

***KNOX COUNTY BOARD OF COMMISSIONERS***

The Knox County Board of Commissioners met in Regular Session on Monday, January 24, 2005 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston. Also present were Mr. Mike Ragsdale, Knox County Mayor, Mr. Mike Moyers, Knox County Law Director, Mr. Richard Walls, Knox County Internal Auditor, Mr. John Werner, Knox County Finance Director, Mr. Dave Hill, Executive Director for Metropolitan Planning Commission, Mr. Ewing “Buzz” Johnson, Director of Development Services for Metropolitan Planning Commission, and members of the news media.

Commissioner Moore, Chairman, presided.

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

\* \* \* \* \*

**IN RE:      ROLL CALL: (Book 20/Page 110)**

Mrs. Angie Nesbitt, Minutes Clerk to the Knox County Clerk, called the roll.

\* \* \* \* \*

**IN RE:      DEVOTIONAL: (Book 20/Page 110)**

Reverend Deron Cobb, Senior Pastor at Mt. Olive Baptist Church, gave the devotional.

\* \* \* \* \*

**IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG: (Book 20/Page 111)**

Commissioner Collins led the Pledge of Allegiance to the Flag.

\* \* \* \* \*

**IN RE: AMENDMENTS TO THE AGENDA: (Book 20/Page 111-112)**

1. Commissioner Moore amended the agenda to add the following item: Semi Annual Departmental Efficiency Report.
2. Commissioner Moore amended the agenda to remove the following items from the Consent Calendar to be heard after completion of the Education Consent Calendar: Resolution R-05-1-102 - Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Fulton High School Falcons for winning their second consecutive State 3A Football Championship; and Resolution R-05-1-103 - Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Fulton High School Falcons football team coach Buck Coatney for being named Coach of the Year.
3. Commissioner Moore amended the agenda to allow Ms. Cheryl Almon, Public Forum speaker, to address the commission after completion of the Education Consent Calendar.
4. Commissioner Moore amended the agenda to defer the following item to the February 2005 meeting: Resolution R-05-1-101 - Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing George W. Archer.
5. Commissioner Moore amended the agenda to add the following items: Resolution R-05-1-104 - Consideration of a resolution of

the Commission of Knox County, Tennessee, honoring Bob and Julie Webb and Webb School; R-05-1-302 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving the donation of an Armored Personnel Carrier from the Department of Defense for use by the Knox County Sheriff's Department; and Resolution R-05-1-905 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with Tennessee, LLC d/b/a Charter Communications extending the Cable Television Franchise.

6. Commissioner Moore amended the agenda to withdraw the following item: Resolution R-05-1-904 - Consideration of a resolution of the Commission of Knox County, Tennessee, supporting the consolidation of the Knox County Utility Districts.

7. At this time, there was discussion regarding the cost of litigation for the Moody v. Hutchison, Knox Chancery #153315-2.

Mr. Mike Ragsdale, Knox County Mayor, was present and spoke on the matter.

8. At this time, there was discussion regarding the Semi Annual Departmental Efficiency Report.

Mr. Mike Ragsdale, Knox County Mayor, and Mr. Hugh Holt, Purchasing Manager for the Knox County Purchasing Department, were present and spoke on the matter.

\* \* \* \* \*

**IN RE:**      **CONSENT ITEMS:** *(Book 20/Page 112 & 113)*

1. Tax Refunds:

No request received.

\* \* \* \* \*

2. Notary Public Applications:

165 Notary Public Applications received.

\* \* \* \* \*

3. Reports of Officials:

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

\* \* \* \* \*

4. Reports of County Agencies:

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

Commissioner Mills moved to approve all Consent Items.

Commissioner Strickland seconded the motion and upon roll call vote

Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon,

Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: EDUCATION CONSENT CALENDAR:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT TO PURCHASE PROPERTY WITH A HOUSE AT 1719 WELLS DRIVE IN POWELL – R-05-1-201: (Book 20/Page 114)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract to purchase property with a house at 1719 Wells Drive in Powell was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-1-201 Resolution of the Commission of Knox County, Tennessee, approving a contract to purchase property with a house at 1719 Wells Drive in Powell. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 TO PURCHASE PROPERTY WITH THE HOUSE AND AN ADJOINING VACANT LOT AT 1721 WELLS DRIVE IN POWELL –**

**R-05-1-202: (Book 20/Page 114)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract to purchase property with the house and an adjoining vacant lot at 1721 Wells Drive in Powell was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-1-202 Resolution of the Commission of Knox County, Tennessee, approving a contract to purchase property with the house and an adjoining vacant lot at 1721 Wells Drive in Powell. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 TO PURCHASE PROPERTY AT 9217 GULF PARK**  
**DRIVE AND APPROVING TWO LEASE AGREEMENTS BETWEEN**  
**KNOX COUNTY SCHOOLS AND LUTHERAN MISSION 396 OF**  
**KNOXVILLE, TENNESSEE D/B/A PEACE LUTHERAN CHURCH**  
**FOR CROSS-EASEMENT PARKING – R-05-1-203: (Book 20/Page 115)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract to purchase property at 9217 Gulf Park Drive and approving two lease agreements between Knox County Schools and Lutheran Mission 396 of Knoxville, Tennessee d/b/a Peace

Lutheran Church for cross-easement parking was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-1-203 Resolution of the Commission of Knox County, Tennessee, approving a contract to purchase property at 9217 Gulf Park Drive and approving two lease agreements between Knox County Schools and Lutheran Mission 396 of Knoxville, Tennessee d/b/a Peace Lutheran Church for cross-easement parking. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**  
**TERM-BID ROOFING CONTRACTS WITH B&B ROOFING, C.M.**  
**HENLEY COMPANY, DIXIE ROOFING AND FOY’S ROOFING –**  
**R-05-1-204: (Book 20/Page 116)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving term-bid roofing contracts with B&B Roofing, C.M. Henley Company, Dixie Roofing and Foy’s Roofing was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-1-204 Resolution of the Commission of Knox County, Tennessee, approving term-bid roofing contracts with B&B Roofing, C.M. Henley Company, Dixie Roofing and Foy’s Roofing. Commissioner Leuthold seconded the motion

and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: PUBLIC FORUM: (Book 20/Page 117)**

1. Ms. Cheryl Almon, concerned citizen, was present and spoke concerning Adult Oriented Establishments.

\* \* \* \* \*

**IN RE: RESOLUTIONS:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING FULTON HIGH SCHOOL FALCONS FOR WINNING THEIR SECOND CONSECUTIVE STATE 3A FOOTBALL CHAMPIONSHIP – R-05-1-101: (Book 20/Page 117)**

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Fulton High School Falcons for winning their second consecutive State 3A Football Championship was before the Board of Commissioners.

Commissioner Tindell moved to approve Resolution R-05-1-101 - Resolution of the Commission of Knox County, Tennessee, honoring Fulton High School Falcons for winning their second consecutive State 3A Football Championship. Commissioner Collins seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess,



Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

Mr. Buck Coatney, Fulton High School Falcons football coach, was present to accept the resolution and expressed appreciation to the commission for the resolution.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING FULTON HIGH SCHOOL FALCONS FOOTBALL TEAM COACH BUCK COATNEY FOR BEING NAMED COACH OF THE YEAR – R-05-1-103: (Book 20/Page 118)**

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Fulton High School Falcons football team coach Buck Coatney for being named Coach of the Year was before the Board of Commissioners.

Commissioner Tindell moved to approve Resolution R-05-1-103 - Resolution of the Commission of Knox County, Tennessee, honoring Fulton High School Falcons football team coach Buck Coatney for being named Coach of the Year. Commissioner Collins seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

Mr. Coatney, was present to accept the resolution and expressed appreciation to the commission for the resolution.

\* \* \* \* \*

**IN RE: CONSENT CALENDAR:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING  
GEORGE W. ARCHER – R-05-1-101: (Book 20/Page 119)**

This item was deferred to the February 2005 meeting. (See  
Amendments to the Agenda, Page 111)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING  
FULTON HIGH SCHOOL FALCONS FOR WINNING THEIR  
SECOND CONSECUTIVE STATE 3A FOOTBALL CHAMPIONSHIP –  
R-05-1-102: (Book 20/Page 119)**

This item was heard earlier on the day's agenda. (See Page  
114)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING  
FULTON HIGH SCHOOL FALCONS FOOTBALL TEAM COACH  
BUCK COATNEY FOR BEING NAMED COACH OF THE YEAR –  
R-05-1-103: (Book 20/Page 119)**

This item was heard earlier on the day's agenda. (See Page  
118)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING BOB  
AND JULIE WEBB AND WEBB SCHOOL – R-05-1-104: (Book 20/Page  
120)**

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Bob and Julie Webb and Webb School was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-1-104 Resolution of the Commission of Knox County, Tennessee, honoring Bob and Julie Webb and Webb School. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, A GRANT  
AGREEMENT WITH THE TENNESSEE STATE LIBRARY AND  
ARCHIVES FOR PURCHASE OF COMPUTERS AND PERIPHERAL  
COMPUTER DEVICES FOR THE LIBRARY NETWORK – R-05-1-205:  
(Book 20/Page 120)**

Consideration of a resolution of the Commission of Knox County, Tennessee, a grant agreement with the Tennessee State Library and Archives for purchase of computers and peripheral computer devices for the library network was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-1-205 Resolution of the Commission of Knox County, Tennessee, a grant agreement with the Tennessee State Library and Archives for purchase of computers and peripheral computer devices for the library network. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 THE**  
**SALE OF LAND AND A CONSTRUCTION EASEMENT TO THE**  
**STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION –**  
**R-05-1-206: (Book 20/Page 121)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the sale of land and a construction easement to the State of Tennessee Department of Transportation was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-1-206 Resolution of the Commission of Knox County, Tennessee, approving the sale of land and a construction easement to the State of Tennessee Department of Transportation. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood,

Stephens, Horner, Moore, McMillan, Mills, Clark 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 WITH PAVEMENT TECHNOLOGY, INC., FOR ASPHALT REJUVENATION SERVICES – R-05-1-402: (Book 20/Page 122)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Pavement Technology, Inc., for asphalt rejuvenation services was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-1-402 Resolution of the Commission of Knox County, Tennessee, approving a contract with Pavement Technology, Inc., for asphalt rejuvenation services. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 WITH THE KNOX HOUSING PARTNERSHIP TO PROVIDE HOMEBUYER EDUCATION AND COUNSELING SERVICES FOR LOW AND MODERATE INCOME FIRST-TIME HOMEBUYERS – R-05-1-501: (Book 20/Page 122)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with the Knox Housing Partnership to provide Homebuyer Education and Counseling Services for low and moderate income first-time homebuyers was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-1-501 Resolution of the Commission of Knox County, Tennessee, approving a contract with the Knox Housing Partnership to provide Homebuyer Education and Counseling Services for low and moderate income first-time homebuyers. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**  
**GRANT AGREEMENT WITH THE STATE OF TENNESSEE**  
**DEPARTMENT OF HEALTH TO PROVIDE HIV/AIDS PREVENTION,**  
**SURVEILLANCE AND SEXUALLY TRANSMITTED DISEASE**  
**SERVICES – R-05-1-601: (Book 20/Page 123)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement with the State of Tennessee Department of Health to provide HIV/AIDS Prevention, Surveillance and Sexually Transmitted Disease Services was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-1-601 Resolution of the Commission of Knox County, Tennessee, approving a grant agreement with the State of Tennessee Department of Health to provide HIV/AIDS Prevention, Surveillance and Sexually Transmitted Disease Services. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**  
**MEMORANDUM OF UNDERSTANDING AND A TRANSFER OF**  
**FUNDS BETWEEN KNOX COUNTY AND THE FRIENDS OF**  
**LITERACY – R-05-1-801: (Book 20/Page 124)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Memorandum of Understanding and a transfer of funds between Knox County and The Friends of Literacy was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-1-801 Resolution of the Commission of Knox County, Tennessee, approving a Memorandum of Understanding and a transfer of funds between Knox County and The Friends of Literacy. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess,

Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 AN AGREEMENT WITH TENNESSEE, LLC D/B/A CHARTER COMMUNICATIONS EXTENDING THE CABLE TELEVISION FRANCHISE – R-05-1-905: (Book 20/Page 125)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with Tennessee, LLC d/b/a Charter Communications extending the Cable Television Franchise was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-1-905 Resolution of the Commission of Knox County, Tennessee, approving an agreement with Tennessee, LLC d/b/a Charter Communications extending the Cable Television Franchise. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: ACCEPTANCE OF NEW COUNTY ROADS: (Book 20/Page 125-126)**

Consideration of acceptance of the following new county roads was before the Board of Commissioners:

- A. Crystal Point Drive, Timberlake Subdivision, District 6.



- B. Moon Shores Lane, Timberlake Subdivision, District 6.
- C. Lake Village Circle, Timberlake Subdivision, District 6.
- D. Pebble Point Lane, Timberlake Subdivision, District 6.
- E. Timberbrook Lane, Timberlake Subdivision, District 6.
- F. Green Heron Boulevard, Timberlake Subdivision, District 6.
- G. Harbor Cove Drive, Timberlake Subdivision, District 6.
- H. Andrew's Crossing Road, Andrew's Crossing Subdivision, District 6.
- I. John Andrew's Lane, Andrew's Crossing Subdivision, District 6.

Commissioner Mills moved to approve the above acceptance of new county roads. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: APPROVAL OF MINUTES OF THE PREVIOUS**

**MEETING: (Book 20/Page 126)**

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

Commissioner Horner moved to approve the minutes of the previous meeting. Commissioner Strickland seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: ELECTIONS AND APPOINTMENTS:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING  
APPOINTMENTS TO THE BOARD OF THE EMERGENCY  
COMMUNICATIONS DISTRICT – R-05-1-110: (Book 20/Page 126)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving appointments to the Board of the Emergency Communications District was before the Board of Commissioners.

Mr. Mike Ragsdale, Knox County Mayor, and Mr. Mike Moyers, Knox County Law Director, were present and spoke on the matter.

Commissioner Moore moved to approve Resolution R-05-1-110 - Resolution of the Commission of Knox County, Tennessee, approving appointments to the Board of the Emergency Communications District. Commissioner Tindell seconded the motion.

Commissioner Horner moved as a substitute motion to defer to the February 2005 Board of Commissioners meeting Resolution R-05-1-110 Resolution of the Commission of Knox County, Tennessee, approving appointments to the Board of the Emergency Communications District. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: DRIVES AND ROADS:**

**IN RE: CONSIDERATION OF CLOSURE OF AN UNIMPROVED  
RIGHT OF WAY OF CASTLEWOOD AND CASTLETON ROAD.  
PROPERTY LOCATED OFF TAZEWELL PIKE. MERIDIAN  
CONSTRUCTION GROUP, LLC, PROPERTY OWNER – (FIRST  
READING): (Book 20/Page 127 & 128)**

Consideration of closure of an unimproved right of way of Castlewood and Castleton Road was before the Board of Commissioners on first reading. Property located off Tazewell Pike. Meridian Construction Group, LLC, property owner.

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

Commissioner Mills moved to withdraw from the agenda consideration of closure of an unimproved right of way of Castlewood and Castleton Road on first reading. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located off Tazewell Pike. Meridian Construction Group, LLC, property owner.

\* \* \* \* \*

**IN RE: RESOLUTIONS:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING  
\$225,000.00 AND APPROVING A CONTRACT FOR THE UPDATE OF**

**ALL COMPUTERS AND SOFTWARE AT THE KNOX COUNTY**

**DETENTION FACILITY – R-05-1-301: (Book 20/Page 128)**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$225,000.00 and approving a contract for the update of all computers and software at the Knox County Detention Facility was before the Board of Commissioners.

Commissioner Tindell moved to defer to the February 2005 Board of Commissioners Resolution R-05-1-301 - Resolution of the Commission of Knox County, Tennessee, appropriating \$225,000.00 and approving a contract for the update of all computers and software at the Knox County Detention Facility. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 THE**  
**DONATION OF AN ARMORED PERSONNEL CARRIER FROM THE**  
**DEPARTMENT OF DEFENSE FOR USE BY THE KNOX COUNTY**  
**SHERIFF’S DEPARTMENT – R-05-1-302: (Book 20/Page 129)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the donation of an Armored Personnel Carrier from the Department of Defense for use by the Knox County Sheriff’s Department was before the Board of Commissioners.

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

Commissioner Horner moved to approve Resolution R-05-1-302 - Resolution of the Commission of Knox County, Tennessee, approving the donation of an Armored Personnel Carrier from the Department of Defense for use by the Knox County Sheriff's Department. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$12,500.00 AND APPROVING A CONTRACT AND ADDENDUM FOR THE PURCHASE OF LAND FOR RELOCATION OF THE GIBBS CONVENIENCE CENTER – R-05-1-401: (Book 20/Page 130)**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$12,500.00 and approving a contract and addendum for the purchase of land for relocation of the Gibbs Convenience Center was before the Board of Commissioners.

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

Commissioner Mills moved to approve Resolution R-05-1-401 Resolution of the Commission of Knox County, Tennessee, appropriating \$12,500.00 and approving a contract and addendum for the purchase of land

for relocation of the Gibbs Convenience Center. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$65,500.00 AND APPROVING A CONTRACT WITH CANNON AND CANNON FOR DESIGN OF DRAINAGE IMPROVEMENTS WITHIN ARROW HEAD SUBDIVISION – R-05-1-403: (Book 20/Page 131)**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$65,500.00 and approving a contract with Cannon and Cannon for design of drainage improvements within Arrow Head Subdivision was before the Board of Commissioners.

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

Commissioner Mills moved to approve Resolution R-05-1-403 Resolution of the Commission of Knox County, Tennessee, appropriating \$65,500.00 and approving a contract with Cannon and Cannon for design of drainage improvements within Arrow Head Subdivision. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 THE**  
**APPOINTMENT HIRING OF COUNSEL TO ADVISE THE KNOX**  
**COUNTY COMMISSION ON ALL REMAINING ISSUES RELATED**  
**TO THE LITIGATION STYLED MOODY V. HUTCHISON, KNOX**  
**CHANCERY #153315-2 – R-05-1-901: (Book 20/Page 131 &132)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the appointment hiring of counsel to advise the Knox County Commission on all remaining issues related to the litigation styled Moody v. Hutchison, Knox Chancery #153315-2 was before the Board of Commissioners.

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

Commissioner Tindell moved to approve Resolution R-05-1-901 - Resolution of the Commission of Knox County, Tennessee, approving the appointment hiring of counsel to advise the Knox County Commission on all remaining issues related to the litigation styled Moody v. Hutchison, Knox Chancery #153315-2 and that Attorney John Valliant be hired. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Moody recused herself from the vote. The motion carried 18-0-1-0.

The caption for Resolution R-05-1-901 was revised to read as follows: Resolution of the Commission of Knox County, Tennessee, approving the hiring of counsel to advise the Knox County Commission on

all remaining issues related to the litigation styled Moody v. Hutchison,  
Knox Chancery #153315-2.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, ADOPTING**  
**HOURS FOR THE SALE OF BEER TO MATCH THOSE HOURS**  
**ADOPTED BY THE CITY OF KNOXVILLE – R-05-1-902: (Book**  
***20/Page 133)***

Consideration of a resolution of the Commission of Knox  
County, Tennessee, adopting hours for the sale of beer to match those hours  
adopted by the City of Knoxville was before the Board of Commissioners.

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

Commissioner Tindell moved to approve Resolution  
R-05-1-902 - Resolution of the Commission of Knox County, Tennessee,  
adopting hours for the sale of beer to match those hours adopted by the City  
of Knoxville. Commissioner Horner seconded the motion.

Commissioner Clark moved as a substitute motion to approve  
Resolution R-05-1-902(A) – Resolution requesting that the City of  
Knoxville conform its hours for the sale of beer to those hours set by the  
Alcoholic Beverage Commission for the sale of liquor by the drink.

Commissioner Stephens seconded the motion and upon roll call vote  
Commissioners Harmon, Leuthold, Cawood, Stephens, Horner, Moore,  
McMillan, Mills, Clark and Pinkston voted aye. Commissioners Jordan,  
Strickland, Collins, Tindell, Moody, Guthe, Schmid, Hammond and Griess  
voted no. The substitute motion carried 10-9-0-0.



