commissioners.

Commissioner Griess indicated this item would be heard at a later date due to lack of a quorum and called for adjournment.

\* \* \* \* \*



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

A handwritten signature in black ink, appearing to read "John 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, August 24, 1998 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:

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

\* \* \* \* \*

IN RE:        DEVOTIONAL:

Mr. Gene Johnson, President Knoxville Christian School, gave the devotional.

\* \* \* \* \*

IN RE:        PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Griess led the Pledge of Allegiance to the Flag.

\* \* \* \* \*

IN RE:        AMENDMENTS TO THE AGENDA:

Without objection, Commissioner Griess amended the agenda as follows:

1.        Add R-98-8-148 - Resolution of the Commission of Knox County, Tennessee, approving a matching grant in the amount of \$210,536.00 for the Cops Universal Hiring Program for the Sheriff's Department.

2. Defer to the September Board of Commissioners meeting R-98-8-125 - Resolution of the Commission of Knox County, Tennessee, appropriating \$500,000.00 for construction of a yard waste facility.
3. Add R-98-8-149 - Resolution of the Commission of Knox County, Tennessee, naming the new Dante Health Clinic Building The Ralph Teague Building.
4. Add R-98-8-150 - Resolution honoring Cathy Quist.
5. Add R-98-8-151 - Resolution of the Commission of Knox County, Tennessee, condemning certain programming broadcast by Community Television of Knoxville and expressing the will of the Commission regarding the broadcast of obscene or offensive television program.
6. Do not add to the agenda O-98-8-103 - Ordinance amending Zoning Ordinance regarding regulation of Commercial Telecommunications Towers.
7. Defer to the September Board of Commissioners meeting R-98-8-127 - Resolution approving a grant agreement with Helen Ross McNabb Center, Inc. for alcohol and drug abuse services through the Sisters of the Rainbow and Healthy Kids of the Rainbow Programs.
8. Defer to the September Board of Commissioners meeting R-98-7-128 - Resolution approving a contract with Child and Family Services for alcohol and drug treatment services for childbearing women through the "Great Starts" Program.
9. Defer to the September Board of Commissioners meeting R-98-8-129 - Resolution approving a grant agreement with Helen Ross McNabb Center, Inc. for Public Inebriate Detoxification Services (DRI-DOC).
10. Defer to the September Board of Commissioners meeting R-98-8-150 - Resolution honoring Cathy Quist.
11. Defer to the September Board of Commissioners meeting R-98-8-135 - Resolution disapproving annexation ordinances passed by the City of Knoxville.

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IN RE:            CONSENT ITEMS:

1. Drives and Roads to be accepted as completed:

A. Verona Lane, Tuscan Gardens, Unit 2, 1735 feet in length with a 50 foot right of way, property owner Davis Trantabella. (District 6)

B. Fieldstone Farms Lane, Fieldstone Farms, Unit 1, 1100 feet in length with a 50 foot right of way, property owner Southland Group. (District 6)

C. Silverglen Lane, Fieldstone Farms, Unit 1, 200 feet in length with a 50 foot right of way, property owner Southland Group. (District 6)

D. Denton Court, Denton Place, Unit 1, 1275 feet in length with a 50 foot right of way, property owner Lynn Duncan (District 5)

E. Gettysvue Drive, Gettysvue Phase 6, Unit 6, 2770 feet in length with a 50 foot right of way, property owner Gettysvue Partnership. (District 5)

F. Hidden Green Drive, Gettysvue Phase 6, Unit 6, 770 feet in length with a 50 foot right of way, property owner Gettysvue Partnership. (District 4)

G. Hidden Green Drive, Gettysvue Phase 6, Unit 6, 390 feet in length with a 50 foot right of way, property owner Gettysvue Partnership. (District 4)

H. Dowery Lane, Heritage Place, Unit 1, 400 feet in length with a 50 foot right of way, property owner Jeff McBride. (District 4)

I. Legacy Lane, Heritage Place, Unit 1, 560 feet in length with a 50 foot right of way, property owner Jeff McBride. (District 4)

J. Cardin Jennings Lane, Cardin Jennings (Commercial), Unit 1, 400 feet in length with a 50 foot right of way, property owner Charlie Hayes. (District 4)

K. Crested Butte Lane, Bluegrass Heights, Unit 1, 830 feet in length with a 50 foot right of way, property owner Eric Mosley. (District 4)

2. Tax Refunds:

No request received.

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3. Notary Public Applications:

174 Notary Public Applications received.

Commissioner Cawood moved to approve all items on the Consent Agenda. Commissionr 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: HONORARY AND MEMORIAL RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING CORNELIA BERNICE CARTWRIGHT: R-98-8-101:

Consideration of a Resolution of the Commission of Knox County, Tennessee, memorializing Cornelia Bernice Cartwright was before the Board of Commissioners.

Commissioner Jordan moved to approve R-98-8-101 - Resolution of the Commission of Knox County, Tennessee, memorializing Cornelia Bernice Cartwright. 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 DR. CHRIS FOMUNYOH OF THE NATIONAL DEMOCRATIC INSTITUTE IN WASHINGTON FOR HIS EFFORTS TOWARD DEMOCRACY AND WORLD PEACE AND EXPRESSING GRATEFUL APPRECIATION FOR HIS PARTICIPATION IN THE BLACK ACHIEVERS PROGRAM OF THE YMCA: R-98-8-102

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Dr. Chris Fomunyoh of the National Democratic Institute in Washington for his efforts toward democracy and world peace and expressing grateful appreciation for his participation in the Black Achievers Program of the YMCA was before the Board of Commissioners.

Dr. Chris Fomunyoh, was present and spoke on the matter.

Commissioner Medley moved to approve R-98-8-102 - Resolution of the Commission of Knox County, Tennessee, honoring Dr. Chris Fomunyoh of the National Democratic Institute in Washington for his efforts toward democracy and world peace and expressing grateful appreciation for his participation in the Black Achievers Program of the YMCA. 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 PELLISSIPPI STATE TECHNICAL COMMUNITY COLLEGE FOR 25 YEARS OF SERVICE TO THE COMMUNITY: R-98-8-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Pellissippi State Technical Community College for 25 years of service to the community was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-98-8-103 - Resolution of the Commission of Knox County, Tennessee, honoring Pellissippi State Technical Community College for 25 years of service to the community. 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 COMMISSIONER ROBERT BRATTON: R-98-8-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Commissioner Robert Bratton was before the Board of Commissioners.

Commissioner Robert Bratton, was present and spoke on the matter.

Commissioner Pinkston moved to approve R-98-8-104 - Resolution of the Commission of Knox County, Tennessee, honoring Commissioner Robert Bratton. 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 COMMISSIONER SCOTT DAVIS: R-98-8-105:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Commissioner Scott Davis was before the Board of Commissioners.

Commissioner Scott Davis, was present and spoke on the matter.

Commissioner Ragsdale moved to approve R-98-8-105 - Resolution of the Commission of Knox County, Tennessee, honoring Commissioner Scott Davis. 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 COMMISSIONER BEE  
DESELM: R-98-8-106:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Commissioner Bee DeSelm was before the Board of Commissioners.

Commissioner Bee DeSelm, was present and spoke on the matter.

Commissioner Horner moved to approve R-98-8-106 - Resolution of the Commission of Knox County, Tennessee, honoring Commissioner Bee DeSelm. 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 COMMISSIONER MIKE  
RAGSDALE: R-98-8-107:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Commissioner Mike Ragsdale was before the Board of Commissioners.

Commissioners Griess and Leuthold, were present and spoke on the matter.

Commissioner Mike Ragsdale, was present and spoke on the matter.

Commissioners Griess and Leuthold moved to approve R-98-8-107 - Resolution of the Commission of Knox County, Tennessee, honoring Commissioner Mike Ragsdale. 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 COMMISSIONER MADELINE  
ROGERO: R-98-8-108:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Commissioner Madeline Rogero was before the Board of Commissioners.

Commissioner Madeline Rogero, was present and spoke on the matter.

Commissioner Tindell moved to approve R-98-8-108 - Resolution of the Commission of Knox County, Tennessee, honoring Commissioner Madeline Rogero. 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 COMMISSIONER RALPH  
TEAGUE: R-98-8-109:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Commissioner Ralph Teague was before the Board of Commissioners.

Commissioner Ralph Teague, was present and spoke on the matter.

Commissioner Cawood moved to approve R-98-8-109 - Resolution of the Commission of Knox County, Tennessee, honoring Commissioner Ralph Teague. 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, NAMING THE NEW DANTE HEALTH  
CLINIC BUILDING THE RALPH TEAGUE BUILDING: R-98-8-149

Consideration of a Resolution of the Commission of Knox County, Tennessee, naming the new Dante Health Clinic Building the Ralph Teague Building was before the Board of Commissioners.

Commissioner Cawood moved to approve R-98-8-149 - Resolution of the Commission of Knox County, Tennessee, naming the new Dante Health Clinic Building the Ralph Teague Building. 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 LILLIAN BEAN,  
KNOX COUNTY CIRCUIT COURT CLERK: R-98-8-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Lillian Bean was before the Board of Commissioners.

Ms. Lillian Bean, was present and spoke on the matter.

Commissioner Ragsdale moved to approve R-98-8-110 - Resolution of the Commission of Knox County, Tennessee, honoring Lillian Bean. 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 JUDGE GAIL HARRIS  
JARVIS: R-98-8-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Judge Gail Harris Jarvis was before the Board of Commissioners.

Judge Gail Harris Jarvis, was present and spoke on the matter.

Commissioner Ragsdale moved to approve R-98-8-111 - Resolution of the Commission of Knox County, Tennessee, honoring Judge Gail Harris Jarvis. 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 CHANCELLOR FREDERICK D. MCDONALD; R-98-8-112:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Chancellor Frederick D. McDonald was before the Board of Commissioners.

Chancellor McDonald, was present and spoke on the matter.

Commissioner Ragsdale moved to approve R-98-8-112 - Resolution of the Commission of Knox County, Tennessee, honoring Chancellor Frederick D. McDonald. 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 CHANCELLOR H. DAVID CATE: R-98-8-113:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Chancellor H. David Cate was before the Board of Commissioners.

Chancellor H. David Cate, was present and spoke on the matter.

Commissioner Ragsdale moved to approve R-98-8-113 - Resolution of the Commission of Knox County, Tennessee, honoring Chancellor H. David Cate. 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: DELEGATIONS TO BE HEARD:

1. Mr. Walter Talgo, resident of Cedar Chase Subdivision was present and spoke on the Hallsdale Powell Utility District.

Mr. Jim Hill, Board of Directors, Hallsdale Powell Utility District, was present and spoke on the matter.

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

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2. Mr. Ronnie Frazier, resident of Cedar Chase Subdivision, was present and spoke on flooding problems.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the July 27, 1998 (Regular Session) and the August 7, 1998 (Recess Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the July 27, 1998 (Regular Session) and the August 7, 1998 (Recess Session). 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: ELECTIONS AND APPOINTMENTS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF  
KNOX COUNTY, TENNESSEE, APPOINTING SIX MEMBERS TO THE  
INDUSTRIAL DEVELOPMENT BOARD OF THE COUNTY OF KNOX  
AND THE HEALTH, EDUCATION & HOUSING FACILITIES BOARD  
OF THE COUNTY OF KNOX: R-98-8-114:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing six members 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 R-98-8-114 - Resolution of the Commission of Knox County, Tennessee, appointing six members to the Industrial Development Board of the County of Knox and the Health, Education & Housing Facilities Board of the County of Knox with the following names: Suzanne Schriver, Richard Cate and Harold Woods and appoints Dave Reynolds and Greg Gheen to the Industrial Development Board of the County of Knox and the Health, Education and Housing Facilities Board of the County of Knox for a six year term. Mr. Dan Hogan is hereby appointed to fulfill the unexpired term of Dave Swanner on the Industrial Development Board of the County of Knox and the Health, Education and Housing Facilities Board of the County of Knox. Commissioner Rogero 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 AND AN  
ALTERNATE TO THE KNOX COUNTY SHERIFF'S DEPARTMENT  
MERIT SYSTEM COUNCIL: R-98-8-115:

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 R-98-8-115 - Resolution of the Commission of Knox County, Tennessee, appointing one member and an alternate to the Knox County Sheriff's Department Merit System Council with the following names: Sue Methvin and Brian Hornback be appointed as the alternate member. 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: DRIVES AND ROADS TO BE CLOSED:

Consideration of a request to close an unimproved right of way off Dogwood Drive was before the Board of Commissioners on second reading.

Commissioner Ragsdale moved to approve the request to close an unimproved right of way off Dogwood Drive on second reading. 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, APPROPRIATING \$6,050.00 AND APPROVING A REAL ESTATE SALES AGREEMENT FOR THE ACQUISITION OF PROPERTY ADJACENT TO THE OLD RULE HIGH SCHOOL BUILDING FOR THE SCHOOLS MAINTENANCE DEPARTMENT: R-98-8-116:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$6,050.00 and approving a real estate sales agreement for the acquisition of property adjacent to the old Rule High School building for the schools maintenance department was before the Board of Commissioners.

Commissioner Tindell moved to approve R-98-8-116 - Resolution of the Commission of Knox County, Tennessee, appropriating \$6,050.00 and approving a real estate sales agreement for the acquisition of property adjacent to the old Rule High School building for the schools maintenance department. 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 CONTRACT WITH MCGAHA ELECTRIC COMPANY IN THE AMOUNT OF \$247,500.00 FOR ELECTRICAL RENOVATIONS TO CARTER HIGH SCHOOL AND SOUTH DOYLE HIGH SCHOOL: R-98-8-117:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with McGaha Electric Company in the amount of \$247,500.00 for electrical renovations to Carter High School and South Doyle High School was before the Board of Commissioners.

Commissioners Mills and McMillan moved to approve R-98-8-117 - Resolution of the Commission of Knox County, Tennessee, approving a contract with McGaha Electric Company in the amount of \$247,500.00 for electrical renovations to Carter High School and South Doyle High School. Commissioners Bratton and 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 SALE OF A BUILDING TRADES HOUSE LOCATED AT 3717 HACKWORTH DRIVE TO THOMAS M. AND LEIGH ANNE TOUZEAU: R-98-8-118:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the sale of a building trades house located at 3717 Hackworth Drive to Thomas M. and Leigh Anne Touzeau was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-8-118 - Resolution of the Commission of Knox County, Tennessee, approving the sale of a building trades house located at 3717 Hackworth Drive to Thomas M. and Leigh Anne Touzeau. 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, AMENDING THE KNOX COUNTY BUDGET ADOPTED BY RESOLUTION R-98-6-SS-101 TO PROVIDE FOR A \$1,000.00 SALARY INCREASE FOR ALL CERTIFIED SCHOOL PERSONNEL: R-98-8-119:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the Knox County Budget adopted by Resolution R-98-6-SS-101 to provide for a \$1,000.00 salary increase for all certified school personnel was before the Board of Commissioners.

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

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

Mr. Craig Leuthold, Knox County Trustees Office, was present and spoke on the matter.

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

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



Commissioner Leuthold moved to approve R-98-8-119 - Resolution of the Commission of Knox County, Tennessee, amending the Knox County Budget adopted by Resolution R-98-6-SS-101 to provide for a \$1,000.00 salary increase for all certified school personnel with the following change: delete approximately from the Resolution. Commissioner DeSelm seconded the motion and upon roll call vote Commissioners Rogero, Tindell, Moody, Medley, DeSelm, Leuthold and Griess voted aye. Commissioners Jordan, Bowden, Davis, Ragsdale, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted no. Commissioner Horner abstained from the vote. The motion to approve failed 7-11-1-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$630,000.00 AND APPROVING REAL ESTATE SALES AGREEMENTS FOR THE ACQUISITION OF THREE PARCELS OF PROPERTY FOR THE POWELL HIGH SCHOOL EXPANSION AND A NEW POWELL BRANCH LIBRARY: R-98-8-120:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$630,000.00 and approving real estate sales agreements for the acquisition of three parcels of property for the Powell High School expansion and a new Powell Branch Library was before the Board of Commissioners.

Commissioner Teague moved to approve R-98-8-120 - Resolution of the Commission of Knox County, Tennessee, appropriating \$630,000.00 and approving real estate sales agreements for the acquisition of three parcels of property for the Powell High School expansion and a new Powell Branch Library. 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, REQUESTING THE LIBRARY BOARD TO ERECT AND FLY THE AMERICAN FLAG AT ALL LIBRARY FACILITIES: R-98-8-121:

Consideration of a Resolution of the Commission of Knox County, Tennessee, requesting the Library Board to erect and fly the American Flag at all library facilities was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-98-8-121 - Resolution of the Commission of Knox County, Tennessee, requesting the Library Board to erect and fly the American Flag at all library facilities. 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 \$21,000.00 FOR A FOUR-WHEEL DRIVE VEHICLE FOR THE STORMWATER MANAGEMENT DIVISION OF THE ENGINEERING AND PUBLIC WORKS DEPARTMENT: R-98-8-122:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$21,000.00 for a four-wheel drive vehicle for the Stormwater Management Division of the Engineering and Public Works Department was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-8-122 - Resolution of the Commission of Knox County, Tennessee, appropriating \$21,000.00 for a four-wheel drive vehicle for the Stormwater Management Division of the Engineering and Public Works Department. 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 \$1,200,000.00 FOR RIGHT-OF-WAY ACQUISITION FOR THE SCHAAD/CALLAHAN ROAD IMPROVEMENT PROJECT: R-98-8-123:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$1,200,000.00 for right-of-way acquisition for the Schaad/Callahan Road Improvement Project was before the Board of Commissioners.

Commissioner Teague moved to approve R-98-8-123 - Resolution of the Commission of Knox County, Tennessee, appropriating \$1,200,000.00 for right-of-way acquisition for the Schaad/Callahan Road Improvement Project. 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 \$6,000.00 FOR RIGHT-OF-WAY ACQUISITION FOR THE ANDREW JOHNSON HWY./MASCOT ROAD IMPROVEMENT PROJECT: R-98-8-124:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$6,000.00 for right-of-way acquisition for the Andrew Johnson Hwy./Mascot Road Improvement Project was before the Board of Commissioners.

Commissioner Mills moved to approve R-98-8-124 - Resolution of the Commission of Knox County, Tennessee, appropriating \$6,000.00 for right-of-way acquisition for the Andrew Johnson Hwy./Mascot Road Improvement Project. 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 AN AGREEMENT WITH THE KNOXVILLE UTILITIES BOARD FOR CONSTRUCTION OF THE ARMY/NAVY SEWER PROJECT: R-98-8-126:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an agreement with the Knoxville Utilities Board for construction of the Army/Navy Sewer Project was before the Board of Commissioners.

Commissioner Bratton moved to approve R-98-6-126 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with the Knoxville Utilities Board for construction of the Army/Navy Sewer 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A LEASE WITH THE CONCORD YACHT CLUB, INC. FOR A SAILBOAT FACILITY AT CONCORD PARK: R-98-8-130:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a lease with the Concord Yacht Club, Inc. for a sailboat facility at Concord Park was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-8-130 - Resolution of the Commission of Knox County, Tennessee, approving a lease with the Concord Yacht Club, Inc. for a sailboat facility at Concord Park. 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 \$100,000.00 FOR THE DEVELOPMENT OF CRESTWOOD HILLS PARK: R-98-8-131:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$100,000.00 for the development of Crestwood Hills Park was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-8-131 - Resolution of the Commission of Knox County, Tennessee, appropriating \$100,000.00 for the development of Crestwood Hills Park. 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, EXPRESSING KNOX COUNTY'S COMMITMENT TO WORK WITH THE GREATER KNOXVILLE SPORTS CORPORATION TOWARD THE CONSTRUCTION OF AN ALL-PURPOSE ATHLETIC/RECREATIONAL FACILITY: R-98-8-132:

Consideration of a Resolution of the Commission of Knox County, Tennessee, expressing Knox County's Commitment to work with the Greater Knoxville Sports Corporation toward the construction of an all-purpose athletic/recreational facility was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-8-132 - Resolution of the Commission of Knox County, Tennessee, expressing Knox County's Commitment to work with the Greater Knoxville Sports Corporation toward the construction of an all-purpose athletic/recreational facility. 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, APPROVING PROGRAM MODIFICATIONS TO THE OPERATIONAL AND ARCHITECTURAL PROGRAMS FOR THE KNOX COUNTY JAIL INTAKE CENTER AND THE KNOX COUNTY SHERIFF'S OFFICE: R-98-8-133:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving program modifications to the operational and architectural programs for the Knox County Jail Intake Center and the Knox County Sheriff's Office was before the Board of Commissioners.

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

Commissioner Leuthold moved to defer to the September Board of Commissioners 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: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE CLOSURE OF AN ALLEY ADJACENT TO KNOX CENTRAL: R-98-8-134:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the closure of an alley adjacent to Knox Central was before the Board of Commissioners.

Commissioner Ragsdale moved to approve R-98-8-134 - Resolution of the Commission of Knox County, Tennessee, authorizing the closure of an alley adjacent to Knox Central.

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 AN AMENDMENT TO RESOLUTION R-98-6-SS-102-RESOLUTION ESTABLISHING THE KNOX COUNTY TAX RATE FOR THE FISCAL YEAR BEGINNING JULY 1, 1998 AND ENDING JUNE 30, 1999: R-98-8-136:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an amendment to Resolution R-98-6-SS-102 Resolution establishing the Knox County Tax Rate for the fiscal year beginning July 1, 1998 and ending June 30, 1999 was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-6-136 - Resolution of the Commission of Knox County, Tennessee, approving an amendment to Resolution R-98-6-SS-102 Resolution establishing the Knox County Tax Rate for the fiscal year beginning July 1, 1998 and ending June 30, 1999. 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, APPROVING A MATCHING GRANT IN THE AMOUNT OF \$210,536.00 FOR THE COPS UNIVERSAL HIRING PROGRAM FOR THE SHERIFF'S DEPARTMENT:

R-98-8-148:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a matching grant in the amount of \$210,536.00 for the Cops Universal Hiring Program for the Sheriff's Department was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-8-148 - Resolution of the Commission of Knox County, Tennessee, approving a matching grant in the amount of \$210,536.00 for the Cops Universal Hiring Program for the Sheriff's Department. 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, CONDEMNING CERTAIN PROGRAMMING BROADCAST BY COMMUNITY TELEVISION OF KNOXVILLE AND EXPRESSING THE WILL OF THE COMMISSION REGARDING THE BROADCAST OF OBSCENE OR OFFENSIVE TELEVISION PROGRAMS:  
R-98-8-151:

Consideration of a Resolution of the Commission of Knox County, Tennessee, condemning certain programming broadcast by Community Television of Knoxville and expressing the will of the Commission regarding the broadcast of obscene or offensive television programs was before the Board of Commissioners.

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

Commissioner Pinkston moved to approve R-98-8-151 - Resolution of the Commission of Knox County, Tennessee, condemning certain programming broadcast by Community Television of Knoxville and expressing the will of the Commission regarding the broadcast of obscene or offensive television programs. Commissioners Horner and 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 FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ADOPTING A PROPERTY RELOCATION POLICY FOR KNOX COUNTY: O-98-8-101: FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, adopting a Property Relocation Policy for Knox County was before the Board of Commissioners on first reading.

Commissioner Leuthold moved to approve O-98-8-101 - Ordinance of the Commission of Knox County, Tennessee, adopting a Property Relocation Policy for Knox County on first reading. 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 AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REGARDING COMMUNITY TELEVISION PROGRAMMING: O-98-8-102: FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, regarding Community Television Programming was before the Board of Commissioners on first reading.

Commissioner Mills moved to withdraw from the agenda O-98-8-102 - Ordinance of the Commission of Knox County, Tennessee, regarding Community Television Programming on first reading. 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: ORDINANCES ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ADDING SEVENTY-FIVE CENTS (.75) TO COURT COSTS ASSESSED ON KNOX COUNTY TRAFFIC ORDINANCE VIOLATIONS FOR THE BENEFIT OF THE KNOX COUNTY DARE PROGRAM: 0-98-7-101:SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, adding seventy-five cents (.75) to court costs assessed on Knox County Traffic Ordinance Violations for the benefit of the Knox County Dare Program was before the Board of Commissioners on second reading.