\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE**  
**COMMISSION RULES TO BEGIN THE ZONING SESSION OF THE**  
**COUNTY COMMISSION MEETING AT 4:30 P.M. – R-05-1-903: (Book**  
***20/Page 133 & 134)***

Consideration of a resolution of the Commission of Knox County, Tennessee, amending the Commission Rules to begin the Zoning Session of the County Commission meeting at 4:30 p.m. was before the Board of Commissioners.

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

Commissioner Tindell moved to approve Resolution R-05-1-903 - Resolution of the Commission of Knox County, Tennessee, amending the Commission Rules to begin the Zoning Session of the County Commission meeting at 4:30 p.m. Commissioner Mills seconded the motion.

Commissioner Griess moved as a substitute motion to approve Resolution R-05-1-903 - Resolution of the Commission of Knox County, Tennessee, amending the Commission Rules to begin the Zoning Session of the County Commission meeting at 4:00 p.m. as amended. Commissioner Horner seconded the motion and upon roll call vote Commissioners Guthe, Griess, Cawood, Stephens, Horner, Moore and Mills voted aye. Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Schmid, Hammond, Leuthold, McMillan, Clark and Pinkston voted no. These substitute motion failed 7-12-0-0.

Commissioner Collins moved as a substitute motion to approve Resolution R-05-1-903 - Resolution of the Commission of Knox County, Tennessee, amending the Commission Rules to begin the Zoning Session of the County Commission meeting at 5:00 p.m. as amended. Commissioner Schmid seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Schmid, Leuthold and Clark voted aye. Commissioners Strickland, Moody, Harmon, Guthe, Hammond, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills and Pinkston voted no. The substitute motion failed 6-13-0-0.

Commissioner McMillan moved to re-consider the substitute motion to approve Resolution R-05-1-903 - Resolution of the Commission of Knox County, Tennessee, amending the Commission Rules to begin the Zoning Session of the County Commission meeting at 4:00 p.m. as amended. Commissioner Horner seconded the motion and upon roll call vote Commissioners Tindell, Guthe, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Jordan, Strickland, Collins, Moody, Harmon, Schmid, Hammond and Leuthold voted no. The motion carried 11-8-0-0.

Upon roll call vote of the substitute motion to approve Resolution R-05-1-903 - Resolution of the Commission of Knox County, Tennessee, amending the Commission Rules to begin the Zoning Session of the County Commission meeting at 4:00 p.m. as amended, Commissioners Guthe, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Schmid, Hammond and Leuthold voted no. The substitute motion carried 10-9-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, SUPPORTING  
THE CONSOLIDATION OF THE KNOX COUNTY UTILITY  
DISTRICTS – R-05-1-904: (Book 20/Page 135 & 136)**

This item was withdrawn from the agenda. (See Amendments to the Agenda, Page 112)

\* \* \* \* \*

**IN RE: ORDINANCES ON FIRST READING:**

**IN RE: CONSIDERATION OF AN ORDINANCE OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, ADOPTING THE  
CITY OF KNOXVILLE’S STORMWATER ORDINANCE FOR USE IN  
DRAINAGE BASINS THAT DRAIN INTO THE CITY OF KNOXVILLE  
O-05-1-101 – (FIRST READING): (Book 20/Page 136)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee, adopting the City of Knoxville’s Stormwater Ordinance for use in Drainage Basins that drain into the City of Knoxville was before the Board of Commissioners on first reading.

Commissioner Tindell moved to defer to the February 2005 Board of Commissioners meeting Ordinance O-05-1-101 - Ordinance of the Commission of Knox County, Tennessee, adopting the City of Knoxville’s Stormwater Ordinance for use in Drainage Basins that drain into the City of Knoxville on first reading. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood,

Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye.

The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: ORDINANCES ON SECOND READING:**

**IN RE: CONSIDERATION OF AN ORDINANCE OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING KNOX  
COUNTY ORDINANCE O-96-4-101 REGARDING THE  
TRANSPORTATION OF LITTER, GARBAGE AND WASTE IN KNOX  
COUNTY – O-04-12-101 – (SECOND READING) (Book 20/Page 137)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Knox County Ordinance O-96-4-101 regarding the transportation of litter, garbage and waste in Knox County was before the Board of Commissioners on second reading.

Mr. James Lay, concerned citizen, and Mr. Mike Moyers, Knox County Law Director, were present and spoke on the matter.

Commissioner Tindell moved to defer to the February 2005 Board of Commissioners meeting Ordinance O-04-12-101 - Ordinance of the Commission of Knox County, Tennessee, amending Knox County Ordinance O-96-4-101 regarding the transportation of litter, garbage and waste in Knox County on second reading. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF AN ORDINANCE OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE**  
**KNOX COUNTY CODE SECTION 62-186(A)(2) REGARDING**  
**PARKING WITHIN FIRE OR OTHER DESIGNATED EMERGENCY**  
**ACCESS LANES – O-04-12-102 – (SECOND READING): (Book 20/Page**  
**137 & 138)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Code section 62-186(a)(2) regarding parking within fire or other designated emergency access lanes was before the Board of Commissioners on second reading.

Commissioner Mills moved to defer to the February 2005 Board of Commissioners meeting the Ordinance O-04-12-102 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Code section 62-186(a)(2) regarding parking within fire or other designated emergency access lanes on second reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE:        PUBLIC FORUM: (Book 20/Page 138)**

1. Ms. Cheryl Almon, addressed the Commission earlier on the day's agenda. (See Page 117)

\* \* \* \* \*

**IN RE:        ROLL CALL – (4:00 P.M.) (Book 20/Page 138)**

Mrs. Angie Nesbitt, Minutes Clerk to the Knox County Clerk, called the roll. Those Commissioners responding were Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston.

\* \* \* \* \*

**IN RE: AMENDMENTS TO THE AGENDA – (CONTINUED):**  
***(Book 20/Page 139)***

9. Without objection, Commissioner Moore amended the agenda to hear the following item at this time: Rezoning Request 12-A-04-RZ – Request of Dan Rudy for rezoning from A Agricultural Zone to RA Low Density Residential Zone.

\* \* \* \* \*

**IN RE: ZONING REQUESTS:** ***(Book 20/Page 139-156)***

1. Consideration of the request of Dan Rudy for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located on the northwest side of Stamps Lane, southwest of Camberley Drive. Sixth Commission District. ***(Book 20/Page 139)***

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

Commissioner Stephens moved to approve zoning request 12-A-04-RZ – Request of Dan Rudy 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, Strickland, Collins, Tindell, Moody, Harmon,

Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the northwest side of Stamps Lane, southwest of Camberley Drive. Sixth Commission District.

\* \* \* \* \*

2. Consideration of the request of Knox County Emergency Communications E-911 for street name change from Huckleberry Springs Road to Huckleberry Lane was before the Board of Commissioners. Street located between Strawberry Plains Pike and dead end. Eighth Commission District. *(Book 20/Page 139)*

Commissioner Guthe moved to approve zoning request 12-A-04-SNC – Request of Knox County Emergency Communications E-911 for street name change from Huckleberry Springs Road to Huckleberry Lane. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Street located between Strawberry Plains Pike and dead end. Eighth Commission District.

\* \* \* \* \*

3. Consideration of the request of Knox County Emergency Communications E-911 for street name change from unnamed access to Copperwood Lane was before the Board of Commissioners. Street located between Middlebrook Pike and dead end. Fifth Commission District.

*(Book 20/Page 140)*

Commissioner Guthe moved to approve zoning request

12-B-04-SNC – Request of Knox County Emergency Communications E-911 for street name change from unnamed access to Copperwood Lane. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Street located between Middlebrook Pike and dead end. Fifth Commission District.

\* \* \* \* \*

4. Consideration of the request of Worley Builders, Inc. for street name change from Anne Payne Lane to Eddie Kimbell Lane was before the Board of Commissioners. Street located between Hugh Willis Road and dead end. Sixth Commission District. (*Book 20/Page 141*)

Commissioner Guthe moved to approve zoning request 12-C-04-SNC – Request of Worley Builders, Inc. for street name change from Anne Payne Lane to Eddie Kimbell Lane. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Street located between Hugh Willis Road and dead end. Sixth Commission District.

\* \* \* \* \*

5. Consideration of the request of Knox County Emergency Communications E-911 for street name change from Guinn Road to Guinnview Way was before the Board of Commissioners. Street located



between Guinn Road and dead end. Sixth Commission District. (*Book 20/Page 141*)

Commissioner Guthe moved to approve zoning request 12-D-04-SNC – Request of Knox County Emergency Communications E-911 for street name change from Guinn Road to Guinnview Way. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Street located between Guinn Road and dead end. Sixth Commission District.

\* \* \* \* \*

**IN RE: AMENDMENTS TO THE AGENDA – (CONTINUED):**  
(*Book 20/Page 142*)

10. Commissioner Moore amended the agenda to hear the following items at this time: Rezoning Request 10-B-04-RZ – Request of Carson Sandefur for rezoning from A Agricultural Zone to CA General Business Zone; Rezoning Request 12-B-04-SP – Request of Danny R. Kirby/Saddlebrook Development for Northwest County Sector Plan Amendment from MU Mixed Uses Zone to MU Mixed Uses Zone including Commercial Zone; and Rezoning Request 11-E-04-RZ – Request of Danny R. Kirby/Saddlebrook Development for rezoning from BP Business and Technology/TO Technology Overlay and A Agricultural/TO Technology Overlay Zone to PC Planned Commercial/TO Technology Overlay and OB Office, Medical and Related Services/TO Technology Overlay Zone.

\* \* \* \* \*

**IN RE: ZONING REQUESTS – (CONTINUED): (Book 20/Page 142)**

6. Consideration of the request of Carson Sandefur for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located on the south side of East Emory Road, east of Tazewell Pike. Eighth Commission District.

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

Commissioner Mills moved to approve zoning request 10-B-04-RZ – Request of Carson Sandefur for rezoning from A Agricultural Zone to CA General Business Zone as per MPC’s recommendation.

Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the south side of East Emory Road, east of Tazewell Pike. Eighth Commission District.

\* \* \* \* \*

7. Consideration of the request of Danny R. Kirby/Saddlebrook Development for Northwest County Sector Plan Amendment from MU Mixed Uses Zone to MU Mixed Uses Zone including Commercial Zone was before the Board of Commissioners. Property located on the northwest side of Lovell Road, north and south side of Yarnell Road. Fifth and Sixth Commission Districts. *(Book 20/Page 143)*

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

Commissioner Griess moved to approve zoning request

12-B-04-SP – Request of Danny R. Kirby/Saddlebrook Development for Northwest County Sector Plan Amendment from MU Mixed Uses Zone to MU Mixed Use Office/Medium Density Residential/Commercial Zone as per MPC’s recommendation. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the northwest side of Lovell Road, north and south side of Yarnell Road. Fifth and Sixth Commission Districts.

\* \* \* \* \*

8. Consideration of the request of Danny R. Kirby/Saddlebrook Development for rezoning from BP Business and Technology/TO Technology Overlay and A Agricultural/TO Technology Overlay Zone to PC Planned Commercial/TO Technology Overlay and OB Office, Medical and Related Services/TO Technology Overlay Zone was before the Board of Commissioners. Property located on the northwest side of Lovell Road, north and south side of Yarnell Road. Fifth and Sixth Commission Districts.

*(Book 20/Page 144)*

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

Commissioner Griess moved to approve zoning request

11-E-04-RZ – Request of Danny R. Kirby/Saddlebrook Development for rezoning from BP Business and Technology/TO Technology Overlay and A Agricultural/TO Technology Overlay Zone to PC Planned Commercial/TO Technology Overlay and OB Office, Medical and Related Services/TO

Technology Overlay Zone as per MPC's recommendation. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the northwest side of Lovell Road, north and south side of Yarnell Road. Fifth and Sixth Commission Districts.

\* \* \* \* \*

**IN RE:        AMENDMENTS TO THE AGENDA – (CONTINUED):**

***(Book 20/Page 144 & 145)***

11. Commissioner Moore amended the agenda to hear the following items at this time: Rezoning Request 12-B-04-RZ - Request of Larry D. Howerton, George E. Rogers for rezoning from A Agricultural Zone to CA General Business Zone; Rezoning Request 12-C-04-RZ – Request of Homeplace Apartments for rezoning from A Agricultural Zone to PR Planned Residential Zone; Rezoning Request 12-A-04-SP – Request of Dwane Lay for North County Sector Plan Amendment from LDR Low Density Residential Zone to Commercial Zone; Rezoning Request 12-D-04-RZ – Request of Dwane Lay for rezoning from A Agricultural Zone to CB Business and Manufacturing Zone; Rezoning Request 12-G-04-RZ – Request of Eagle Bend Realty for rezoning from A Agricultural Zone to PR Planned Residential Zone; and Rezoning Request – 12-I-04-RZ – Request of Larry E. Jones for rezoning from A Agricultural Zone to RA Low Density Residential Zone; Rezoning Request 12-J-04-RZ – CCSD, LLC for rezoning from CA General Business and A Agricultural Zone to PR Planned Residential Zone; Rezoning Request 12-C-04-SP –

Request of Robert W. Bedwell for South County Sector Plan Amendment from LDR Low Density Residential, MDR Medium Density Residential and O Office Zone to C Commercial Zone; Rezoning Request 12-O-04-RZ – Request of Robert W. Bedwell for rezoning from A Agricultural, RA Low Density Residential and RB General Residential Zone to CA General Business Zone; and Rezoning Request 12-P-04-RZ – Request of Fred Long Construction for rezoning from A Agricultural Zone to PR Planned Residential Zone.

\* \* \* \* \*

**IN RE: ZONING REQUESTS – (CONTINUED): (Book 20/Page 145 & 146)**

9. Consideration of the request Larry D. Howerton, George E. Rogers for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located on the north side of East Emory Road, east of Tazewell Pike. Eighth Commission District.

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

Commissioner Mills moved to approve zoning request 12-B-04-RZ – Request of Larry D. Howerton, George E. Rogers for rezoning from A Agricultural Zone to CA General Business Zone as per MPC’s recommendation. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the north side of East Emory Road, east of Tazewell Pike. Eighth Commission District.

\* \* \* \* \*

10. Consideration of the request of Homeplace Apartments for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the northwest side of West Beaver Creek Drive, southwest of Central Avenue Pike. Sixth Commission District. *(Book 20/Page 146)*

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

Commissioner Mills moved to approve zoning request 12-C-04-RZ – Request of Homeplace Apartments for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 to 5 dwelling units per acre as per MPC’s recommendation. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the northwest side of West Beaver Creek Drive, southwest of Central Avenue Pike. Sixth Commission District.

\* \* \* \* \*

11. Consideration of the request of Dwane Lay for North County Sector Plan Amendment from LDR Low Density Residential Zone to Commercial Zone was before the Board of Commissioners. Property located on the northwest side of Maynardville Pike, northeast of Old Maynardville Pike. Seventh Commission District. *(Book 20/Page 147)*

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

Commissioner Mills moved to approve zoning request 12-A-04-SP – Request of Dwane Lay for North County Sector Plan Amendment from LDR Low Density Residential Zone to Commercial Zone as per MPC’s recommendation. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the northwest side of Maynardville Pike, northeast of Old Maynardville Pike. Seventh Commission District.

\* \* \* \* \*

12. Consideration of the request of Dwane Lay for rezoning from A Agricultural Zone to CB Business and Manufacturing Zone was before the Board of Commissioners. Property located on the northwest side of Maynardville Pike, northeast of Old Maynardville Pike. Seventh Commission District. (*Book 20/Page 147 & 148*)

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

Commissioner Mills moved to approve zoning request 12-D-04-RZ – Request of Dwane Lay for rezoning from A Agricultural Zone to CB Business and Manufacturing Zone as per MPC’s recommendation. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion

carried 19-0-0-0. Property located on the northwest side of Maynardville Pike, northeast of Old Maynardville Pike. Seventh Commission District.

\* \* \* \* \*

13. Consideration of the request of Eagle Bend Realty for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the west side of Carpenter Road, northwest of West Emory Road. Sixth Commission District. (*Book 20/Page 148*)

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

Commissioner Mills moved to approve zoning request 12-G-04-RZ – Request of Eagle Bend Realty for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 to 4 dwelling units per acre as per MPC’s recommendation. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the west side of Carpenter Road, northwest of West Emory Road. Sixth Commission District.

\* \* \* \* \*

14. Consideration of the request of Larry E. Jones for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located on the north side of Strawberry Plains Pike, north of Corum Road. Eighth Commission District. (*Book 20/Page 19*)



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

Commissioner Mills moved to approve zoning request 12-I-04-RZ – Request of Larry E. Jones for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per MPC’s recommendation. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the north side of Strawberry Plains Pike, north of Corum Road. Eighth Commission District.

\* \* \* \* \*

15. Consideration of the request of CCSD, LLC for rezoning from CA General Business and A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the northwest side of Dante Road, southwest of Saint Croix Lane. Seventh Commission District. (*Book 20/Page 149*)

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

Commissioner Horner moved to approve zoning request 12-J-04-RZ – Request of CCSD, LLC for rezoning from CA General Business and A Agricultural Zone to PR Planned Residential Zone at density of 1 to 5 dwelling units per acre as per MPC’s recommendation. Commissioner Moore seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner,

Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the northwest side of Dante Road, southwest of Saint Croix Lane. Seventh Commission District.

\* \* \* \* \*

16. Consideration of the request of Robert W. Bedwell for South County Sector Plan Amendment from LDR Low Density Residential, MDR Medium Density Residential and O Office Zone to C Commercial Zone was before the Board of Commissioners. Property located on the south side of Chapman Highway, southeast side of West Governor John Sevier Highway. Ninth Commission District. (*Book 20/Page 150*)

Mr. Arthur Seymour, Attorney representing Robert W. Bedwell, was present and spoke on the matter.

Mr. Steve Frazier, concerned citizen, was present and spoke on the matter.

Commissioner Moore deferred this item until later on the day's agenda. (See Page 155)

\* \* \* \* \*

17. Consideration of the request of Robert W. Bedwell for rezoning from A Agricultural, RA Low Density Residential and RB General Residential Zone to CA General Business Zone was before the Board of Commissioners. Property located on the south side of Chapman Highway, southeast side of West Governor John Sevier Highway. Ninth Commission District. (*Book 20/Page 151*)

Mr. Arthur Seymour, Attorney representing Robert W. Bedwell, was present and spoke on the matter.

Mr. Steve Frazier, concerned citizen, was present and spoke on the matter.

Commissioner Moore deferred this item until later on the day's agenda. (See Page 156)

\* \* \* \* \*

18. Consideration of the request of Fred Long Construction for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the northwest side of Snyder Road, southwest of Lovell Road. Fifth Commission District.

*(Book 20/Page 151)*

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

Commissioner Griess moved to approve zoning request 12-P-04-RZ – Request of Fred Long Construction for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 to 2 dwelling units per acre as per MPC's recommendation. Commissioner Hammond seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Leuthold voted no. The motion carried 18-1-0-0. Property located on the northwest side of Snyder Road, southwest of Lovell Road. Fifth Commission District.

\* \* \* \* \*

**IN RE:      AMENDMENTS TO THE AGENDA – (CONTINUED):**

*(Book 20/Page 152)*

12. Commissioner Moore amended the agenda to hear the following items at this time: Rezoning Request 10-E-04-RZ – Request of Cobia Development for rezoning from A Agricultural Zone to PR Planned Residential Zone; Rezoning Request 10-E-04-SP – Request of Landmark Properties for South County Sector Plan Amendment from LDR Low Density Residential to MDR Medium Density Residential Zone; and Rezoning Request 10-T-04-RZ - Request of Landmark Properties for rezoning from CA General Business Zone to PR Planned Residential Zone.

\* \* \* \* \*

**IN RE: ZONING REQUESTS – (CONTINUED): (Book 20/Page 152)**

19. Consideration of the request of Cobia Development for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the northeast side of Ellistown Road, southeast side of Rutledge Pike. Eighth Commission District.

Mr. Ewing “Buzz” Johnson, Director of Development Services for Metropolitan Planning Commission, was present and spoke on the matter.

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

Mr. Wayne Kline, Attorney representing area residents, was present and spoke in opposition to the request.

Commissioner McMillan moved to deny zoning request 10-E-04-RZ – Request of Cobia Development for rezoning from A Agricultural Zone to PR Planned Residential Zone. Commissioner Mills seconded the motion.