Commissioner Leuthold moved to approve 0-98-7-101 - Ordinance of the Commission of Knox County, Tennessee, adding seventy-five cents (.75) to court costs assessed on Knox County Traffic Ordinance Violations for the benefit of the Knox County Dare Program on second reading. 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: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Griess added the following item to the agenda.

Commissioner Mills moved to amend the General Fund Budget and add \$1,500.00 to the Year Round Santa Program. 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: ZONING REQUESTS: 6:00 P.M.:

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

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IN RE:            AMENDMENT TO THE AGENDA:

At this time Commissioner Griess amended the agenda to hear from Mr. Hubert Smith.

Mr. Hubert Smith, was present and wanted to thank the Commissioners for a good job.

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1. Request of Ravi and Peggy Sood for rezoning from A Agricultural Zone to CA General Business Zone R-98-8-137 was before the Board of Commissioners. Property located northwest side Oak Ridge Highway, northeast of Beaver Ridge Road; Sixth Commission District.

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

Mr. Steve Lust, resident, was present and spoke on the matter.

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

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

Commissioner Cawood moved to approve R-98-8-137 - Request of Ravi and Peggy Sood for rezoning from A Agricultural Zone to CA General Business Zone as per Metropolitan Planning Commission's Recommendation: Approve CA General Business Zone, with the following conditions:

1. No outside doors facing the property.
2. Drainage no increase in the rate of runoff.
3. Keep the grass mowed.
4. Lighting: No floodlights pointing towards the Gannell or Neelys.
5. Hours of operation: Daylight only.
6. Bushes and trees will be planted along the property line.

7. No billboards.
8. No blasting radio.
9. Do not disturb driveway that is in front of the Sood property.
10. He will locate the entrance to his warehouses 25 feet away from each property line.
11. He has agreed to move his building 10 feet from the property line.

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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Request of LKM Properties, LP for rezoning from BP/TO Business and Technology Park/Technology Overlay Zone to CA/TO General Business/Technology Overlay Zone R-98-8-138 was before the Board of Commissioners. Property located North side Hardin Valley Road, east of Pellissippi Parkway; Sixth Commission District.

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

Commissioner Teague moved to approve R-98-8-138 - Request of LKM Properties, LP for rezoning from BP/TO Business and Technology Park/Technology Overlay Zone to CA/TO General Business/Technology Overlay Zone as per Metropolitan Planning Commission's Recommendation: CA/TO General Business/Technology Overlay 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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3. Request of Robert E. Smith for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-98-8-139

was before the Board of Commissioners. Property located Northwest side West Raccoon Valley Drive, southwest side Crisman Road; Sixth Commission District.

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

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

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

Ms. Linda Halynes, was present and spoke in opposition to the request.

Commissioner Teague moved to defer to the September Board of Commissioners meeting R-98-8-139 - Request of Robert E. Smith for rezoning from A Agricultural Zone to RA Low Density Residential 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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4. Request of Jerry L. Tipton for rezoning from A Agricultural Zone to OB Office Medical and Related Services Zone R-98-8-140 was before the Board of Commissioners. Property located Northwest side of Washington Pike, southeast side of McCampbell Drive; Seventh Commission District.

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

Commissioner Cooper moved to approve R-98-8-140 - Request of Jerry L. Tipton for rezoning from A Agricultural Zone to OB Office Medical and Related Services Zone as per Metropolitan Planning Commission's Recommendation: Approve OB Office, Medical and Related Services. 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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5. Request of Dwight Disney for rezoning from A Agricultural Zone to RB General Residential Zone R-98-8-141 was before the Board of Commissioners. Property located North side Beaver Ridge Road, northwest of Gray Hendrix 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-98-8-141 - Request of Dwight Disney for rezoning from A Agricultural Zone 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, 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 Dick Bales for rezoning from A Agricultural Zone to CA General Business Zone R-98-8-142 was before the Board of Commissioners. Property located North side Middlebrook Pike, east of Joe Hinton Road; Third Commission District.

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

Commissioner Moody moved to approve R-98-8-142 Request of Dick Bales for rezoning from A Agricultural Zone to OA Office Park Zone as per Metropolitan Planning Commission's Recommendation: Approve OA Office Park 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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7. Request of C. R. Conner for rezoning from A Agricultural Zone to CA General Business Zone R-98-8-143 was before the Board of Commissioners. Property located at northwest side Oak Ridge Highway, northeast side Beaver Ridge Road; Sixth Commission District.

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

Commissioner Cawood moved to approve R-98-8-143 - Request of C. R. Conner for rezoning from A Agricultural Zone to CA General Business Zone as per Metropolitan Planning Commission's Recommendation: Approve CA General Business Zone. Commissioner Teague seconded the motion and upon roll call vote Commissioners Jordan, 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 Rufus Smith and Associates for rezoning from A Agricultural Zone to RAE Single Family Residential Exclusive Zone R-98-8-144 was before the Board of Commissioners. Property located northeast side Weaver Road, southeast of West 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 R-98-8-144 - Request of Rufus Smith and Associates for rezoning from A Agricultural Zone to RAE Single Family Residential Exclusive Zone as per Metropolitan Planning Commission's Recommendation: Approve RAE Single Family Residential Exclusive 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 Allen Houston for rezoning from A Agricultural Zone to PR Planned Residential at 5 dwelling units per acre R-98-8-145 was before the Board of Commissioners. Property located southeast side Gleason Drive, north of Idlewood Road; Fifth Commission District.

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

Commissioner Leuthold moved to approve R-98-8-145 - Request of Allen Houston 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 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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10. Request of Ronald W. Todd for rezoning from A Agricultural Zone to RA Low Density Residential Zone R-98-8-146 was before the Board of Commissioners. Property located southeast side Snyder Drive, southwest of Lovell Road; Fifth Commission District.

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

Commissioner Leuthold moved to approve R-98-8-146 - Request of Ronald W. Todd 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, 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 Lawrence and Johnny Gray for rezoning from PR Planned Residential at 1-4 dwelling units per acre to A Agricultural Zone R-98-8-147 was before the Board of Commissioners. Property located northwest side Washington Pike, northeast of Roberts 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-98-8-147 - Lawrence and Johnny Gray for rezoning from PR Planned Residential at 1-4 dwelling units per acre to A Agricultural Zone as per Metropolitan Planning Commission's Recommendation: Approve A Agricultural 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.

\* \* \* \* \*

IN RE: REZONING APPEALS:

1. Appeal of Henry Ogle of MPC Denial on rezoning from I Industrial Zone to RB General Residential Zone was before the Board of Commissioners. Property located east side Armstrong Road, north of Old Rutledge Pike; Eighth 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. Henry Ogle, was present and spoke on the matter.

Mr. William Delay, was present and spoke on the matter.

Mr. Brian D. Hall, spoke in opposition to the request.

Commissioner Mills moved to defer to the September Board of Commissioners meeting Appeal of Henry Ogle of MPC Denial on rezoning from I Industrial Zone to RB General 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.

\* \* \* \* \*

2. Appeal of Terry or Deloris Smith on MPC Denial of Rezoning from RB/A General Residential/Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located northeast side Old Clinton Pike, northeast of West Emory Road; Sixth 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. Terry Smith, appellant, was present and spoke on behalf of the request.

Ms. Joan Atchley, area resident, was present and spoke in opposition to the request.

Ms. Judy Douglas, representing area residents, was present and spoke in opposition to the request.

Ms. Mildred Norman, area resident spoke in opposition to the request.

Ms. Helen Lynch, was present and spoke in opposition to the request.

Commissioner Teague moved to deny the Appeal of Terry or Deloris Smith on MPC Denial of Rezoning from RB/A General Residential/Agricultural Zone to CA General Business Zone. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. The motion carried 16-0-1-2. Commissioner DeSelm abstained from the vote. Commissioners Horner and Medley were absent from the vote.

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IN RE: SUBDIVISION APPEALS/ONE LOT VARIANCES:

Appeal of Beaverton Creek Subdivision on MPC Approval of Concept Plan was before the Board of Commissioners. Property located southwest side West Emory Road; west of Byington-Beaver Ridge Road; Sixth Commission District.

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

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

Mr. Jim Hensley, appellant, was present and spoke on the matter.

Mr. Rob Schmid, was present and spoke in opposition to the request.

Ms. Cynthia Walker, area resident, was present and spoke on the matter.

Mr. Gene McClamrock, was present and spoke in opposition to the request.

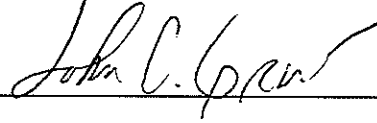
Mr. Bob Waddell, Engineer, was present and spoke on the matter.

Commissioner Davis moved to deny the Appeal of Beaverton Creek Subdivision on MPC Approval of Concept Plan. Commissioner Ragsdale seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Rogero, Tindell, Moody, DeSelm, Davis, Ragsdale, Leuthold, Griess, Cawood, Teague, Cooper, McMillan, Mills, Bratton and Pinkston voted aye. Commissioners Medley and Horner were absent from the vote. The motion carried 17-0-0-2.

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IN RE:            ADJOURNMENT:

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



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JOHN GRIESS, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Special Session on Tuesday, September 1, 1998 immediately following the installation ceremony for newly elected officials in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston. Also present were Mr. Mike Padgett, Knox County Clerk, Mr. Thomas Schumpert, Knox County Executive, Mr. Mike Moyers, Knox County Senior Deputy Law Director, Mr. Richard Beeler, Knox County Law Director, and members of the news media.

Mr. Mike Padgett, Knox County Clerk, presided.

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

\* \* \* \* \*

IN RE:      ROLL CALL:

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

\* \* \* \* \*

IN RE:      ANY AND ALL ACTION NECESSARY WITH REGARD TO THE ORGANIZATION OF THE KNOX COUNTY COMMISSION, INCLUDING BUT NOT LIMITED TO THE ELECTION OF A CHAIRMAN, VICE-CHAIRMAN, AND ANY OTHER MATTERS WITH REGARD TO THE ORGANIZATION OF THE COMMISSION WHICH ARE DEEMED APPROPRIATE, AS PROVIDED BY THE COMMISSION RULES:

Any and all action necessary with regard to the organization of the Knox County Commission, including but not limited to the election of a Chairman, Vice-Chairman, and any other matters with regard to the organization of the Commission which are deemed appropriate, as provided by the Commission rules was before the Board of Commissioners.

Upon roll call for nominations for Chairman of the Board of Commissioners, Commissioner Jordan yielded to Commissioner Horner. Commissioner Horner nominated Commissioner Leo Cooper. Commissioner Bowden passed. Commissioner Collins

passed. Commissioner Tindell passed. Commissioner Moody nominated Commissioner John Griess. Commissioner Medley passed. Commissioner Guthe passed. Commissioner Schmid passed. Commissioner Arms passed. Commissioner Leuthold passed. Commissioner Griess passed. Commissioner Cawood passed. Commissioner Stephens passed. Commissioner Cooper passed. Commissioner McMillan passed. Commissioner Mills passed. Commissioner Clark passed. Commissioner Pinkston passed.

Upon roll call vote to elect a Chairman of the Board of Commissioners, Commissioners Jordan, Bowden, Collins, Tindell, Arms, Leuthold, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted for Commissioner Cooper. Commissioners Moody, Medley, Guthe, Schmid and Griess voted for Commissioner Griess. Commissioner Cooper received 14 votes. Commissioner Griess received 5 votes. Commissioner Leo Cooper was elected Chairman of the Board of Commissioners.

\* \* \* \* \*

At this time, Mr. Mike Padgett, Knox County Clerk, stepped down from the Chair and Commissioner Cooper, Chairman, presided.

\* \* \* \* \*

Upon roll call for nominations for Vice-Chairman of the Board of Commissioners, Commissioner Jordan yielded to Commissioner Collins. Commissioner Collins nominated Commissioner Billy Tindell. Commissioner Bowden passed. Commissioner Tindell passed. Commissioner Moody passed. Commissioner Medley passed. Commissioner Guthe passed. Commissioner Schmid passed. Commissioner Arms passed. Commissioner Leuthold passed. Commissioner Griess moved that the nominations cease and Commissioner Billy Tindell be elected Vice-Chairman by acclamation. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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Commissioner Cooper appointed Commissioners Jordan, Leuthold, Cawood, McMillan and Pinkston to the Committee on Committees with Pinkston as Chairman.

\* \* \* \* \*

A fifteen minute recess was taken at this time.

\* \* \* \* \*

Upon reconvention of the Board of Commissioners, Commissioner Pinkston announced that the Committee on Committees recommended the following Commissioners serve on the following Committees:

Finance Committee: Commissioners Jordan, Tindell, Moody, Schmid, Leuthold, Stephens, Horner, McMillan and Pinkston.

Education Committee: Commissioners Bowden, Collins, Medley, Guthe, Griess, Cawood, Horner, Mills and Clark.

Intergovernmental Committee: Jordan, Collins, Medley, Schmid, Arms, Cawood, Horner, Mills and Clark.

Economic Development Committee: Commissioners Bowden, Collins, Guthe, Arms, Stephens, McMillan and Pinkston.

Human Services and Personnel Committee: Commissioners Bowden, Schmid, Griess, Stephens, Horner, Mills and Clark.

Retirement and Pension Board: Commissioners Medley, Schmid, Leuthold and Clark.

Tennessee County Services Association: Commissioners Jordan, Moody, Arms and Horner.

Beer Board: Commissioners Bowden, Collins, Moody, Medley, Guthe, Leuthold and Griess.

At this time, Commissioner Pinkston moved to approve the Committee on Committees report and to add Commissioner Medley to the Economic Development Committee. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

At this time, each Committee elected its Chairman and Vice-Chairman and reported as follows:

Finance Committee - Commissioner Leuthold - Chairman, Commissioner McMillan - Vice-Chairman.

Education Committee - Commissioner Horner - Chairwoman, Commissioner Bowden - Vice-Chairman.

Intergovernmental Committee - Commissioner Cawood - Chairman, Commissioner Jordan - Vice-Chairwoman.

Economic Development Committee - Commissioner Pinkston Chairman, Commissioner Arms - Vice-Chairman.

Human Services and Personnel Committee - Commissioner Mills - Chairman, Commissioner Bowden - Vice-Chairman.

\* \* \* \* \*

At this time, the Beer Board elected its Chairman and Vice-Chairman and reported as follows: Commissioner Griess - Chairman, Commissioner Moody - Vice-Chairwoman.

\* \* \* \* \*

At this time, each commission district selected its representative to serve on the Board of Zoning and Appeals and reported as follows: Commissioner Jordan - 1st District, Commissioner Collins - 2nd District, Commissioner Moody - 3rd District, Commissioner Schmid - 4th District, Commissioner Griess 5th District, Commissioner Cawood - 6th District, Commissioner Horner - 7th District, Commissioner McMillan - 8th District and Commissioner Pinkston - 9th District.

\* \* \* \* \*

At this time, there was discussion regarding the Administrative Assistant position for the Knox County Commission.

Commissioner Mills moved to adjourn the meeting at this time. The motion was seconded and upon roll call vote Commissioners Jordan, Bowden, Tindell, Leuthold, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Collins, Moody, Medley, Guthe, Schmid, Arms, Griess and Stephens voted no. The motion carried 11-8-0-0.

\* \* \* \* \*

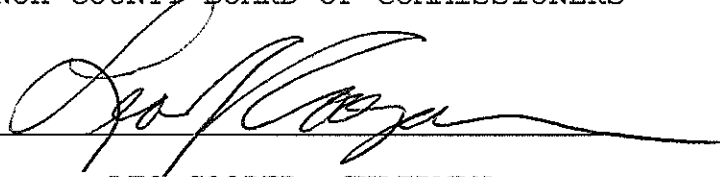


IN RE:      ADJOURNMENT:

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

\* \* \* \* \*

KNOX COUNTY BOARD OF COMMISSIONERS

A handwritten signature in cursive script, appearing to read 'Leg Cooper', is written over a horizontal line.

LEG COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, September 28, 1998 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston. Also present were Mr. Mike Moyers, Knox County Senior Deputy Law Director, Mr. Thomas Schumpert, Knox County Executive, Mr. Richard Beeler, Knox County Law Director, and members of the news media.

Commissioner Cooper, Chairman, presided.

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

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IN RE: ROLL CALL:

Ms. Martha Smiddy, Administrative Assistant to the Knox County Clerk, called the roll.

\* \* \* \* \*

IN RE: DEVOTIONAL:

Reverend Eric Boyer, Pastor of New Hopewell Baptist Church, was present and gave the devotional.

\* \* \* \* \*

IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Collins led the Pledge of Allegiance to the Flag.

\* \* \* \* \*

IN RE: AMENDMENTS TO THE AGENDA:

1. Without objection, Commissioner Cooper amended the agenda to hear Resolution R-98-9-140 before Resolution R-98-9-108.
2. Without objection, Commissioner Cooper amended the agenda to withdraw the following items: Resolution R-98-9-115 - Resolution of the Commission of Knox County, Tennessee, approving a food service contract with Merita Bakery for bread in the amount of \$100,581.92; Resolution R-98-9-116 - Resolution of the

Commission of Knox County, Tennessee, approving a food service contract with Flav-O-Rich, Inc. for ice cream in the amount of \$377,891.58; Resolution R-98-9-117 - Resolution of the Commission of Knox County, Tennessee, approving a food service contract with Flav-O-Rich, Inc. for milk in the amount of \$940,020.98; Resolution R-98-9-118 - Resolution of the Commission of Knox County, Tennessee, approving a food service contract for poultry and egg with McKenry Produce; Resolution R-98-9-119 - Resolution of the Commission of Knox County, Tennessee, approving a food service contract for meat with Kings Food Service in the amount of \$167,790.35; Resolution R-98-9-120 - Resolution of the Commission of Knox County, Tennessee, approving a food service contract for soft drinks with Pepsi-Cola Company; Resolution R-98-9-121 - Resolution of the Commission of Knox County, Tennessee, approving a food service contract for produce with Meyers Produce in the amount of \$157,316.50; Resolution R-98-9-122 - Resolution of the Commission of Knox County, Tennessee, approving a food service contract for candy and gum with Kirkland Brothers; and Resolution R-98-9-128 - Resolution of the Commission of Knox County, Tennessee, approving a contract with TDOT for acquisition of right-of-way for the Walker Springs Connector. He also amended the agenda to add the following items: Resolution R-98-9-150 - Resolution of the Commission of Knox County, Tennessee, appropriating \$4,000,000.00 for design, construction and related costs for schools physical plant upgrades; and Resolution R-98-9-158 - Resolution of the Commission of Knox County, Tennessee, enacting a ninety day moratorium upon the granting of new permits authorizing the erection of telecommunications towers; and to defer the following item to the October 1998 meeting: Resolution R-98-9-145 - Resolution of the Commission of Knox County, Tennessee, authorizing the condemnation of blighted property located at 6512 Wachese Lane.

3. Commissioner Mills moved to amend the agenda to withdraw the following item: Resolution R-98-9-148 - Resolution of the Commission of Knox County, Tennessee, approving the request of Lexington Simmons, LLC for rezoning from A Agricultural Zone to PR Planned Residential Zone at 4 du/ac; property located north side Washington Pike, north side Old Washington Pike, southwest of Burkhart Road, 8th Commission District. Commissioner McMillan seconded the motion and upon voice vote the motion carried 18-0-0-1. Commissioner Medley was absent from the vote.

4. Commissioner Cooper amended the agenda to add the following items to be heard under Honorary and Memorial Resolutions: Resolution R-98-9-153 - Resolution of the Commission of Knox County, Tennessee, honoring and congratulating Gloria Ray for her profile in Southern Living Magazine; Resolution R-98-9-154 - Resolution of the Commission of Knox County, Tennessee, honoring Emily Gaude for being selected as an outstanding teacher in the field of math; Resolution R-98-9-155 - Resolution of the Commission of Knox County, Tennessee, honoring Patricia W. Fitchpatrick for being selected as an outstanding teacher in the field of science; Resolution R-98-9-156 - Resolution of the Commission of Knox County, Tennessee, honoring Cindy Skagman Bosse for being selected as an outstanding teacher in the field of science; and Resolution R-98-9-157 - Resolution of the Commission of Knox County, Tennessee, honoring Lynnette Mills for her service with the Knox County Commission.

5. Without objection, Commissioner Cooper amended the agenda to withdraw the following item: Resolution R-98-9-106 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of two members to the Metropolitan Planning Organization Urban Transportation Issues Committee.

6. Without objection, Commissioner Cooper amended the agenda to add the following items to be heard under Elections and Appointments: Resolution R-98-9-151 - Resolution of the Commission of Knox County, Tennessee, reconsidering Resolution

R-98-8-114 regarding the appointment of six members to the Industrial Development Board of the County of Knox and the Health, Education & Housing Facilities Board of the county of Knox; and Resolution R-98-9-152 - Resolution of the Commission of Knox County, Tennessee, amending Section B of the Knox County Commission rules to add an agenda item for the consideration of city annexation ordinances.

7. Commissioner Horner moved to amend the agenda to add, accept and spread of record the Knox County Circuit, Sessions and Juvenile Court Clerk Personnel Plan. Commissioner Pinkston seconded the motion and upon roll call vote the motion carried 18-0-0-1. Commissioner Medley was absent from the vote.

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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.

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3. Notary Public Applications:  
199 Notary Public Applications received.

Commissioner Horner moved to approve all items on the consent agenda. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley 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, HONORING CATHY QUIST FOR HER SERVICE TO THE KNOX COUNTY COMMISSION AND THE KNOX COUNTY BOARD OF EDUCATION - R-98-9-101:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Cathy Quist for her service to the Knox County Commission and the Knox County Board of Education was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-98-9-101 - Resolution of the Commission of Knox County, Tennessee, honoring Cathy Quist for her service to the Knox County Commission and the Knox County Board of Education. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the vote. The motion carried 18-0-0-1.

Ms. Quist 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, HONORING CECIL KELLY FOR HIS SERVICE ON THE KNOX COUNTY BOARD OF EDUCATION - R-98-9-102:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Cecil Kelly for his service on the Knox County Board of Education was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-98-9-102 - Resolution of the Commission of Knox County, Tennessee, honoring Cecil Kelly for his service on the Knox County Board of Education. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING FARRAGUT HIGH SCHOOL FOR BEING NAMED A BLUE RIBBON SCHOOL OF EXCELLENCE THROUGH THE NATIONAL SCHOOLS OF EXCELLENCE AWARDS PROGRAM -

R-98-9-103:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Farragut High School for being named a Blue Ribbon School of Excellence through the National Schools of Excellence Awards Program was before the Board of Commissioners.

Commissioners Leuthold, Griess and Arms moved to approve Resolution R-98-9-103 - Resolution of the Commission of Knox County, Tennessee, honoring Farragut High School for being named a Blue Ribbon School of Excellence through the National Schools of Excellence Awards Program. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the vote. The motion carried 18-0-0-1.

Mr. Bill Parker, Associate Principal at Farragut High School, Mr. Ken Stansberry, Teacher, Ms. Meredith Martin and Mr. Ben Gruson, students, 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 KARNS VOLUNTEER FIRE DEPARTMENT - R-98-9-104:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring the Karns Volunteer Fire Department was before the Board of Commissioners.

Commissioner Cawood moved to defer this item to the October 1998 meeting. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood,

Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING AND CONGRATULATING GLORIA RAY FOR HER PROFILE IN SOUTHERN LIVING MAGAZINE - R-98-9-153:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring and congratulating Gloria Ray for her profile in Southern Living Magazine was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-98-9-153 - Resolution of the Commission of Knox County, Tennessee, honoring and congratulating Gloria Ray for her profile in Southern Living Magazine. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the vote. The motion carried 18-0-0-1.

Ms. Ray and her mother, Ms. Elsie, 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 EMILY GAUDE FOR BEING SELECTED AS AN OUTSTANDING TEACHER IN THE FIELD OF MATH R-98-9-154:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Emily Gaude for being selected as an outstanding teacher in the field of math was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-98-9-154 - Resolution of the Commission of Knox County,



Tennessee, honoring Emily Gaude for being selected as an outstanding teacher in the field of math. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the vote. The motion carried 18-0-0-1.

Ms. Patricia Fitzpatrick, representing Ms. Gaude, 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 PATRICIA W. FITCHPATRICK FOR BEING SELECTED AS AN OUTSTANDING TEACHER IN THE FIELD OF SCIENCE - R-98-9-155:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Patricia W. Fitchpatrick for being selected as an outstanding teacher in the field of science was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-98-9-155 - Resolution of the Commission of Knox County, Tennessee, honoring Patricia W. Fitchpatrick for being selected as an outstanding teacher in the field of science. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the vote. The motion carried 18-0-0-1.

Ms. Patricia Fitzpatrick, 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 CINDY SKAGMAN BOSSE FOR BEING SELECTED AS AN OUTSTANDING TEACHER IN THE FIELD OF SCIENCE - R-98-9-156:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Cindy Skagman Bosse for being selected as an outstanding teacher in the field of science was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-98-9-156 - Resolution of the Commission of Knox County, Tennessee, honoring Cindy Skagman Bosse for being selected as an outstanding teacher in the field of science. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the vote. The motion carried 18-0-0-1.

Ms. Bosse and Ms. Kathy Greenlee, Principal at West Haven School, 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 LYNNETTE MILLS FOR HER SERVICE WITH THE KNOX COUNTY COMMISSION - R-98-9-157:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Lynnette Mills for her service with the Knox County Commission was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-98-9-157 - Resolution of the Commission of Knox County, Tennessee, honoring Lynnette Mills for her service with the Knox County Commission. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the vote. The motion carried 18-0-0-1.

Ms. Mills 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. Ronnie Frazier, Cedarchase Subdivision resident, was present and spoke concerning flooding in the Cedarchase Subdivision.

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

2. Mr. Tom Ingram, President/CEO Knoxville Area Chamber of Partnership, was present to honor and present a plaque to Mr. Tim Hutchison for being selected 1998 Sheriff of the Year.

Mr. Hutchison was present to accept the plaque and expressed appreciation for recognition.

3. Mr. Paul Nesbitt, President of the Cherokee Ridge Homeowners Association, was present and spoke concerning the blighted property at 6512 Wachese Lane.

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IN RE: APPROVAL OF MINUTES OF PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on August 24, 1998 (Regular Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on August 24, 1998 (Regular Session). Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 PUBLIC RECORDS COMMISSION - R-98-9-105:

Consideration of a resolution of the Commission of Knox County, Tennessee, confirming the appointment of one member to the Knox County Public Records Commission was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-98-9-105 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of one member to the Knox County Public Records Commission and that Mr. John Weaver be appointed. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 METROPOLITAN PLANNING ORGANIZATION URBAN TRANSPORTATION ISSUES COMMITTEE - R-98-9-106:

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, APPOINTING FOUR MEMBERS AND TWO ALTERNATE MEMBERS OF THE KNOX COUNTY COMMISSION TO THE KNOX COUNTY TAX SALE AND INSOLVENT PROPERTY BOARD - R-98-9-107:

Consideration of a resolution of the Commission of Knox County, Tennessee, appointing four members and two alternate members of the Knox County Commission to the Knox County Tax Sale and Insolvent Property Board was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-98-9-107 - Resolution of the Commission of Knox County, Tennessee, appointing four members and two alternate members of the Knox County Commission to the Knox County Tax Sale and Insolvent Property Board and that the following Commissioners be appointed: Commissioners Wanda Moody, Mark Cawood, Howard Pinkston and Diane Jordan; Alternates - Commissioners John Schmid and Pat Medley. Commissioner Bowden seconded the motion and upon

roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, RECONSIDERING RESOLUTION R-98-8-114 REGARDING THE APPOINTMENT OF SIX MEMBERS TO THE INDUSTRIAL DEVELOPMENT BOARD OF THE COUNTY OF KNOX AND THE HEALTH, EDUCATION & HOUSING FACILITIES BOARD OF THE COUNTY OF KNOX - R-98-9-151:

Consideration of a resolution of the Commission of Knox County, Tennessee, reconsidering Resolution R-98-8-114 regarding the appointment of six members 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 Horner moved to approve Resolution R-98-9-151 - Resolution of the Commission of Knox County, Tennessee, reconsidering Resolution R-98-8-114 regarding the appointment of six members to the Industrial Development Board of the County of Knox and the Health, Education & Housing Facilities Board of the county of Knox and that Mr. Dave Swanner be reinstated; and Mr. Dan Hogan be appointed as an additional member. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 SECTION B OF THE KNOX COUNTY COMMISSION RULES TO ADD AN AGENDA ITEM FOR THE CONSIDERATION OF CITY ANNEXATION ORDINANCES - R-98-9-152:

Consideration of a resolution of the Commission of Knox County, Tennessee, amending Section B of the Knox County Commission rules to add an agenda item for the consideration of city annexation ordinances was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-98-9-152 - Resolution of the Commission of Knox County, Tennessee, amending Section B of the Knox County Commission rules to add an agenda item for the consideration of city annexation ordinances. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark 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 reduce the right of way of Rifle Range Road at the intersection of Maynardville Highway from 45 feet of the centerline to 25 feet was before the Board of Commissioners on first reading.

Commissioner Cawood moved to approve the request to reduce the right of way of Rifle Range Road at the intersection of Maynardville Highway from 45 feet of the centerline to 25 feet on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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2. Consideration of a request to close an unnamed right of way off Shipetown Road was before the Board of Commissioners on first reading.

Commissioner Cawood moved to approve the request to close an unnamed right of way off Shipetown Road on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley,

Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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3. Consideration of a request to close an unopened portion of Woodland Lane south of Crystal Lake Drive was before the Board of Commissioners on first reading.

Commissioner Cawood moved to approve the request to close an unopened portion of Woodland Lane south of Crystal Lake Drive on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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4. Consideration of a request to close an alleyway behind 1405 C Road was before the Board of Commissioners on first reading.

Ms. Wanda Nelson, concerned citizen, was present and spoke on the matter.

Commissioner Cawood moved to approve the request to close an alleyway behind 1405 C Road on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE:        RESOLUTIONS:

IN RE:        CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH MASON-TILLMAN FOR A DISPARITY STUDY - R-98-9-140:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Mason-Tillman for a Disparity Study was before the Board of Commissioners.

Ms. Cassandra McGhee, Chamber Partnership, Mr. Thomas Shumpert, Knox County Executive, Mr. Mike Moyers, Knox County Senior Deputy Law Director, Mr. Zimbowee Matavou, representing Mason-Tillman, and Mr. Steve deMik, Deputy Director, Finance/Administration, were present and spoke on the matter.

Commissioner Jordan moved to approve Resolution R-98-9-140 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Mason-Tillman for a Disparity Study. Commissioner Bowden seconded the motion.

Commissioner Arms moved as an amendment that the Law Department negotiate a different payment schedule where the start up cost doesn't occur. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The amendment carried 19-0-0-0.

Upon roll call vote of the original motion to approve Resolution R-98-9-140 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Mason-Tillman for a Disparity Study with the amendment that the Law Department negotiate a different payment schedule where the start up cost doesn't occur, Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Cawood voted no. Commissioner Stephens recused himself from the vote. The motion carried 17-1-1-0.

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

8. Commissioner Cooper amended the agenda to hear Resolution R-98-9-143 and Resolution R-98-9-144 at this time.

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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 \$75,000,000 OF GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS SECURED BY AND PAYABLE FROM REVENUES FROM AD VALOREM TAXES LEVIED UPON ALL TAXABLE PROPERTY IN KNOX COUNTY FOR THE PURPOSE OF FUNDING VARIOUS ROADS, LIBRARIES, UTILITIES, HEALTH DEPARTMENT FACILITIES, PARKS AND RECREATION FACILITIES, JUSTICE AND LAW ENFORCEMENT FACILITIES, JUVENILE FACILITIES AND SCHOOLS PROJECTS; THE CONSTRUCTION, IMPROVEMENT AND REHABILITATION OF PUBLIC BUILDINGS AND FACILITIES; AND, THE ACQUISITION OF TECHNOLOGICAL EQUIPMENT - R-98-9-143:

Consideration of an initial resolution of the Commission of Knox County, Tennessee, authorizing the issuance of not to exceed \$75,000,000 of general obligation public improvement bonds secured by and payable from revenues from ad valorem taxes levied upon all taxable property in Knox County for the purpose of funding various roads, libraries, utilities, health department facilities, parks and recreation facilities, justice and law enforcement facilities, juvenile facilities and schools projects; the construction, improvement and rehabilitation of public buildings and facilities; and, the acquisition of technological equipment was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve Resolution R-98-9-143 - Resolution of the Commission of Knox County, Tennessee, authorizing the issuance of not to exceed \$75,000,000 of general obligation public improvement bonds secured by and payable from revenues from ad valorem taxes levied upon all taxable property in Knox County for the purpose of funding various roads, libraries, utilities, health department facilities, parks and recreation facilities, justice and law

enforcement facilities, juvenile facilities and schools projects; the construction, improvement and rehabilitation of public buildings and facilities; and, the acquisition of technological equipment. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE ISSUANCE AND PROVIDING THE DETAILS OF NOT TO EXCEED \$75,000,000 GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS, SERIES 1998 OF KNOX COUNTY, TENNESSEE, AUTHORIZING AND DIRECTING THE SALE THEREOF FOR PUBLIC PURPOSES, LEVYING AND PLEDGING TAXES AND MAKING PROVISION FOR THE PAYMENT THEREOF - R-98-9-144:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing the issuance and providing the details of not to exceed \$75,000,000 general obligation public improvement bonds, Series 1998 of Knox County, Tennessee, authorizing and directing the sale thereof for public purposes, levying and pledging taxes and making provision for the payment thereof was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve Resolution R-98-9-144 - Resolution of the Commission of Knox County, Tennessee, authorizing the issuance and providing the details of not to exceed \$75,000,000 general obligation public improvement bonds, Series 1998 of Knox County, Tennessee, authorizing and directing the sale thereof for public purposes, levying and pledging taxes and making provision for the payment thereof. Commissioner Horner seconded the motion and upon roll call vote

Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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

9. Commissioner Cooper amended the agenda to hear Resolution R-98-9-123 and Resolution R-98-9-124 after completion of Resolution R-98-9-109.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$1,970,587.00 FOR CONSTRUCTION SERVICES AND RELATED COSTS ASSOCIATED WITH THE CONSTRUCTION OF THE NEW WEST KNOXVILLE BRANCH LIBRARY - R-98-9-108:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$1,970,587.00 for construction services and related costs associated with the construction of the new West Knoxville Branch Library was before the Board of Commissioners.

Commissioner Guthe moved to approve Resolution R-98-9-108 - Resolution of the Commission of Knox County, Tennessee, appropriating \$1,970,587.00 for construction services and related costs associated with the construction of the new West Knoxville Branch Library. Commissioner Schmid seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING RESOLUTION R-98-8-120 WHICH APPROPRIATED FUNDS AND APPROVED THE ACQUISITION OF THREE PARCELS OF PROPERTY FOR THE POWELL HIGH SCHOOL EXPANSION AND A NEW POWELL BRANCH LIBRARY - R-98-9-109:

Consideration of a resolution of the Commission of Knox County, Tennessee, amending Resolution R-98-8-120 which appropriated funds and approved the acquisition of three parcels of property for the Powell High School expansion and a new Powell Branch Library was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-98-9-109 - Resolution of the Commission of Knox County, Tennessee, amending Resolution R-98-8-120 which appropriated funds and approved the acquisition of three parcels of property for the Powell High School expansion and a new Powell Branch Library. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 \$17,223.00 FOR DESIGN SERVICES AND RELATED COSTS FOR THE NEW BONNY KATE BRANCH LIBRARY - R-98-9-123:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$17,223.00 for design services and related costs for the new Bonny Kate Branch Library was before the Board of Commissioners.

Commissioner Pinkston moved to approve Resolution R-98-9-123 - Resolution of the Commission of Knox County, Tennessee, appropriating \$17,223.00 for design services and related costs for the new Bonny Kate Branch Library. Commissioner Clark seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$18,816.00 FOR DESIGN SERVICES AND RELATED COSTS FOR THE NEW KARNS BRANCH LIBRARY - R-98-9-124:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$18,816.00 for design services and related costs for the new Karns Branch Library was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-98-9-124 - Resolution of the Commission of Knox County, Tennessee, appropriating \$18,816.00 for design services and related costs for the new Karns Branch Library. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 \$3,272,500.00 TO PROVIDE EARTHWORK, SITE AND FOUNDATION PREPARATION, TESTING, LONG LEAD DELIVERIES AND RELATED COSTS FOR KARNS MIDDLE SCHOOL RENOVATIONS AND ADDITIONS - R-98-9-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$3,272,500.00 to provide earthwork, site and foundation preparation, testing, long lead deliveries and related costs for Karns Middle School renovations and additions was before the Board of Commissioners.

Commissioner Stephens moved to approve Resolution R-98-9-110 - Resolution of the Commission of Knox County, Tennessee, appropriating \$3,272,500.00 to provide earthwork, site and foundation preparation, testing, long lead deliveries and related costs for Karns Middle School renovations and additions. Commissioner Cawood seconded the motion and upon roll call vote

Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$2,032,000.00 TO PROVIDE FOR SITE GRADING, DRAINAGE AND BUILDING FOUNDATION PREPARATION AND RELATED COSTS FOR NORTHWEST ELEMENTARY (HARDIN VALLEY) SCHOOL - R-98-9-111:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$2,032,000.00 to provide for site grading, drainage and building foundation preparation and related costs for Northwest Elementary (Hardin Valley) School was before the Board of Commissioners.

Commissioner Stephens moved to approve Resolution R-98-9-111 - Resolution of the Commission of Knox County, Tennessee, appropriating \$2,032,000.00 to provide for site grading, drainage and building foundation preparation and related costs for Northwest Elementary (Hardin Valley) School.

Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$2,820,000.00 FOR CONSTRUCTION AND RELATED COSTS FOR WHITTLE SPRINGS MIDDLE SCHOOL - R-98-9-112:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$2,820,000.00 for construction and related costs for Whittle Springs Middle School was before the Board of Commissioners.

Commissioner Collins moved to approve Resolution R-98-9-112 - Resolution of the Commission of Knox County, Tennessee, appropriating \$2,820,000.00 for construction and related costs for Whittle Springs Middle School. Commissioner Tindell seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING THE KNOX COUNTY LEGISLATIVE DELEGATION TO SUPPORT LEGISLATION TO PROVIDE FOR A PRIMARY AND A GENERAL ELECTION FOR SCHOOL BOARD MEMBERS - R-98-9-113:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting the Knox County Legislative Delegation to support legislation to provide for a primary and a general election for School Board members was before the Board of Commissioners.

Commissioner Moody moved to defer this item to the October 1998 meeting and revise the caption to read as follows: Consideration of a resolution of the Commission of Knox County, Tennessee, adopting the provisions of Chapter 1012 of Public Acts of 1998 providing for primaries and run-off elections in non-partisan school board elections. Commissioner Tindell seconded the motion and upon roll call vote Commissioners Bowden, Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AUDIT CONTRACTS WITH COULTER & JUSTUS, P.C. FOR THE INTERNAL SCHOOL ACTIVITY FUNDS FOR KNOX COUNTY SCHOOLS AND THE CENTRALIZED CAFETERIA FUND FOR KNOX COUNTY SCHOOLS FOR YEAR ENDING JUNE 30, 1999 - R-98-9-114:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving audit contracts with Coulter & Justus, P.C. for the Internal School Activity Funds for Knox County Schools and the Centralized Cafeteria Fund for Knox County Schools for year ending June 30, 1999 was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-9-114 - Resolution of the Commission of Knox County, Tennessee, approving audit contracts with Coulter & Justus, P.C. for the Internal School Activity Funds for Knox County Schools and the Centralized Cafeteria Fund for Knox County Schools for year ending June 30, 1999. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 FOOD SERVICE CONTRACT WITH MERITA BAKERY FOR BREAD IN THE AMOUNT OF \$100,581.92 - R-98-9-115:

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 FOOD SERVICE CONTRACT WITH FLAV-O-RICH, INC. FOR ICE CREAM IN THE AMOUNT OF \$377,891.58 - R-98-9-116:

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, APPROVING A FOOD SERVICE CONTRACT WITH FLAV-O-RICH, INC. FOR MILK IN THE AMOUNT OF \$940,020.98 - R-98-9-117:



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 FOOD SERVICE CONTRACT  
FOR POULTRY AND EGG WITH MCKENRY PRODUCE - R-98-9-118:

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 FOOD SERVICE CONTRACT  
FOR MEAT WITH KINGS FOOD SERVICE IN THE AMOUNT OF  
\$167,790.35 - R-98-9-119:

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, APPROVING A FOOD SERVICE CONTRACT  
FOR SOFT DRINKS WITH PEPSI-COLA COMPANY - R-98-9-120:

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, APPROVING A FOOD SERVICE CONTRACT  
FOR PRODUCE WITH MEYERS PRODUCE IN THE AMOUNT OF  
\$157,316.50 - R-98-9-121:

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, APPROVING A FOOD SERVICE CONTRACT  
FOR CANDY AND GUM WITH KIRKLAND BROTHERS - R-98-9-122:

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, APPROPRIATING \$17,223.00 FOR DESIGN SERVICES AND RELATED COSTS FOR THE NEW BONNY KATE BRANCH LIBRARY - R-98-9-123:

This item was heard earlier on the day's agenda. (See Amendments to the agenda, Page \_\_\_\_\_)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$18,816.00 FOR DESIGN SERVICES AND RELATED COSTS FOR THE NEW KARNS BRANCH LIBRARY - R-98-9-124:

This item was heard earlier on the day's agenda. (See Amendments to the agenda, Page \_\_\_\_\_)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$150,967.67 FOR THE CONNER ROAD IMPROVEMENT PROJECT - R-98-9-125:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$150,967.67 for the Conner Road Improvement Project was before the Board of Commissioners.

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

Commissioner Horner moved to approve Resolution Resolution R-98-9-125 - Resolution of the Commission of Knox County, Tennessee, appropriating \$150,967.67 for the Conner Road Improvement Project. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 \$20,000.00 AND APPROVING A CHANGE ORDER WITH E & A ENVIRONMENTAL

CONTRACTORS, INC. TO IMPLEMENT PLANS TO EVALUATE AND  
SELECT A PRIVATE COMPANY TO PARTNER WITH KNOX COUNTY ON  
DEVELOPMENT OF A YARD WASTE FACILITY - R-98-9-126:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$20,000.00 and approving a change order with E & A Environmental Contractors, Inc. to implement plans to evaluate and select a private company to partner with Knox County on development of a yard waste facility was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-9-126 - Resolution of the Commission of Knox County, Tennessee, appropriating \$20,000.00 and approving a change order with E & A Environmental Contractors, Inc. to implement plans to evaluate and select a private company to partner with Knox County on development of a yard waste facility. Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 \$707,050.00 AND  
APPROVING A CONTRACT WITH THE TREASURY DEPARTMENT OF  
THE STATE OF TENNESSEE TO TRANSFER FUNDS FROM KNOX  
COUNTY'S LGIP ACCOUNT FOR A LOCAL INTERSTATE CONNECTOR,  
WALKER SPRINGS ROAD, FROM MIDDLEBROOK PIKE TO I-40/I-75  
AT WALKER SPRINGS ROAD; WALKER SPRINGS ROAD CONNECTOR  
FROM I-40 TO SR-169 KNOXVILLE, KNOX COUNTY -  
R-98-9-127:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$707,050.00 and approving a contract with the Treasury Department of the State of Tennessee to transfer funds from Knox County's LGIP account for a local interstate connector, Walker Springs Road, from Middlebrook Pike

to I-40/I-75 at Walker Springs Road; Walker Springs Road Connector from I-40 to SR-169 Knoxville, Knox County was before the Board of Commissioners.

Commissioner Medley moved to approve Resolution R-98-9-127 - Resolution of the Commission of Knox County, Tennessee, appropriating \$707,050.00 and approving a contract with the Treasury Department of the State of Tennessee to transfer funds from Knox County's LGIP account for a local interstate connector, Walker Springs Road, from Middlebrook Pike to I-40/I-75 at Walker Springs Road; Walker Springs Road Connector from I-40 to SR-169 Knoxville, Knox County.

Commissioner Moody seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 TDOT FOR ACQUISITION OF RIGHT-OF-WAY FOR THE WALKER SPRINGS CONNECTOR - R-98-9-128:

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 GRANT AGREEMENT WITH HELEN ROSS MCNABB CENTER, INC. FOR ALCOHOL AND DRUG ABUSE SERVICES THROUGH THE SISTERS OF THE RAINBOW AND HEALTHY KIDS OF THE RAINBOW PROGRAMS - R-98-9-129:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement with Helen Ross McNabb Center, Inc. for alcohol and drug abuse services through the Sisters of the Rainbow and Healthy Kids of the Rainbow Programs was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-9-129 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement with Helen Ross McNabb Center, Inc. for alcohol and drug abuse services through the Sisters of the Rainbow and Healthy Kids of the Rainbow Programs. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 CHILD AND FAMILY SERVICES FOR ALCOHOL AND DRUG TREATMENT SERVICES FOR CHILDBEARING WOMEN THROUGH THE "GREAT STARTS" PROGRAM - R-98-9-130:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Child and Family Services for alcohol and drug treatment services for childbearing women through the "Great Starts" Program was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-9-130 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Child and Family Services for alcohol and drug treatment services for childbearing women through the "Great Starts" Program. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 AGREEMENT WITH HELEN ROSS MCNABB CENTER, INC. FOR PUBLIC INEBRIATE DETOXIFICATION SERVICES (DRI-DOC) - R-98-9-131:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement with Helen Ross McNabb Center, Inc. for Public Inebriate Detoxification Services (DRI-DOC) was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-9-131 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement with Helen Ross McNabb Center, Inc. for Public Inebriate Detoxification Services (DRI-DOC). Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 REVISION TO THE HUMANE SOCIETY CONTRACT TO ALLOW FOR AN INCREASE TO THE CONTRACT IN THE AMOUNT OF \$16,000.00 IF ANOTHER MINIMUM WAGE INCREASE PASSES - R-98-9-132:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a revision to the Humane Society contract to allow for an increase to the contract in the amount of \$16,000.00 if another minimum wage increase passes was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-9-132 - Resolution of the Commission of Knox County, Tennessee, approving a revision to the Humane Society contract to allow for an increase to the contract in the amount of \$16,000.00 if another minimum wage increase passes. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 SUPPORT FOR KNOX COUNTY AND THE CITY OF KNOXVILLE'S APPLICATION TO BE GRANTED EMPOWERMENT ZONE STATUS - R-98-9-133:

Consideration of a resolution of the Commission of Knox County, Tennessee, expressing support for Knox County and the City of Knoxville's application to be granted Empowerment Zone status was before the Board of Commissioners.

Commissioner Jordan moved to approve Resolution R-98-9-133 - Resolution of the Commission of Knox County, Tennessee, expressing support for Knox County and the City of Knoxville's application to be granted Empowerment Zone status. Commissioner Bowden seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 ADDITIONAL RIGHT-OF-WAY ON EDDINGTON ROAD FOR THE VESTAL DRAINAGE AND ROAD IMPROVEMENT PROJECT - R-98-9-134:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing the purchase of additional right-of-way on Eddington Road for the Vestal drainage and road improvement project was before the Board of Commissioners.

Commissioner Clark moved to approve Resolution R-98-9-134 - Resolution of the Commission of Knox County, Tennessee, authorizing the purchase of additional right-of-way on Eddington Road for the Vestal drainage and road improvement project. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 BETWEEN THE CITY OF KNOXVILLE AND KNOX COUNTY TO MAKE IMPROVEMENTS TO THE DRAINAGE OF THE EDDINGTON ROAD UNDERPASS - R-98-9-135:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement between the City of Knoxville and Knox County to make improvements to the drainage of the Eddington Road underpass was before the Board of Commissioners.

Commissioner Clark moved to approve Resolution R-98-9-135 - Resolution of the Commission of Knox County, Tennessee, approving an agreement between the City of Knoxville and Knox County to make improvements to the drainage of the Eddington Road underpass. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 TO CONSTRUCT ROAD AND DRAINAGE IMPROVEMENTS IN VESTAL - R-98-9-136:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract to construct road and drainage improvements in Vestal was before the Board of Commissioners.