Commissioner Griess moved as a substitute motion to approve zoning request 10-E-04-RZ - Request of Cobia Development for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1 to 3 dwelling units per acre. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Moore, Cawood, Griess, Guthe, Harmon, Moody and Collins vote aye. Commissioners Pinkston, Clark, Mills, McMillan, Horner, Stephens, Leuthold, Hammond, Schmid, Tindell, Strickland and Jordan voted no. The substitute motion failed 7-12-0-0.

Upon roll call vote of the original motion to deny zoning request 10-E-04-RZ – Request of Cobia Development for rezoning from A Agricultural Zone to PR Planned Residential Zone, Commissioners Jordan, Strickland, Tindell, Schmid, Hammond, Leuthold, Stephens, Horner, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Moody, Harmon, Guthe, Griess, Cawood and Moore voted no. Commissioner Collins abstained from voting. The motion carried 12-6-1-0.

\* \* \* \* \*

20. Consideration of the request of Landmark Properties for South County Sector Plan Amendment from LDR Low Density Residential to MDR Medium Density Residential Zone was before the Board of Commissioners. Property located on the south side of Sevierville Pike, northwest side of East Governor John Sevier Highway. Ninth Commission District. (*Book 20/Page 153*)

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

Commissioner Pinkston moved to defer to the February 2005 Board of Commissioners meeting zoning request 10-E-04-SP - Request of

Landmark Properties for South County Sector Plan Amendment from LDR Low Density Residential to MDR Medium Density Residential Zone.

Commissioner Clark seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

21. Consideration of the request of Landmark Properties for rezoning from CA General Business Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the south side of Sevierville Pike, northwest side of East Governor John Sevier Highway. Ninth Commission District. (*Book 20/Page 154*)

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

Commissioner Pinkston moved to defer to the February 2005 Board of Commissioners meeting zoning request 10-T-04-RZ - Request of Landmark Properties for rezoning from CA General Business Zone to PR Planned Residential Zone. Commissioner Clark seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

22. Consideration of the request of Robert W. Bedwell for South County Sector Plan Amendment from LDR Low Density Residential,

MDR Medium Density Residential and O Office Zone to C Commercial Zone was before the Board of Commissioners. Property located on the south side of Chapman Highway, southeast side of West Governor John Sevier Highway. Ninth Commission District. (*Book 20/Page 155*)

Mr. Ewing “Buzz” Johnson, Director of Development Services for Metropolitan Planning Commission, was present and spoke on the matter.

Commissioner Pinkston moved to approve zoning request 12-O-04-SP - Request of Robert W. Bedwell for South County Sector Plan Amendment from LDR Low Density Residential, MDR Medium Density Residential and O Office Zone to CA General Business Zone.

Commissioner Clark seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the south side of Chapman Highway, southeast side of West Governor John Sevier Highway. Ninth Commission District.

\* \* \* \* \*

23. Consideration of the request of Robert W. Bedwell for rezoning from A Agricultural, RA Low Density Residential and RB General Residential Zone to CA General Business Zone was before the Board of Commissioners. Property located on the south side of Chapman Highway, southeast side of West Governor John Sevier Highway. Ninth Commission District. (*Book 20/Page 156*)

Mr. Ewing “Buzz” Johnson, Director of Development Services for Metropolitan Planning Commission, was present and spoke on the matter.

Commissioner Pinkston moved to approve zoning request 12-O-04-RZ – Request of Robert W. Bedwell for rezoning from A Agricultural, RA Low Density Residential and RB General Residential Zone to CA General Business Zone. Commissioner Clark seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the south side of Chapman Highway, southeast side of West Governor John Sevier Highway. Ninth Commission District.

\* \* \* \* \*

**IN RE:      ROLL CALL BY DISTRICTS: (Book 20/Page 156)**

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

\* \* \* \* \*

**IN RE:      ADJOURNMENT: (Book 20/Page 156)**

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

\* \* \* \* \*

***KNOX COUNTY BOARD OF COMMISSIONERS***



---

*SCOTT MOORE, CHAIRMAN*

***KNOX COUNTY BOARD OF COMMISSIONERS***

The Knox County Board of Commissioners met in Regular Session on Monday, February 28, 2005 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston. Also present were Mr. Mike Moyers, Knox County Law Director, Mr. Mike Ragsdale, Knox County Mayor, Mr. John Werner, Knox County Finance Director, Mr. Bruce Wuethrich, Director, Engineering and Public Works and News Media.

Commissioner Moore, Chairman, presided.

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

\* \* \* \* \*

**IN RE: ROLL CALL(Pg. 161,Bk. 20)**

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

\* \* \* \* \*

**IN RE: DEVOTIONAL: (Pg. 161, Bk. 20)**

Mr. Chris Morgan, gave the devotional.

\* \* \* \* \*

**IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG: (Pg. 161, Bk. 20)**

Commissioner Horner led the Pledge of Allegiance to the Flag.

\* \* \* \* \*

**IN RE: AMENDMENTS TO THE AGENDA: (Ps.162 & 163, Bk. 20)**

Without objection, Commissioner Moore amended the agenda as follows:

Remove from the Consent Calendar R-05-2-101 – Resolution of the Commission of Knox County, Tennessee memorializing George W. Archer.

\* \* \* \* \*

Remove from the Consent Calendar R-05-2-102 – Resolution of the Commission of Knox County, Tennessee honoring Georgiana Vines.

\* \* \* \* \*

Remove from the Consent Calendar R-05-2-103 – Resolution of the Commission of Knox County, Tennessee honoring Edythe McNabb.

\* \* \* \* \*

Add to the Consent Calendar R-05-2-908 – Resolution of the Commission of Knox County, Tennessee expressing support for Senate Bill 25 to restore the right to jury trial in annexation lawsuits.

\* \* \* \* \*

Add to the Consent Calendar R-05-2-205 – Resolution of the Commission of Knox County, Tennessee approving term-bid contracts for paving services for the Knox County School System with Duracap Asphalt Paving Company, Inc., and APAC-Tennessee, Inc.

\* \* \* \* \*

Add to the Consent Calendar R-05-2-805 – Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing the issuance and providing the details of not to exceed \$65,000,000.00 General

Obligation Refunding Bonds, series 2005, of Knox County, Tennessee for the purpose of refunding certain prior obligations of the County; authorizing and directing the sale thereof for public purposes; levying and pledging taxes and making provision for the payment thereof; authorizing and approving a escrow agreement for the purpose of refunding certain prior obligations of the county; and taking other actions with respect thereto.

\* \* \* \* \*

Add to Regular Agenda R-05-2-909 – Resolution of the Commission of Knox County, Tennessee approving a parking agreement between the Knox County Library System and Dr. Joe Kendrick.

\* \* \* \* \*

Add to Regular Agenda R-05-2-910 – Resolution of the Commission of Knox County, Tennessee opposing passage of Senate Bill 1331 which would extend in time the provisions of Senate Bill 0859 of the Acts 2003 relative to supervisory authority of the Knox County Library System.

\* \* \* \* \*

Add to Regular Agenda O-05-2-104 – Ordinance of the Commission of Knox County, Tennessee amending Knox County Code, Chapter 6 to prohibit the transportation of animals in open trucks without adequate physical restraint on first reading.

\* \* \* \* \*

**IN RE: CONSENT ITEMS: (Pg. 163, Bk. 20)**

Tax refunds:

No tax refunds received.

\* \* \* \* \*

Notary Public Applications: 256 names received.

Commissioner Griess moved to approve the Consent Items.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: EDUCATION CONSENT CALENDAR:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE SALE OF A UTILITY EASEMENT AT HARDIN VALLEY ELEMENTARY SCHOOL TO THE WEST KNOX UTILITY DISTRICT R-05-2-201: (Pg. 164, Bk. 20)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the sale of a utility easement at HardinValley Elementary School to the West Knox Utility District was before the Board of Commissioners.

Commissioner Horner moved to approve R-05-2-201 Consideration of a Resolution of the Commission of Knox County, Tennessee approving the sale of a utility easement at HardinValley Elementary School to the West Knox Utility District. Commissioner Strickland seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 THE  
SALE OF A UTILITY EASEMENT AT AUSTIN EAST HIGH SCHOOL  
TO THE KNOXVILLE UTILITIES BOARD: R-05-2-202: (Pg. 165, Bk.  
20)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the sale of a utility easement at Austin East High School to the Knoxville Utilities Board was before the Board of Commissioners.

Commissioner Horner moved to approve R-05-2-202 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the sale of a utility easement at Austin East High School to the Knoxville Utilities Board. Commissioner Strickland seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 THE  
NO CHILD LEFT BEHIND FISCAL YEAR 2005 GRAND AWARD IN  
THE AMOUNT OF \$95,936.00: R-05-2-203: (Pgs. 165 & 166, Bk. 20)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the No Child Left Behind Fiscal Year 2005 Grand

Award in the amount of \$95,936.00 was before the Board of Commissioners.

Commissioner Horner moved to approve R-05-2-203 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the No Child Left Behind Fiscal Year 2005 Grand Award in the amount of \$95,936.00. Commissioner Strickland seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 WITH LEWIS GROUP ARCHITECTS, INC. P.C., FOR**  
**DESIGN AND CONSTRUCTION DOCUMENTS FOR THE NEW**  
**WESTERN SECTOR KNOX COUNTY HIGH SCHOOL: R-05-2-204:**  
**(Pgs.166 & 167, Bk. 20)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Lewis Group Architects, Inc. P.C., for design and construction documents for the new western sector Knox County High School was before the Board of Commissioners.

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

Commissioner Horner moved to approve R-05-2-204 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Lewis Group Architects, Inc. P.C., for design and construction

documents for the new western sector Knox County High School.

Commissioner Strickland seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**  
**TERM-BID CONTRACTS FOR PAVING SERVICES FOR THE KNOX**  
**COUNTY SCHOOL SYSTEM WITH DURACAP ASPHALT PAVING**  
**COMPANY, INC. AND APAC-TENNESSEE, INC.: R-05-2-205: (Pg.**  
**167, Bk. 20)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving term-bid contracts for paving services for the Knox County School System with Duracap Asphalt Paving Company, Inc. and APAC-Tennessee, Inc. was before the Board of Commissioners.

Commissioner Horner moved to approve R-05-2-205 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving term-bid contracts for paving services for the Knox County School System with Duracap Asphalt Paving Company, Inc. and APAC-Tennessee, Inc. Commissioner Strickland seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.



\* \* \* \* \*

**IN RE: RESOLUTIONS:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE MEMORIALIZING  
GEORGE W. ARCHER: R-05-2-101:(Pg. 168, Bk. 20)**

Consideration of a Resolution of the Commission of Knox County, Tennessee memorializing George W. Archer was before the Board of Commissioners.

Ms. Kathleen Archer, was present and spoke on the matter.

Mr. Mike Ragsdale, Knox County Mayor, was present and spoke on the matter.

Commissioner Horner moved to approve R-05-2-101 - Consideration of a Resolution of the Commission of Knox County, Tennessee memorializing George W. Archer. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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  
GEORGIANA VINES: R-05-2-102: (Pgs. 168 & 169, Bk. 20)**

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Georgiana Vines was before the Board of Commissioners.

Ms. Georgiana Vines, was present and spoke on the matter.

Commissioner Hammond moved to approve R-05-2-102 -

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Georgiana Vines. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**  
**EDYTHE MCNABB: R-05-2-103: (Pg. 169, Bk. 20)**

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Edythe McNabb was before the Board of Commissioners.

Ms. Edythe McNabb, was present and spoke on the matter.

Mr. Mike Ragsdale, Knox County Mayor, was present and spoke on the matter.

Commissioner Horner moved to approve R-05-2-103 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Edythe McNabb. Commissioner Clark seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens,

Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSENT CALENDAR:**

**IN RE: AMENDMENT TO THE AGENDA: (Pg. 170, Bk. 20)**

Without objection, Commissioner Moore heard R-05-2-908 next on the agenda.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE EXPRESSING SUPPORT FOR SENATE BILL 25 TO RESTORE THE RIGHT TO JURY TRIAL IN ANNEXATION LAWSUITS: R-05-2-908: (Pg. 170, Bk. 20)**

Consideration of a Resolution of the Commission of Knox County, Tennessee expressing support for Senate Bill 25 to restore the right to jury trial in annexation lawsuits was before the Board of Commissioners.

Mr. Andy Andrews, concerned citizen, was present and spoke on the matter.

Commissioner Mills moved to approve R-05-2-908 - Consideration of a Resolution of the Commission of Knox County, Tennessee expressing support for Senate Bill 25 to restore the right to jury trial in annexation lawsuits. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner,

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

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$35,000.00 FOR ENGINEERING DESIGN FOR THE GIBBS CONVENIENCE CENTER: R-05-2-401:(Pg. 170 & 171, Bk. 20)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$35,000.00 for engineering design for the Gibbs Convenience Center was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-2-401 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$35,000.00 for engineering design for the Gibbs Convenience Center.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$23,400.00 AND APPROVING A CONTRACT WITH CAC AMERICORPS: R-05-2-402: (Pg. 171 & 172, Bk. 20)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$23,400.00 and approving a contract with CAC Americorps was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-2-402 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$23,400.00 and approving a contract with CAC Americorps. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 WITH RENFRO CONSTRUCTION COMPANY, INC.,**  
**FOR HOT MIX HAULING AND PLACEMENT SERVICES:**  
**R-05-2-403(Book 20, Pg. 172)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with RENFRO Construction Company, Inc., for hot mix hauling and placement services was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-2-403 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with RENFRO Construction Company, Inc., for hot mix hauling and placement services. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 THE**  
**DONATION OF A RIGHT OF WAY AND CONSTRUCTION**  
**EASEMENT TO THE CITY OF KNOXVILLE FOR THE**  
**CONSTRUCTION OF A GREENWAY ON SUTHERLAND AVENUE:**  
**R-05-2-404: (Book 20, Pgs. 172 & 173)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the donation of a right of way and construction easement to the City of Knoxville for the construction of a greenway on Sutherland Avenue was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-2-404 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the donation of a right of way and construction easement to the City of Knoxville for the construction of a greenway on Sutherland Avenue. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**  
**MEMORANDUM OF UNDERSTANDING BETWEEN THE KNOX**  
**COUNTY HEALTH DEPARTMENT AND THE KNOX COUNTY**  
**SCHOOL SYSTEM FOR THE PROVISION OF SCHOOL BASED**  
**NURSING SERVICES: R-05-2-601: (Book 20, Pgs. 173 & 174)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Memorandum of Understanding between the Knox County Health Department and the Knox County School System for the provision of school based nursing services was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-2-601 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Memorandum of Understanding between the Knox County Health Department and the Knox County School System for the provision of school based nursing services. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**  
**GRANT CONTRACT WITH THE U.S. ENVIRONMENTAL**  
**PROTECTION AGENCY IN THE AMOUNT OF \$200,000.00 FOR THE**  
**BROWNFIELD ASSESSMENT AND CLEANUP: R-05-2-804: (Book 20,**  
**Pgs. 174 & 175)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract with the U.S. Environmental Protection Agency in the amount of \$200,000.00 for the brownfield assessment and cleanup was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-2-804 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract with the U.S. Environmental Protection Agency in the amount of \$200,000.00 for the brownfield assessment and cleanup. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 ISSUANCE AND PROVIDING THE DETAILS OF NOT TO EXCEED \$65,000,000.00 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2005, OF KNOX COUNTY, TENNESSEE FOR THE PURPOSE OF REFUNDING CERTAIN PRIOR OBLIGATIONS OF THE COUNTY; AUTHORIZING AND DIRECTING THE SALE THEREOF FOR PUBLIC PURPOSES; LEVYING AND PLEDGING TAXES AND MAKING PROVISION FOR THE PAYMENT THEREOF; AUTHORIZING AND APPROVING A ESCROW AGREEMENT FOR THE PURPOSE OF REFUNDING CERTAIN PRIOR OBLIGATIONS OF THE COUNTY; AND TAKING OTHER ACTIONS WITH RESPECT THERETO: R-05-2-805: (Book 20, Pgs. 175 & 176)**

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing the issuance and providing the details of not to exceed \$65,000,000.00 General Obligation Refunding Bonds, series 2005, of Knox County, Tennessee for the purpose of refunding certain prior



obligations of the County; authorizing and directing the sale thereof for public purposes; levying and pledging taxes and making provision for the payment thereof; authorizing and approving a escrow agreement for the purpose of refunding certain prior obligations of the county; and taking other actions with respect thereto was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-2-805 - Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing the issuance and providing the details of not to exceed \$65,000,000.00 General Obligation Refunding Bonds, series 2005, of Knox County, Tennessee for the purpose of refunding certain prior obligations of the County; authorizing and directing the sale thereof for public purposes; levying and pledging taxes and making provision for the payment thereof; authorizing and approving a escrow agreement for the purpose of refunding certain prior obligations of the county; and taking other actions with respect thereto. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 AN**  
**INTERGOVERNMENTAL AGREEMENT WITH KNOXVILLE'S**  
**COMMUNITY DEVELOPMENT CORPORATION TO SELL KCDC**  
**SURPLUS PROPERTY THROUGH KNOX COUNTY PROPERTY**  
**MANAGEMENT: R-05-2-902: (Book 20, Pgs. 176 & 177)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an intergovernmental agreement with Knoxville's Community Development Corporation to sell KCDC surplus property through Knox County Property Management was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-2-902 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving an intergovernmental agreement with Knoxville's Community Development Corporation to sell KCDC surplus property through Knox County Property Management. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 AN**  
**AGREEMENT BETWEEN KNOX COUNTY AND THE DOLLYWOOD**  
**FOUNDATION FOR THE DISTRIBUTION OF BOOKS FOR**  
**CHILDREN FROM BIRTH TO FIVE YEARS OLD THROUGH THE**  
**DOLLY PARTON IMAGINATION LIBRARY: R-05-2-903: (Book 20,**  
**Pgs. 177 & 178)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an agreement between Knox County and the Dollywood Foundation for the distribution of books for children from birth

to five years old through the Dolly Parton Imagination Library was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-2-903 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving an agreement between Knox County and the Dollywood Foundation for the distribution of books for children from birth to five years old through the Dolly Parton Imagination Library. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE REQUESTED BY**  
**MEMBERS OF THE SURPLUS PROPERTY COMMITTEE**  
**(APPOINTED PURSUANT TO T.C.A. 67-5-2507 AND 67-5-2509),**  
**APPROVING THE SURPLUS PROPERTY SALES LIST:**  
**R-05-2-905: (Book 20, Pg. 178)**

Consideration of a Resolution of the Commission of Knox County, Tennessee requested by members of the Surplus Property Committee (appointed pursuant to T.C.A. 67-5-2507 and 67-5-2509), approving the surplus property sales list was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-2-905 - Consideration of a Resolution of the Commission of Knox County, Tennessee requested by members of the Surplus Property Committee (appointed pursuant to T.C.A. 67-5-2507 and 67-5-2509), approving the surplus property sales list.

Commissioner Horner seconded the motion and upon roll call vote  
Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon,  
Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner,  
Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried  
19-0-0-0.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE ENDORSING THE**  
**FINAL REPORT OF THE JAMES WHITE PARKWAY – CHAPMAN**  
**HIGHWAY CORRIDOR STUDY TASK FORCE: R-05-2-906: (Book 20,**  
**Pgs. 178 & 179)**

Consideration of a Resolution of the Commission of Knox County,  
Tennessee endorsing the final report of the James White Parkway –  
Chapman Highway Corridor Study Task Force was before the Board of  
Commissioners.