Commissioner Clark moved to approve Resolution R-98-9-136 - Resolution of the Commission of Knox County, Tennessee, approving a contract to construct road and drainage improvements in Vestal. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 TOWRY CONSTRUCTION FOR THE ARMY/NAVY SEWER PROJECT IN VESTAL R-98-9-137:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Towry Construction for the Army/Navy Sewer Project in Vestal was before the Board of Commissioners.

Commissioner Clark moved to approve Resolution R-98-9-137 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Towry Construction for the Army/Navy Sewer Project in Vestal. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 SUBRECIPIENT AGREEMENT WITH KNOXVILLE-KNOX COUNTY COMMUNITY ACTION COMMITTEE TO MANAGE THE MINOR HOME REPAIR PROGRAM - R-98-9-138:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Subrecipient Agreement with Knoxville-Knox County Community Action Committee to manage the Minor Home Repair Program was before the Board of Commissioners.

Mr. Bill Niemeyer, Director of Community Development for the Development Corporation, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-98-9-138 - Resolution of the Commission of Knox County, Tennessee, approving a Subrecipient Agreement with Knoxville-Knox County Community Action Committee to manage the Minor Home Repair Program. Commissioner Pinkston seconded the motion and upon roll

call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 PROGRAM MODIFICATIONS TO THE OPERATIONAL AND ARCHITECTURAL PROGRAMS FOR THE KNOX COUNTY JAIL INTAKE CENTER, AND THE KNOX COUNTY SHERIFF'S OFFICE - R-98-9-139:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving program modifications to the Operational and Architectural Programs for the Knox County Jail Intake Center, and the Knox County Sheriff's Office 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-98-9-139 - Resolution of the Commission of Knox County, Tennessee, approving program modifications to the Operational and Architectural Programs for the Knox County Jail Intake Center, and the Knox County Sheriff's Office. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 MASON-TILLMAN FOR A DISPARITY STUDY - R-98-9-140:

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, APPROPRIATING FUNDS FOR ADDITIONAL PERSONNEL IN THE JUVENILE COURT AND CHILD SUPPORT OFFICES - R-98-9-141:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating funds for additional personnel in the Juvenile Court and Child Support offices was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-9-141 - Resolution of the Commission of Knox County, Tennessee, appropriating funds for additional personnel in the Juvenile Court and Child Support offices. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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

10. Without objection, Commissioner Cooper amended the agenda to hear Resolution R-98-9-158 at this time.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ENACTING A NINETY DAY MORATORIUM UPON THE GRANTING OF NEW PERMITS AUTHORIZING THE ERECTION OF TELECOMMUNICATIONS TOWERS - R-98-9-158:

Consideration of a resolution of the Commission of Knox County, Tennessee, enacting a ninety day moratorium upon the granting of new permits authorizing the erection of telecommunications towers was before the Board of Commissioners.

Ms. Sue Mauer, President of Crestwood Hills Homeowners Association, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-98-9-158 - Resolution of the Commission of Knox County, Tennessee, enacting a ninety day moratorium upon the granting of

new permits authorizing the erection of telecommunications towers with the following amendment: continue to search for an alternative site; and moratorium to run through the December 1998 meeting. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY COMMISSION OFFICE PERSONNEL PLAN TO CREATE A NEW POSITION TO BE KNOWN AS THE EXECUTIVE DIRECTOR OF THE KNOX COUNTY COMMISSION OFFICE - R-98-9-142:

Consideration of a resolution of the Commission of Knox County, Tennessee, amending the Knox County Commission Office Personnel Plan to create a new position to be known as the Executive Director of the Knox County Commission Office was before the Board of Commissioners.

Commissioner Tindell moved to approve Resolution R-98-9-142 - Resolution of the Commission of Knox County, Tennessee, amending the Knox County Commission Office Personnel Plan to create a new position to be known as the Executive Director of the Knox County Commission Office with the following amendment: On Page 2, 1st paragraph, insert language which indicates the salary shall be in accordance with Grade 38 as recommended by the David M. Griffith & Associates (Human Resources Management); On page 2, 4th paragraph, delete the language "Rules Committee" and insert the language "Human Services and Personnel Committee." Commissioner Jordan seconded the motion.

Commissioner Griess moved as a substitute motion to defer this item to the October 1998 meeting. Commissioner Schmid seconded the motion and upon roll call vote Commissioners Collins, Moody, Medley, Guthe, Schmid and Griess voted aye.

Commissioners Jordan, Bowden, Tindell, Arms, Leuthold, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted no. The substitute motion failed 6-13-0-0.

Upon roll call vote of the original motion to approve Resolution R-98-9-142 - Resolution of the Commission of Knox County, Tennessee, amending the Knox County Commission Office Personnel Plan to create a new position to be known as the Executive Director of the Knox County Commission Office with the following amendment: On Page 2, 1st paragraph, insert language which indicates the salary shall be in accordance with Grade 38 as recommended by the David M. Griffith & Associates (Human Resources Management); On Page 2, 4th paragraph, delete the language "Rules Committee" and insert the language "Human Services and Personnel Committee", Commissioners Jordan, Bowden, Tindell, Arms, Leuthold, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Collins, Moody, Medley, Guthe, Schmid and Griess voted no. The motion carried 13-6-0-0.

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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 \$75,000,000 OF GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS SECURED BY AND PAYABLE FROM REVENUES FROM AD VALOREM TAXES LEVIED UPON ALL TAXABLE PROPERTY IN KNOX COUNTY FOR THE PURPOSE OF FUNDING VARIOUS ROADS, LIBRARIES, UTILITIES, HEALTH DEPARTMENT FACILITIES, PARKS AND RECREATION FACILITIES, JUSTICE AND LAW ENFORCEMENT FACILITIES, JUVENILE FACILITIES AND SCHOOLS PROJECTS; THE CONSTRUCTION, IMPROVEMENT AND REHABILITATION OF PUBLIC BUILDINGS AND FACILITIES; AND, THE ACQUISITION OF TECHNOLOGICAL EQUIPMENT - R-98-9-143:

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 ISSUANCE AND PROVIDING THE DETAILS OF NOT TO EXCEED \$75,000,000 GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS, SERIES 1998 OF KNOX COUNTY, TENNESSEE, AUTHORIZING AND DIRECTING THE SALE THEREOF FOR PUBLIC PURPOSES, LEVYING AND PLEDGING TAXES AND MAKING PROVISION FOR THE PAYMENT THEREOF - R-98-9-144:

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, AUTHORIZING THE CONDEMNATION OF BLIGHTED PROPERTY LOCATED AT 6512 WACHESE LANE - R-98-9-145:

This item was deferred to the October 1998 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 ANNEXATION ORDINANCES PASSED BY THE CITY OF KNOXVILLE - R-98-9-146:

Consideration of a resolution of the Commission of Knox County, Tennessee, disapproving annexation ordinances passed by the City of Knoxville was before the Board of Commissioners.

Commissioner Mills moved to defer this item to the October 1998 meeting. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 \$4,000,000.00 FOR DESIGN, CONSTRUCTION AND RELATED COSTS FOR SCHOOLS PHYSICAL PLANT UPGRADES - R-98-9-150:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$4,000,000.00 for design, construction and related costs for schools physical plant upgrades was before the Board of Commissioners.

Commisioner Leuthold moved to approve Resolution R-98-9-150 - Resolution of the Commission of Knox County, Tennessee, appropriating \$4,000,000.00 for design, construction and related costs for schools physical plant upgrades. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, RECONSIDERING RESOLUTION R-98-8-114 REGARDING THE APPOINTMENT OF SIX MEMBERS TO THE INDUSTRIAL DEVELOPMENT BOARD OF THE COUNTY OF KNOX AND THE HEALTH, EDUCATION & HOUSING FACILITIES BOARD OF THE COUNTY OF KNOX - R-98-9-151:

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, AMENDING SECTION B OF THE KNOX COUNTY COMMISSION RULES TO ADD AN AGENDA ITEM FOR THE CONSIDERATION OF CITY ANNEXATION ORDINANCES - R-98-9-152:

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, HONORING AND CONGRATULATING GLORIA RAY FOR HER PROFILE IN SOUTHERN LIVING MAGAZINE - R-98-9-153:

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, HONORING EMILY GAUDE FOR BEING SELECTED AS AN OUTSTANDING TEACHER IN THE FIELD OF MATH R-98-9-154:

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, HONORING PATRICIA W. FITCHPATRICK FOR BEING SELECTED AS AN OUTSTANDING TEACHER IN THE FIELD OF SCIENCE - R-98-9-155:

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, HONORING CINDY SKAGMAN BOSSE FOR BEING SELECTED AS AN OUTSTANDING TEACHER IN THE FIELD OF SCIENCE - R-98-9-156:

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, HONORING LYNNETTE MILLS FOR HER SERVICE WITH THE KNOX COUNTY COMMISSION - R-98-9-157:

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, ENACTING A NINETY DAY MORATORIUM UPON THE GRANTING OF NEW PERMITS AUTHORIZING THE ERECTION OF TELECOMMUNICATIONS TOWERS - R-98-9-158:

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



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IN RE: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REGULATING POLITICAL SIGNS IN RIGHT OF WAY - O-98-9-101 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, regulating political signs in right of way was before the Board of Commissioners on first reading.

Commissioner Griess moved to withdraw this item from the agenda. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark 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 A PROPERTY RELOCATION POLICY FOR KNOX COUNTY - O-98-8-101 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, adopting a Property Relocation Policy for Knox County was before the Board of Commissioners on second reading.

Commissioner Cawood moved to approve Ordinance O-98-8-101 - Ordinance of the Commission of Knox County, Tennessee, adopting a Property Relocation Policy for Knox County on second reading. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark 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, Minute Clerk to the Knox County Clerk, called the roll. Those Commissioners responding were Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston.

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IN RE:      REZONING REQUEST:

1. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Robert E. Smith for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located northwest side of West Raccoon Valley Drive, southwest side Crisman Road, 6th Commission District.

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

Mr. Robert Smith, Petitioner, was present and spoke on the matter.

Ms. Linda Haynes, area resident, was present and spoke in opposition to the request.

Commissioner Griess moved to approve Resolution R-98-9-147 - Resolution of the Commission of Knox County, Tennessee, approving the request of Robert E. Smith for rezoning from A Agricultural Zone to RAE Single Family Exclusive Residential Zone as per MPC's recommendation. Commissioner Moody seconded the motion.

Commissioner Cawood moved as a substitute motion to deny Resolution R-98-9-147 - Resolution of the Commission of Knox County, Tennessee, approving the request of Robert E. Smith for rezoning from A Agricultural Zone to RA Low Density Residential Zone. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Guthe, Arms, Leuthold, Cawood, Stephens, Horner, Cooper, McMillan,

Mills, Clark and Pinkston voted aye. Commissioners Moody, Medley, Schmid and Griess voted no. The substitute motion carried 15-4-0-0.

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2. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Lexington Simmons, LLC for rezoning from A Agricultural Zone to PR Planned Residential Zone at 4 du/ac was before the Board of Commissioners. Property located north side Washington Pike, north side Old Washington Pike, southwest of Burkhart Road, 8th Commission District.

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 William and Sonya Overholt for rezoning from I Industrial Zone to A Agricultural Zone was before the Board of Commissioners. Property located east side of Whirlwind Way, south of Mascot Road, 8th Commission District.

Commissioner Mills moved to defer this item to the October 1998 meeting. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE:      REZONING APPEALS:

1. Consideration of the appeal of Henry Ogle of MPC denial on rezoning from I Industrial Zone to RB General Residential Zone was before the Board of Commissioners. Property located east side Armstrong Road, north of Old Rutledge Pike, 8th Commission District.

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

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

Mr. Bryan Hall, Mr. Mike Harris and Mr. Kyle Hatmaker, area residents, were present and spoke in opposition to the appeal.

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

Commissioner Griess moved to uphold the appeal of Henry Ogle of MPC denial on rezoning from I Industrial Zone to RB General Residential Zone. Commissioner Arms seconded the motion.

Commissioner McMillan moved to deny the appeal of Henry Ogle of MPC denial on rezoning from I Industrial Zone to RB General Residential Zone. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Griess voted no. The substitute motion carried 18-1-0-0.

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

11. At this time, Commissioner Cooper appointed the following Commissioners to serve on the following Committees:  
Rules Committee - Commissioners Bowden - Chairman, Leuthold, Cawood, McMillan and Pinkston.  
Roads Committee - Commissioners McMillan - Chairman, Arms, Stephens, Horner and Pinkston.

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IN RE: ROLL CALL BY DISTRICTS:

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

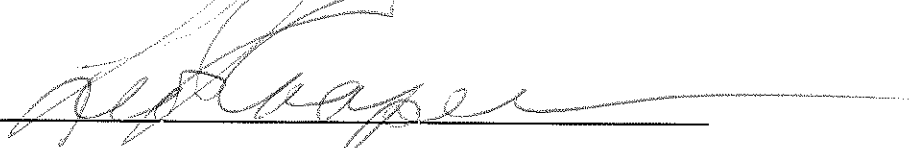
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IN RE:      ADJOURNMENT:

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

\* \* \* \* \*

KNOX COUNTY BOARD OF COMMISSIONERS

A handwritten signature in cursive script, appearing to read "Leo Cooper", is written over a horizontal line.

LEO COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, October 26, 1998 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston. Also present were Mr. Mike Moyers, Knox County Senior Deputy Law Director, Mr. Thomas Schumpert, Knox County Executive, Mr. Steve deMik, Knox County Deputy Finance Director, Knox County Law Director, and members of the news media.

Commissioner Cooper, Chairman, presided.

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

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IN RE: ROLL CALL:

Ms. Martha Smiddy, Administrative Assistant to the Knox County Clerk, called the roll.

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IN RE: DEVOTIONAL:

Reverend Joseph H. Ballard, Jr., Rector at St. James Episcopal Church, was present and gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Arms led the Pledge of Allegiance to the Flag.

The West High School Singers were also present at the meeting and sang three (3) selections at this time.

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IN RE: AMENDMENTS TO THE AGENDA:

1. Without objection, Commissioner Cooper amended the agenda to add the following item to be heard at this time:  
Resolution R-98-10-137 - Resolution of the Commission of Knox County, Tennessee, honoring the West High Singers for their festival choir trip to Vienna, Austria, December 9-16, 1998.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING THE WEST HIGH SINGERS FOR THEIR FESTIVAL CHOIR TRIP TO VIENNA, AUSTRIA, DECEMBER 9-16, 1998 - R-98-10-137:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring the West High Singers for their festival choir trip to Vienna, Austria, December 9-16, 1998 was before the Board of Commissioners.

Commissioners Schmid and Guthe moved to approve Resolution R-98-10-137 - Resolution of the Commission of Knox County, Tennessee, honoring the West High Singers for their festival choir trip to Vienna, Austria, December 9-16, 1998. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

Ms. Lisa Howe, Music Director, and the West High Singers, were present to accept resolutions and expressed appreciation to the Commission for the resolutions.

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

2. Commissioner Cooper amended the agenda to add the following items: Resolution R-98-10-136 - Resolution of the Commission of Knox County, Tennessee, honoring the Tennessee Theatre on its 70th Anniversary; and Resolution R-98-10-135 - Resolution of the Commission of Knox County, Tennessee, disapproving Annexation Ordinances passed by the City of Knoxville.

3. Commissioner Cooper amended the agenda to add the following item to the agenda: Resolution R-98-10-134 - Resolution of the Commission of Knox County, Tennessee, approving the Knoxville Community Development Corporation Plan for the redevelopment of Market Square. He also amended the agenda to hear Resolution R-98-10-138 at the beginning of the Resolutions followed by Resolution R-98-10-131. (See Page \_\_\_\_\_)

4. Without objection, Commissioner Cooper amended the agenda to defer the following item to the November 1998 meeting: Resolution R-98-10-119 - Resolution of the Commission of Knox County, Tennessee, approving a contract to renovate the Alcoaway Optimist Club Park.

5. Commissioner Cooper amended the agenda to hear Resolution R-98-10-134 after Resolution R-98-10-131. (See Page \_\_\_\_\_)

6. Commissioner Cooper amended the agenda to add the following item: Resolution ZR-98-10-106 - Resolution of the Commission of Knox County, Tennessee, granting a front setback variance in the Forks of the River Industrial Park to Matsushita Electronics of America.

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IN RE:      CONSENT ITEMS:

1. Drives and Roads to be accepted as completed:

A. Regents Park Road, Whittington Creek (Sherwood) Subdivision, Unit 6, 900 feet in length with a 50 foot right of way, Testerman Construction, property owner.

B. Gray Pointe Drive, Whittington Creek (Sherwood) Subdivision, Unit 6, 2000 feet in length with a 50 foot right of way, Testerman Construction, property owner. (District 4)

C. Wembley Hills Road, Whittington Creek (Sherwood) Subdivision, Unit 6, 2100 feet in length with a 50 foot right of way, Testerman Construction, property owner. (District 4)

D. Hales Worth Lane, Whittington Creek (Sherwood) Subdivision, Unit 6, 170 feet in length with a 50 foot right of way, Testerman Construction, property owner. (District 4)

E. Selby Lane, Whittington Creek (Sherwood) Subdivision, Unit 220 feet in length with a 50 foot right of way, Testerman Construction, property owner. (District 4)

F. Lismore Lane, Whittington Creek (Sherwood) Subdivision, Unit 6, 350 feet in length with a 50 foot right of way, Testerman Construction, property owner. (District 4)



G. Glen Walker Lane, Wlaker Fields Subdivision, Unit 1, 480 feet in length with a 50 foot right fo way, Daniel L. Cox, property owner. (District 7)

H. Business Park Lane, Dutchtown Business Park, Unit 1, 250 feet in length with a 70 foot right of way, Robert & John McCallie, property owner. (District 7)

I. Randall Park Drive, Hartland Subdivision, Unit 1, 750 feet in length with a 50 foot right of way, John Murphy, property owner. (District 7)

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2. Tax Refunds:

No request received.

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3. Notary Public Applications:

172 Notary Public Applications received.

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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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5. Reports of County Agencies

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

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

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING FORMER KNOXVILLE MAYOR, COUNCILMAN AND BUSINESSMAN CAS WALKER FOR HIS LIFETIME IN SERVICE TO KNOX COUNTY - R-98-10-101:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring former Knoxville Mayor, Councilman and Businessman Cas Walker for his lifetime in service to Knox County was before the Board of Commissioners.

Commissioner Moody moved to approve Resolution R-98-10-101 - Resolution of the Commission of Knox County, Tennessee, honoring former Knoxville Mayor, Councilman and Businessman Cas Walker for his lifetime in service to Knox County. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

At this time Commissioner Cooper requested everyone to stand for a moment of silence in memory of Cas Walker.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING THE KARNS VOLUNTEER FIRE DEPARTMENT - R-98-10-102:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring the Karns Volunteer Fire Department was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-98-10-102 - Resolution of the Commission of Knox County, Tennessee, honoring the Karns Volunteer Fire Department. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 MR. TOMMY EVERETTE FOR HAVING BEEN SELECTED AS TENNESSEE PRINCIPAL OF THE YEAR BY THE TENNESSEE ASSOCIATION OF SECONDARY SCHOOL PRINCIPALS - R-98-10-103:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Mr. Tommy Everette for having been selected as Tennessee Principal of the Year by the Tennessee Association of Secondary School Principals was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-98-10-103 - Resolution of the Commission of Knox County, Tennessee, honoring Mr. Tommy Everette for having been selected as Tennessee Principal of the Year by the Tennessee Association of Secondary School Principals. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

Mr. Everette 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 TENNESSEE THEATRE ON ITS 70TH ANNIVERSARY - R-98-10-136:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring the Tennessee Theatre on its 70th Anniversary was before the Board of Commissioners.

Commissioner Schmid moved to approve Resolution R-98-10-136 - Resolution of the Commission of Knox County, Tennessee, honoring the Tennessee Theatre on its 70th Anniversary. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: DELEGATIONS TO BE HEARD:

1. Ms. Kaye McDaniels, Cedarchase Subdivision resident, was present and spoke concerning flooding in the Cedarchase Subdivision.

Mr. Thomas Schumpert, Knox County Executive, and Mr. Mike Moyers, Knox County Senior Deputy Law Director, were present and spoke on the matter.

2. Mr. Charles Giles, concerned citizen, spoke concerning the appointment of an Executive Director for the Commission Office.

3. Mr. Alonzo Montgomery, concerned citizen, spoke concerning the appointment of an Executive Director for the Commission Office.

4. Mr. Ronnie Frazier, Cedarchase Subdivision resident, was present and spoke concerning flooding in the Cedarchase Subdivision.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on September 1, 1998 (Special Session) and September 28, 1998 (Regular Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on September 1, 1998 (Special Session) and September 28, 1998 (Regular Session). Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark 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 the intersection of Maynardville Highway and Rifle Range Road was before the Board of Commissioners on second reading.

Commissioner Cawood moved to approve the request to close the intersection of Maynardville Highway and Rifle Range Road on second reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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

Commissioner Cawood moved to approve the request to close an unnamed right of way off Shipetown Road on second reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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3. Consideration of a request to close an unopened portion of Woodland Lane south of Crystal Lake Drive was before the Board of Commissioners on second reading.

Commissioner Cawood moved to approve the request to close an unopened portion of Woodland Lane south of Crystal Lake Drive on second reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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4. Consideration of a request to close an alleyway behind 1405 C Road was before the Board of Commissioners on second reading.

Commissioner Cawood moved to approve the request to close an alleyway behind 1405 C Road on second reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE:        RESOLUTIONS:

IN RE:        CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, EXPRESSING KNOX COUNTY'S INTENT TO CONTRIBUTE HOTEL-MOTEL TAX FUNDS FOR THE DEVELOPMENT OF A BASEBALL STADIUM TO BE LOCATED AT THE CASWELL PARK SITE - R-98-10-138:

Consideration of a resolution of the Commission of Knox County, Tennessee, expressing Knox County's intent to contribute Hotel-Motel Tax funds for the development of a baseball stadium to be located at the Caswell Park site was before the Board of Commissioners.

Mr. Thomas Schumpert, Knox County Executive, and Mr. Don Parnell, were present and spoke on the matter.

Commissioner Tindell moved to approve Resolution R-98-10-138 - Resolution of the Commission of Knox County,

Tennessee, expressing Knox County's intent to contribute Hotel-Motel Tax funds for the development of a baseball stadium to be located at the Caswell Park site. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 CONDEMNATION OF VACANT AND BLIGHTED PROPERTY AT 6512 WACHESE LANE, KNOXVILLE, TENNESSEE - R-98-10-131:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing condemnation of vacant and blighted property at 6512 Wachese Lane, Knoxville, Tennessee was before the Board of Commissioners.

Mr. Paul Nesbitt, area resident, Mr. Roy Braden, Knox County Codes, Mr. Mike Moyers, Knox County Senior Deputy Law Director, and Mr. Paul Hughes, property owner, were present and spoke on the matter.

Commissioner Stephens moved to allow Mr. Paul Hughes, property owner, to complete the home located at 6512 Wachese Lane by the November 1998 meeting and obtain a certificate of occupancy. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 KNOXVILLE COMMUNITY DEVELOPMENT CORPORATION PLAN FOR THE REDEVELOPMENT OF MARKET SQUARE - R-98-10-134:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the Knoxville Community Development Corporation Plan for the redevelopment of Market Square was before the Board of Commissioners.

Mr. Thomas Schumpert, Knox County Executive, and Mr. Mike Kelly, City Law Director, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-98-10-134 - Resolution of the Commission of Knox County, Tennessee, approving the Knoxville Community Development Corporation Plan for the redevelopment of Market Square with the following amendment: Delete Item #5 of the Financing Plan on Page 22. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 CHAPTER 1012 FOR PRIMARIES AND RUN-OFF ELECTIONS IN NON-PARTISAN SCHOOL BOARD ELECTIONS - R-98-10-104: -

Consideration of a resolution of the Commission of Knox County, Tennessee, adopting Chapter 1012 for primaries and run-off elections in non-partisan school board elections was before the Board of Commissioners.

Dr. Paul Kelly, School Board member, Mr. Brian Hornback, concerned citizen, Mr. Steve Hunley, School Board member, and Mr. Mike Moyers, Knox County Senior Deputy Law Director, were present and spoke on the matter.