Commissioner Mills moved to approve R-05-2-906 - Consideration of  
a Resolution of the Commission of Knox County, Tennessee endorsing the  
final report of the James White Parkway – Chapman Highway Corridor  
Study Task Force. Commissioner Horner seconded the motion and upon roll  
call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody,  
Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens,  
Horner, Moore, McMillan, Mills, Clark 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**

**GRANT AGREEMENT BETWEEN THE STATE OF TENNESSEE AND  
KNOX COUNTY TO PROVIDE FUNDS FOR EMERGENCY**

**PLANNING AND RESPONSE IN THE AMOUNT OF \$10,000.00:**

**R-05-2-907: (Book 20, Pgs. 179 & 180)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Grant Agreement between the State of Tennessee and Knox County to provide funds for emergency planning and response in the amount of \$10,000.00 was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-2-907 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Grant Agreement between the State of Tennessee and Knox County to provide funds for emergency planning and response in the amount of \$10,000.00. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: ACCEPTANCE OF NEW COUNTY ROADS: (BOOK 20,  
PGS. 180 & 181)**

- A. Wood Valley Lane in the Highlands Subdivision, Unit 1 & II,  
(District 5)
- B. Meadows Ridges Lane in the Highlands Subdivision, Unit 1 & II,  
(District 5)
- C. Highland Cove Lane in the Highlands Subdivision, Unit 1 & II,  
(District 5)

- D. Lakemont Lane in the Highlands Subdivision, Unit 1 & II, (District 5)
- E. Willow View Lane in the Highlands Subdivision, Unit 1 & II. (District 5)
- F. Early Woods Lane in the Ridgewood Subdivision, Unit 1. (District 5)
- G. Ridge Oak Lane in the Ridgewood Subdivision, Unit I. (District 5)
- H. Station View Road in the Gallaher Station Subdivision, Unit III. (District 4)
- I. Spring Haven Lane in the Gallaher Station Subdivision Unit III. (District 4)
- J. Walkercrest Lane in the Mont Richer Subdivision, Unit II. (District 8)
- K. Sweet Kathleen Lane in the Mont Richer Subdivision, Unit II. (District 8)
- L. Autumn Kayla Lane in the Mont Richer Subdivision, Unit II. (District 8)
- M. Gilmore Lane in the Washington Point Subdivision, Unit I. (District 8)
- N. Waldorf Lane in the Washington Point Subdivision, Unit I, (District 8)
- O. Mattice Lane in the Washington Point Subdivision, Unit I. (District 8)
- P. Stricter Lane in the Washington Point Subdivision, Unit I. (District 8)

Q. Azinger Lane in the Washington Point Subdivision, Unit I.

(District 8)

R. Singh Lane in the Washington Point Subdivision, Unit I. (District

8)

Commissioner Mills moved to approve the above Acceptance of New County Roads. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF APPROVAL OF MINUTES OF THE PREVIOUS MEETING (Book 20, Pg. 182)**

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

Commissioner Horner moved to approve the minutes of the previous meeting. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: ELECTIONS AND APPOINTMENTS:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING APPOINTMENTS TO THE BOARD OF THE EMERGENCY**

**COMMUNICATIONS DISTRICT: R-05-2-110: (Book 20, Pgs. 182 &**

**183:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving appointments to the Board of the Emergency Communications District was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-2-110 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving appointments to the Board of the Emergency Communications District.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: DRIVES AND ROADS: (Book 20, Pgs. 183 & 184)**

Consideration of closure of an unimproved right of way of Castlewood and Castleton Road was before the Board of Commissioners on second reading. Property located off Tazewell Pike. Property owners: Meridian Construction Group, LLC.

Commissioner Tindell moved to approve Consideration of closure of an unimproved right of way of Castlewood and Castleton Road on second reading. Property located off Tazewell Pike. Property owners: Meridian Construction Group, LLC. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood,



Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye.

The motion carried 19-0-0-0.

\* \* \* \* \*

Consideration of closure of a portion of Mabry Hood Road was before the Board of Commissioners on first reading. Property located off Dutchtown Road. Property owners: Century Park Development.

Commissioner Tindell moved to approve Consideration of closure of a portion of Mabry Hood Road on first reading. Property located off Dutchtown Road. Property owners: Century Park Development.

Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

Consideration of closure of a portion of Vaughn Lane was before the Board of Commissioners on first reading. Property located off Asbury Road. Property owners: Rinker Materials South Central, Inc.

Commissioner Tindell moved to approve Consideration of closure of a portion of Vaughn Lane on first reading. Property located off Asbury Road. Property owners: Rinker Materials South Central, Inc. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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  
GRANT FROM THE STATE OF TENNESSEE ON BEHALF OF MY  
HEALTH CARD: R-05-2-801: (Book 20, Pgs. 184 & 185)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant from the State of Tennessee on behalf of My Health Card was before the Board of Commissioners.

Mr. Mike Ragsdale, Knox County Mayor, was present and spoke on the matter.

Commissioner Mills moved to approve R-05-2-801 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant from the State of Tennessee on behalf of My Health Card.

Commissioner Tindell seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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  
LEASE FOR OFFICE SPACE IN THE FIVE POINTS AREA:  
R-05-2-802: (Book 20, Pg. 185)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a lease for office space in the Five Points Area was before the Board of Commissioners.

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

Commissioner Tindell moved to approve R-05-2-802 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a lease for office space in the Five Points Area. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING**  
**\$1,200,000.00 AND APPROVING A SALES CONTRACT FOR THE**  
**PURCHASE OF THE OLD WALGREENS PROPERTY AT 4614**  
**ASHEVILLE HIGHWAY FOR THE EAST KNOXVILLE BURLINGTON**  
**BRANCH LIBRARY: R-05-2-803: (Book 20, Pgs. 185, 186 & 187)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$1,200,000.00 and approving a sales contract for the purchase of the old Walgreens property at 4614 Asheville Highway for the East Knoxville Burlington Branch Library was before the Board of Commissioners.

Mr. Dennie Littlejohn, concerned citizen, was present and spoke on the matter.

Ms. Chelita Kenyatta, concerned citizen, was present and spoke on the matter.

Mr. Henry Anderson, President, Burlington Homeowners Association, was present and spoke on the matter.

Mr. David Andrews, owner of Andrews Electric, and concerned citizen, was present and spoke on the matter.

Mr. Zimbabwe Matavou, concerned citizen, was present and spoke on the matter.

Mr. Mike Ragsdale, Knox County Mayor, was present and spoke on the matter.

Commissioner Tindell moved to approve R-05-2-803 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$1,200,000.00 and approving a sales contract for the purchase of the old Walgreens property at 4614 Asheville Highway for the East Knoxville Burlington Branch Library. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens voted no. The motion carried 18-1-0-0.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A**  
**CONTRACT FOR NEWSPAPER ADVERTISING SERVICES FOR ALL**  
**KNOX COUNTY DEPARTMENTS: R-05-2-901: (Book 20, Pg. 187)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract for newspaper advertising services for all Knox County Departments was before the Board of Commissioners.

Commissioner Tindell moved to approve R-05-2-901 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract for newspaper advertising services for all Knox County Departments. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE ENCOURAGING THE PASSAGE OF LEGISLATION CREATING STRONGER ECONOMIC INCENTIVES FOR FILM AND VIDEO PRODUCTION COMPANIES IN TENNESSEE: R-05-2-904: (Book 20, Pgs. 187 & 188)**

Consideration of a Resolution of the Commission of Knox County, Tennessee encouraging the passage of legislation creating stronger economic incentives for film and video production companies in Tennessee was before the Board of Commissioners.

Mr. Mike Ragsdale, Knox County Mayor, was present and spoke on the matter.

Commissioner Mills moved to approve R-05-2-904 - Consideration of a Resolution of the Commission of Knox County, Tennessee encouraging the passage of legislation creating stronger economic incentives for film and video production companies in Tennessee. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold,

Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 PARKING AGREEMENT BETWEEN THE KNOX COUNTY LIBRARY SYSTEM AND DR. JOE KENDRICK: R-05-2-909: (Book 20, Pgs. 188 & 189)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a parking agreement between the Knox County Library System and Dr. Joe Kendrick was before the Board of Commissioners.

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

Commissioner Horner moved to approve R-05-2-909 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a parking agreement between the Knox County Library System and Dr. Joe Kendrick. Commissioner Strickland seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE OPPOSING PASSAGE OF SENATE BILL 1331 WHICH WOULD EXTEND IN TIME THE PROVISIONS OF SENATE BILL 0859 OF THE ACTS 2003**

**RELATIVE TO SUPERVISORY AUTHORITY OF THE KNOX**

**COUNTY LIBRARY SYSTEM: R-05-2-910: (Book 20, Pgs. 189 & 190)**

Consideration of a Resolution of the Commission of Knox County, Tennessee opposing passage of Senate Bill 1331 which would extend in time the provisions of Senate Bill 0859 of the Acts 2003 relative to supervisory authority of the Knox County Library System was before the Board of Commissioners.

Mr. Mike Ragsdale, Knox County Mayor, was present and spoke on the matter.

Commissioner Clark moved to approve R-05-2-910 - Consideration of a Resolution of the Commission of Knox County, Tennessee opposing passage of Senate Bill 1331 which would extend in time the provisions of Senate Bill 0859 of the Acts 2003 relative to supervisory authority of the Knox County Library System. Commissioner Pinkston seconded the motion.

Commissioner Mills moved as a substitute motion to defer to the March Board of Commissioners meeting R-05-2-910 - Consideration of a Resolution of the Commission of Knox County, Tennessee opposing passage of Senate Bill 1331 which would extend in time the provisions of Senate Bill 0859 of the Acts 2003 relative to supervisory authority of the Knox County Library System. Commissioner Guthe seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner and Mills, voted aye. Commissioners Moody, Moore, McMillan, Clark and Pinkston voted no. The motion carried 14-5-0-0.

\* \* \* \* \*

**IN RE: ORDINANCES ON FIRST READING:**

**IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING ORDINANCE 02-7-101 (PERSONNEL ORDINANCE) REGARDING DRUG AND ALCOHOL ABUSE TESTING PROCEDURES FOR KNOX COUNTY EMPLOYEES: O-05-2-101: (FIRST READING) (Book 20, Pgs. 190 & 191)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Ordinance 02-7-101 (Personnel Ordinance) regarding drug and alcohol abuse testing procedures for Knox County Employees on first reading was before the Board of Commissioners.

Commissioner Tindell moved to approve O-05-2-101 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Ordinance 02-7-101 (Personnel Ordinance) regarding drug and alcohol abuse testing procedures for Knox County Employees on first reading.

Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: AMENDMENT TO THE AGENDA: (Book 20, Pg. 191)**

Without objection, Commissioner Moore heard O-05-2-103 next on the agenda.

\* \* \* \* \*



**IN RE: CONSIDERATION OF AN ORDINANCE OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE ADOPTING THE**  
**CITY OF KNOXVILLE'S STORMWATER ORDINANCE FOR USE IN**  
**DRAINAGE BASINS THAT DRAIN INTO THE CITY OF KNOXVILLE:**  
**O-05-2-103: NOTE: THIS ITEM WAS CONTINUED AFTER**  
**REZONINGS: (FIRST READING) (Book 20, Pgs. 191 & 192)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee adopting the City of Knoxville's Stormwater Ordinance for use in Drainage Basins that drain into the City of Knoxville was before the Board of Commissioners on first reading.

Mr. Mike Ragsdale, Knox County Mayor, was present and spoke on the matter.

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

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

Mr. David Hill, City of Knoxville, was present and spoke on the matter.

Mr. James McMillan, concerned citizen, was present and spoke on the matter.

Ms. James Rowe, concerned citizen, was present and spoke on the matter.

Commissioner Tindell moved to approve O-05-2-103 - Consideration of an Ordinance of the Commission of Knox County, Tennessee adopting the City of Knoxville's Stormwater Ordinance for use in Drainage Basins that drain into the City of Knoxville on first reading with the following

amendment: Any and all drainage standards of the City of Knoxville including but not limited to Chapter 22.5 stormwater and street Ordinance.

Commissioner Mills seconded the motion. At this time Knox County Zoning's were heard.

Commission continued discussion on this Ordinance after rezonings.

\* \* \* \* \*

**IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE ESTABLISHING LICENSING REQUIREMENTS AND REGULATIONS FOR SEXUALLY ORIENTED BUSINESSES WITHIN KNOX COUNTY: O-05-2-102: (FIRST READING) (Book 20, Pgs. 192-193)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee establishing licensing requirements and regulations for sexually oriented businesses within Knox County was before the Board of Commissioners on first reading.

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

Mr. Doug Riffey, concerned citizen, was present and spoke in support of the ordinance.

Ms. Goldie Hobby, concerned citizen, was present and spoke in support of the ordinance.

Mr. Mike Ragsdale, Knox County Mayor, was present and spoke on the matter.

Commissioner Mills moved to approve O-05-2-102 - Consideration of an Ordinance of the Commission of Knox County, Tennessee establishing licensing requirements and regulations for sexually oriented businesses

within Knox County on first reading. Commissioner Tindell seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: ZONING REQUESTS: ROLL CALL:(Bk. 20, Pg. 193)**

Those responding were Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston.

\* \* \* \* \*

Request of Knox County Emergency System E-911 for street name change from unnamed right of way to Kirkland Way 1-A-05-SNC was before the Board of Commissioners. Property located between E. Brushy Valley Drive and deadend. Seventh Commission District.

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

Commissioner Horner moved to approve 1-A-05-SNC - Request of Knox County Emergency System E-911 for street name change from unnamed right of way to Kirkland Way. Property located between E. Brushy Valley Drive and deadend. Seventh Commission District.

Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. (Bk. 20, Pg. 194)

\* \* \* \* \*

Request of Claude Yow for street name change from unnamed easement to Yow Road 1-B-05-SNC was before the Board of Commissioners. Street located between Childress Road and deadend. Seventh Commission District.

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

Commissioner Horner moved to approve 1-B-05-SNC - Request of Claude Yow for street name change from unnamed easement to Yow Road as per Metropolitan Planning Commission's Recommendation: Approve Yow Way. Commissioner Moore seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Street located between Childress Road and deadend. Seventh Commission District. (Bk. 20, Pgs. 194 & 195)

\* \* \* \* \*

Request of Knox County Emergency System E-911 for street name change from unnamed right of way to Thorncrest Drive 1-C-05-SNC was before the Board of Commissioners. Street located between Overland Street and Shipetown Road and deadend. Eighth Commission District.

Commissioner Mills moved to approve 1-C-05-SNC - Request of Knox County Emergency System E-911 for street name change from unnamed right of way to Thorncrest Drive. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond,

Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Street located between Overland Street and Shiptown Road and deadend. Eighth Commission District. (Bk. 20, 195)

\* \* \* \* \*

Request of Landmark Properties for South County Sector Plan Amendment from LDR (Low Density Residential) to MDR (Medium Density Residential) 10-E-04-SP was before the Board of Commissioners. Property located on the south side of Sevierville Pike, northwest side of East Governor John Sevier Highway. Ninth Commission District.

Commissioner Clark moved to defer to the March Board of Commissioners meeting 10-E-04-SP - Request of Landmark Properties for South County Sector Plan Amendment from LDR (Low Density Residential) to MDR (Medium Density Residential). Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. (Bk. 20, Pgs. 195 & 196)

\* \* \* \* \*

Request of Landmark Properties for rezoning from CA (General Business) to PR (Planned Residential) 10-T-04-RZ was before the Board of Commissioners. Property located on the south side of Sevierville Pike, northwest side of East Governor John Sevier Highway. (Ninth Commission District)

Commissioner Clark moved to defer to the March Board of Commissioners meeting 10-T-04-RZ - Request of Landmark Properties for rezoning from CA (General Business) to PR (Planned Residential). Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. (Bk. 20, Pg. 196)

\* \* \* \* \*

Request of Sevier Heights Baptist Church for rezoning from RAE (Single Family Exclusive) to RA (Low Density Residential) 1-I-05-RZ was before the Board of Commissioners. Property located southwest of Maryville Pike, south of Waldave Lane. Ninth Commission District.

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

Mr. Buzz Johnson, Development Services Director, Metropolitan Planning Commission, was present and spoke on the matter. Commissioner Pinkston moved to approve 1-I-05-RZ - Request of Sevier Heights Baptist Church for rezoning from RAE (Single Family Exclusive) to RA (Low Density Residential) as per Metropolitan Planning Commission's Recommendation: Approve RA (Low Density Residential). Commissioner Clark seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property

located southwest of Maryville Pike, south of Waldave Lane. Ninth Commission District. (Bk. 20, Pgs. 196 & 197)

\* \* \* \* \*

Request of Jenkins Builder, Inc. for rezoning from A (Agricultural) to PR (Planned Residential) 1-G-05-RZ was before the Board of Commissioners. Property located on the southwest side of Dry Gap Pike, southeast of E. Beaver Creek Drive. (Seventh Commission District)

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

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

Mr. Buzz Johnson, Development Services Director, Metropolitan Planning Commission, was present and spoke on the matter.

Commissioner Horner moved to approve 1-G-05-RZ - Request of Jenkins Builder, Inc. for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1 to 3 dwelling units per acre.

Commissioner Moody seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the southwest side of Dry Gap Pike, southeast of E. Beaver Creek Drive. (Seventh Commission District) (Bk. 20, Pgs. 197 & 198)

\* \* \* \* \*

Request of Harry Koogler for rezoning from A (Agricultural) to PR (Planned Residential) 1-L-05-RZ was before the Board of Commissioners. Property located on the southwest side of Toole Bend Road, southeast of S. Northshore Drive. Fourth Commission District.

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

Mr. Buzz Johnson, Development Services Director, Metropolitan Planning Commission, was present and spoke on the matter.

Commissioner Schmid moved to approve 1-L-05-RZ - Request of Harry Koogler for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1 to 4 dwelling units per acre. Commissioner Guthe seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the southwest side of Toole Bend Road, southeast of S. Northshore Drive. Fourth Commission District. (Bk. 20, Pgs. 198 & 199)

\* \* \* \* \*

Request of Russell Development Partners, Inc. for rezoning from A (Agricultural) to PC (Planned Commercial) 1-O-05-RZ was before the Board of Commissioners. Property located on the north side of Hardin Valley Road, west side of Westcott Boulevard. Sixth Commission District.

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



Commissioner Stephens moved to approve 1-O-05-RZ - Request of Russell Development Partners, Inc. for rezoning from A (Agricultural) to PC (Planned Commercial) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Commercial). Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the north side of Hardin Valley Road, west side of Westcott Boulevard. Sixth Commission District. (Bk. 20, Pg. 199)

\* \* \* \* \*

Request of Kishanrao Motheramgari for rezoning from PC (Planned Commercial) to CA (General Business) 1-S-05-RZ was before the Board of Commissioners. Property located on the northwest side of old Cedar Bluff Road, northeast of North Cedar Bluff Road. (Fifth Commission District) (PLEASE NOTE: THIS ITEM WAS RECONSIDERED AND DEFERRED TO MARCH)

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

Commissioner Leuthold moved to approve 1-S-05-RZ - Request of Kishanrao Motheramgari for rezoning from PC (Planned Commercial) to CA (General Business). Commissioner Hammond seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the vote. The motion carried

18-0-0-1. Property located on the northwest side of old Cedar Bluff Road, northeast of North Cedar Bluff Road. (Fifth Commission District) (Bk. 20, Pgs. 199 & 200)

\* \* \* \* \*

Request of Robert G. Campbell for Northeast County Sector Plan Amendment from A/RR (Agricultural/Rural Residential) to LDR (Low Density Residential) 1-B-05-SP was before the Board of Commissioners. Property located on the west side of Maloneyville Road, south of McNeely Road. Eighth Commission District.

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

Commissioner McMillan moved to approve 1-B-05-SP - Request of Robert G. Campbell for Northeast County Sector Plan Amendment from A/RR (Agricultural/Rural Residential) to LDR (Low Density Residential) as per Metropolitan Planning Commission's Recommendation: Approve LDR (Low Density Residential). Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye.

Commissioner Stephens was absent from the vote. The motion carried

18-0-0-1. Property located on the west side of Maloneyville Road, south of McNeely Road. Eighth Commission District. (Bk. 20, Pgs. 201 & 201)

\* \* \* \* \*

Request of Robert G. Campbell for rezoning from A (Agricultural) to PR (Planned Residential) 1-U-05-RZ was before the Board of

Commissioners. Property located on the west side of Maloneyville Road, south of McNeely Road. Eighth Commission District.

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

Commissioner McMillan moved to approve 1-U-05-RZ - Request of Robert G.Campbell for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1 to 3 dwellings units per acre.

Commissioner Mills seconded the motion and upon roll call vote

Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the vote. The motion carried 18-0-0-1. Property located on the west side of Maloneyville Road, south of McNeely Road. Eighth Commission District. (Bk. 20, Pg. 201)

\* \* \* \* \*

Request of Twin Springs Farms, Inc. for South County Sector Plan Amendment from MDR (Medium Density Residential) to C (Commercial) 1-C-05-SP was before the Board of Commissioners. Property located on the south side of Chapman Highway, southeast side of Highland View Drive. Ninth Commission District.