Commissioner Moody moved to approve Resolution R-98-10-104 - Resolution of the Commission of Knox County, Tennessee, adopting Chapter 1012 for primaries and run-off elections in non-partisan school board elections. Commissioner Bowden seconded the motion and upon roll call vote Commissioners



Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens and Cooper voted aye. Commissioners Jordan, Horner, McMillan, Mills, Clark and Pinkston voted no. The motion carried 13-6-0-0.

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

7. Commissioner Cooper amended the agenda to hear Resolution R-98-10-108 after Resolution R-98-10-110. (See Page \_\_\_\_\_)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH COMPUTER SYSTEMS PLUS TO PROVIDE THE SCHOOL FOOD SERVICE DEPARTMENT WITH A FOOD SERVICE POINT OF SALE MANAGEMENT COMPUTER SYSTEM - R-98-10-105:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Computer Systems Plus to provide the School Food Service Department with a food service point of sale management computer system was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-10-105 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Computer Systems Plus to provide the School Food Service Department with a food service point of sale management computer system. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 \$1,316,000.00 FOR THE NEW MIDDLE SCHOOL IN WEST KNOX COUNTY AND BEARDEN HIGH SCHOOL PROJECTS - R-98-10-106:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$1,316,000.00 for the new middle school in West Knox County and Bearden High School projects was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-10-106 - Resolution of the Commission of Knox County, Tennessee, appropriating \$1,316,000.00 for the new middle school in West Knox County and Bearden High School projects.

Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 \$1,304,709.46 FOR CLASSROOM TECHNOLOGY AND INSTALLATION OF NETWORK WIRING IN THE ANDREW JOHNSON BUILDING - R-98-10-107:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$1,304,709.46 for classroom technology and installation of network wiring in the Andrew Johnson Building was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-10-107 - Resolution of the Commission of Knox County, Tennessee, appropriating \$1,304,709.46 for classroom technology and installation of network wiring in the Andrew Johnson Building. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 CONCEPTS IN COMMUNICATIONS FOR ETHERNET CABLE INSTALLATION, CONTINGENT UPON RECEIVING AN E-RATE DISCOUNT - R-98-10-108:

This item was heard 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, APPROPRIATING \$12,373,785.00 FOR CONSTRUCTION AND RELATED COSTS FOR THE SECOND PHASE OF THE RENOVATION OF BEARDEN HIGH SCHOOL - R-98-10-109:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$12,373,785.00 for construction and related costs for the second phase of the renovation of Bearden High School was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-10-109 - Resolution of the Commission of Knox County, Tennessee, appropriating \$12,373,785.00 for construction and related costs for the second phase of the renovation of Bearden High School. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 NOT TO EXCEED \$81,000.00 WITH LOCKWOOD GREENE ENGINEERS, INC., TO PROVIDE ARCHITECTURAL/ENGINEERING SERVICES FOR THE RE-ROOFING OF FARRAGUT AND POWELL HIGH SCHOOLS - R-98-10-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract not to exceed \$81,000.00 with Lockwood Greene Engineers, Inc., to provide architectural/engineering services for the re-roofing of Farragut and Powell High Schools was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-10-110 - Resolution of the Commission of Knox County, Tennessee, approving a contract not to exceed \$81,000.00 with

Lockwood Greene Engineers, Inc., to provide architectural/engineering services for the re-roofing of Farragut and Powell High Schools. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 CONCEPTS IN COMMUNICATIONS FOR ETHERNET CABLE INSTALLATION, CONTINGENT UPON RECEIVING AN E-RATE DISCOUNT - R-98-10-108:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Concepts in Communications for Ethernet Cable installation, contingent upon receiving an E-rate discount was before the Board of Commissioners.

Mr. Bob Thomas, Assistant Superintendent/Business Manager for Knox County Schools, Mr. Steve deMik, Knox County Deputy Finance Director, Ms. Darlene Smolik, Public Building Authority, Mr. Mike Moyers, Knox County Senior Deputy Law Director, and Mr. Thomas Schumpert, Knox County Executive, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-98-10-108 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Concepts in Communications for Ethernet Cable installation, contingent upon receiving an E-rate discount. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 NUMBER 1, CHANGE ORDER NUMBER 2, AND CHANGE ORDER NUMBER 3 WITH APAC CONSTRUCTION FOR ROAD IMPROVEMENTS TO FOX LONAS ROAD - R-98-10-111:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Change Order Number 1, Change Order Number 2, and Change Order Number 3 with APAC Construction for road improvements to Fox Lonas Road was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-10-111 - Resolution of the Commission of Knox County, Tennessee, approving Change Order Number 1, Change Order Number 2, and Change Order Number 3 with APAC Construction for road improvements to Fox Lonas Road. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 NUMBER 2 FOR HARDIN VALLEY ROAD IMPROVEMENTS - R-98-10-112:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Change Order Number 2 for Hardin Valley Road improvements was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-10-112 - Resolution of the Commission of Knox County, Tennessee, approving Change Order Number 2 for Hardin Valley Road improvements. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH APAC-TENNESSEE, INC. FOR HOT MIXING HAULING AND PLACING - R-98-10-113:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with APAC-Tennessee, Inc. for Hot Mixing Hauling and Placing was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-10-113 - Resolution of the Commission of Knox County, Tennessee, approving a contract with APAC-Tennessee, Inc. for Hot Mixing Hauling and Placing. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 AGREEMENT WITH THE STATE OF TENNESSEE'S DEPARTMENT OF TRANSPORTATION FOR BRIDGE REPLACEMENT ON THE LONGMIRE BRIDGE PROJECT - R-98-10-114:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement with the State of Tennessee's Department of Transportation for bridge replacement on the Longmire Bridge Project was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-10-114 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement with the State of Tennessee's Department of Transportation for bridge replacement on the Longmire Bridge Project. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 NUMBER 2 AND CHANGE ORDER NUMBER 3 WITH HICKS EXCAVATING FOR THE SCHAAD ROAD/CALLAHAN ROAD IMPROVEMENT PROJECT - R-98-10-115:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Change Order Number 2 and Change Order Number 3 with Hicks Excavating for the Schaad Road/Callahan Road Improvement Project was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-10-115 - Resolution of the Commission of Knox County, Tennessee, approving Change Order Number 2 and Change Order Number 3 with Hicks Excavating for the Schaad Road/Callahan Road Improvement Project. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 \$34,325.00 AND APPROVING A CONTRACT WITH SITE, INC. FOR ENGINEERING SERVICES FOR ROAD IMPROVEMENTS TO THE CARTER SCHOOL ROAD/ASHEVILLE HIGHWAY INTERSECTION - R-98-10-116:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$34,325.00 and approving a contract with SITE, Inc. for engineering services for road improvements to the Carter School Road/Asheville Highway Intersection was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-10-116 - Resolution of the Commission of Knox County, Tennessee, appropriating \$34,325.00 and approving a contract with SITE, Inc. for engineering services for road improvements to the Carter School Road/Asheville Highway Intersection. Commissioner

Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 \$23,650.00 AND APPROVING A CONTRACT WITH SITE, INC. FOR ENGINEERING SERVICES FOR ROAD IMPROVEMENTS TO THE CARTER SCHOOL ROAD/STRAWBERRY PLAINS PIKE INTERSECTION - R-98-10-117:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$23,650.00 and approving a contract with SITE, Inc. for engineering services for road improvements to the Carter School Road/Strawberry Plains Pike Intersection was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-10-117 - Resolution of the Commission of Knox County, Tennessee, appropriating \$23,650.00 and approving a contract with SITE, Inc. for engineering services for road improvements to the Carter School Road/Strawberry Plains Pike Intersection.

Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 #2 WITH RENFRO CONSTRUCTION CO., INC. FOR THE PARKSIDE BOULEVARD (TRUCKER'S LANE ROAD) IMPROVEMENTS - R-98-10-118:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Change Order #2 with Renfro Construction Co., Inc. for the Parkside Boulevard (Trucker's Lane Road) improvements was before the Board of Commissioners.



Commissioner Leuthold moved to approve Resolution R-98-10-118 - Resolution of the Commission of Knox County, Tennessee, approving Change Order #2 with Renfro Construction Co., Inc. for the Parkside Boulevard (Trucker's Lane Road) improvements. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 TO RENOVATE THE ALCOAWAY OPTIMIST CLUB PARK - R-98-10-119:

This item was deferred to the November meeting. (See Amendments to the Agenda, Page \_\_\_\_\_)

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At this time, Commissioner Medley left the meeting due to her mother being hospitalized.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING CONDEMNATION OF PROPERTY ON CLAYTON ROAD FOR COMPLETION OF THE VESTAL ROAD AND DRAINAGE IMPROVEMENTS PROJECT - R-98-10-120:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing condemnation of property on Clayton Road for completion of the Vestal Road and Drainage Improvements Project was before the Board of Commissioners.

Commissioner Pinkston moved to approve Resolution R-98-10-120 - Resolution of the Commission of Knox County, Tennessee, authorizing condemnation of property on Clayton Road for completion of the Vestal Road and Drainage Improvements Project. Commissioner Bowden seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner,

Cooper, McMillan, Mills, Clark and Pinkston voted aye.

Commissioner Medley was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH THE KNOXVILLE LEADERSHIP FOUNDATION TO ORGANIZE AND EXECUTE VOLUNTEER EFFORTS TO MAKE MINOR HOME REPAIRS FOR LOW INCOME HOMEOWNERS - R-98-10-121:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with the Knoxville Leadership Foundation to organize and execute volunteer efforts to make minor home repairs for low income homeowners was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-10-121 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the Knoxville Leadership Foundation to organize and execute volunteer efforts to make minor home repairs for low income homeowners. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A LEASE FOR THE OPERATION OF A TOURNAMENT SOCCER COMPLEX - R-98-10-122:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a lease for the operation of a tournament soccer complex was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-10-122 - Resolution of the Commission of Knox County, Tennessee, approving a lease for the operation of a tournament soccer complex. Commissioner Pinkston seconded the motion and

upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT AND APPROPRIATING MATCHING FUNDS IN THE AMOUNT OF \$150,000.00 FOR SOUTH FRENCH PARK - R-98-10-123:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement and appropriating matching funds in the amount of \$150,000.00 for South French Park was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-10-123 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement and appropriating matching funds in the amount of \$150,000.00 for South French Park. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH THE TENNESSEE DEPARTMENT OF HEALTH FOR CASE MANAGEMENT SERVICES FOR CHILDBEARING WOMEN NEEDING ALCOHOL AND DRUG REHABILITATION - R-98-10-124:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Health for case management services for childbearing women needing alcohol and drug rehabilitation was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-10-124 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Health for case management services for childbearing women needing alcohol and drug rehabilitation. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the vote. The motion carried 18-0-0-1.

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IN RE:            CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING HEALTH CARE CONTRACTS FOR KNOX COUNTY EMPLOYEES - R-98-10-125:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving health care contracts for Knox County Employees was before the Board of Commissioners.

Mr. Steve deMik, Knox County Deputy Finance Director, and Mr. Thomas Schumpert, Knox County Executive, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-98-10-125 - Resolution of the Commission of Knox County, Tennessee, approving health care contracts for Knox County Employees. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the vote. The motion carried 18-0-0-1.

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IN RE:            CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE JOB DESCRIPTION OF THE KNOX COUNTY COMMISSION EXECUTIVE DIRECTOR AND THE KNOX COUNTY COMMISSION OFFICE MANAGER - R-98-10-126:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the job description of the Knox County Commission Executive Director and the Knox County Commission Office Manager was before the Board of Commissioners..

Commissioner Mills moved to approve Resolution R-98-10-126 - Resolution of the Commission of Knox County, Tennessee, approving the job description of the Knox County Commission Executive Director and the Knox County Commission Office Manager. Commissioner Arms seconded the motion.

The following amendments were accepted by the maker of the motion:

Amendment 1: Add the following language to the Knox County Commission Executive Director's job description: "The executive director will be responsible for implementation of the budget; and the executive director will attend standing committee meetings and full commission meetings." (This language shall be deleted from the Knox County Commission Office Manager's job description)

Amendment 2: Add the following language to the Knox County Commission Executive Director's job description: "The executive director will be responsible to over-see and approve the office budget, petty cash funds and travel arrangements.

Amendment 3: Add the following language to the Knox County Commission Executive Director's job description: "The executive director shall submit quarterly reports of all activities in the Commission Office and also quarterly financial reports ."

At 6:00 p.m. Commissioner Cooper indicated this item would be deferred until the rezoning agenda had been completed.

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

8. Commissioner Leuthold moved to hear Resolution R-98-10-129 and Resolution R-98-10-130 at this time. The motion was seconded and upon voice vote the motion carried 18-0-0-1. Commissioner Medley was absent from the meeting.

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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, 1998 - R-98-10-129:

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, 1998 was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-10-129 - 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, 1998.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE RE-APPROPRIATION OF FUNDS DESIGNATED FOR CARRYOVER ON JUNE 30, 1998 - R-98-10-130:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the re-appropriation of funds designated for carryover on June 30, 1998 was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-10-130 - Resolution of the Commission of Knox County, Tennessee, approving the re-appropriation of funds designated for carryover on June 30, 1998. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the vote. The motion carried 18-0-0-1.

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IN RE: ROLL CALL - (REZONING SESSION):

Mrs. Martha Smiddy, Administrative Assistant to the Knox County Clerk, called the roll. Those Commissioners responding were Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the evening session.

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IN RE: ZONING REQUEST:

1. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Victor Jernigan for rezoning from RAE Single Family Residential Exclusive Zone to CA General Business Zone was before the Board of Commissioners. Property located north and south side of Aquoni Lane, south of Clinton Highway, 6th Commission District.

Commissioner Cawood moved to approve Resolution ZR-98-10-101 - Resolution of the Commission of Knox County, Tennessee, approving the request of Victor Jernigan for rezoning from RAE Single Family Residential Exclusive Zone to CA General Business Zone for lots 3, 4, 5, 6, and 7 and OA Office Park for lots 8, 30, 31, 32, and parts of lots 26 and 29 as per MPC's recommendation. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the vote. The motion carried 18-0-0-1. Property located north and south side of Aquoni Lane, south of Clinton Highway, 6th Commission District.

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2. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of William and Sonya Overholt for rezoning from I Industrial Zone to A Agricultural Zone was before the Board of Commissioners. Property located east side Whirlwind Way, south of Mascot Road, 8th Commission District.

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

Commissioner Mills moved to approve Resolution RZ-98-10-102 - Resolution of the Commission of Knox County, Tennessee, approving the request of William and Sonya Overholt for rezoning from I Industrial Zone to A Agricultural Zone as per MPC's recommendation. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the vote. The motion carried 18-0-0-1. Property located east side Whirlwind Way, south of Mascot Road, 8th Commission District.

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3. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of D & H, LLC for rezoning from RB General Residential Zone to CA General Business Zone was before the Board of Commissioners. Property located south side Kildare Drive, north of Kingston Pike, 5th Commission District.

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

Commissioner Griess moved to approve Resolution ZR-98-10-103 - Resolution of the Commission of Knox County, Tennessee, approving the request of D & H, LLC for rezoning from RB General General Residential Zone to CA General Business Zone, excluding driveway to Kildare Drive as per MPC's recommendation. Commissioner Arms seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the vote. The motion carried 18-0-0-1. Property located south side Kildare Drive, north of Kingston Pike, 5th Commission District.

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4. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of David and Vickie Carpenter for rezoning from I Industrial Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located south side West Emory Road, east of Oak Ridge Highway, 6th Commission District.

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

Commissioner Cawood moved to approve Resolution RZ-98-10-104 - Resolution of the Commission of Knox County, Tennessee, approving the request of David and Vickie Carpenter for rezoning from I Industrial Zone to RA Low Density Residential Zone as per MPC's recommendation. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the vote. The motion carried 18-0-0-1. Property located south side West Emory Road, east of Oak Ridge Highway, 6th Commission District.

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5. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Earl Smith for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located northwest side Shady Lane, north of Granville Conner Road, 6th Commission District.

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

Commissioner Stephens moved to approve Resolution RZ-98-10-105 - Resolution of the Commission of Knox County, Tennessee, approving the request of Earl Smith for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per MPC's recommendation. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood,

Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the vote. The motion carried 18-0-0-1. Property located northwest side Shady Lane, north of Granville Conner Road, 6th Commission District.

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IN RE: REZONING APPEALS:

1. Consideration of the appeal of Joe Touchton of MPC denial of rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located southwest side of Chapman Highway, northwest side Burnett Lane, 9th Commission District.

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

Mr. Joe Touchton, appellant, was present and spoke on behalf of the appeal.

Commissioner Pinkston moved to uphold the appeal of Joe Touchton of MPC denial of rezoning from A Agricultural Zone to CA General Business Zone. Commissioner Clark seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Tindell, Moody, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Collins and Guthe voted no. Commissioner Medley was absent from the vote. The motion carried 16-2-0-1.

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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 MINI-WAREHOUSE AND STORAGE FACILITIES IN COMMERCIAL AND INDUSTRIAL ZONES - O-98-10-102 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding mini-warehouse and storage facilities in Commercial and Industrial Zones was before the Board of Commissioners on first reading.

Commissioner Cawood moved to approve Ordinance O-98-10-102 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding mini-warehouse and storage facilities in Commercial and Industrial Zones on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the vote. The motion carried 18-0-0-1.

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IN RE: SUBDIVISION APPEALS/ONE LOT VARIANCES:

1. Consideration of the appeal of Stormer Estates Subdivision on MPC approval of Concept Plan was before the Board of Commissioners. Property located northeast side of Stormer Road, south of East Emory Road, 6th Commission District.

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

Mr. Arthur Seymour, Attorney representing the original applicant for approval of the concept plan, was present and spoke on the matter.

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

Mr. B.F. Dalton, Mr. David Dunn, and Mr. Larry Moore, area residents, were present and spoke on the matter.

Commissioner McMillan moved to uphold the subdivision plat plan subject to the following conditions contained within the letter from Mr. Louis Woolf who is a resident near the Stormwater Estates area: (1) Plant trees along Stormer Road as soon as the road is widened; Fence in the rear portion of the property to prevent cattle grazing on the adjoining property from coming onto Stormer Estates; and limit delivery to one or two manufactured homes per week in order to prevent excess traffic

congestion. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye.

Commissioner Medley was absent from the vote. The motion carried 18-0-0-1. Property located northeast side of Stormer Road, south of East Emory Road, 6th Commission District.

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IN RE: ZONING REQUEST - (CONTINUED):

1. Consideration of a resolution of the Commission of Knox County, Tennessee, granting a front setback variance in the Forks of the River Industrial Park to Matsushita Electronics of America was before the Board of Commissioners.

Commissioner McMillan moved to approve Resolution ZR-98-10-106 - Resolution of the Commission of Knox County, Tennessee, granting a rear yard setback of 35 feet to 23.78 feet and a side yard setback from 25 feet to 16.62 feet in the Forks of the River Industrial Park to Matsushita Electronics of America. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the vote. The motion carried 18-0-0-1.

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

9. At this time, Commissioner Cooper appointed the following individuals to the Cable TV Committee: Commissioners Medley, Schmid, Griess - Vice-Chairman, Stephens, Horner, McMillan - Chairman and Pinkston.

10. At this time, Commissioner Cooper acknowledged the presence of Mr. Larry Smith and Cub Scout Pac #243 from Brickey School.

11. Commissioner Horner indicated the Tennessee County Services Association annual meeting will be held October 28 - October 30 at the Hyatt Regency and encouraged everyone to attend.

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IN RE: RESOLUTIONS - (CONTINUED):

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE JOB DESCRIPTION OF THE KNOX COUNTY COMMISSION EXECUTIVE DIRECTOR AND THE KNOX COUNTY COMMISSION OFFICE MANAGER - R-98-10-126 - (CONTINUED):

Amendment 4: Add the following language to the job description of the Knox County Commission Executive Director and the Knox County Commission Office Manager: "the office hours are to be set at 8:00 a.m. - 6:00 p.m., Monday through Friday and each employee is required to work eight (8) hours minimum per day."

Commissioner Schmid moved as Amendment 5 to add the following language to the job description of the Knox County Commission Executive Director: "The Executive Director's position is to be strictly non-partisan and non-political; and furthermore, the executive director is to do no personal work, mailings, copies of a personal nature for any commissioner or individual, nor is the Knox County Commission office equipment to be used for this purpose." Upon roll call vote to approve Amendment 5, Commissioners Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Jordan abstained from the vote. Commissioner Medley was absent from the vote. The amendment carried 17-0-1-1.

Amendment 6: There should be an evaluation process for the positions of the Executive Director and Office Manager; and include a minimum of the job qualifications expected for the position. This is to be done by the Human Services Committee and reported to the Commission at the November or December meeting.

Upon roll call vote to approve Resolution R-98-10-126 - Resolution of the Commission of Knox County, Tennessee, approving the job description of the Knox County Commission Executive

Director and the Knox County Commission Office Manager with Amendments 1-6, Commissioners Jordan, Bowden, Tindell, Arms, Leuthold, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Collins, Moody, Guthe, Schmid and Griess voted no. Commissioner Medley was absent from the vote. The motion carried 13-5-0-1.

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

12. Without objection, Commissioner Cooper amended the agenda to hear Ordinance O-98-10-101 at this time.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING CHAPTER 6 OF THE KNOX COUNTY CODE RELATIVE TO ANIMAL VACCINATION, NOISE AND ANIMAL CONTROL IN PUBLIC PARKS - O-98-10-101 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Chapter 6 of the Knox County Code relative to animal vaccination, noise and animal control in public parks was before the Board of Commissioners on first reading.

Commissioner Cawood moved to approve Ordinance O-98-10-101 - Ordinance of the Commission of Knox County, Tennessee, amending Chapter 6 of the Knox County Code relative to animal vaccination, noise and animal control in public parks on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE GENERAL BUDGET AND APPROPRIATING FUNDS FOR THE POSITION OF EXECUTIVE DIRECTOR OF THE KNOX COUNTY COMMISSION OFFICE - R-98-10-127:

Consideration of a resolution of the Commission of Knox County, Tennessee, amending the General Budget and appropriating funds for the position of Executive Director of the Knox County Commission Office was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-10-127 - Resolution of the Commission of Knox County, Tennessee, amending the General Budget and appropriating funds for the position of Executive Director of the Knox County Commission Office with the following amendments: (1) the maximum salary for the remainder of this fiscal year (1998-1999) is \$36,788.97 benefits included; (2) the maximum salary for a full year is \$46,790.00 plus benefits (both effective for the first payroll in November 1998.) Commissioner Pinkston seconded the motion.

Commissioner Griess moved as an amendment that the salary be reflected at a range between \$30,000.00 - \$40,000.00 and that the beginning salary be set at \$35,000.00 plus benefits. Commissioner Guthe seconded the motion and upon roll call vote Commissioners Collins, Moody, Guthe, Schmid, Griess and McMillan voted aye. Commissioners Jordan, Bowden, Tindell, Arms, Leuthold, Cawood, Stephens, Horner, Cooper, Mills, Clark and Pinkston voted no. Commissioner Medley was absent from the vote. The amendment failed 6-12-0-1.

Commissioner McMillan moved as an amendment that the annual salary be set at \$42,000.00 plus benefits. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Moody, Schmid, Griess, Stephens and McMillan voted aye. Commissioners Jordan, Bowden, Collins, Tindell, Guthe, Arms, Leuthold, Cawood, Horner, Cooper, Mills, Clark and Pinkston voted no. Commissioner Medley was absent from the vote. The amendment failed 5-13-0-1.

Upon roll call vote of the original motion to approve Resolution R-98-10-127 - Resolution of the Commission of Knox County, Tennessee, amending the General Budget and appropriating funds for the position of Executive Director of the Knox County

Commission Office with the following amendments: (1) the maximum salary for the remainder of this fiscal year (1998-1999) is \$36,788.97 benefits included; (2) the maximum salary for a full year is \$46,790.00 plus benefits effective for the first payroll in November 1998. Commissioners Jordan, Bowden, Tindell, Arms, Leuthold, Cawood, Horner, Cooper, Mills, Clark and Pinkston voted aye. Commissioners Collins, Moody, Guthe, Schmid, Griess, Stephens and McMillan voted no. Commissioner Medley was absent from the vote. The motion carried 11-7-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING AN EXECUTIVE DIRECTOR FOR THE KNOX COUNTY COMMISSION OFFICE - R-98-10-128:

Consideration of a resolution of the Commission of Knox County, Tennessee, appointing an Executive Director for the Knox County Commission Office was before the Board of Commissioners. Consideration of a resolution of the Commission of Knox County, Tennessee, appointing an Executive Director for the Knox County Commission Office.

Commissioner Mills moved to approve Resolution R-98-10-128 - Resolution of the Commission of Knox County, Tennessee, appointing an Executive Director for the Knox County Commission Office and submitted the following names for nominations: Ms. Ann White and Mr. Ray Hill. The motion was seconded.

Upon roll call for nominations for the Executive Director position for the Knox County Commission Office, Commissioner Jordan passed. Commissioner Bowden passed. Commissioner Collins passed. Commissioner Tindell passed. Commissioner Moody nominated Ms. Della Ledford. Commissioner Guthe passed. Commissioner Schmid passed nominated Mr. John Wojtowicz. Commissioner Arms passed. Commissioner Leuthold passed. Commissioner Griess passed. Commissioner Cawood passed. Commissioner Stephens passed. Commissioner Horner passed. Commissioner Cooper passed. Commissioner McMillan passed. Commissioner Clark passed. Commissioner Pinkston passed.



Commissioner Moody moved as a substitute motion to defer appointing an Executive Director for the Knox County Commission Office until an African American has applied for the position. Commissioner Schmid seconded the motion and upon roll call vote Commissioners Collins, Moody, Guthe, Schmid and Griess vote aye. Commissioner Jordan, Bowden, Arms, Leuthold, Cawood, Cooper and Mills voted no. Commissioner Tindell, Stephens, Horner, McMillan, Clark and Pinkston abstained from voting. Commissioner Medley was absent from the meeting. The substitute motion failed 5-7-6-1.

Commissioner Griess moved to allow the Commission to discuss the candidates that had been nominated. Commissioner Schmid seconded the motion and upon roll call vote Commissioners Collins, Moody, Guthe, Schmid, Arms and Griess voted aye. Commissioners Jordan, Bowden, Tindell, Leuthold, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted no. Commissioner Medley was absent from the vote. The motion failed 6-12-0-1.

Mr. John Wojtowicz, nominee, addressed the Commission regarding appointment of the Executive Director for the Knox County Commission Office.

Upon roll call vote for appointment of the Executive Director for the Knox County Commission Office, Commissioners Jordan, Bowden, Tindell, Arms, Leuthold, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted for Mr. Hill. Commissioners Collins, Moody, Guthe, Schmid and Griess voted for Ms. Ledford. Commissioner Medley was absent from the vote. Mr. Hill received 13 votes. Ms. Ledford received 5 votes.

Commissioner Mills moved to approve Resolution R-98-10-128 - Resolution of the Commission of Knox County, Tennessee, appointing an Executive Director for the Knox County Commission Office and that Mr. Ray Hill be appointed. The motion was seconded and upon roll call vote Commissioners Jordan, Bowden, Tindell, Arms, Leuthold, Cawood, Stephens, Horner,

Cooper, McMillan, Mills, Clark and Pinkston voted aye.

Commissioners Collins, Moody, Guthe, Schmid and Griess voted no

Commissioner Medley was absent from the vote. The motion carried

13-5-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING YEAR END BUDGET AMENDMENTS FOR VARIOUS FUNDS FOR THE CLOSE-OUT OF FISCAL YEAR ENDED JUNE 30, 1998 - R-98-10-129:

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE RE-APPROPRIATION OF FUNDS DESIGNATED FOR CARRYOVER ON JUNE 30, 1998 - R-98-10-130:

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 CONDEMNATION OF VACANT AND BLIGHTED PROPERTY AT 6512 WASHHESE LANE, KNOXVILLE, TENNESSEE - R-98-10-131:

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, EXPRESSING GRATITUDE TO THE MEMBERS OF THE TENNESSEE CONGRESSIONAL DELEGATION FOR ASSISTANCE IN FEDERAL FUNDING FOR EAST TENNESSEE - R-98-10-132:

Consideration of a resolution of the Commission of Knox County, Tennessee, expressing gratitude to the members of the Tennessee Congressional Delegation for assistance in federal funding for East Tennessee was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-98-10-132 - Resolution of the Commission of Knox County, Tennessee, expressing gratitude to the members of the Tennessee Congressional Delegation for assistance in federal funding for East Tennessee. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, EXPRESSING SUPPORT FOR AN EXTENSION OF THE LOCKHEED MARTIN ENERGY SYSTEM CONTRACT TO OPERATE AND MANAGE THE U.S. DEPARTMENT OF ENERGY FACILITIES AT THE Y-12 PLANT TO ALLOW ADEQUATE TRANSPORTATION TIME BETWEEN THE COMPETITION OF THE ORNL CONTRACT - R-98-10-133:

Consideration of a resolution of the Commission of Knox County, Tennessee, expressing support for an extension of the Lockheed Martin Energy System contract to operate and manage the U.S. Department of Energy facilities at the Y-12 Plant to allow adequate transportation time between the competition of the ORNL contract was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-98-10-133 - Resolution of the Commission of Knox County, Tennessee, expressing support for an extension of the Lockheed Martin Energy System contract to operate and manage the U.S. Department of Energy facilities at the Y-12 Plant to allow adequate transportation time between the competition of the ORNL contract. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE KNOXVILLE COMMUNITY DEVELOPMENT CORPORATION PLAN FOR THE REDEVELOPMENT OF MARKET SQUARE - R-98-10-134:

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, DISAPPROVING ANNEXATION ORDINANCES PASSED BY THE CITY OF KNOXVILLE - R-98-10-135:

Consideration of a resolution of the Commission of Knox County, Tennessee, disapproving annexation ordinances passed by the City of Knoxville.

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

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING THE TENNESSEE THEATRE ON ITS 70TH ANNIVERSARY; AND RESOLUTION - R-98-10-136:

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, HONORING THE WEST HIGH SINGERS FOR THEIR FESTIVAL CHOIR TRIP TO VIENNA, AUSTRIA, DECEMBER 9-16, 1998 - R-98-10-137:

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, EXPRESSING KNOX COUNTY'S INTENT TO CONTRIBUTE HOTEL-MOTEL TAX FUNDS FOR THE DEVELOPMENT OF A BASEBALL STADIUM TO BE LOCATED AT THE CASWELL PARK SITE - R-98-10-138:

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

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IN RE: ROLL CALL BY DISTRICTS:

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

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IN RE: ADJOURNMENT:

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

\* \* \* \* \*

KNOX COUNTY BOARD OF COMMISSIONERS

  
LEO COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, November 16, 1998 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark 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, Ms. Kathy Hamilton, Knox County Finance Director, Knox County Law Director, and members of the news media.

Commissioner Cooper, Chairman, presided.

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

\* \* \* \* \*

IN RE: ROLL CALL:

Ms. Martha Smiddy, Administrative Assistant to the Knox County Clerk, called the roll.

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IN RE: DEVOTIONAL:

Commissioner Stephens was present and gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Clark led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

1. Commissioner Cooper amended the agenda to add the following item: Resolution R-98-11-129 - Resolution of the Commission of Knox County, Tennessee, of the Commission of Knox County, Tennessee, approving the request of Soil Restoration & Recycling, LLC (SR2) to notify the Tennessee Department of Environment and Conservation (TDEC) that necessary Knox County approvals have been met and that the Knox County Commission has determined that the provisions of TCA Section 68-211-701, et seq., otherwise known as the Jackson Law, are not applicable to SR2's Knox County operation located at 7836 Rutledge Pike, within the 8th Commission District.

Mr. Richard Beeler, Knox County Law Director, and Mr. Bill Stokes, Attorney, were present and spoke on the matter.

Upon roll call vote to add the above resolution to the agenda, Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, Clark and Pinkston voted aye. Commissioners McMillan and Mills voted no. Commissioner Bowden arrived later in the meeting. The motion carried 16-2-0-1.

2. Without objection, Commissioner Cooper amended the agenda to add the following item: Resolution R-98-11-128 - Resolution of the Commission of Knox County, Tennessee,

congratulating the Knox County Tourist Commission and the Knoxville-Knox County Chamber Partnership for reaching agreement on contract revisions.

3. Commissioner Leuthold moved to amend the agenda to withdraw the following items: Resolution R-98-11-113 - Resolution of the Commission of Knox County, Tennessee, approving Change Order #1 with Standard Roofing Company for the roofing project at Halls High School; and Resolution R-98-11-114 - Resolution of the Commission of Knox County, Tennessee, approving Change Order #1 to the Chilhowee Intermediate Fire Alarm Installation Project. Commissioner Jordan seconded the motion and upon voice vote the motion carried 18-0-0-1. Commissioner Bowden arrived later in the meeting.

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IN RE: CONSENT ITEMS:

1. Drives and Roads to be accepted as completed:  
A. Yellow Pine Lane, Cogdill Commercial Park, Unit 1, 600 feet in length with a 70 foot right of way, Industrial Properties Partnership, property owner.

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2. Tax Refunds:  
No request received.

\* \* \* \* \*

3. Notary Public Applications:  
135 Notary Public Applications received.

\* \* \* \* \*

Commissioner Horner moved to approve all items on the consent agenda. The motion was seconded seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden 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, HONORING STEPHANIE MORRIS FOR BEING RECOGNIZED AS THE 1998 TENNESSEE PROFESSOR OF THE YEAR. R-98-11-101:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Stephanie Morris for being recognized as the 1998 Tennessee Professor of the Year was before the Board of Commissioners.

Commissioners Moody and Griess moved to approve Resolutions - R-98-11-101 - Resolution of the Commission of Knox County, Tennessee, honoring Stephanie Morris for being recognized as the 1998 Tennessee Professor of the Year. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden arrived later in the meeting. The motion carried 18-0-0-1.

Ms. Morris 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, RECOGNIZING MARY BETH RAMEY FOR HER YEARS OF SERVICE TO THE KNOX COUNTY LAW DIRECTOR AND THE KNOX COUNTY COMMISSION - R-98-11-102:

Consideration of a resolution of the Commission of Knox County, Tennessee, recognizing Mary Beth Ramey for her years of service to the Knox County Law Director and the Knox County Commission was before the Board of Commissioners.

Commissioners Griess and Cawood moved to approve Resolution R-98-11-102 - Resolution of the Commission of Knox County, Tennessee, recognizing Mary Beth Ramey for her years of service to the Knox County Law Director and the Knox County Commission. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden arrived later in the meeting. The motion carried 18-0-0-1.

Ms. Ramey 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 AND CONGRATULATING NINE KNOX COUNTY SCHOOLS ON EARNING INCENTIVE AWARDS FROM THE TENNESSEE DEPARTMENT OF EDUCATION FOR THE 1997-1998 SCHOOL YEAR - R-98-11-103:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring and congratulating nine Knox County Schools on earning incentive awards from the Tennessee Department of Education for the 1997-1998 school year was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-98-11-103 - Resolution of the Commission of Knox County, Tennessee, honoring and congratulating nine Knox County Schools on earning incentive awards from the Tennessee Department of Education for the 1997-1998 school year. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden arrived later in the meeting. The motion carried 18-0-0-1.

The following individuals from the following schools were present to express appreciation to the commission for the resolution:

Bearden High School - Ms. Mary Lou Kanipe, Principal, Mr. Randy Pyne, Assistant Principal, and Ms. Patty Lann, Social Attendance Worker.

Bearden Middle School - Dr. Charlotte Dorsey, Principal.

New Hopewell Elementary School - Ms. Barbara Clark, Principal, and School Leadership Team - Ms. Sheila Craft, Ms.



Tonya Rollins, Mr. Eugene Burnett, Ms. Laura Spargo and Ms. Gail White.

Powell Elementary School - Mr. Fred Russell, Principal.  
Powell High School - Ms. Debbie Arnold, representing  
Powell High School.  
Halls High School - Ms. Rusha Sams, Assistant  
Principal.  
Shannondale Elementary School - Ms. Christine Williams,  
Principal.  
West Haven Elementary School - Ms. Sandy Myer, Social  
Worker Attendance Officer.  
Farragut High School - Ms. Lovada Ferguson, Assistant  
Principal, and Ms. Mary Lynn Ball, Teacher.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, PROCLAIMING NOVEMBER 15 THROUGH NOVEMBER 21 AS AMERICAN EDUCATION WEEK - R-98-11-104:

Consideration of a resolution of the Commission of Knox County, Tennessee, proclaiming November 15 through November 21 as American Education Week was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-98-11-104 - Resolution of the Commission of Knox County, Tennessee, proclaiming November 15 through November 21 as American Education Week. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden arrived later in the meeting. The motion carried 18-0-0-1.

Ms. Karen Peterman, President of KCEA, 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, RECOGNIZING UNITED STATES CELLULAR CORPORATION FOR ITS COMMITMENT AND CONTRIBUTION TO YOUTH SOCCER - R-98-11-105:

Consideration of a resolution of the Commission of Knox County, Tennessee, recognizing United States Cellular Corporation for its commitment and contribution to youth soccer was before the Board of Commissioners.

Mr. Doug Bataille, Knox County Parks and Recreation, Mr. Jerry DeLaurentis, Facilities Manager for US Cellular, and Mr. John Miller, Regional Manager for US Cellular, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-98-11-105 - Resolution of the Commission of Knox County, Tennessee, recognizing United States Cellular Corporation for its commitment and contribution to youth soccer. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden arrived later in the meeting. The motion carried 18-0-0-1.

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

4. Commissioner Cooper amended the agenda to hear Resolution R-98-11-128 before Resolution R-98-11-109.

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IN RE: DELEGATIONS TO BE HEARD:

1. Commissioner Arms spoke concerning a panel presentation for discussion of the new annexation law to be aired on Channel 12 on Monday, November 16, 1998 at 10:00 p.m. and November 30, 1998 at 7:00 p.m.

2. Ms. Kathy Hamilton, Knox County Finance Director, was present and spoke concerning health insurance for Knox County employees.

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

5. Commissioner Cooper amended the agenda to hear Resolution R-98-11-119 and Resolution R-98-11-120 after Resolution R-98-11-109.

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IN RE: APPROVAL OF MINUTES OF PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on October 26, 1998 (Regular Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on October 26, 1998 (Regular Session). Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden arrived later in the meeting. The motion carried 18-0-0-1.

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

3. Mr. Tim Wright, President of the Metropolitan Drug Commission, and Mr. Robert Vint, Executive Director for Metropolitan Drug Commission, were present to honor Commissioner Mary Lou Horner with the Lifetime Commitment Award and present a "Horner Hammer" the world's largest gavel.

Commissioner Horner expressed appreciation for the honor.

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IN RE: ELECTIONS AND APPOINTMENTS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING TWO NEW MEMBERS TO THE KNOX COUNTY JAIL INSPECTION COMMITTEE - R-98-11-106:

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

Mr. Hubert Smith, member of the Knox County Jail Inspection Committee, was present and spoke on the matter.

Commissioner Horner nominated Dr. Galen Methvin. Commissioner Stephens nominated Mr. Rusty Clower. An alternate

member is to be appointed from the 8th Commission District at the December 1998 meeting.

Commissioner Griess moved that the nominations cease. Commissioner Horner seconded the motion and upon voice vote the motion carried 18-0-0-1. Commissioner Bowden arrived later in the meeting.

Commissioner Horner moved to approve Resolution R-98-11-106 - Resolution of the Commission of Knox County, Tennessee, appointing two new members to the Knox County Jail Inspection Committee and that Mr. Rusty Clower and Dr. Galen Methvin be appointed. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden arrived later in the meeting. The motion carried 18-0-0-1.

Commissioner Griess moved to re-appoint three members to the Knox County Jail Inspection Committee to be effective for January 1999 and that the following individuals be re-appointed: Mr. Hubert Smith, Mr. Rusty Clower and Dr. Galen Methvin. An alternate member from the 8th Commission District is to be appointed at the December 1998 meeting. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden 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, CONFIRMING THE APPOINTMENT OF A NEW MEMBER TO THE KNOX COUNTY MUNICIPAL SOLID WASTE PLANNING REGION BOARD - R-98-11-107:

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

Commissioner Cawood moved to approve Resolution R-98-11-107 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of a new member to the Knox County Municipal Solid Waste Planning Region Board and that Mr. Fred Henderlight be appointed. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden 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, CONFIRMING THE APPOINTMENT OF RICHARD MAPLES TO THE E-911 BOARD - R-98-11-108:

Consideration of a resolution of the Commission of Knox County, Tennessee, confirming the appointment of Richard Maples to the E-911 Board was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution

R-98-11-108 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of Richard Maples to the E-911 Board. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden 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, CONGRATULATING THE KNOX COUNTY TOURIST COMMISSION AND THE KNOXVILLE-KNOX COUNTY CHAMBER PARTNERSHIP FOR REACHING AGREEMENT ON CONTRACT REVISIONS - R-98-11-128:

Consideration of a resolution of the Commission of Knox County, Tennessee, congratulating the Knox County Tourist Commission and the Knoxville-Knox County Chamber Partnership for reaching agreement on contract revisions was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-98-11-128 - Resolution of the Commission of Knox County, Tennessee, congratulating the Knox County Tourist Commission and the Knoxville-Knox County Chamber Partnership for reaching agreement on contract revisions. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden 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 A LEASE OF THE FAIRVIEW TECHNOLOGY CENTER TO THE DEVELOPMENT CORPORATION - R-98-11-109:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a lease of the Fairview Technology Center to the Development Corporation was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-11-109 - Resolution of the Commission of Knox County, Tennessee, approving a lease of the Fairview Technology Center to the Development Corporation. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden 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 A CONTRACT WITH THE KNOX HOUSING PARTNERSHIP TO ACQUIRE AND REHABILITATE SINGLE FAMILY RENTAL UNITS IN VESTAL - R-98-11-119:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with the Knox Housing

Partnership to acquire and rehabilitate single family rental units in Vestal was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-11-119 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the Knox Housing Partnership to acquire and rehabilitate single family rental units in Vestal. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden 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, APPROPRIATING \$36,000.00 TO ESTABLISH THE KNOX COUNTY SCHOLARS INDUSTRY SKILLS PROGRAM - R-98-11-120:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$36,000.00 to establish the Knox County Scholars Industry Skills Program was before the Board of Commissioners.

Mr. Pat Wood, Chairman of the Development Corporation, and Dr. Allen Edwards, Pellissippi State Community College, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-98-11-120 - Resolution of the Commission of Knox County, Tennessee, appropriating \$36,000.00 to establish the Knox County Scholars Industry Skills Program. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden 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, NAMING THE NEW WEST KNOXVILLE BRANCH LIBRARY BUILDING THE "BEE DESELM BUILDING" OF THE WEST KNOXVILLE BRANCH LIBRARY - R-98-11-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, naming the new West Knoxville Branch Library Building the "Bee DeSelm Building" of the West Knoxville Branch Library was before the Board of Commissioners.

Commissioners Schmid and Guthe moved to approve Resolution R-98-11-110 - Resolution of the Commission of Knox County, Tennessee, naming the new West Knoxville Branch Library Building the "Bee DeSelm Building" of the West Knoxville Branch Library. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden 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, APPROPRIATING \$116,000.00 FOR THE PURCHASE OF COMPUTER EQUIPMENT FOR VARIOUS SCHOOL SITES TO BE USED BY SCHOOLS ADMINISTRATION - R-98-11-111:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$116,000.00 for the purchase of computer equipment for various school sites to be used by schools administration was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-11-111 - Resolution of the Commission of Knox County, Tennessee, appropriating \$116,000.00 for the purchase of computer equipment for various school sites to be used by schools administration. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden 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 A TRANSFER OF FUNDS FROM THE SCHOOLS GENERAL PURPOSE FUND TO SCHOOL CONSTRUCTION FUND FOR BRICKEY ELEMENTARY CONSTRUCTION PROJECT - R-98-11-112:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a transfer of funds from the Schools General Purpose Fund to School Construction Fund for Brickey Elementary Construction Project was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-98-11-112 - Resolution of the Commission of Knox County, Tennessee, approving a transfer of funds from the Schools General Purpose Fund to School Construction Fund for Brickey Elementary Construction Project. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden 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 CHANGE ORDER #1 WITH STANDARD ROOFING COMPANY FOR THE ROOFING PROJECT AT HALLS HIGH SCHOOL - R-98-11-113:

This item was withdrawn from the agenda. (See

Page \_\_\_\_\_)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING CHANGE ORDER #1 TO THE CHILHOWEE INTERMEDIATE FIRE ALARM INSTALLATION PROJECT R-98-11-114:

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 STOOKSBURY CONSTRUCTION FOR THE REPLACEMENT OF THE LONGMIRE BRIDGE - R-98-11-115:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Stooksbury Construction for the replacement of the Longmire Bridge was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-11-115 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Stooksbury Construction for the replacement of the Longmire Bridge. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden 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 CHANGE ORDER #5 WITH BLALOCK CONSTRUCTION FOR THE PARKSIDE DRIVE IMPROVEMENT PROJECT - R-98-11-116:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Change Order #5 with Blalock Construction for the Parkside Drive Improvement Project was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-11-116 - Resolution of the Commission of Knox County, Tennessee, approving Change Order #5 with Blalock Construction for the Parkside Drive Improvement Project. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden 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, APPROPRIATING \$350,000.00 TO ACQUIRE PROPERTY AND ACCESS RIGHT OF WAY FOR THE HALLS CONVENIENCE CENTER - R-98-11-117:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$350,000.00 to acquire property and access right of way for the Halls Convenience Center was before the Board of Commissioners.

Mr. John King, Attorney representing area residents, Mr. Gary Cox, area resident, Mr. Bruce Wuethrich, Director of Engineering and Public Works for Knox County, Mr. John Evans, Director of Knox County Solid Waste Department, Mr. Steve Ridenour, homeowner and business owner in Halls, and Mr. Thomas Schumpert, Knox County Executive, were present and spoke on the matter.

Commissioner Horner moved to approve Resolution R-98-11-117 - Resolution of the Commission of Knox County, Tennessee, appropriating \$350,000.00 to acquire property and

access right of way for the Halls Convenience Center. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Jordan, Tindell, Leuthold, Stephens, Horner, Cooper, Mills, Clark and Pinkston voted aye. Commissioners Collins, Moody, Medley, Guthe, Schmid, Arms, Griess, Cawood and McMillan voted no. Commissioner Bowden arrived later in the meeting. The motion failed 9-9-0-1.

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

6. Without objection, Commissioner Cooper amended the agenda to hear Resolution R-98-11-129 at this time.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE REQUEST OF SOIL RESTORATION & RECYCLING, LLC (SR2) TO NOTIFY THE TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION (TDEC) THAT NECESSARY KNOX COUNTY APPROVALS HAVE BEEN MET AND THAT THE KNOX COUNTY COMMISSION HAS DETERMINED THAT THE PROVISIONS OF TCA SECTION 68-211-701, ET SEQ., OTHERWISE KNOWN AS THE JACKSON LAW, ARE NOT APPLICABLE TO SR2'S KNOX COUNTY OPERATION LOCATED AT 7836 RUTLEDGE PIKE, WITHIN THE 8TH COMMISSION DISTRICT - R-98-11-129:

Consideration of a resolution of the Commission of Knox County, Tennessee, of the Commission of Knox County, Tennessee, approving the request of Soil Restoration & Recycling, LLC (SR2) to notify the Tennessee Department of Environment and Conservation (TDEC) that necessary Knox County approvals have been met and that the Knox County Commission has determined that the provisions of TCA Section 68-211-701, et seq., otherwise known as the Jackson Law, are not applicable to SR2's Knox County operation located at 7836 Rutledge Pike, within the 8th Commission District was before the Board of Commissioners.

Mr. Bill Stokes, Attorney, Ms. Melissa Lyke, area resident, Mr. Mike Moyers, Knox County Senior Deputy Law Director, Mr. J.D. Bigee, area resident, and Ms. Jama Grove, area resident, were present and spoke on the matter.