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

Commissioner Clark moved to approve 1-C-05-SP - Request of Twin Springs Farms, Inc. for South County Sector Plan Amendment from MDR (Medium Density Residential) to C (Commercial) as per Metropolitan

Planning Commission's Recommendation: Approve C (Commercial).  
Commissioner Pinkston seconded the motion and upon roll call vote  
Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon,  
Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore,  
McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens  
was absent from the vote. The motion carried 18-0-0-1. Property located on  
the south side of Chapman Highway, southeast side of Highland View  
Drive. Ninth Commission District. (Bk. 20, Pg. 202)

\* \* \* \* \*

Request of Twin Springs Farms, Inc. for rezoning from RA (Low  
Density Residential) to CA (General Business) 1-V-05-RZ was before the  
Board of Commissioners. Property located on the south side of Chapman  
Highway, southeast side of Highland View Drive. Ninth Commission  
District.

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

Commissioner Clark moved to approve 1-V-05-RZ - Request of Twin  
Springs Farms, Inc. for rezoning from RA (Low Density Residential) to CA  
(General Business) as per Metropolitan Planning Commission's  
Recommendation: Approve CA (General Business). Commissioner  
Pinkston seconded the motion and upon roll call vote Commissioners  
Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid,  
Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills,  
Clark and Pinkston voted aye. Commissioner Stephens was absent from the  
vote. The motion carried 18-0-0-1. Property located on the south side of

Chapman Highway, southeast side of Highland View Drive. Ninth Commission District. (Bk. 20, Pgs. 202 & 203)

\* \* \* \* \*

Request of Don Duncan for rezoning from A (Agricultural) to RA (Low Density Residential) 1-W-05-RZ was before the Board of Commissioners. Property located on the northwest side of Tazewell Pike, southwest side of Kesterbrooke Boulevard. Seventh Commission District.

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

Commissioner Horner moved to approve 1-W-05-RZ - Request of Don Duncan for rezoning from A (Agricultural) to RA (Low Density Residential) as per Metropolitan Planning Commission's Recommendation: Approve RA (Low Density Residential). Commissioner Moody seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the vote. The motion carried 18-0-0-1. Property located on the northwest side of Tazewell Pike, southwest side of Kesterbrooke Boulevard. Seventh Commission District. (Bk. 20, Pgs. 203 & 204)

\* \* \* \* \*

Request of Cobia Properties, Inc. for rezoning from PR (Planned Residential) at a density of 1 dwelling unit per acre to PR (Planned Residential) at a density of 1-5 dwelling units per acre 1-X-05-RZ was before the Board of Commissioners. Property located on the east side of Bell Road, south of Brackett Road. Eighth Commission District.

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

There was no response.

Mr. John King, Attorney, representing Cobia Properties, Inc., was present and spoke on the matter.

Commissioner Mills moved to approve 1-X-05-RZ – Request of Cobia Properties, Inc. for rezoning from PR (Planned Residential) at a density of 1 dwelling unit per acre to PR (Planned Residential) at a density of 1-3 dwelling units per acre as per Metropolitan Planning Commission’s Recommendation: Approve PR (Planned Residential) at an increased density of 1 to 3 dwelling units per acre. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the vote. The motion carried 18-0-0-1. Property located on the east side of Bell Road, south of Brackett Road. Eighth Commission District. (Bk. 20, Pg. 204)

\* \* \* \* \*

**IN RE:        AMENDMENT TO THE AGENDA: (Bk. 20, Pg. 205)**

Commissioner Griess moved to reconsider 1-S-05-RZ Request of Kishanrao Motheramgari. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the vote. The motion carried 18-0-0-1.

\* \* \* \* \*

Request of Kishanrao Motheramgari for rezoning from PC (Planned Commercial) to CA (General Business) 1-S-05-RZ was before the Board of Commissioners. Property located on the northwest side of old Cedar Bluff Road, northeast of North Cedar Bluff Road. (Fifth Commission District)

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

Commissioner Griess moved to defer to the March Board of Commissioners meeting 1-S-05-RZ - Request of Kishanrao Motheramgari for rezoning from PC (Planned Commercial) to CA (General Business). Property located on the northwest side of old Cedar Bluff Road, northeast of North Cedar Bluff Road. (Fifth Commission District). Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the vote. The motion carried 18-0-0-1. Property located on the northwest side of old Cedar Bluff Road, northeast of North Cedar Bluff Road. (Fifth Commission District). (Bk. 20, Pgs. 205 & 206)

\* \* \* \* \*

**IN RE: REZONING APPEALS: (Bk.20, Pg. 206)**

Appeal by Scott Hall, Owner, of MPC Denial of rezoning from PR (Planned Residential) to CA (General Business) 1-Z-05-RZ was before the Board of Commissioners. Property located on the northwest side of E. Emory Road, northeast of Tazewell Pike. Eighth Commission District.

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

Mr. Buzz Johnson, Development Services Director, Metropolitan Planning Commission, was present and spoke on the matter.

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

Mr. Scott Hall, applicant, was present and spoke on the matter.

Commissioner Mills moved to uphold the appeal by Scott Hall, Owner, of MPC Denial of rezoning from PR (Planned Residential) to CA (General Business). Commissioner Tindell seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the vote. The motion carried 18-0-0-1.

\* \* \* \* \*

Appeal of Jason Crippen, Applicant, of MPC Denial of rezoning from A (Agricultural) to CR (Rural Commercial) 1-M-05-RZ was before the Board of Commissioners. Property located on the south side of Ellis Lane, east side of Andersonville Pike. Eighth Commission District.

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

Mr. Buzz Johnson, Development Services Director, Metropolitan Planning Commission, was present and spoke on the matter.

Ms. Terry McDonough, representing concerned citizens, was present and spoke in opposition to the request.

Ms. Billy Stokes, Attorney, representing applicant, Jason Crippen, was present and spoke on the matter.

Commissioner Mills moved to uphold the appeal of Jason Crippen, Applicant, of MPC Denial of rezoning from A (Agricultural) to CR (Rural



Commercial. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the vote. The motion carried 18-0-0-1. (Bk. 20, Pgs. 206 & 207)

\* \* \* \* \*

**IN RE: AMENDMENT TO THE AGENDA:**

At this time Mr. Buzz Johnson introduced Mr. Mark Donaldson, Executive Director of the Metropolitan Planning Commission. (Bk. 20, Pg. 207)

\* \* \* \* \*

**IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE ADOPTING THE CITY OF KNOXVILLE'S STORMWATER ORDINANCE FOR USE IN DRAINAGE BASINS THAT DRAIN INTO THE CITY OF KNOXVILLE: O-05-2-103: (FIRST READING) (Bk. 20, Pgs. 207, 208 & 209)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee adopting the City of Knoxville's Stormwater Ordinance for use in Drainage Basins that drain into the City of Knoxville was before the Board of Commissioners on first reading.

Mr. Mike Ragsdale, Knox County Mayor, was present and spoke on the matter.

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

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

Mr. David Hill, City of Knoxville, was present and spoke on the matter.

Mr. James McMillan, concerned citizen, was present and spoke on the matter.

Ms. Jamie Rowe, concerned citizen, was present and spoke on the matter.

Commissioner Tindell moved to approve O-05-2-103 - Consideration of an Ordinance of the Commission of Knox County, Tennessee adopting the City of Knoxville's Stormwater Ordinance for use in Drainage Basins that drain into the City of Knoxville on first reading with the following amendment: Any and all drainage standards of the City of Knoxville including but not limited to Chapter 22.5 stormwater and street Ordinance. Commissioner Mills seconded the motion. Commissioner Guthe moved as a substitute motion to approve O-05-2-103 - Consideration of an Ordinance of the Commission of Knox County, Tennessee adopting the City of Knoxville's Stormwater Ordinance for use in Drainage Basins that drain into the City of Knoxville on first reading as written in our books. The motion was seconded.

There was a request to divide the question to vote on each amendment individually.

Upon roll call vote to approve amendment to add the language as follows: Any and all drainage standards of the City of Knoxville including but not limited to Chapter 22.5 stormwater and street Ordinance  
Commissioners Tindell, Moore, McMillan and Mills voted aye.

Commissioners Jordan, Strickland, Collins, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Clark and Pinkston voted no. Commissioner Hammond abstained from the vote. The motion on the amendment failed 4-14-1-0.

Upon roll call of the substitute motion to approve O-05-2-103 - Consideration of an Ordinance of the Commission of Knox County, Tennessee adopting the City of Knoxville's Stormwater Ordinance for use in Drainage Basins that drain into the City of Knoxville on first reading as written in our books Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF AN ORDINANCE OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING KNOX**  
**COUNTY CODE, CHAPTER 6 TO PROHIBIT THE**  
**TRANSPORTATION OF ANIMALS IN OPEN TRUCKS WITHOUT**  
**ADEQUATE PHYSICAL RESTRAINT: O-05-2-104: (FIRST READING)**  
**Bk. 20, Pgs. 209 & 210)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Knox County Code, Chapter 6 to prohibit the transportation of animals in open trucks without adequate physical restraint was before the Board of Commissioners on first reading.

Mr. Robert Laugherty, concerned citizen, was present and spoke on the matter.

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

Commissioner Horner moved as an amendment to add the following language: except trucks that are traveling on private property to O-05-2-104. Commissioner Collins seconded the motion and upon roll call vote Commissioners Collins, Tindell, Moody, Harmon, Hammond, Leuthold, Horner, Moore, McMillan and Mills voted aye. Commissioners Jordan, Strickland, Guthe, Schmid, Griess, Cawood, Clark and Pinkston voted no. Commissioner Stephens was absent from the vote. The motion on the amendment carried 10-8-0-1.

Upon roll call to approve O-05-2-104 - Ordinance of the Commission of Knox County, Tennessee amending Knox County Code, Chapter 6 to prohibit the transportation of animals in open trucks without adequate physical restraint as amended on first reading Commissioners Collins, Tindell, Moody, Harmon, Hammond, Leuthold, Horner and Mills voted aye. Commissioners Jordan, Strickland, Guthe, Schmid, Griess, Cawood, McMillan, Clark and Pinkston voted no. Commissioner Moore abstained from the vote. Commissioner Stephens was absent from the vote. The motion failed 8-9-1-1.

\* \* \* \* \*

**IN RE:        ORDINANCE ON SECOND READING:**

**IN RE:        CONSIDERATION OF AN ORDINANCE OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING KNOX**  
**COUNTY ORDINANCE O-96-4-101 REGARDING THE**  
**TRANSPORTATION OF LITTER, GARBAGE AND WASTE IN KNOX**  
**COUNTY: O-04-12-101:(SECOND READING) (Bk, 20, Pgs.211 & 212)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Knox County Ordinance O-96-4-101 regarding the transportation of litter, garbage and waste in Knox County was before the Board of Commissioners on second reading.

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

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

Mr. James C. Lay, concerned citizen, was present and spoke on the matter.

Commissioner McMillan moved as an amendment on O-04-12-101 to add the following: Garbage be covered by a tarp only apply to commercial wastehaulers only. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Moody, Griess, Cawood, Moore, McMillan and Mills voted aye. Commissioners Collins, Guthe, Schmid, and Horner voted no. Commissioners Strickland, Hammond, Leuthold and Clark abstained from the vote. Commissioners Tindell, Harmon, Stephens and Pinkston were absent from the vote. The amendment failed 7-4-4-4.

Upon roll call vote the approve O-04-12-101 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Knox County Ordinance O-96-4-101 regarding the transportation of litter, garbage and waste in Knox County Commissioners Collins, Moody, Guthe, Schmid, Hammond, Leuthold, Horner and Mills voted aye. Commissioners Jordan, Griess, Cawood, Moore, McMillan and Clark voted no. Commissioner Strickland abstained from the vote. Commissioners Tindell, Harmon,

Stephens and Pinkston were absent from the vote. The motion to approve failed 8-6-1-4.

\* \* \* \* \*

**IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE KNOX COUNTY CODE SECTION 62-186(A)(2) REGARDING PARKING WITHIN FIRE OR OTHER DESIGNATED EMERGENCY ACCESS LANES: O-04-12-102: (SECOND READING)** (Bk. 20, Pg. 212)

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Code Section 62-186 (a) (2) regarding parking within fire or other designated emergency access lanes was before the Board of Commissioners.

Commissioner Leuthold moved to defer to the March Board of Commissioners meeting O-04-12-102 - Ordinance of the Commission of Knox County, Tennessee amending the Knox County Code Section 62-186 (a) (2) regarding parking within fire or other designated emergency access lanes on second reading. Commissioner Collins seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Moody Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills and Clark voted aye. The motion carried 15-0-0-4. Commissioners Tindell, Harmon, Stephens and Pinkston were absent from the vote.

\* \* \* \* \*

**IN RE: ADJOURNMENT: (Bk. 20, 213)**

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

---

SCOTT MOORE, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Special Session on Tuesday, February 22, 2005 at 11:30 a.m. at the site of the proposed expansion of the Jewelry Television network located on Kemp Fain Lane in the Pellissippi Corporate Center. Those members present were Commissioners Jordan, Strickland, Collins, Tindell, Harmon, Hammond, Leuthold, Cawood, Horner, Moore, Clark and Pinkston. Commissioners Moody, Guthe, Schmid, Griess, Stephens, McMillan and Mills were absent from the meeting. Also present were Mr. Mike Ragsdale, Knox County Mayor, Mr. Mike Moyers, Knox County Law Director and news media.

Commissioner Moore, Chairman, presided.

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

\* \* \* \* \*

**IN RE: DEVOTIONAL: (Book 20, Pg. 158)**

Commissioner Jordan gave the devotional.

\* \* \* \* \*

**IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG: (Book 20, Pg. 158)**

Commissioner Cawood led the Pledge of Allegiance to the Flag.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE REGARDING A PROPERTY TAX INCENTIVE PROGRAM AND PAYMENTS IN LIEU**



**OF TAXES IN ACCORDANCE WITH TENNESSEE CODE**  
**ANNOTATED SECTIONS 7-53-101 ET SEQ. WITH RESPECT TO A**  
**PROJECT OF AMERICA'S COLLECTIBLES NETWORK, INC.:**  
**R-05-2-501-SS (Book 20, Pgs. 158 & 159)**

Consideration of a Resolution of the Commission of Knox County, Tennessee regarding a Property Tax Incentive Program and payments in lieu of taxes in accordance with Tennessee Code Annotated Sections 7-53-101 ET SEQ. with respect to a project of America's Collectibles Network, Inc. was before the Board of Commissioners.

Mr. Mike Ragsdale, Knox County Mayor, was present and spoke on the matter.

Mr. Charlie Wagner, CEO of Jewelry Television, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-05-2-501-SS – Consideration of a Resolution of the Commission of Knox County, Tennessee regarding a Property Tax Incentive Program and payments in lieu of taxes in accordance with Tennessee Code Annotated Sections 7-53-101 ET SEQ. with respect to a project of America's Collectibles Network, Inc. Commissioner Strickland seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Harmon, Hammond, Leuthold, Cawood, Horner, Moore, Clark and Pinkston voted aye. Commissioners Moody, Guthe, Schmid, Griess, Stephens, McMillan and Mills were absent from the meeting. The motion carried 12-0-0-7.

\* \* \* \* \*

**IN RE:      ADJOURNMENT: (Book 20, Pg. 160)**

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

---

SCOTT MOORE, CHAIRMAN

***KNOX COUNTY BOARD OF COMMISSIONERS***

The Knox County Board of Commissioners met in Regular Session on Monday, March 28, 2005 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mils, Clark and Pinkston. Also present were Mr. Mike Moyers, Knox County Law Director, Mr. Mike Ragsdale, Knox County Mayor, Mr. John Werner, Knox County Finance Director, Mr. Richard Walls, Knox County Internal Auditor, Mr. Ewing “Buzz” Johnson, Deputy Director for Metropolitan Planning Commission, Mr. Mark Donaldson, Executive Director for Metropolitan Planning Commission, and a member of the news media.

Commissioner Moore, Chairman, presided.

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

\* \* \* \* \*

**IN RE:**      **ROLL CALL:** *(Book 20/Page 214)*

Mrs. Angie Nesbitt, Minutes Clerk to the Knox County Clerk, called the roll.

\* \* \* \* \*

**IN RE:**      **DEVOTIONAL:** *(Book 20/Page 214)*

Commissioner Guthe gave the devotional.

\* \* \* \* \*

**IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG: (Book 20/Page 215)**

Commissioner McMillan led the Pledge of Allegiance to the Flag.

\* \* \* \* \*

**IN RE: AMENDMENTS TO THE AGENDA: (Book 20/Page 215 & 216)**

1. Commissioner Moore amended the agenda to add the following item: Resolution R-05-3-105 - Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Pat Summitt on the historic occasion of her 880<sup>th</sup> win.

2. Commissioner Moore amended the agenda to defer the following item to the April 2005 Board of Commissioners Regular Session meeting: Ordinance O-05-2-103 - Consideration of an Ordinance of the Commission of Knox County, Tennessee, adopting the City of Knoxville's Stormwater Ordinance for use in Drainage Basins that drain into the City of Knoxville.

3. Commissioner Griess moved to amend the agenda to withdraw the following item: Resolution R-05-3-907 - Consideration of a resolution of the Commission of Knox County, Tennessee, opposing passage of Senate Bill 1331 which would extend in time the provisions of Senate Bill 0859 of the Acts 2003 relative to supervisory authority of the Knox County Library System. Commissioner Mills seconded the motion.

Mr. Mike Moyers, Knox County Law Director, and Mr. Mike Ragsdale, Knox County Mayor, were present and spoke on the matter.

Upon roll call vote of the motion to amend the agenda to withdraw Resolution R-05-3-907 - Consideration of a resolution of the Commission of Knox County, Tennessee, opposing passage of Senate Bill 1331 which would extend in time the provisions of Senate Bill 0859 of the Acts 2003 relative to supervisory authority of the Knox County Library System, Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

4. Commissioner Moore amended the agenda to remove the following item from the Consent Calendar: Resolution R-05-3-104 - Consideration of a resolution of the Commission of Knox County, Tennessee, honoring the American Red Cross and celebrating CPR Saturday.

5. Commissioner Moore amended the agenda to remove the following item from the Consent Calendar: Resolution R-05-3-102 - Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Farragut High School State Wrestling Champions Nick Reveiz and Justin Knox.

\* \* \* \* \*

**IN RE:      CONSENT ITEMS:(Book 20/Page 216)**

1. Tax Refunds:

No request received.

\* \* \* \* \*

2. Notary Public Applications:

218 Notary Public Applications received.

Commissioner Griess moved to approve all Consent Items.

Commissioner Mills seconded the motion and upon roll call vote

Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: EDUCATION CONSENT CALENDAR:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A UTILITY EASEMENT AT THE FORMER FM GEORGE PROPERTY – R-05-3-201: (Book 20/Page 217)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a utility easement at the former FM George property was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-3-201 Resolution of the Commission of Knox County, Tennessee, approving a utility easement at the former FM George property. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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  
UTILITY EASEMENT AT THE MAINTENANCE COMPLEX –  
R-05-3-202: (Book 20/Page 217 & 218)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a utility easement at the Maintenance Complex was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-3-202 Resolution of the Commission of Knox County, Tennessee, approving a utility easement at the Maintenance Complex. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 THE  
SCHOOL COUPON BOOK PRINTING CONTRACT WITH  
FEREDONNA COMMUNICATIONS – R-05-3-203: (Book 20/Page 218)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the School Coupon book printing contract with Feredonna Communications was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-3-203 Resolution of the Commission of Knox County, Tennessee, approving the School Coupon book printing contract with Feredonna Communications. Commissioner Mills seconded the motion and upon roll call vote

Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: AMENDMENTS TO THE AGENDA – (CONTINUED):**  
**(Book 20/Page 219)**

6. At this time, Mr. Jim Vulna, Executive Director for the Knoxville Zoo, and Mr. Tim Adams, Director of Education at the Knoxville Zoo, were present and spoke concerning the new Kids Cove at the Knoxville Zoo scheduled to open on Saturday, April 2, 2005 at 10:00 a.m.

They also introduced “Brigam Beaver” one of the mascots at the Kids Cove.

7. Commissioner Moore amended the agenda to hear Resolution R-05-3-104 at this time.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING THE**  
**AMERICAN RED CROSS AND CELEBRATING CPR SATURDAY –**  
**R-05-3-104: (Book 20/Page 219)**

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring the American Red Cross and celebrating CPR Saturday was before the Board of Commissioners.

Commissioner Harmon moved to approve Resolution R-05-3-104 - Resolution of the Commission of Knox County, Tennessee, honoring the American Red Cross and celebrating CPR Saturday.



Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

Mr. Russ Jensen, Board member for the American Red Cross, Mr. Chris Davis, Public Relations Director for the American Red Cross, and Mr. Boyd Romines, Executive Director for the local American Red Cross were present to accept the resolution and expressed appreciation to the Commission for the resolution.