Commissioner Arms moved to approve the interpretation by the Knox County Law Department that the Jackson Law does not classify this as a landfill operation. The motion was seconded and upon roll call vote Commissioners Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens voted aye. Commissioners Horner, Cooper, McMillan, Mills, Clark and Pinkston voted no. Commissioners Jordan and Bowden abstained from voting. The motion carried 11-6-2-0.

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

Mrs. Angie Nesbitt, Minute Clerk to the Knox County Clerk, called the roll. Those Commissioners responding were Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye.

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IN RE: REZONING REQUESTS:

1. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of CEE BEE, LLC., for rezoning from RB General Residential Zone to CA General Business Zone for southeastern 285 feet of parcel 85.01 was before the Board of Commissioners. Property located northeast side I-75, northwest Raccoon Valley Drive, north and south of Gamble Drive, 6th Commission District.

Commissioner Griess moved to approve Resolution RZ-98-11-101 - Resolution of the Commission of Knox County, Tennessee, approving the request of CEE BEE, LLC., for rezoning from RB General Residential Zone to CA General Business Zone as per MPC's recommendation. Commissioner Guthe seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located northeast side I-75, northwest Raccoon Valley Drive, north and south of Gamble Drive, 6th Commission District.

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2. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Ronnie Bowling for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located east side Griffith Road, north of Andersonville Pike, 7th Commission District.

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

Commissioner Horner moved to approve Resolution RZ-98-11-102 - Resolution of the Commission of Knox County, Tennessee, approving the request of Ronnie Bowling for rezoning from A Agricultural Zone to PR Planned Residential at a density of 1 dwelling unit per acre. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located east side Griffith Road, north of Andersonville Pike, 7th Commission District.

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3. 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 to PR Planned Residential at a density of 1 to 3 dwelling units per acre was before the Board of Commissioners. Property located south side Ball Camp Pike, west of Saint Gregorys Court, 6th Commission District.

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

Commissioner Cawood moved to approve Resolution RZ-98-11-103 - Resolution of the Commission of Knox County, Tennessee, approving the request of E.L. Duncan Builder, Inc. for rezoning from RA Low Density Residential to PR Planned

Residential at a density of 1 to 3 dwelling units per acre as per MPC's recommendation. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located south side Ball Camp Pike, west of Saint Gregor's Court, 6th Commission District.

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4. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Randy Nicely for rezoning from Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located northeast side Whispering Oaks Drive, northeast of Country Scene Road, 6th Commission District.

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

Commissioner Stephens moved to approve Resolution RZ-98-11-104 - Resolution of the Commission of Knox County, Tennessee, approving the request of Randy Nicely for rezoning from Agricultural Zone to RA Low Density Residential Zone. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located northeast side Whispering Oaks Drive, northeast of Country Scene Road, 6th Commission District.

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5. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Fields and Clayton for rezoning from A Agricultural Zone to PR Planned Residential at a density of 1 to 3 dwelling per acre was before the Board of Commissioners. Property located southwest and northeast side Choto Road, north and south sides of Bruce Smith Road, 5th Commission District.

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

Commissioner Leuthold moved to approve Resolution RZ-98-11-105 - Resolution of the Commission of Knox County, Tennessee, approving the request of Fields and Clayton for rezoning from A Agricultural Zone to PR Planned Residential at a density of 1 to 3 dwelling per acre as per MPC's recommendation. Commissioner Arms seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located southwest and northeast side Choto Road, north and south sides of Bruce Smith Road, 5th Commission District.

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6. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Marcus Whaley for rezoning from A Agricultural Zone to RA Low Density

Residential Zone was before the Board of Commissioners. Property located southside West Governor John Sevier Highway, north side Tipton Station Road, southwest of Neubert Springs Road, 9th Commission District.

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

Commissioner Pinkston moved to approve Resolution RZ-98-11-106 - Resolution of the Commission of Knox County, Tennessee, approving the request of Marcus Whaley for rezoning from A Agricultural Zone to PR Planned Residential at a density of 1 to 2 dwellings units per acre as per MPC's recommendation. Commissioner Clark seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located southside West Governor John Sevier Highway, north side Tipton Station Road, southwest of Neubert Springs Road, 9th Commission District.

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7. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of David Goodson for rezoning from Agricultural Zone to RAE Residential Zone was before the Board of Commissioners. Property located southeast side Old Rutledge Pike, southwest of Circle Road, 8th Commission District.

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

Commissioner McMillan moved to approve Resolution RZ-98-11-107 - Resolution of the Commission of Knox County, Tennessee, approving the request of David Goodson for rezoning from Agricultural Zone to RAE Single Family Exclusive as per MPC's recommendation. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located southeast side Old Rutledge Pike, southwest of Circle Road, 8th Commission District.

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8. Consideration of a resolution of the Commission of Knox County, Tennessee, approving the request of Faith Promise Church for rezoning from BP/TO Business & Technology Park/Technology Overlay Zone to OB/TO Office Medical and Related Services/Technology Overlay Zone was before the Board of Commissioners. Property located east side Pellissippi Parkway, north of Hardin Valley Drive, 6th Commission District.

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

Commissioner Cawood moved to approve Resolution RZ-98-11-108 - Resolution of the Commission of Knox County, Tennessee, approving the request of Faith Promise Church for rezoning from BP/TO Business & Technology Park/Technology Overlay Zone to OB/TO Office Medical and Related Services/Technology Overlay Zone as per MPC's recommendation. Commissioner Stephens

seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden arrived later in the meeting. The motion carried 19-0-0-0. Property located east side Pellissippi Parkway, north of Hardin Valley Drive, 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 MINI-WAREHOUSE AND STORAGE FACILITIES IN COMMERCIAL AND INDUSTRIAL ZONES - SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding mini-warehouse and storage facilities in Commercial and Industrial Zones was before the Board of Commissioners on second reading.

Commissioner Cawood moved to approve the Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding mini-warehouse and storage facilities in Commercial and Industrial Zones on second reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: SUBDIVISION APPEAL/ONE LOT VARIANCES:

1. Consideration of the appeal of David Cass Property on MPC's denial of the final plat was before the Board of Commissioners. Property located east of Bud Hawkins Road, north of Fulton Road, 8th Commission District.

Commissioner Mills moved to uphold the appeal of David Cass Property on MPC's denial of the final plat. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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2. Consideration of the appeal of CEE BEE, LLC on MPC denial of Industrial portion of rezoning request was before the Board of Commissioners. Property located northeast side I-75, northwest of Raccoon Valley Drive, north and south sides of Gamble Drive, 6th Commission District.

Without objection, Commissioner Cooper suspended the rules to allow the appellant and appellee to speak up to 10 minutes each to present their case and 3 minutes rebuttal time each.

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

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

Mr. Clark Hamilton, W.J. Moore & Associates, was present and spoke on the matter.

Mr. Jack Bowers, representing Raccoon Valley Citizens Group, was present and spoke in opposition to the appeal.

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

Mr. Herbert Tolliver, area resident, was present and spoke on the matter.

Commissioner Stephens moved to deny the appeal of CEE BEE, LLC on MPC denial of Industrial portion of rezoning request. Commissioner Cawood seconded the motion.

Commissioner Griess moved to uphold the appeal of CEE BEE, LLC on MPC denial of Industrial portion of rezoning request. Commissioner Arms seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Tindell, Moody, Medley, Guthe, Schmid, Arms, Griess, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Collins, Leuthold, Cawood and Stephens voted no. The motion carried 15-4-0-0. Property located northeast side I-75, northwest of Raccoon Valley Drive, north and south sides of Gamble Drive, 6th Commission District.

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IN RE: PLAN AND PLAN AMENDMENTS:

Consideration of the North Knox County Sector Plan was before the Board of Commissioners.

Commissioner Horner moved to receive and file the North Knox County Sector Plan. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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

7. Commissioner Cooper amended the agenda to reconsider Resolution R-98-11-120 at this time.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$36,000.00 TO ESTABLISH THE KNOX COUNTY SCHOLARS INDUSTRY SKILLS PROGRAM - R-98-11-120:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$36,000.00 to establish the Knox County Scholars Industry Skills Program was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-11-120 - Resolution of the Commission of Knox County, Tennessee, appropriating \$36,000.00 to establish the Knox County Scholars Industry Skills Program and that the following individuals be appointed to the Knox County Industry Skills

Scholarship Board: Commissioner Larry Clark (Education Committee nominee); and Commissioner Mike Arms (Economic Development Committee nominee.) Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the vote. The motion carried 18-0-0-1..

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING THE DEPARTMENT OF ENGINEERING AND PUBLIC WORKS TO DRAFT A COMPREHENSIVE DRAINAGE AND FLOOD ALLEVIATION PROGRAM FOR BEAVER CREEK - R-98-11-118:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting the Department of Engineering and Public Works to draft a comprehensive Drainage and Flood Alleviation Program for Beaver Creek was before the Board of Commissioners.

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

Commissioner McMillan moved to withdraw this item from the agenda. Commissioner Griess seconded the motion.

Commissioner Leuthold moved as a substitute motion to defer this item to the January 1999 meeting. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH THE KNOX HOUSING PARTNERSHIP TO ACQUIRE AND REHABILITATE SINGLE FAMILY RENTAL UNITS IN VESTAL - R-98-11-119:

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, APPROPRIATING \$36,000.00 TO ESTABLISH THE KNOX COUNTY SCHOLARS INDUSTRY SKILLS PROGRAM - R-98-11-120:

This item was heard earlier on the day's agenda. (See Pages \_\_\_\_\_)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE CONDEMNATION OF VACANT AND BLIGHTED PROPERTY AT 6512 WACHESE LANE, KNOXVILLE, TENNESSEE - R-98-11-121:

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing the condemnation of vacant and blighted property at 6512 Wachese Lane, Knoxville, Tennessee was before the Board of Commissioners.

Mr. Roy Braden, Knox County Codes Department, Mr. Mike Moyers, Knox County Senior Deputy Law Director, and Mr. Bruce Wuethrich, Director of Engineering and Public Works for Knox County, were present and spoke on the matter.

Commissioner Cawood moved to allow the property owner to complete the home by the December 1998 meeting and if the home is not completed within that time, the Engineering and Public Works Department will complete the home, bill the property owner and place a lien on the property. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$400,000.00 FOR ACQUISITION AND DEVELOPMENT OF LAND FOR THE NORTH SOCCER COMPLEX - R-98-11-122:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$400,000.00 for acquisition and development of land for the North Soccer Complex was before the Board of Commissioners.

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

Commissioner Horner moved to approve Resolution R-98-11-122 - Resolution of the Commission of Knox County, Tennessee, appropriating \$400,000.00 for acquisition and development of land for the North Soccer Complex. Commissioner Collins seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A FINANCING/LEASE AGREEMENT FOR A NEW RADIO SYSTEM FOR THE KNOX COUNTY EMERGENCY COMMUNICATIONS DISTRICT - R-98-11-123:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Financing/Lease Agreement for a new radio system for the Knox County Emergency Communications District was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-98-11-123 - Resolution of the Commission of Knox County, Tennessee, approving a Financing/Lease Agreement for a new radio system for the Knox County Emergency Communications District. Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, URGING THE STATE LEGISLATURE TO CHANGE THE DISTRIBUTION FORMULA FOR GASOLINE TAX FUNDS R-98-11-124:

Consideration of a resolution of the Commission of Knox County, Tennessee, urging the State Legislature to change the distribution formula for Gasoline Tax Funds was before the Board of Commissioners.

Commissioner Collins moved to approve Resolution R-98-11-124 - Resolution of the Commission of Knox County, Tennessee, urging the State Legislature to change the distribution formula for Gasoline Tax Funds. Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ACCEPTING A JUSTICE DEPARTMENT GRANT FOR THE COPS UNIVERSAL HIRING PROGRAM - R-98-11-125:

Consideration of a resolution of the Commission of Knox County, Tennessee, accepting a Justice Department Grant for the COPS Universal Hiring Program was before the Board of Commissioners.

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

Commissioner Cawood moved to approve Resolution R-98-11-125 - Resolution of the Commission of Knox County, Tennessee, accepting a Justice Department Grant for the COPS Universal Hiring Program. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING A FIVE MEMBER COMMITTEE TO FORMULATE THE COUNTY ANNEXATION PLAN - R-98-11-127:

Consideration of a resolution of the Commission of Knox County, Tennessee, appointing a five member committee to formulate the county annexation plan was before the Board of Commissioners.

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

Commissioner Cawood moved to approve Resolution R-98-11-127 - Resolution of the Commission of Knox County, Tennessee, appointing a five member committee to formulate the county annexation plan with the following amendment: Delete the word "scheme" from the first "Whereas" paragraph on Page 1. Commissioner Horner seconded the motion.

Commissioner Schmid moved as an amendment to appoint a Commissioner from each Commission District to serve on the



committee. Commissioner Guthe seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Griess and Stephens voted aye. Commissioners Cawood, Horner, McMillan, Mills, Clark and Pinkston voted no. Commissioners Leuthold and Cooper abstained from voting. Commissioner Bowden was absent from the vote. The amendment carried 10-6-2-1.

Upon roll call vote of the original motion to approve Resolution R-98-11-127 - Resolution of the Commission of Knox County, Tennessee, appointing a five member committee to formulate the county annexation plan with the following amendments: Delete the word "scheme" from the first "Whereas" paragraph on Page 1; and appoint a Commissioner from each Commission District to serve on the committee, seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the vote. The motion carried 18-0-0-1.

The following Commissioners were appointed to the committee: Commissioners Bowden, Collins, Moody, Schmid, Leuthold, Cawood, Cooper, Mills and Pinkston.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, CONGRATULATING THE KNOX COUNTY TOURIST COMMISSION AND THE KNOXVILLE-KNOX COUNTY CHAMBER PARTNERSHIP FOR REACHING AGREEMENT ON CONTRACT REVISIONS - R-98-11-128:

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, OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE REQUEST OF SOIL RESTORATION & RECYCLING, LLC (SR2) TO NOTIFY THE TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION (TDEC) THAT NECESSARY KNOX COUNTY APPROVALS HAVE BEEN MET AND THAT THE KNOX COUNTY COMMISSION HAS DETERMINED THAT THE PROVISIONS OF TCA SECTION 68-211-701, ET SEQ., OTHERWISE KNOWN AS THE JACKSON LAW, ARE NOT APPLICABLE TO SR2'S KNOX COUNTY OPERATION LOCATED AT 7836 RUTLEDGE PIKE, WITHIN THE 8TH COMMISSION DISTRICT - R-98-11-129:

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 CHAPTER 38 OF THE KNOX COUNTY CODE RELATIVE TO DIRTY LOTS - O-98-11-101 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Chapter 38 of the Knox County Code

relative to dirty lots was before the Board of Commissioners on first reading.

Commissioner Cawood moved to approve Ordinance 0-98-11-101 - Ordinance of the Commission of Knox County, Tennessee, amending Chapter 38 of the Knox County Code relative to dirty lots on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING KNOX COUNTY CODE 62-87 RELATIVE TO IMPOUNDMENT OF VEHICLES - 0-98-11-102 - (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code 62-87 relative to impoundment of vehicles was before the Board of Commissioners on first reading.

Commissioner Cawood moved to approve Ordinance 0-98-11-102 - Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code 62-87 relative to impoundment of vehicles on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the vote. The motion carried 18-0-0-1.

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IN RE: ORDINANCES ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING CHAPTER 6 OF THE KNOX COUNTY CODE RELATIVE TO ANIMAL VACCINATION, NOISE AND ANIMAL CONTROL IN PUBLIC PARKS - 0-98-10-101 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Chapter 6 of the Knox County Code relative to animal vaccination, noise and animal control in public parks was before the Board of Commissioners on second reading.

Mr. Doug Bataille, Knox County Parks and Recreation, and Mr. Mark Jones, Knox County Health Department, were present and spoke on the matter.

Commissioner Cawood moved to approve Ordinance 0-98-10-101 - Ordinance of the Commission of Knox County, Tennessee, amending Chapter 6 of the Knox County Code relative to animal vaccination, noise and animal control in public parks on second reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye.

Commissioner Bowden was absent from the vote. The motion carried 18-0-0-1.

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IN RE: CITY ANNEXATION ORDINANCES:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, DISAPPROVING THE CITY OF KNOXVILLE ANNEXATION OF THE VIRGINIA WALKER APARTMENTS - R-98-11-126:

Consideration of a resolution of the Commission of Knox County, Tennessee, disapproving the City of Knoxville annexation of the Virginia Walker Apartments was before the Board of Commissioners.

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

Commissioner Cawood moved to approve Resolution R-98-11-126- Resolution of the Commission of Knox County, Tennessee, disapproving the City of Knoxville annexation of the Virginia Walker Apartments. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Tindell voted no. Commissioner Bowden was absent from the vote. The motion carried 17-1-0-1.

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

8. At this time Commissioner Cooper appointed a 5 member committee to review Resolution R-98-11-117 - Resolution of the Commission of Knox County, Tennessee, appropriating \$350,000.00 to acquire property and access right of way for the Halls Convenience Center which was heard earlier on the day's agenda. (See Page \_\_\_\_\_) He appointed the following Commissioners to serve on the committee along with Mr. John Evans, Administrator for the Knox County Solid Waste Department and Mr. Thomas Schumpert, Knox County Executive. He indicated the meeting would be held on Wednesday, November 25, 1998 at 9:00 a.m. in the Commission's Conference Room.

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IN RE: ROLL CALL BY DISTRICTS:

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

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IN RE: ADJOURNMENT:

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

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KNOX COUNTY BOARD OF COMMISSIONERS

  
LEO COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in regular session on Monday, December 21, 1998 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston. Also present were Mr. Thomas Schumpert, Knox County Executive, Ms. Kathy Hamilton, Director, Knox County Finance, Mr. Mike Moyers, Knox County Senior Deputy Law Director and news media.

Commissioner Cooper, Chairman, presided.

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

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IN RE: ROLL CALL:

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

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IN RE: DEVOTIONAL:

Senior Minister Bill Fowler, Church Street United Methodist Church, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Schmid led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

Without objection, Commissioner Cooper amended the agenda as follows:

1. Add R-98-12-131 - Resolution approving a contract for purchase of property at 516 and 518 South Gay Street for the Knox County Criminal Justice Center Project.

2. Add R-98-12-137 - Resolution approving a contract for purchase of property at 506 South Gay Street for the Knox County Criminal Justice Center Project.
3. Add R-98-12-133 - Resolution honoring Baptist Hospital upon the occasion of its 50th Anniversary.
4. Add R-98-12-134 - Resolution of the Commission of Knox County, Tennessee, honoring Bishop Anthony J. O'Connell.
5. Add R-98-12-138 Honoring Helen Ross McNabb Center on its 50th Anniversary.
6. Withdraw R-98-12-130 - Resolution authorizing the County Executive to file suit to challenge the City of Knoxville's annexation of the Virginia Walker Apartments.
7. Commissioner Horner moved to suspend the rules and add R-98-12-122 - Resolution appropriating \$350,000.00 to acquire property and access right of way for the Halls Convenience Center.

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

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

Upon roll call vote to adding R-98-12-122 - Resolution appropriating \$350,000.00 to acquire property and access right of way for the Halls Convenience Center Commissioners Jordan, Bowden, Collins, Tindell, Arms, Leuthold, Cawood, Stephens, Horner, Cooper, Mills, Clark and Pinkston voted aye. Commissioners Moody, Medley, Guthe, Schmid, Griess and McMillan abstained from the vote. The motion carried 13-0-6-0.

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8. Add R-98-12-136 - Resolution appointing Michael Cuddy to the Board of Emergency Communications District.
9. Add R-98-12-135 - Resolution reappointing Sharon Miller to the Board of the Development Corporation.
10. Defer to the January regular Board of Commissioners meeting R-98-12-123 - Resolution approving amendments to the agreement for services between the Knoxville Area Chamber Partnership and the Knox County Tourist Commission.

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IN RE: CONSENT ITEMS:

1. Drives and Roads to be accepted as completed:

A. Tuscany Gardens Drive, Tuscany Gardens, Unit 1, 1,350 feet in length with a 50 foot right of way; Trantanella Construction Company (District 4)

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2. Tax Refunds:

No request received.

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3. Notary Public Applications:

206 Notary Public Applications received.

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Commissioner Cawood moved to approve all items on the consent agenda. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark 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 MR. BRUCE RANKIN: R-98-12-101:

Consideration of a Resolution of the Commission of Knox County, Tennessee, memorializing Mr. Bruce Rankin was before the Board of Commissioners.

Without objection, Commissioner Cooper deferred R-98-12-101 - Resolution of the Commission of Knox County, Tennessee, memorializing Mr. Bruce Rankin to the January Board of Commissioners meeting.

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IN RE : CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING MR. HOWARD BLUM FOR BEING CHOSEN AS A MEMBER OF THE TENNESSEE TENNIS HALL OF FAME: R-98-12-102:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Mr. Howard Blum for being chosen as a member of the Tennessee Tennis Hall of Fame was before the Board of Commissioners.

Mr. Howard Blum, was present and spoke on the matter.

Commissioner Griess moved to approve R-98-12-102 - Resolution of the Commission of Knox County, Tennessee, honoring Mr. Howard Blum for being chosen as a member of the Tennessee Tennis Hall of Fame. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 BOARD OF TRUSTEES OF THE EAST TENNESSEE REGIONAL JUVENILE SERVICE CENTER UPON THE CERTIFICATION OF THE CENTER AS A JUVENILE DETENTION CENTER: R-98-12-103:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring the Board of Trustees of the East Tennessee Regional Juvenile Service Center upon the certification of the Center as a Juvenile Detention Center was before the Board of Commissioners.

Commissioner Moody moved to approve R-98-12-103 - Resolution of the Commission of Knox County, Tennessee, honoring the Board of Trustees of the East Tennessee Regional Juvenile Service Center upon the certification of the Center as a Juvenile Detention Center. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 PRSM CORPORATION FOR

BEING RECOGNIZED AS THE 314TH FASTEST GROWING PRIVATE  
BUSINESS IN THE COUNTRY: R-98-12-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring PRSM Corporation for being recognized as the 314th fastest growing private business in the country was before the Board of Commissioners.

Commissioner Cawood moved to approve R-98-12-104 - Resolution of the Commission of Knox County, Tennessee, honoring PRSM Corporation for being recognized as the 314th fastest growing private business in the country. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 FOOTBALL TEAM FOR ITS OUTSTANDING SEASON:  
R-98-12-105:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring the University of Tennessee Football Team for its outstanding season was before the Board of Commissioners.

Commissioner Cawood moved to approve R-98-12-105 - Resolution of the Commission of Knox County, Tennessee, honoring the University of Tennessee Football Team for its outstanding season. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 BAPTIST HOSPITAL  
UPON THE OCCASION OF ITS 50TH ANNIVERSARY: R-98-12-133



Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Baptist Hospital upon the occasion of its 50th Anniversary was before the Board of Commissioners.

Mr. Dale Collins, Baptist Hospital, was present and spoke on the matter.

Commissioner Cawood moved to approve R-98-12-133 - Resolution of the Commission of Knox County, Tennessee, honoring Baptist Hospital upon the occasion of its 50th Anniversary. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 HELEN ROSS MCNABB FOR ITS 50TH ANNIVERSARY: R-98-12-138:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Helen Ross McNabb for its 50th Anniversary was before the Board of Commissioners.

Mr. Randy Miller, Chairman, Board of Directors, Helen Ross McNabb Center, was present and spoke on the matter.

Commissioner Horner moved to approve R-98-12-138 - Resolution of the Commission of Knox County, Tennessee, honoring Helen Ross McNabb for its 50th Anniversary. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: DELEGATIONS TO BE HEARD:

1. Ms. Judy Robertson, Dance Ensemble, was present and spoke in appreciation of the County Commission.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes of the previous meeting on November 16, 1998 (Regular Session) was before the Board of Commissioners.

Commissioner Leuthold moved to approve the minutes of the previous meeting on November 16, 1998 (Regular Session). Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 SHARON W. GERKIN TO THE E-911 BOARD: R-98-12-106:

Consideration of a Resolution of the Commission of Knox County, Tennessee, confirming the appointment of Sharon W. Gerkin to the E-911 Board was before the Board of Commissioners.