\* \* \* \* \*

**IN RE: CONSENT CALENDAR:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING DR. WILLIAM BRUCE WHEELER – R-05-3-101: (Book 20/Page 220)**

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Dr. William Bruce Wheeler was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-3-101 Resolution of the Commission of Knox County, Tennessee, honoring Dr. William Bruce Wheeler. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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  
FARRAGUT HIGH SCHOOL STATE WRESTLING CHAMPIONS  
NICK REVEIZ AND JUSTIN KNOX – R-05-3-102: (Book 20/Page 220)**

This item was heard later on the day's agenda. (See Page 242)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING  
C. EDWIN GRAVES – R-05-3-103: (Book 20/Page 221)**

Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing C. Edwin Graves was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-3-103 Resolution of the Commission of Knox County, Tennessee, memorializing C. Edwin Graves. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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  
AMERICAN RED CROSS AND CELEBRATING CPR SATURDAY –  
R-05-3-104: (Book 20/Page 221)**

This item was heard earlier on the day's agenda. (See Page 219)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING PAT SUMMITT ON THE HISTORIC OCCASION OF HER 880<sup>TH</sup> WIN – R-05-3-105: (Book 20/Page 222)**

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Pat Summitt on the historic occasion of her 880<sup>th</sup> win was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-3-105 Resolution of the Commission of Knox County, Tennessee, honoring Pat Summitt on the historic occasion of her 880<sup>th</sup> win. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 LEASE AGREEMENT WITH MACK R. WALKER FOR THE MASCOT LIBRARY LOCATION – R-05-3-204: (Book 20/Page 222)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a lease agreement with Mack R. Walker for the Mascot Library location was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-3-204 Resolution of the Commission of Knox County, Tennessee, approving a lease agreement with Mack R. Walker for the Mascot Library location. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING**  
**\$225,000.00 FOR THE UPDATE OF ALL COMPUTERS AND**  
**SOFTWARE AT THE KNOX COUNTY DETENTION FACILITY –**  
**R-05-3-301: (Book 20/Page 223)**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$225,000.00 for the update of all computers and software at the Knox County Detention Facility was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-3-301 Resolution of the Commission of Knox County, Tennessee, appropriating \$225,000.00 for the update of all computers and software at the Knox County Detention Facility. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING  
\$1,822,000.00 FOR PARKSIDE DRIVE, PHASE II, RIGHT-OF-WAY  
ACQUISITION – R-05-3-401: (Book 20/Page 223 & 224)**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$1,822,000.00 for Parkside Drive, Phase II, right-of-way acquisition was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-3-401 Resolution of the Commission of Knox County, Tennessee, appropriating \$1,822,000.00 for Parkside Drive, Phase II, right-of-way acquisition.

Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING  
\$50,000.00 FOR BALL CAMP PIKE, PHASE I, RIGHT-OF-WAY  
ACQUISITION – R-05-3-402: (Book 20/Page 224)**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$50,000.00 for Ball Camp Pike, Phase I, right-of-way acquisition was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-3-402 Resolution of the Commission of Knox County, Tennessee, appropriating

\$50,000.00 for Ball Camp Pike, Phase I, right-of-way acquisition.

Commissioner Mills seconded the motion and upon roll call vote

Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon,

Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner,

Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried

19-0-0-0.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING**  
**\$1,000,000.00 FOR BALL CAMP PIKE, PHASE III, RIGHT-OF-WAY**  
**ACQUISITION – R-05-3-403: (Book 20/Page 225)**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$1,000,000.00 for Ball Camp Pike, Phase III, right-of-way acquisition was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-3-403 Resolution of the Commission of Knox County, Tennessee, appropriating \$1,000,000.00 for Ball Camp Pike, Phase III, right-of-way acquisition.

Commissioner Mills seconded the motion and upon roll call vote

Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon,

Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner,

Moore, McMillan, Mills, Clark 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**  
**STATE AID CONTRACT WITH THE TENNESSEE DEPARTMENT OF**

**TRANSPORTATION FOR THE RESURFACING OF WASHINGTON**

**PIKE – R-05-3-404: (Book 20/Page 225)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a state aid contract with the Tennessee Department of Transportation for the resurfacing of Washington Pike was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-3-404 Resolution of the Commission of Knox County, Tennessee, approving a state aid contract with the Tennessee Department of Transportation for the resurfacing of Washington Pike. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 GRANT AGREEMENT BETWEEN THE KNOX COUNTY HEALTH DEPARTMENT AND THE TENNESSEE DEPARTMENT OF HEALTH FOR THE PROVISION OF TENNCARE OUTREACH FOR ENROLLED CHILDREN FOR THE PERIOD 1/1/05 THROUGH 6/30/05 IN THE AMOUNT OF \$213,100.00 – R-05-3-601: (Book 20/Page 226)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement between the Knox County Health Department and the Tennessee Department of Health for the

provision of TennCare outreach for enrolled children for the period 1/1/05 through 6/30/05 in the amount of \$213,100.00 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-3-601 Resolution of the Commission of Knox County, Tennessee, approving a grant agreement between the Knox County Health Department and the Tennessee Department of Health for the provision of TennCare outreach for enrolled children for the period 1/1/05 through 6/30/05 in the amount of \$213,100.00. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 THE 2005-2006 INDIGENT CARE AGREEMENT – R-05-3-602: (Book 20/Page 227)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the 2005-2006 Indigent Care Agreement was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-3-602 Resolution of the Commission of Knox County, Tennessee, approving the 2005-2006 Indigent Care Agreement. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess,



Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 GRANT AGREEMENT BETWEEN THE KNOX COUNTY HEALTH DEPARTMENT AND THE TENNESSEE DEPARTMENT OF HEALTH FOR IMMUNIZATION SERVICES FOR CALENDAR YEAR 2005 IN THE AMOUNT OF \$196,100.00 – R-05-3-603: (Book 20/Page 228)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement between the Knox County Health Department and the Tennessee Department of Health for Immunization Services for calendar year 2005 in the amount of \$196,100.00 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-3-603 Resolution of the Commission of Knox County, Tennessee, approving a grant agreement between the Knox County Health Department and the Tennessee Department of Health for Immunization Services for calendar year 2005 in the amount of \$196,100.00. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**

**GRANT AGREEMENT BETWEEN THE KNOX COUNTY HEALTH DEPARTMENT AND THE TENNESSEE DEPARTMENT OF HEALTH TO CONTINUE THE ADOLESCENT PREGNANCY PREVENTION PROGRAM FOR THE PERIOD OF 7/01/05 THROUGH 6/30/06 IN THE AMOUNT OF \$50,000.00 – R-05-3-604: (Book 20/Page 228 & 229)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement between the Knox County Health Department and the Tennessee Department of Health to continue the Adolescent Pregnancy Prevention Program for the period of 7/01/05 through 6/30/06 in the amount of \$50,000.00 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-3-604 Resolution of the Commission of Knox County, Tennessee, approving a grant agreement between the Knox County Health Department and the Tennessee Department of Health to continue the Adolescent Pregnancy Prevention Program for the period of 7/01/05 through 6/30/06 in the amount of \$50,000.00. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 AN AGREEMENT WITH THE KNOXVILLE TOURISM AND SPORTS**

**CORPORATION TO MANAGE CERTAIN OPERATIONS OF THE  
NORTHWEST SPORTS PARK – R-05-3-701: (Book 20/Page 229)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with the Knoxville Tourism and Sports Corporation to manage certain operations of the Northwest Sports Park was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-3-701 Resolution of the Commission of Knox County, Tennessee, approving an agreement with the Knoxville Tourism and Sports Corporation to manage certain operations of the Northwest Sports Park. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING  
\$307,360.00 AND APPROVING A CHANGE ORDER FOR  
ADDITIONAL SERVICES PURSUANT TO THE COUNTY'S  
CONTRACT WITH LAWSON SERVICES – R-05-3-801: (Book 20/Page  
230)**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$307,360.00 and approving a change order for additional services pursuant to the county's contract with Lawson Services was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-3-801 Resolution of the Commission of Knox County, Tennessee, appropriating \$307,360.00 and approving a change order for additional services pursuant to the county's contract with Lawson Services. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 WITH NOVA FOR MERCHANT CARD PROCESSING SERVICES FOR VARIOUS KNOX COUNTY DEPARTMENTS – R-05-3-802: (Book 20/Page 231)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with NOVA for merchant card processing services for various Knox County Departments was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-3-802 Resolution of the Commission of Knox County, Tennessee, approving a contract with NOVA for merchant card processing services for various Knox County Departments. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 WITH HART AND HICKMAN, PC FOR SERVICES ON  
THE EPA BROWNFIELD GRANT – R-05-3-803: (Book 20/Page 231)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Hart and Hickman, PC for services on the EPA Brownfield Grant was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-3-803 Resolution of the Commission of Knox County, Tennessee, approving a contract with Hart and Hickman, PC for services on the EPA Brownfield Grant. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 THE  
EMERGENCY MANAGEMENT PERFORMANCE GRANT FOR 2004-  
2005 – R-05-3-901: (Book 20/Page 232)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the Emergency Management Performance Grant for 2004-2005 was before Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-3-901 Resolution of the Commission of Knox County, Tennessee, approving the Emergency Management Performance Grant for 2004-2005. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 WITH THE EAST TENNESSEE FOUNDATION TO**  
**PROVIDE A FISCAL CONDUIT FOR CONTRIBUTIONS AND**  
**DONATIONS FOR KNOX COUNTY INITIATIVES – R-05-3-902: (Book**  
***20/Page 233)***

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with the East Tennessee Foundation to provide a fiscal conduit for contributions and donations for Knox County initiatives was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-3-902 Resolution of the Commission of Knox County, Tennessee, approving a contract with the East Tennessee Foundation to provide a fiscal conduit for contributions and donations for Knox County initiatives. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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  
MEMORANDUM OF UNDERSTANDING WITH THE CITY OF  
KNOXVILLE REGARDING DISTRIBUTION OF FUNDS FROM THE  
EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT  
PROGRAM – R-05-3-903: (Book 20/Page 233 & 234)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Memorandum of Understanding with the City of Knoxville regarding distribution of funds from the Edward Byrne Memorial Justice Assistance Grant Program was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-3-903 Resolution of the Commission of Knox County, Tennessee, approving a Memorandum of Understanding with the City of Knoxville regarding distribution of funds from the Edward Byrne Memorial Justice Assistance Grant Program. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, SUPPORTING  
THE COMMUNITY DEVELOPMENT PROGRAM AND URGING**

**CONGRESS TO RESTORE ITS FUNDING – R-05-3-906: (Book 20/Page 234)**

Consideration of a resolution of the Commission of Knox County, Tennessee, supporting the Community Development program and urging Congress to restore its funding was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-3-906 Resolution of the Commission of Knox County, Tennessee, supporting the Community Development program and urging Congress to restore its funding. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, EXPRESSING SUPPORT FOR PASSAGE OF SENATE BILL 1958 TO PROVIDE AN ADDITIONAL ONE DOLLAR IN LITIGATION TAX TO SUPPORT THE KNOX COUNTY GOVERNMENTAL LIBRARY – R-05-3-908: (Book 20/Page 235)**

Consideration of a resolution of the Commission of Knox County, Tennessee, expressing support for passage of Senate Bill 1958 to provide an additional one dollar in litigation tax to support the Knox County Governmental Library was before the Board of Commissioners.



Commissioner Griess moved to approve Resolution R-05-3-908 Resolution of the Commission of Knox County, Tennessee, expressing support for passage of Senate Bill 1958 to provide an additional one dollar in litigation tax to support the Knox County Governmental Library.

Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE:      ACCEPTANCE OF NEW COUNTY ROADS: (Book 20/Page 236)**

Consideration of acceptance of the following new county roads was before the Board of Commissioners:

- A. Captain Smith Lane, Captain's Point Subdivision, District 8.
- B. Messenger Lane, Captain's Point Subdivision, District 8.
- C. Cartmill Drive, Brickyard Hills Subdivision, Unit 3, District 6.
- D. Farmstead Lane, Brickyard Hills Subdivision, Unit 3, District 6.
- E. Dawnview Road, Brickyard Hills Subdivision, Unit 3, District 6.

Commissioner Griess moved to approve the above acceptance of new county roads. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: APPROVAL OF MINUTES OF THE PREVIOUS**

**MEETING: (Book 20/Page 236)**

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

Commissioner Cawood moved to approve the minutes of the previous meeting. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: ELECTIONS AND APPOINTMENTS:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING TERRY E. LEWIS TO THE SHERIFF'S MERIT COUNCIL AND APPOINTING TOM PIERCE AS AN ALTERNATE – R-05-3-110: (Book 20/Page 237)**

Consideration of a resolution of the Commission of Knox County, Tennessee, appointing Terry E. Lewis to the Sheriff's Merit Council and appointing Tom Pierce as an alternate was before the Board of Commissioners.

Commissioner Tindell moved to approve Resolution R-05-3-110 - Resolution of the Commission of Knox County, Tennessee, appointing Terry E. Lewis to the Sheriff's Merit Council and appointing Tom Pierce as an alternate. Commissioner Mills seconded the motion and

upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: DRIVES AND ROADS:**

**IN RE: CONSIDERATION OF CLOSURE OF A PORTION OF MABRY HOOD ROAD. PROPERTY LOCATED OFF DUTCHTOWN ROAD. CENTURY PARK DEVELOPMENT, PROPERTY OWNER:**  
**(SECOND READING): (Book 20/Page 237 & 238)**

Consideration of closure of a portion of Mabry Hood Road was before the Board of Commissioners on second reading. Property located off Dutchtown Road. Century Park Development, property owner.

Commissioner Tindell moved to approve the closure of a portion of Mabry Hood Road on second reading. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located off Dutchtown Road. Century Park Development, property owner.

\* \* \* \* \*

**IN RE: CONSIDERATION OF CLOSURE OF A PORTION OF VAUGHN LANE. PROPERTY LOCATED OFF ASBURY ROAD. RINKER MATERIALS SOUTH CENTRAL, INC., PROPERTY OWNER:**  
**(SECOND READING): (Book 20/Page 238)**

Consideration of closure of a portion of Vaughn Lane was before the Board of Commissioners on second reading. Property located off Asbury Road. Rinker Materials South Central, Inc., property owner.

Commissioner Tindell moved to approve the closure of a portion of Vaughn Lane on second reading. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located off Asbury Road. Rinker Materials South Central, Inc., property owner.

\* \* \* \* \*

**IN RE:      RESOLUTIONS:**

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, SUPPORTING  
THE 55-MILE PER HOUR SPEED LIMIT FOR TRUCKS ON THE  
INTERSTATE FOR AIR QUALITY IMPROVEMENT – R-05-3-904:  
*(Book 20/Page 239)***

Consideration of a resolution of the Commission of Knox County, Tennessee, supporting the 55-mile per hour speed limit for trucks on the interstate for air quality improvement was before the Board of Commissioners.

Mr. Mike Ragsdale, Knox County Mayor, was present and spoke on the matter.

Commissioner Tindell moved to approve Resolution

R-05-3-904 - Resolution of the Commission of Knox County, Tennessee, supporting the 55-mile per hour speed limit for trucks on the interstate for air quality improvement. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, Mills, Clark and Pinkston voted aye. Commissioner McMillan voted no. The motion carried 18-1-0-0.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN**  
**AGREEMENT WITH THE UNIVERSITY OF TENNESSEE**  
**TRANSFERRING SEVEN ACRES OF COUNTY PROPERTY TO THE**  
**UNIVERSITY IN EXCHANGE FOR A GREENWAY EASEMENT**  
**ACROSS UNIVERSITY PROPERTY – R-05-3-905: (Book 20/Page 239 &**  
**240)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with the University of Tennessee transferring seven acres of county property to the University in exchange for a greenway easement across University property was before the Board of Commissioners.

Mr. Doug Bataille, Director for the Knox County Parks and Recreation Department, and Mr. Robbie Stivers, University of Tennessee, were present and spoke on the matter.

Commissioner Tindell moved to approve Resolution R-05-3-905 Resolution of the Commission of Knox County, Tennessee, approving an agreement with the University of Tennessee transferring seven

acres of county property to the University in exchange for a greenway easement across University property. The motion was seconded and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE:        ORDINANCES ON SECOND READING:**

**IN RE:        CONSIDERATION OF AN ORDINANCE OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING**  
**ORDINANCE 02-7-101 (PERSONNEL ORDINANCE) REGARDING**  
**DRUG AND ALCOHOL ABUSE TESTING PROCEDURES FOR KNOX**  
**COUNTY EMPLOYEES – O-05-2-101 – (SECOND READING) (Book**  
**20/Page 240 & 241)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Ordinance 02-7-101 (Personnel Ordinance) regarding drug and alcohol abuse testing procedures for Knox County Employees was before the Board of Commissioners on second reading.

Mr. Mike Ragsdale, Knox County Mayor, Mr. Mike Moyers, Knox County Law Director, and Ms. Frances Fogerson, Director for the Knox County Human Resources Department, were present and spoke on the matter.

Commissioner Tindell moved to approve Ordinance O-05-2-101 - Ordinance of the Commission of Knox County, Tennessee, amending Ordinance 02-7-101 (Personnel Ordinance) regarding drug and

alcohol abuse testing procedures for Knox County Employees on second reading. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, Mills, Clark and Pinkston voted aye. Commissioner McMillan voted no. The motion carried 18-1-0-0.

\* \* \* \* \*

**IN RE: AMENDMENTS TO THE AGENDA – (CONTINUED):**

***(Book 20/Page 241)***

8. Commissioner Moore amended the agenda to hear Resolution R-05-3-102 at this time.

\* \* \* \* \*

**IN RE: RESOLUTION:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING FARRAGUT HIGH SCHOOL STATE WRESTLING CHAMPIONS NICK REVEIZ AND JUSTIN KNOX – R-05-3-102: (Book 20/Page 242)**

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Farragut High School State Wrestling Champions Nick Reveiz and Justin Knox was before the Board of Commissioners.

Commissioner Tindell moved to approve Resolution R-05-3-102 - Resolution of the Commission of Knox County, Tennessee, honoring Farragut High School State Wrestling Champions Nick Reveiz and

Justin Knox. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

Mr. Nick Reveiz and Mr. Justin Knox were present to accept the resolution and expressed appreciation to the commission for the resolution.

\* \* \* \* \*

**IN RE:        ORDINANCES ON SECOND READING – (CONTINUED):**

**IN RE:        CONSIDERATION OF AN ORDINANCE OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, ESTABLISHING**  
**LICENSING REQUIREMENTS AND REGULATIONS FOR**  
**SEXUALLY ORIENTED BUSINESSES WITHIN KNOX COUNTY –**  
**O-05-2-102 – (SECOND READING): (Book 20/Page 242 & 243)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee, establishing licensing requirements and regulations for sexually oriented businesses within Knox County was before the Board of Commissioners on second reading.

Commissioner Tindell moved to approve Ordinance O-05-2-102 - Ordinance of the Commission of Knox County, Tennessee, establishing licensing requirements and regulations for sexually oriented businesses within Knox County on second reading. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond,



Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills,  
Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF AN ORDINANCE OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, ADOPTING THE**  
**CITY OF KNOXVILLE’S STORMWATER ORDINANCE FOR USE IN**  
**DRAINAGE BASINS THAT DRAIN INTO THE CITY OF KNOXVILLE**  
**O-05-2-103 – (SECOND READING): (Book 20/Page 243)**

This item was deferred to the April 2005 Board of  
Commissioners Regular Session meeting. (See Amendments to the Agenda,  
Page 215)

\* \* \* \* \*

**IN RE:        ROLL CALL – (4:00 P.M.) (Book 20/Page 244)**

Mrs. Angie Nesbitt, Minutes Clerk to the Knox County Clerk,  
called the roll. Those Commissioners responding were Commissioners  
Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond,  
Leuthold, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and  
Pinkston. Commissioner Griess arrived later in the meeting. Commissioner  
Jordan was absent from the meeting.

\* \* \* \* \*

**IN RE:        ZONING REQUESTS: (Book 20/Page 244-254)**

1. Consideration of the request of Knox County Emergency  
Communications for a street name change from an unnamed right of way to  
Atchley Hill Way was before the Board of Commissioners. Street located

between Burnett Creek Road and deadend. Ninth Commission District.

*(Book 20/Page 244)*

Commissioner Clark moved to approve zoning request 2-A-05-SNC - Request of Knox County Emergency Communications for a street name change from an unnamed right of way to Atchley Hill Way. Commissioner Collins seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Griess arrived later in the meeting. Commissioner Jordan was absent from the meeting. The motion carried 17-0-0-2. Street located between Burnett Creek Road and deadend. Ninth Commission District.

\* \* \* \* \*

2. Consideration of the request of Joseph Kennedy, Sr. for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the south side of Andersonville Pike, southwest of Pleasant Gap Drive. Eighth Commission District. *(Book 20/Page 244)*

Mr. Ewing “Buzz” Johnson, Deputy Director for Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Joseph Kennedy, petitioner, was present and spoke on behalf of the request.

Commissioner Mills moved to withdraw from the agenda zoning request 4-C-04-RZ – Request of Joseph Kennedy, Sr. for rezoning from A Agricultural Zone to PR Planned Residential Zone. Commissioner Harmon seconded the motion and upon roll call vote Commissioners

Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Jordan was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

3. Consideration of the request of Landmark Properties for South County Sector Plan Amendment from LDR Low Density Residential Zone to MDR Medium Density Residential Zone was before the Board of Commissioners. Property located on the south side of Sevierville Pike, northwest side of East Governor John Sevier Highway. Ninth Commission District. (*Book 20/Page 245*)

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

Commissioner Pinkston moved to approve zoning request 10-E-04-SP – Request of Landmark Properties for South County Sector Plan Amendment from LDR Low Density Residential Zone to MDR Medium Density Residential Zone. Commissioner Clark seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Jordan was absent from the meeting. The motion carried 18-0-0-1. Property located on the south side of Sevierville Pike, northwest side of East Governor John Sevier Highway. Ninth Commission District.

\* \* \* \* \*

4. Consideration of the request of Landmark Properties for rezoning from CA General Business Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the south side of Sevierville Pike, northwest side of East Governor John Sevier Highway. Ninth Commission District. (*Book 20/Page 246*)

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

Commissioner Clark moved to approve zoning request 10-T-04-RZ – Request of Landmark Properties for rezoning from CA General Business Zone to PR Planned Residential Zone at a density of 1 to 8 dwelling units per acre as per MPC’s recommendation. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Jordan was absent from the meeting. The motion carried 18-0-0-1. Property located on the south side of Sevierville Pike, northwest side of East Governor John Sevier Highway. Ninth Commission District.

\* \* \* \* \*

5. Consideration of the request of Kishanrao Motheramgari for rezoning from PC Planned Commercial Zone to CA General Business Zone was before the Board of Commissioners. Property located on the northwest side of Old Cedar Bluff Road, northeast of North Cedar Bluff Road. Fifth Commission District. (*Book 20/Page 247*)

Mr. Ewing “Buzz” Johnson, Deputy Director for Metropolitan Planning Commission, was present and spoke on the matter.

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

Commissioner Griess moved to deny zoning request 1-S-05-RZ Request of Kishanrao Motheramgari for rezoning from PC Planned Commercial Zone to CA General Business Zone. Commissioner Hammond seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Jordan was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

6. Consideration of the request of Eagle Bend Development for a rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the northwest side of West Emory Road, northeast of Copper Ridge Road. Sixth Commission District. (*Book 20/Page 247*)

Mr. Ewing “Buzz” Johnson, Deputy Director for Metropolitan Planning Commission, was present and spoke on the matter.

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

Commissioner Cawood moved to approve zoning request 2-A-05-RZ – Request of Eagle Bend Development for a rezoning from A Agricultural Zone to PR Planned Residential Zone 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 Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond,

Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Jordan was absent from the meeting. The motion carried 18-0-0-1. Property located on the northwest side of West Emory Road, northeast of Copper Ridge Road. Sixth Commission District.

\* \* \* \* \*

7. Consideration of the request of Linda Brown for rezoning from BP Business Park/TO Technology Overlay Zone to PR Planned Residential/TO Technology Overlay Zone was before the Board of Commissioners. Property located on the south side of Bob Gray Road, west of Mabry Hood Road. Sixth Commission District. (*Book 20/Page 248*)

Ms. Linda Brown, petitioner, was present and spoke on behalf of the request.

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

Commissioner Stephens moved to approve zoning request 2-B-05-RZ – Request of Linda Brown for rezoning from BP Business Park/TO Technology Overlay Zone to PR Planned Residential/TO Technology Overlay Zone at a density of 1 to 3 dwelling units per acre as per MPC’s recommendation. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Jordan was absent from the meeting. The motion carried 18-0-0-1. Property located on the south side of Bob Gray Road, west of Mabry Hood Road. Sixth Commission District.

\* \* \* \* \*

8. Consideration of the request of Carter Mill, G.P. for rezoning from PR Planned Residential Zone at 1-2 dwelling units per acre to PR Planned Residential Zone at 1-2.5 dwelling units per acre was before the Board of Commissioners. Property located on the northwest and southeast sides of Carter Mill Road, southwest of Carter School Road. Eighth Commission District. (*Book 20/Page 249*)

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

Commissioner Mills moved to approve zoning request 2-C-05-RZ – Request of Carter Mill, G.P. for rezoning from PR Planned Residential Zone at 1-2 dwelling units per acre to PR Planned Residential Zone at 1-2.5 dwelling units per acre as per MPC’s recommendation. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Jordan was absent from the meeting. The motion carried 18-0-0-1. Property located on the northwest and southeast sides of Carter Mill Road, southwest of Carter School Road. Eighth Commission District.

\* \* \* \* \*

9. Consideration of the request of Fuad Reveiz for Northwest County Sector Plan Amendment from LI Light Industrial Zone to LDR Low Density Residential Zone was before the Board of Commissioners. Property located on the east side of Reagan Road, south of Coward Mill Road. Sixth Commission District. (*Book 20/Page 250*)

Mr. Ewing “Buzz” Johnson, Deputy Director for Metropolitan Planning Commission, was present and spoke on the matter.

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

Commissioner Cawood moved to approve zoning request 2-B-05-SP – Request of Fuad Reveiz for Northwest County Sector Plan Amendment from LI Light Industrial Zone to LDR Low Density Residential Zone as per MPC’s recommendation. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Jordan was absent from the meeting. The motion carried 18-0-0-1. Property located on the east side of Reagan Road, south of Coward Mill Road. Sixth Commission District.

\* \* \* \* \*

10. Consideration of the request of Fuad Reveiz for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the east side of Reagan Road, south of Coward Mill Road. Sixth Commission District. (*Book 20/Page 251*)

Mr. Ewing “Buzz” Johnson, Deputy Director for Metropolitan Planning Commission, was present and spoke on the matter.

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

Commissioner Cawood moved to approve zoning request



2-F-05-RZ – Request of Fuad Reveiz for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 to 3.5 dwelling units per acre not to exceed 136 dwelling units as per MPC’s recommendation. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Jordan was absent from the meeting. The motion carried 18-0-0-1. Property located on the east side of Reagan Road, south of Coward Mill Road. Sixth Commission District.

\* \* \* \* \*

11. Consideration of the request of Don Duncan for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the northeast side of Mayes Chapel Road, southwest of Norris Freeway, southeast end of Holly Berry Road. Seventh Commission District. (*Book 20/Page 251*)

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

Commissioner Horner moved to approve zoning request 2-I-05-RZ – Request of Don Duncan for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 to 5 dwelling units per acre as per MPC’s recommendation. Commissioner Collins seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Jordan was absent from the meeting. The motion carried

18-0-0-1. Property located on the northeast side of Mayes Chapel Road, southwest of Norris Freeway, southeast end of Holly Berry Road. Seventh Commission District.

\* \* \* \* \*

12. Consideration of the request of Harris Properties for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located on the north side of Keck Road, northeast of Lacy Road. Sixth Commission District. (*Book 20/Page 252*)

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

Commissioner Stephens moved to approve zoning request 2-J-05-RZ – Request of Harris Properties 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 Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Jordan was absent from the meeting. The motion carried 18-0-0-1. Property located on the north side of Keck Road, northeast of Lacy Road. Sixth Commission District.

\* \* \* \* \*

13. Consideration of the request of Knox Housing Partnership for Northwest County Sector Plan Amendment from C Commercial Zone to HDR High Density Residential Zone was before the Board of

Commissioners. Property located northwest of Oak Ridge Highway, southwest of Harrell Road. Sixth Commission District. (*Book 20/Page 253*)

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

Commissioner Stephens moved to approve zoning request 2-D-05-SP – Request of Knox Housing Partnership for Northwest County Sector Plan Amendment from C Commercial Zone to HDR High Density Residential Zone as per MPC’s recommendation. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Jordan was absent from the meeting. The motion carried 18-0-0-1. Property located northwest of Oak Ridge Highway, southwest of Harrell Road. Sixth Commission District.

\* \* \* \* \*

14. Consideration of the request of Knox Housing Partnership for rezoning from PR Planned Residential at 1-10 dwelling units per acre to PR Planned Residential at 1-18 dwelling units per acre was before the Board of Commissioners. Property located northwest of Oak Ridge Highway, southwest of Harrell Road. Sixth Commission District. (*Book 20/Page 254*)

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

Commissioner Stephens moved to approve zoning request 2-K-05-RZ – Request of Knox Housing Partnership for rezoning from PR Planned Residential at 1-10 dwelling units per acre to PR Planned Residential at 1-18 dwelling units per acre as per MPC’s recommendation.

Commissioner Cawood seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Jordan was absent from the meeting. The motion carried 18-0-0-1. Property located northwest of Oak Ridge Highway, southwest of Harrell Road. Sixth Commission District.

\* \* \* \* \*

15. Consideration of the request of Greg Smith for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the southeast side of Nubbin Ridge Road, northeast of Wildtree Lane. Fourth Commission District.

*(Book 20/Page 254)*

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

Commissioner Schmid moved to approve zoning request 2-N-05-RZ – Request of Greg Smith for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 to 4 dwelling units per acre as MPC’s recommendation. Commissioner Guthe seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Jordan was absent from the meeting. The motion carried 18-0-0-1. Property located on the southeast side of Nubbin Ridge Road, northeast of Wildtree Lane. Fourth Commission District.

\* \* \* \* \*

**IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING**

**ORDINANCE:**

**IN RE: CONSIDERATION OF AN ORDINANCE OF THE**

**COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE**

**KNOX COUNTY ZONING ORDINANCE TO ADD CERTAIN USES TO**

**THE BP BUSINESS AND TECHNOLOGY PARK ZONE AND**

**RELATED SECTIONS – O-05-3-101 – (FIRST READING): (Book**

**20/Page 255)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance to add certain uses to the BP Business and Technology Park Zone and related sections was before the Board of Commissioners on first reading.

Commissioner Tindell moved to approve Ordinance O-05-3-101 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance to add certain uses to the BP Business and Technology Park Zone and related sections on first reading.

Commissioner Horner seconded the motion and upon roll call vote

Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe,

Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore,

McMillan, Mills, Clark and Pinkston voted aye. Commissioner Jordan was

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

\* \* \* \* \*

**IN RE: ROLL CALL BY DISTRICTS: (Book 20/Page 256)**

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

\* \* \* \* \*

**IN RE:      ADJOURNMENT: (Book 20/Page 256)**

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

\* \* \* \* \*

***KNOX COUNTY BOARD OF COMMISSIONERS***

---

***SCOTT MOORE, CHAIRMAN***

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, April 25, 2005 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston. Also present were Mr. Mike Moyers, Knox County Law Director, Mayor Mike Ragsdale, Knox County Mayor, Mr. John Werner, Director, Knox County Finance, Mr. Hugh Holt, Director, Knox County Purchasing, Mr. Bruce Wuethrich, Director, Engineering and Public Works and news media.

Commissioner Moore, Chairman, presided.

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

\* \* \* \* \*

**IN RE: ROLL CALL: (Bk. 20, Pg. 257)**

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

\* \* \* \* \*

**IN RE: DEVOTIONAL: (Bk. 20, Pg. 257)**

Mr. Paul Trumpore, City of Knoxville, Chaplin, gave the devotional.

\* \* \* \* \*

**IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG: (Bk. 20, Pg. 258)**

Commissioner John Griess led the Pledge of Allegiance to the Flag.

\* \* \* \* \*

**IN RE: AMENDMENTS TO THE AGENDA: (Bk. 20, Pgs. 258 & 259)**

Without objection, Commissioner Moore amended the agenda as follows:

Mr. Dwight VandeVate, Senior Director, Communication and Government Relations, showed services that would be aired on TV concerning the Knox County Library.

Mr. Dwight VandeVate also introduced Mr. Phil Hardson, Hardson Productions, who worked with the Library on the commercials.

\* \* \* \* \*

Add to the consent agenda R-05-4-503 – Resolution of the Commission of Knox County, Tennessee approving an amendment to contract 05-055 with Dr. Joe Kendrick to provide an additional two parking spaces adjacent to the Burlington Branch Library.

\* \* \* \* \*

Add to the consent agenda R-05-4-805- Resolution of the Commission of Knox County, Tennessee approving a contract for auditing services with Rodefer Moss and Company, PLLC.

\* \* \* \* \*

Remove from the consent agenda and add to the regular agenda



R-05-4-802 – Resolution of the Commission of Knox County, Tennessee  
\$300,000.00 from fund balance for the Law Director’s Professional Services  
account.

\* \* \* \* \*

Add to the agenda O-05-4-101 on Procurement Manuel.

Move to the top of the agenda a report from Ms. Elaine  
Machiela, Food Policy Council.

\* \* \* \* \*

Add R-05- 4-903 - Resolution on House Bill 1736 and hear  
before the Education Consent Calendar.

\* \* \* \* \*

Under Public Forum hear Mr. Bill Bates with Honorary  
Resolutions.

\* \* \* \* \*

Remove from consent agenda and add to the regular agenda  
R-05-4-101 – Resolution of the Commission of Knox County, Tennessee  
commemorating May 3, 2005 as National Teacher Day.

\* \* \* \* \*

**IN RE:      CONSENT ITEMS: (Bk 20, Pgs. 259 & 260)**

Consideration of Consent Items was before the Board of  
Commissioners.

Tax Refunds: No refunds received.

Notary Public Applications: 187 notaries received.

Reports of Officials:

A. County Mayor

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

Reports of County Agencies

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

Commissioner Griess moved to approve the above consent items.

Commissioner Horner seconded the motion and upon roll call vote

Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe,

Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore,

McMillan, Mills, Clark and Pinkston voted aye. The motion carried

18-0-0-1. Commissioner Jordan was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE URGING SUPPORT  
OF HOUSE BILL 1736: R-05-4-903: (Bk. 20, Pgs. 260 & 261)**

Consideration of a Resolution of the Commission of Knox County, Tennessee urging support of House Bill 1736 was before the Board of Commissioners.

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

Commissioner Griess moved to approve R-05-4-903 - Consideration of a Resolution of the Commission of Knox County, Tennessee urging support of House Bill 1736. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 16-2-0-1. Commissioners Moody and Schmid voted no. Commissioner Jordan was absent from the vote.

\* \* \* \* \*

**IN RE: AMENDMENT TO THE AGENDA: (Bk. 20, Pg. 261)**

At this time, Ms. Elaine Machiela, Food Policy Council, was present and gave a report concerning the Food Policy Council.

\* \* \* \* \*

**IN RE: EDUCATION CONSENT CALENDAR:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A  
UTILITY EASEMENT AT THE WEST HIGH SCHOOL FIELD HOUSE  
FOR KUB: R-05-4-201: (Bk. 20, Pgs. 261 & 262)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a utility easement at the West High School Field House for KUB was before the Board of Commissioners.

Commissioner Horner moved to approve R-05-4-201 - Consideration of Resolution of the Commission of Knox County, Tennessee approving a utility easement at the West High School Field House for KUB.

Commissioner Moore seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the vote.

\* \* \* \* \*

**IN RE: AMENDMENT TO THE AGENDA: (Bk. 20, Pg. 262)**

At this time, Mr. Bill Bates, presented an award of dedication to Mr. David Creekmore for serving the citizens of Knox County.

Mayor Mike Ragsdale, Knox County Mayor, was present and spoke on the matter.

Mr. David Creekmore, Assistant Attorney for Knox County, was present and spoke on the matter.

Mr. Bill Bates, also presented an award to Mr. Gary Parker, Chief Investigator, for the Public Defenders Office, Knox County.

\* \* \* \* \*

**IN RE: CONSENT CALENDAR:**

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

**AMENDMENT TWO TO GRANT Z-05-020611-00 FOR THE KNOX COUNTY COMMUNITY ALTERNATIVE TO PRISON PROGRAM:**  
**R-05-4-301: (Bk. 20, Pgs. 262 & 263)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Amendment Two to Grant Z-05-020611-00 for the Knox County Community Alternative to Prison Program was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-4-301 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Amendment Two to Grant Z-05-020611-00 for the Knox County Community Alternative to Prison Program. Commissioner Horner seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$555,500.00 IN VARIOUS SOLID WASTE ACCOUNTS DUE TO UNANTICIPATED INCREASE IN CUSTOMER DEMAND:**

**R-05-4-401: (Bk. 20, Pgs. 263 & 264)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$555,500.00 in various Solid Waste accounts due to unanticipated increase in customer demand was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-4-401 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$555,500.00 in various Solid Waste accounts due to unanticipated increase in customer demand. Commissioner Horner seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE SALE OF .683 ACRES OF EXCESS RIGHT OF WAY ALONG HARDIN VALLEY ROAD: R-05-4-402: (Bk. 20, Pgs. 264)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the sale of .683 acres of excess right of way along Hardin Valley Road was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-4-402 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the sale of .683 acres of excess right of way along Hardin Valley Road. Commissioner Horner seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A  
CONTRACT WITH QUANTUM ENVIRONMENTAL AND  
ENGINEERING SERVICES, LLC FOR A REVIEW OF KNOX  
COUNTY ENVIRONMENTAL RECORDS: R-05-4-501: (Bk. 20, Pgs. 264  
& 265)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Quantum Environmental and Engineering Services, LLC for a review of Knox County environmental records was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-4-501 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Quantum Environmental and Engineering Services, LLC for a review of Knox County environmental records. Commissioner Horner seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING  
KNOX COUNTY'S PARTICIPATION IN THE GOVERNOR'S THREE  
STAR PROGRAM: R-05-4-502: (Bk. 20, Pgs. 265 & 266)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Knox County's participation in the Governor's Three Star Program was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-4-502 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Knox County's participation in the Governor's Three Star Program.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the vote.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AN**  
**AMENDMENT TO CONTRACT 05-055 WITH DR. JOE KENDRICK TO**  
**PROVIDE AN ADDITIONAL TWO PARKING SPACES ADJACENT TO**  
**THE BURLINGTON BRANCH LIBRARY: R-05-4-503: (Bk. 20, Pg. 266)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an amendment to contract 05-055 with Dr. Joe Kendrick to provide an additional two parking spaces adjacent to the Burlington Branch Library was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-4-503 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving an amendment to contract 05-055 with Dr. Joe Kendrick to provide an additional two parking spaces adjacent to the Burlington Branch Library.



Commissioner Horner seconded the motion and upon roll call vote  
Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe,  
Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore,  
McMillan, Mills, Clark and Pinkston voted aye. The motion carried  
18-0-0-1. Commissioner Jordan was absent from the vote.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING**  
**AMENDMENT ONE TO GRANT CONTRACT**  
**GG-05-11157-00, REGARDING BIOTERRORISM: R-05-4-601: (Bk. 20,**  
**Pg.267)**

Consideration of a Resolution of the Commission of Knox County,  
Tennessee approving Amendment One to grant contract  
GG-05-11157-00, regarding Bioterrorism was before the Board of  
Commissioners.

Commissioner Mills moved to approve R-05-4-601 - Consideration of  
a Resolution of the Commission of Knox County, Tennessee approving  
Amendment One to grant contract GG-05-11157-00, regarding Bioterrorism.  
Commissioner Horner seconded the motion and upon roll call vote  
Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe,  
Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore,  
McMillan, Mills, Clark and Pinkston voted aye. The motion carried  
18-0-0-1. Commissioner Jordan was absent from the vote.