Commissioner Clark moved to approve R-98-12-106 - Resolution of the Commission of Knox County, Tennessee, confirming the appointment of Sharon W. Gerkin to the E-911 Board. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 MICHAEL CUDDY TO THE BOARD OF EMERGENCY COMMUNICATIONS DISTRICT R-98-12-136:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing Michael Cuddy to the Board of Emergency Communications District was before the Board of Commissioners.

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

Commissioner Horner moved to approve R-98-12-136 - Resolution of the Commission of Knox County, Tennessee, appointing Michael Cuddy to the Board of Emergency Communications District. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING AN ALTERNATE MEMBER TO THE KNOX COUNTY JAIL INSPECTION COMMITTEE: R-98-12-107:

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

Commissioner Cawood moved to approve R-98-12-107 - Resolution of the Commission of Knox County, Tennessee, appointing an alternate member to the Knox County Jail Inspection Committee with the name Mr. Doug Beeler and appointing Mr. Hubert Smith as Chairman of the committee. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING A MEMBER TO THE DEVELOPMENT CORPORATION BOARD: R-98-12-108:

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

Commissioner Cawood moved to approve R-98-12-108 - Resolution of the Commission of Knox County, Tennessee, appointing a member to the Development Corporation Board with the name of Mr. Richard Maples. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REAPPOINTING SHARON MILLER TO THE BOARD OF THE DEVELOPMENT CORPORATION:R-98-12-135:

Consideration of a Resolution of the Commission of Knox County, Tennessee, reappointing Sharon Miller to the Board of the Development Corporation was before the Board of Commissioners.

Commissioner Cawood moved to approve R-98-12-135 - Resolution of the Commission of Knox County, Tennessee, reappointing Sharon Miller to the Board of the Development Corporation. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REAPPOINTING JOHN RAY TO THE SHERIFF'S MERIT COUNCIL: R-98-12-132:

Consideration of a Resolution of the Commission of Knox County, Tennessee, reappointing John Ray to the Sheriff's Merit Council was before the Board of Commissioners.

Commissioner Pinkston moved to approve R-98-12-132 - Resolution of the Commission of Knox County, Tennessee, reappointing John Ray to the Sheriff's Merit Council. Commissioner Clark seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley,

Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark 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 an unnamed right-of-way off of Maryville Pike was before the Board of Commissioners on first reading.

Commissioner Cawood moved to approve a request to close an unnamed right-of-way off of Maryville Pike on first reading. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ACCEPTING THE REPORT FROM THE COURT SECURITY COMMITTEE: R-98-12-109:

Consideration of a Resolution of the Commission of Knox County, Tennessee, accepting the report from the Court Security Committee was before the Board of Commissioners.

Commissioner Cawood moved to approve R-98-12-109 - Resolution of the Commission of Knox County, Tennessee, accepting the report from the Court Security Committee. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 \$100,000.00 FOR THE WHITTLE SPRINGS MIDDLE SCHOOL PROJECT: R-98-12-110

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$100,000.00 for the Whittle

Springs Middle School project was before the Board of Commissioners.

Commissioner Tindell moved to approve R-98-12-110 - Resolution of the Commission of Knox County, Tennessee, appropriating \$100,000.00 for the Whittle Springs Middle School project. Commissioner Collins seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$2,775,000.00 TO COMPLETE THE KARNS MIDDLE SCHOOL CONSTRUCTION PROJECT: R-98-12-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$2,775,000.00 to complete the Karns Middle School Construction Project was before the Board of Commissioners.

Commissioner Cawood moved to approve R-98-12-111 - Resolution of the Commission of Knox County, Tennessee, appropriating \$2,775,000.00 to complete the Karns Middle School Construction Project. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT FOR PURCHASE OF PROPERTY AT 416 STATE STREET FOR THE KNOX COUNTY CRIMINAL JUSTICE CENTER PROJECT: R-98-12-128:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract for purchase of property at 416 State Street for the Knox County Criminal Justice Center Project was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-12-128 - Resolution of the Commission of Knox County, Tennessee, approving a contract for purchase of property at 416 State Street for the Knox County Criminal Justice Center Project. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE:        CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF  
KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT FOR  
PURCHASE OF PROPERTY AT 412 STATE STREET FOR THE  
KNOX COUNTY CRIMINAL JUSTICE CENTER PROJECT:  
R-98-12-129:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract for purchase of property at 412 State Street for the Knox County Criminal Justice Center Project was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-12-129 - Resolution of the Commission of Knox County, Tennessee, approving a contract for purchase of property at 412 State Street for the Knox County Criminal Justice Center Project. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE:        CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF  
KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT FOR  
PURCHASE OF PROPERTY AT 516 AND 518 SOUTH GAY STREET  
FOR THE KNOX COUNTY CRIMINAL JUSTICE CENTER PROJECT:  
R-98-12-131:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract for purchase of

property at 516 and 518 South Gay Street for the Knox County Criminal Justice Center Project was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-12-131 - Resolution of the Commission of Knox County, Tennessee, approving a contract for purchase of property at 516 and 518 South Gay Street for the Knox County Criminal Justice Center Project. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT FOR PURCHASE OF PROPERTY AT 506 SOUTH GAY STREET FOR THE KNOX COUNTY CRIMINAL JUSTICE CENTER PROJECT:

R-98-12-137:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract for purchase of property at 506 South Gay Street for the Knox County Criminal Justice Center Project was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-12-137 - Resolution of the Commission of Knox County, Tennessee, approving a contract for purchase of property at 506 South Gay Street for the Knox County Criminal Justice Center Project. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 \$646,300.50 AND APPROVING A CONTRACT WITH YATES CONSTRUCTION FOR CONSTRUCTION OF WEST EMORY/FOX/CANTON HOLLOW AT WOODY



DRIVE: R-98-12-113:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$646,300.50 and approving a contract with Yates Construction for construction of West Emory/Fox/Canton Hollow at Woody Drive was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-12-113 - Resolution of the Commission of Knox County, Tennessee, appropriating \$646,300.50 and approving a contract with Yates Construction for construction of West Emory/Fox/Canton Hollow at Woody Drive. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 \$175,000.00 FOR THE ACQUISITION OF RIGHT-OF-WAY FOR GALLAHER VIEW AT WESTLAND DRIVE: R-98-12-114:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$175,000.00 for the acquisition of right-of-way for Gallaher View at Westland Drive was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-12-114 - Resolution of the Commission of Knox County, Tennessee, appropriating \$175,000.00 for the acquisition of right-of-way for Gallaher View at Westland Drive. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 EARTHWORKS, INC. FOR THE CONSTRUCTION OF GALLAHER VIEW

AT WESTLAND DRIVE: R-98-12-115:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Earthworks, Inc. for the construction of Gallaher View at Westland Drive was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-12-115 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Earthworks, Inc. for the construction of Gallaher View at Westland Drive. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 PAVEMENT TECHNOLOGIES FOR ASPHALT SEALING AND REJUVENATION: R-98-12-117:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Pavement Technologies for asphalt sealing and rejuvenation was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-12-117 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Pavement Technologies for asphalt sealing and rejuvenation. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 #6 WITH RENFRO CONSTRUCTION FOR EBENEZER ROAD IMPROVEMENTS AND APPROPRIATING FUNDS FOR CHANGE ORDER: R-98-12-118:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving change order #6 with Renfro Construction for Ebenezer Road improvements and appropriating funds for change order was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-12-118 - Resolution of the Commission of Knox County, Tennessee, approving change order #6 with Renfro Construction for Ebenezer Road improvements and appropriating funds for change order.

Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH WILBUR SMITH ASSOCIATES FOR THE EMORY ROAD/BYINGTON-SOLWAY CORRIDOR STUDY AND APPROPRIATING FUNDS FOR THE PROJECT: R-98-12-119:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Wilbur Smith Associates for the Emory Road/Byington-Solway Corridor Study and appropriating funds for the project was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-12-119 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Wilbur Smith Associates for the Emory Road/Byington-Solway Corridor Study and appropriating funds for the project. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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

WITH THE TENNESSEE DEPARTMENT OF ENVIRONMENTAL AND  
CONSERVATION FOR DISPOSAL OF WASTE TIRES:R-98-12-116:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant contract with the Tennessee Department of Environmental and Conservation for disposal of waste tires was before the Board of Commissioners.

Mr. John Evans, Director, Solid Waste, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-98-12-116 - Resolution of the Commission of Knox County, Tennessee, approving a grant contract with the Tennessee Department of Environmental and Conservation for disposal of waste tires. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 TIRE RECYCLERS, INC. FOR PASSENGER/LIGHT  
TRUCK TIRE RECYCLING: R-98-12-120:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Tennessee Tire Recyclers, Inc. for passenger/light truck tire recycling 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-98-12-120 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Tennessee Tire Recyclers, Inc. for passenger/light truck tire recycling. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan,

Mills, Clark and Pinkston voted aye. 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  
GREENMAN TECHNOLOGIES OF GEORGIA INC. FOR TRACTOR-  
TRAILER AND LARGER TIRE RECYCLING: R-98-12-121:

Consideration of a Resolution of the Commission of  
Knox County, Tennessee, approving a contract with Greenman  
Technologies of Georgia Inc. for tractor-trailer and larger tire  
recycling 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-98-12-121 -  
Resolution of the Commission of Knox County, Tennessee, approving  
a contract with Greenman Technologies of Georgia Inc. for  
tractor-trailer and larger tire recycling with one revision  
"Recommend a one (1) year contract with no extensions."

Commissioner McMillan seconded the motion and upon roll call vote  
Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley,  
Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner,  
Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 \$350,000.00 TO  
ACQUIRE PROPERTY AND ACCESS RIGHT OF WAY FOR THE HALLS  
CONVENIENCE CENTER: R-98-12-122:

Consideration of a Resolution of the Commission of  
Knox County, Tennessee, appropriating \$350,000.00 to acquire  
property and access right of way for the Halls Convenience Center  
was before the Board of Commissioners.

Mr. Steve Ridenour, was present and spoke on the  
matter.

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

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

Mr. 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.

Commissioner Leuthold moved to approve R-98-12-122 - Resolution of the Commission of Knox County, Tennessee, appropriating \$350,000.00 to acquire property and access right of way for the Halls Convenience Center. Commissioner Pinkston seconded the motion.

Commissioner Griess requested to divide the question.

At this time the question was divided and a vote was taken to remove any reference to giving the County Executive the power to condemn as it relates to this Resolution. Upon roll call vote Commissioners Collins, Moody, Medley, Guthe, Schmid, Griess, Cawood, McMillan and Mills voted aye. Commissioners Jordan, Bowden, Tindell, Arms, Leuthold, Stephens, Horner, Cooper, Clark and Pinkston voted no. The motion failed 9-10-0-0.

Commissioner Griess moved to amend the motion that the dollar amount in R-98-12-122 - Resolution of the Commission of Knox County, Tennessee, appropriating \$350,000.00 to acquire property and access right of way for the Halls Convenience Center be changed to no more than the appraised value of \$305,000.00. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Moody, Schmid, Griess and Cawood voted aye. Commissioners Jordan, Bowden, Collins, Tindell, Medley, Guthe, Arms, Leuthold, Stephens, Horner, Cooper, Mills, Clark and Pinkston voted no. Commissioner McMillan abstained from the vote. The amendment failed 4-14-1-0.

Upon roll call of the original motion to approve R-98-12-122 - Resolution of the Commission of Knox County, Tennessee, appropriating \$350,000.00 to acquire property and access right of way for the Halls Convenience Center, Commissioners Jordan, Bowden, Collins, Tindell, Medley, Arms,

Leuthold, Stephens, Horner, Cooper, Clark and Pinkston voted aye. Commissioners Moody, Guthe, Schmid, Griess, Cawood, McMillan and Mills voted no. The motion carried 12-7-0-0.

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IN RE :        CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE CONTRACT BETWEEN KNOX COUNTY AND THE TENNESSEE DEPARTMENT OF HEALTH REGARDING PROVISIONS OF DRUG AND ALCOHOL REHABILITATION SERVICES: R-98-12-124:

Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the contract between Knox County and the Tennessee Department of Health regarding provisions of drug and alcohol rehabilitation services was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-12-124 - Resolution of the Commission of Knox County, Tennessee, amending the contract between Knox County and the Tennessee Department of Health regarding provisions of drug and alcohol rehabilitation services. Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 HEALTH FOR THE PROVISIONS OF IMMUNIZATIONS SERVICES: R-98-12-125:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Health for the provisions of immunizations services was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-12-125 - Resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Health for the provisions of immunizations services. Commissioner Mills

seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 ADD-RITE BUSINESS AND FINANCIAL SYSTEMS FOR THE PURCHASE OF THREE ELECTRONICALLY CONTROLLED FILING UNITS: R-98-12-126:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Add-Rite Business and Financial Systems for the purchase of three electronically controlled filing units was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-12-126 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Add-Rite Business and Financial Systems for the purchase of three electronically controlled filing units. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 TECHNICAL CORRECTION OF RESOLUTION R-98-6-147, REGARDING FUNDING FOR THE WOMEN'S BASKETBALL HALL OF FAME: R-98-12-127:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a technical correction of Resolution R-98-6-147, regarding funding for the Women's Basketball Hall of Fame was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-98-12-127 - Resolution of the Commission of Knox County, Tennessee, approving



a technical correction of Resolution R-98-6-147, regarding funding for the Women's Basketball Hall of Fame. Commissioner Medley seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING TITLE III, CHAPTER 22 OF THE CODE OF KNOX COUNTY, TENNESSEE REGARDING EMERGENCY MEDICAL SERVICES PROVIDERS, DELETING THE REQUIREMENT THAT ALL SERVICE PROVIDERS EQUIP VEHICLES WITH AUTOMATED VEHICLE LOCATOR EQUIPMENT, AND FURTHER PROVIDING FOR A FEE IN THE AMOUNT OF \$50.00 FOR REINSPECTION OF AMBULANCES: 0-98-12-104:FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Title III, Chapter 22 of the Code of Knox County, Tennessee, regarding emergency medical services providers, deleting the requirement that all service providers equip vehicles with automated vehicle locator equipment, and further providing for a fee in the amount of \$50.00 for reinspection of ambulances was before the Board of Commissioners on first reading.

Commissioner Cawood moved to approve 0-98-12-104 - Ordinance of the Commission of Knox County, Tennessee, amending Title III, Chapter 22 of the Code of Knox County, Tennessee, regarding emergency medical services providers, deleting the requirement that all service providers equip vehicles with automated vehicle locator equipment, and further providing for a fee in the amount of \$50.00 for reinspection of ambulances on first reading. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood,

Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston  
voted aye. The motion carried 19-0-0-0.

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IN RE:           ORDINANCES ON SECOND READING:

IN RE:           CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF  
KNOX COUNTY, TENNESSEE, AMENDING CHAPTER 38 OF THE  
KNOX COUNTY CODE RELATIVE TO DIRTY LOTS: 0-98-11-101:

Consideration of an Ordinance of the Commission of  
Knox County, Tennessee, amending Chapter 38 of the Knox County  
Code relative to dirty lots was before the Board of Commissioners  
on second reading.

Commissioner Griess moved to approve 0-98-11-101 -  
Ordinance of the Commission of Knox County, Tennessee, amending  
Chapter 38 of the Knox County Code relative to dirty lots on  
second reading. Commissioner Cawood seconded the motion and upon  
roll call vote Commissioners Jordan, Bowden, Collins, Tindell,  
Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood,  
Stephens, Horner, Cooper, McMillan, Mills, Clark 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 KNOX COUNTY CODE  
62-87 RELATIVE TO IMPOUNDMENT OF VEHICLES:0-98-11-102:  
SECOND READING:

Consideration of an Ordinance of the Commission of  
Knox County, Tennessee, amending Knox County Code 62-87 relative  
to impoundment of vehicles 0-98-11-102 was before the Board of  
Commissioners on second reading.

Commissioner Cawood moved to approve 0-98-11-102 -  
Ordinance of the Commission of Knox County, Tennessee, amending  
Knox County Code 62-87 relative to impoundment on second reading.  
Commissioner Mills seconded the motion and upon roll call vote  
Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley,  
Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner,

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

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IN RE: AMENDMENT TO THE AGENDA;

At this time the meeting was recessed and the Commission traveled to Catholic High School for Resolutions R-98-12-134 and R-98-12-112

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING BISHOP ANTHONY J. O'CONNELL: R-98-12-134:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Bishop Anthony J. O'Connell was before the Board of Commissioners.

Bishop Anthony J. O'Connell, was present and spoke on the matter.

Commissioner Horner moved to approve R-98-12-134 - Resolution of the Commission of Knox County, Tennessee, honoring Bishop Anthony J. O'Connell. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. 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 \$500,000.00 FOR CAPITAL FUNDING FOR AN EAST KNOX CAMPUS OF PELLISSIPPI STATE COMMUNITY COLLEGE: R-98-12-112:

Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$500,000.00 for capital funding for an East Knox Campus of Pellissippi State Community College was before the Board of Commissioners.

Bishop Anthony J. O'Connell, was present and spoke on the matter.

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

Commissioner Jordan moved to approve R-98-12-112 - Resolution of the Commission of Knox County, Tennessee, appropriating \$500,000.00 for capital funding for an East Knox Campus of Pellissippi State Community College. Commissioner Bowden seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, Mills, Clark and Pinkston voted aye. Commissioner McMillan was absent from the vote. The motion carried 18-0-0-1.

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ZONING REQUESTS:

IN RE:        ROLL CALL: 6:00 P.M.

Ms. Kim Ellis, Minutes Clerk to Knox County Clerk, Mike Padgett, called the roll. Those members responding were Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston.

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1.            Request of Marion Henry, Jr., for rezoning from A Agricultural Zone to RA Low Density Residential Zone RZ-98-12-101 was before the Board of Commissioners. Property located northwest side Bluegrass Road, northeast of Crested Butte Lane; Fifth Commission District.

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

Commissioner Arms moved to approve RZ-98-12-101 - Request of Marion Henry, Jr., for rezoning from A Agricultural Zone to RA Low Density Residential Zone. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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2.            Request of Darrell and Connie Davault for rezoning from A Agricultural Zone to RA Low Density Residential Zone

RZ-98-12-102 was before the Board of Commissioners. Property located East side Beeler Road, south of East Emory Road; Eighth Commission District.

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

Commissioner Mills moved to approve RZ-98-12-102 - Request of Darrell and Connie Davault for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per Metropolitan Planning Commission's Recommendation: Approve RA Low Density Residential Zone. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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3. Request of John Proffitt for rezoning from A Agricultural Zone to RA Low Density Residential Zone RZ-98-12-103 was before the Board of Commissioners. Property located East side Fox Road, north of Tan Rara Drive; Fifth Commission District.

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

Commissioner Leuthold moved to approve RZ-98-12-103 - Request of John Proffitt 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 Arms seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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4. Request of Black Oak Rentals, L. P. for rezoning from CA General Business Zone to RB General Residential Zone

RZ-98-12-104 was before the Board of Commissioners. Property located East side Maynardville Pike, northeast of Mynatt Road; Seventh Commission District.

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

Commissioner Horner moved to approve RZ-98-12-104 - Request of Black Oak Rentals, L. P. for rezoning from CA General Business Zone to RB General Residential Zone. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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5. Request of Denise Tinsley for rezoning from A Agricultural Zone to OS Open Space Zone RZ-98-12-105 was before the Board of Commissioners. Property located South side Oak Ridge Highway, east of Byington-Solway Road; Sixth Commission District.

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

Commissioner Cawood moved to approve RZ-98-12-105 - Request of Denise Tinsley for rezoning from A Agricultural Zone to OS Open Space Zone as per Metropolitan Planning Commission's Recommendation: Approve OS Open Space Zone. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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6. Request of Fortune Development Inc., for rezoning from A Agricultural Zone to PR Planned Residential at a density of 1 to 5 dwelling units per acre RZ-98-12-106 was before the Board of Commissioners. Property located Northwest side West Emory Road, north of Bridgefield Drive; Sixth Commission District.

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

Mr. Chris Fortune, Fortune Development Inc., was present and spoke on the matter.

Commissioner Stephens moved to defer to the January, 1999 Board of Commissioners meeting RZ-98-12-106 - Request of Fortune Development Inc., for rezoning from A Agricultural Zone to PR Planned Residential at a density of 1 to 5 dwelling units per acre. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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7. Request of Leroy and Peggy Key for rezoning from A Agricultural Zone to CA General Business Zone RZ-98-12-107 was before the Board of Commissioners. Property located Northwest side East Emory Road; east side Clapps Chapel Road; Eighth Commission District.

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

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

Commissioner McMillan moved to approve RZ-98-12-107 - Request of Leroy and Peggy Key for rezoning from A Agricultural Zone to CA General Business Zone. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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8. Request of Ausbin Lee Lewis for rezoning from A Agricultural Zone to I Industrial Zone RZ-98-12-108 was before the Board of Commissioners. Property located South side Heiskell Road, southeast of East Brushy Valley Drive; Sixth Commission District.

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

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

Commissioner Cawood moved to approve RZ-98-12-108 - Request of Ausbin Lee Lewis for rezoning from A Agricultural Zone to I Industrial Zone as per Metropolitan Planning Commission's Recommendation: Approve I Industrial Zone. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE:            REZONING APPEALS:

1.            Appeal of Mr. James Gillespie on MPC's denial of rezoning from RB General Residential Zone and A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located Northwest side Schaad Road, northeast of Oak Ridge Highway; Sixth Commission District.

Mr. James Gillespie, was present and spoke on behalf of the request.

Mr. Richard Gardner, was present and spoke in opposition to the request.

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

Commissioner Griess moved to uphold the Appeal of Mr. James Gillespie on MPC's denial of rezoning from RB General Residential Zone and A Agricultural Zone. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Medley and Arms voted no. The motion carried 17-2-0-0.



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2. Appeal of David Kubeja on MPC's Assigned Address was before the Board of Commissioners. Property located at 12445 Block of Early Road; Fifth Commission District.

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

Mr. David Kubeja, was present and spoke on behalf of the request.

Commissioner Leuthold moved to uphold the appeal of David Kubeja on MPC's Assigned Address. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING ORDINANCE DEALING WITH THE LOCATION, SITING, AND HEIGHT OF COMMERCIAL TELECOMMUNICATIONS FACILITIES 0-98-12-101:FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance dealing with the location, siting, and height of commercial telecommunications facilities 0-98-12-101 was before the Board of Commissioners on first reading.

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

Mr. Steve Roth, Attorney, was present and spoke on the matter.

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

Commissioner Cawood moved to approve 0-98-12-101 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance dealing with the location,

siting, and height of commercial telecommunications facilities on first reading. Commissioner Pinkston seconded the motion.

Commissioner Leuthold moved as an amendment to add "There will be no communication towers larger or higher in height than what is existing there, unless they are 500 feet away from the nearest residential unit from the property line."

Upon voice vote the amendment failed.

Upon roll call of the original motion to approve O-98-12-101 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance dealing with the location, siting, and height of commercial telecommunications facilities on first reading by Commissioner Cawood and seconded by Commissioner Pinksnton Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Griess, Cawood, Stephens, Horner, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Leuthold voted no. Commissioner Cooper abstained from the vote. The motion carried 17-1-1-0.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING ORDINANCE TO ALLOW SPORTS PLAYING FIELDS AND SIMILAR ATHLETIC FACILITIES AS USES ON REVIEW IN RA, RB AND A ZONES, INCLUDING LOCATIONAL AND DEVELOPMENT REQUIREMENTS: 0-98-12-102: FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance to allow sports playing fields and similar athletic facilities as uses on review in RA, RB and A Zones, including locational and development requirements 0-98-12-102 was before the Board of Commissioners on first reading.

Commissioner Griess moved to approve 0-98-12-102 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance to allow sports playing fields and similar athletic facilities as uses on review in RA, RB and A Zones, including locational and development requirements on first reading. Commissioner Horner seconded the motion and upon roll

call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark 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 MINIMUM DIMENSIONAL STANDARDS FOR ONE LOT SUBDIVISIONS: 0-98-12-103:  
FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding minimum dimensional standards for one lot subdivisions 0-98-12-103 was before the Board of Commissioners on first reading.


Commissioner Cawood moved to approve 0-98-12-103 Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding minimum dimensional standards for one lot subdivisions on first reading.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE:           ADJOURNMENT:

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

  
LEO COOPER, CHAIRMAN