\* \* \* \* \*

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

**GRANT CONTRACT IN THE AMOUNT OF \$627,200.00 WITH THE  
STATE OF TENNESSEE DEPARTMENT OF HEALTH TO  
CONTINUE THE FAMILY PLANNING PROGRAM FOR 2005-2006:  
R-05-4-602: (Bk. 20, Pgs. 267 & 268)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract in the amount of \$627,200.00 with the State of Tennessee Department of Health to continue the Family Planning Program for 2005-2006 was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-4-602 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract in the amount of \$627,200.00 with the State of Tennessee Department of Health to continue the Family Planning Program for 2005-2006. Commissioner Horner seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A  
GRANT CONTRACT IN THE AMOUNT OF \$75,000.00 WITH THE  
STATE OF TENNESSEE DEPARTMENT OF HEALTH TO  
CONTINUE THE FAMILIES FIRST PROGRAM FOR 2005-2006:  
R-05-4-603: (Bk. 20, Pgs. 268 & 269)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract in the amount of \$75,000.00 with the

State of Tennessee Department of Health to continue the Families First Program for 2005-2006 was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-4-603 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract in the amount of \$75,000.00 with the State of Tennessee Department of Health to continue the Families First Program for 2005-2006. Commissioner Horner seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the vote.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A**  
**UTILITY EASEMENT AT THE WOMEN'S BASKETBALL HALL OF**  
**FAME PROPERTY FOR BELL SOUTH: R-05-4-801: (Bk. 20, Pg. 269)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a utility easement at the Women's Basketball Hall of Fame property for Bell South was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-4-801 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a utility easement at the Women's Basketball Hall of Fame property for Bell South. Commissioner Horner seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE ACCEPTING LIABILITY FOR FUTURE CLAIMS MADE AGAINST ANY UNCLAIMED PROPERTY RETURNED FROM THE STATE OF TENNESSEE: R-05-4-804: (Bk. 20, Pgs. 269 & 270)**

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

Commissioner Mills moved to approve R-05-4-804 – Consideration of a Resolution of the Commission of Knox County, Tennessee accepting liability for future claims made against any unclaimed property returned from the State of Tennessee. Commissioner Horner seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT FOR AUDITING SERVICES WITH RODEFER MOSS AND COMPANY, PLLC: R-05-4-805: (Bk. 20, Pgs. 270 & 271)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract for auditing services with Rodefer Moss and Company, PLLC was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-4-805 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract for auditing services with Rodefer Moss and Company, PLLC. Commissioner Horner seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A  
CONTRACT FOR SALE OF SURPLUS PROPERTY ON WISE  
SPRINGS ROAD: R-05-4-901: (Bk. 20, Pg. 271)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract for sale of surplus property on Wise Springs Road was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-4-901 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract for sale of surplus property on Wise Springs Road. Commissioner Horner seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE  
TRANSFER OF \$2,000,000.00 TO THE CITY OF KNOXVILLE  
PURSUANT TO THE TERMS OF THE GROWTH PLAN  
AGREEMENT: R-05-4-902: (Bk. 20, Pgs. 271 & 272)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the transfer of \$2,000,000.00 to the City of Knoxville pursuant to the terms of the Growth Plan Agreement was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-4-902 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the transfer of \$2,000,000.00 to the City of Knoxville pursuant to the terms of the Growth Plan Agreement. Commissioner Horner seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF ACCEPTANCE OF NEW COUNTY**

**ROADS: (Bk. 20, Pgs. 272 & 273)**

Consideration of acceptance of new county roads was before the Board of Commissioners.

- A. Middlebrook Ridge Lane in the Middlebrook Ridge Subdivision.  
(District 6)
- B. Antler Lane in the Middlebrook Ridge Subdivision. (District 6)
- C. Abraham Lane in the Middlebrook Subdivision. (District 6)
- D. Forest Valley Lane in the Middlebrook Subdivision. (District 6)
- E. Ivy Road Drive in the Summer Rose Subdivision. Unit 5. (District 8)
- F. Enchanted Lane in the Summer Rose Subdivision, Unit 5.  
(District 8)
- G. Linton Rose Lane in the Summer Rose Subdivision, Unit 7,  
(District 8)
- H. Tropicana Drive in the Summer Rose Subdivision, Unit 7,  
(District 8)

Commissioner Mills moved to approve the above acceptance of new county roads. Commissioner Horner seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the vote.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF APPROVAL OF MINUTES OF THE PREVIOUS MEETING: (Bk. 20, Pg. 273)**

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

Commissioner Griess moved to approve the minutes of the previous meeting. Commissioner Horner seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the vote.

\* \* \* \* \*

**IN RE:        ELECTIONS AND APPOINTMENTS:**

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPOINTING MARK DONALDSON TO THE KNOX REGION SOLID WASTE ADVISORY BOARD: R-05-4-110: (Bk. 20, Pgs. 273 & 274)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appointing Mark Donaldson to the Knox Region Solid Waste Advisory Board was before the Board of Commissioners.



Commissioner Tindell moved to approve R-05-4-110 - Consideration of a Resolution of the Commission of Knox County, Tennessee appointing Mark Donaldson to the Knox Region Solid Waste Advisory Board. Commissioner Horner seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the vote.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE**  
**COMMEMORATING MAY 3, 2005 AS NATIONAL TEACHER DAY:**  
**R-05-4-101: (Bk. 20, Pgs. 274 & 275)**

Consideration of a Resolution of the Commission of Knox County, Tennessee commemorating May 3, 2005 as National Teacher Day was before the Board of Commissioners.

Ms. Diana Stanfield, President, Knox County Education Association, was present and spoke on the matter.

Commissioner Tindell moved to approve R-05-4-101 - Consideration of a Resolution of the Commission of Knox County, Tennessee commemorating May 3, 2005 as National Teacher Day. Commissioner Mills seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$300,000.00 FROM FUND BALANCE FOR THE LAW DIRECTOR'S PROFESSIONAL SERVICES ACCOUNT: R-05-4-802: (Bk. 20, Pg. 275)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$300,000.00 from fund balance for the Law Director's Professional Services account was before the Board of Commissioners.

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

Commissioner Tindell moved to approve R-05-4-802 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$300,000.00 from fund balance for the Law Director's Professional Services account. Commissioner Horner seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried

17-1-0-1. Commissioner Moody voted no. Commissioner Jordan was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH MPC TO UPDATE THE TENNESSEE TECHNOLOGY CORRIDOR PLAN: R-05-4-803: (Bk. 20, 276)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with MPC to update the Tennessee Technology Corridor Plan was before the Board of Commissioners.

Commissioner Tindell moved to approve R-05-4-803 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with MPC to update the Tennessee Technology Corridor Plan with the following amendment: The County Commission will review the plan as deemed necessary by Knox County Commission. Commissioner Horner seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the vote.

\* \* \* \* \*

**IN RE: ORDINANCE ON FIRST READING:**  
**IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE ADOPTING A NEW PROCUREMENT CODE FOR KNOX COUNTY: O-05-4-101: FIRST READING: (Bk. 20, Pg. 276 & 277)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee adopting a new Procurement Code for Knox County was before the Board of Commissioners on first reading.

Mr. Hugh Holt, Director, Knox County Purchasing, was present and spoke on the matter.

Commissioner Schmid moved to approve O-05-4-101 - Ordinance of the Commission of Knox County, Tennessee adopting a new Procurement Code for Knox County on first reading. The motion was seconded and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the vote.

\* \* \* \* \*

**IN RE: ORDINANCES ON SECOND READING:**

**IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE ADOPTING THE CITY OF KNOXVILLE' STORMWATER ORDINANCE FOR USE IN DRAINAGE BASINS THAT DRAIN INTO THE CITY OF KNOXVILLE: O-05-2-103: SECOND READING: (Bk. 20, Pgs. 277, 278, 279, 280 & 281)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee adopting the City of Knoxville' Stormwater Ordinance for use in Drainage Basins that drain into the City of Knoxville was before the Board of Commissioners on second reading.

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

Mr. Dave Hill, Chief Operating Officer, City of Knoxville, was present and spoke on the matter.

Mr. James McMillan, concerned citizen, was present and spoke on the matter.

Ms. Jamie Rowe, concerned citizen, was present and spoke on the matter.

Mr. Abe Draper, President, Home Builders Association, was present and spoke on the matter.

Mr. Mike Ragsdale, Knox County Mayor, was present and spoke on the matter.

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

Commissioner Griess moved to approve O-05-2-103 - Consideration of an Ordinance of the Commission of Knox County, Tennessee adopting the City of Knoxville' Stormwater Ordinance for use in Drainage Basins that drain into the City of Knoxville on second reading (Dated April 25, 2005) with the following amendment: On page 15 highlighted yellow section: Delete the last sentence: Installation of all pipe must be done with adequate pipe bending, backfill material, and coupling bands as recommended by the pipe manufacturer. On page 18 highlighted in yellow (b) change from 550 feet to 500 feet. To read as follows: not to exceed 500 feet unless otherwise specified by the Director of Engineering & Public Works. In reference to the fee structure under Section 22.5-29 Fees: Include language as follows:

The fee structure will be as adopted by the County Commission in a Resolution.

Commissioner McMillan moved as a substitute motion to defer to the May Board of Commissioners meeting O-05-2-103 - Consideration of an Ordinance of the Commission of Knox County, Tennessee adopting the City of Knoxville' Stormwater Ordinance for use in Drainage Basins that drain into the City of Knoxville on second reading. The substitute motion fails for lack of a second.

Commissioner Griess moved as an amendment on O-05-2-103 - Consideration of an Ordinance of the Commission of Knox County, Tennessee adopting the City of Knoxville's Stormwater Ordinance for use in Drainage Basins that drain into the City of Knoxville on second reading (Dated April 25, 2005) on Page 17 under Section 3.5-22 Delete the following language: Department of Engineering is authorized to adopt additional policies, criteria, specifications, and standards, for the proper implementation of the requirements of this chapter in a Land Development Manual (LDM) and a Best Management Practices (BMP)Manual. The policy, criteria, and requirements of the Land Development Manual dated February 2002, Chapters 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 13, 14, and 15; Appendix A LD-Form E.pdf Site Development Review Checklist, LD-Form G.pdf Site Inspection Checklist, and LD-Form H.pdf Development Certification Checklist; Appendix B LD-ORD12.pdf, and Appendix C-all policies in their entirety, with the exceptions of Policy 1 and Policy 17, and the Best Management Practices Manual, in its entirety, dated March 2001, as amended by the City of Knoxville's Department of Engineering, shall be enforceable consistent with other provisions of this chapter. Commissioner

Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, Mills, Clark and Pinkston voted aye. Commissioners Tindell and McMillan voted no. The motion on the amendment carried 17-2-0-0.

Upon roll call of the original motion to approve O-05-2-103 - Consideration of an Ordinance of the Commission of Knox County, Tennessee adopting the City of Knoxville' Stormwater Ordinance for use in Drainage Basins that drain into the City of Knoxville on second reading (Dated April 25, 2005) as amended (Original Stormwater Ordinance is attached.) On page 15 highlighted yellow section: Delete the last sentence: Installation of all pipe must be done with adequate pipe bending, backfill material, and coupling bands as recommended by the pipe manufacturer. On page 18 highlighted in yellow (b) change from 550 feet to 500 feet. To read as follows: not to exceed 500 feet unless otherwise specified by the Director of Engineering & Public Works. In reference to the fee structure under Section 22.5-29 Fees: Include language as follows: The fee structure will be as adopted by the County Commission in a Resolution. This Ordinance will be effective June 1, 2005. Projects prior to June 1, 2005 would not have to meet the stricter guidelines that apply after June 1, 2005. In Section 3.5-22 Delete the following language: Department of Engineering is authorized to adopt additional policies, criteria, specifications, and standards, for the proper implementation of the requirements of this chapter in a Land Development Manual (LDM) and a Best Management Practices (BMP) Manual. The policy, criteria, and requirements of the Land Development Manual dated February 2002, Chapters 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 13, 14,

and 15; Appendix A LD-Form E.pdf Site Development Review Checklist, LD-Form G.pdf Site Inspection Checklist, and LD-Form H.pdf Development Certification Checklist; Appendix B LD-ORD12.pdf, and Appendix C-all policies in their entirety, with the exceptions of Policy 1 and Policy 17, and the Best Management Practices Manual, in its entirety, dated March 2001, as amended by the City of Knoxville's Department of Engineering, shall be enforceable consistent with other provisions of this chapter Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: PUBLIC FORUM: (Bk. 20, Pg. 281)**

Mr. Richard Gillenwater, concerned citizen, was present and spoke on property taxes in Knox County.

\* \* \* \* \*

**IN RE: ROLL CALL: ZONING REQUESTS: 4:00 P.M. (Bk. 20, Pg. 281)**

Those members present were Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston.

\* \* \* \* \*

**IN RE: ZONING REQUESTS:**

Request of Alan F. Kitts for rezoning from A (Agricultural) to RA (Low Density Residential) 3-A-05-RZ was before the Board of



Commissioners. Property located on the northeast side of Smithland Lane, northwest of Ball Road. (Sixth Commission District)

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

Commissioner Stephens moved to approve 3-A-05-RZ - Request of Alan F. Kitts for rezoning from A (Agricultural) to RA (Low Density Residential) as per Metropolitan Planning Commission's Recommendation: Approve RA (Low Density Residential). Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. (Bk. 20, Pgs. 281 & 282)

\* \* \* \* \*

Request of Rex Jones and Abner's Attic for rezoning from A (Agricultural) to CA (General Business) 3-F-05-RZ was before the Board of Commissioners. Property located on the north side of Asheville Highway, northwest of Brakebill Road. (Eighth Commission District)

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

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

Commissioner Mills moved to approve 3-F-05-RZ - Request of Rex Jones and Abner's Attic for rezoning from A (Agricultural) to CA (General Business) as per Metropolitan Planning Commission's Recommendation: Approve CA (General Business). Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess,

Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston  
voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE:        AMENDMENT TO THE AGENDA: (Bk. 20, Pg. 283)**

Without objection, Commissioner Moore amended the agenda to hear  
3-G-05-RZ Request of Cobia Properties at the end of the agenda.

\* \* \* \* \*

Request of E. L. Duncan Builder, Inc. for rezoning from A  
(Agricultural) to PR (Planned Residential) 3-H-05-RZ was before the Board  
of Commissioners. Property located on the southeast side of Pelleaux Road,  
northeast of Long Hollow Road, southwest of Norris Freeway. (Seventh  
Commission District)

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

Commissioner Horner moved to approve 3-H-05-RZ - Request of E.  
L. Duncan Builder, Inc. for rezoning from A (Agricultural) to PR (Planned  
Residential) as per Metropolitan Planning Commission's Recommendation:  
Approve PR (Planned Residential) at a density of 1 to 3.1 dwelling units per  
acre. Commissioner Cawood seconded the motion and upon roll call vote  
Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon,  
Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner,

Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. (Bk. 20, Pg. 283)

\* \* \* \* \*

Request of King Properties for rezoning from A (Agricultural) to PR (Planned Residential) 3-I-05-RZ was before the Board of Commissioners. Property located on the northeast side of Fountain City Road, southeast of Flatwood Lane. (Seventh Commission District)

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

Commissioner Horner moved to approve 3-I-05-RZ - Request of King Properties for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1 to 3.7 dwelling units per acre. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. (Bk. 20, Pgs. 283 & 284)

\* \* \* \* \*

Request of Southland Group, Inc. for rezoning from A (Agricultural) to PR (Planned Residential) 3-J-05-RZ was before the Board of Commissioners. Property located on the southeast side of Ball Road, southwest of Dyestone Road. (Sixth Commission District)

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

Commissioner Cawood moved to approve 3-J-05-RZ - Request of Southland Group, Inc. for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1 to 4 dwelling units per acre. Commissioner Stephens seconded the motion and upon roll call vote

Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. (Bk. 20, Pgs. 284 & 285)

\* \* \* \* \*

Request of Heartland Development, LLC. for rezoning from A (Agricultural) to PR (Planned Residential) 3-L-05-RZ was before the Board of Commissioners. Property located on the northwest side of Highland View Drive, southwest of Simpson Road. Ninth Commission District.

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

Commissioner Clark moved to approve 3-L-05-RZ - Request of Heartland Development, LLC. for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1 dwelling unit per acre. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. (Bk. 20, pg. 285)

\* \* \* \* \*

Request of Lenoir City Utilities Board for rezoning from A (Agricultural) to CA (General Business) 3-N-05-RZ was before the Board of Commissioners. Property located on the west side of North Cedar Bluff Road, north side of Dutchtown Road. (Fifth Commission District)

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

Commissioner Griess moved to approve 3-N-05-RZ - Request of Lenoir City Utilities Board for rezoning from A (Agricultural) OB (Office, Medical and Related Services as per Metropolitan Planning Commission's Recommendation: Deny CA (General Business) and Approve OB (Office, Medical and Related Services). Commissioner Hammond seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. (Bk. 20, Pgs. 285 & 286)

\* \* \* \* \*

Request of Southland Group, Inc. for rezoning from RB (General Residential) to PR (Planned Residential) 3-Q-05-RZ was before the Board of Commissioners. Property located on the southwest end of Parasol Lane, southwest of Cedargreens Road. (Eighth Commission District)

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

Commissioner Mills moved to approve 3-Q-05-RZ - Request of Southland Group, Inc. for rezoning from RB (General Residential) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1 to 5

dwelling units per acre. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. (Bk. 20, Pg. 286)

\* \* \* \* \*

**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 ORDINANCE TO ADD CERTAIN USES TO THE BP**

**(BUSINESS AND TECHNOLOGY PARK) ZONE AND RELATED**

**SECTIONS: O-05-3-101: SECOND READING: (Bk. 20, Pg. 278)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Ordinance to add certain uses to the BP (Business and Technology Park) zone and related sections was before the Board of Commissioners on second reading.

Commissioner Tindell moved to approve O-05-3-101 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Ordinance to add certain uses to the BP (Business and Technology Park) zone and related sections on second reading.

Commissioner Mills seconded the motion and upon roll call vote

Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon,

Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner,

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

\* \* \* \* \*

**IN RE:      AMENDMENT TO THE AGENDA: (Bk. 20, Pgs. 287 & 288)**

At this time Commissioner Griess moved to suspend the rules to add and to rescind the action from the March 28, 2005 Board of Commissioners meeting regarding the rezoning Request of Kishanrao Motheramgari for rezoning from PC (Planned Commercial) to CA (General Business) 1-S-05-RZ. Property located on the northwest side of Old Cedar Bluff Road, northeast of North Cedar Bluff Road. Fifth Commission District. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE:**      Request of Kishanrao Motheramgari for rezoning from PC (Planned Commercial) to CA (General Business) 1-S-05-RZ was before the Board of Commissioners. Property located on the northwest side of Old Cedar Bluff Road, northeast of North Cedar Bluff Road. Fifth Commission District.

Mr. Kishanrao Motheramgari, applicant, was present and spoke on behalf of the request.

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

Mr. Buzz Johnson, Development Services Director, Metropolitan Planning Commission, was present and spoke on the matter.

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

Commissioner Leuthold moved to approve 1-S-05-RZ - Request of Kishanrao Motheramgari for rezoning from PC (Planned Commercial) to CA (General Business) as per Metropolitan Planning Commission's Recommendation: Approve CA (General Business) with the following amendment: Have a deed restriction which prohibits billboards being placed on the property for evermore and bring a copy to the Law Director's Office and this should be recorded in the Register of Deeds Office. Commissioner Hammond seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. (Bk. 20, Pgs. 288 & 289)

\* \* \* \* \*

**IN RE: AMENDMENT TO THE AGENDA: (Bk. 20, Pg. 289)**

At this time 3-G-05-RZ was heard next on the agenda.

\* \* \* \* \*

Request of Cobia Properties for rezoning from A (Agricultural) to RA (Low Density Residential) 3-G-05-RZ was before the Board of Commissioners. Property located on the southeast side of Rutledge Pike, northeast of Ellistown Road. Eighth Commission District.

Mr. Buzz Johnson, Development Services Director, Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Wayne Kline, Attorney, representing residents of Rutledge Pike, was present and spoke on the matter.



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

Ms. Thelma Mize, area resident, was present and spoke in support of the request.

Ms. Karen Burchfield, area resident, who sold the property, was present and spoke on the matter.

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

Commissioner McMillan moved to deny 3-G-05-RZ - Request of Cobia Properties for rezoning from A (Agricultural) to RA (Low Density Residential). Commissioner Mills seconded the motion.

Commissioner Guthe moved as a substitute motion to approve 3-G-05-RZ - Request of Cobia Properties for rezoning from A (Agricultural) to RA (Low Density Residential) as per Metropolitan Planning Commission's Recommendation: Approve RA (Low Density Residential). Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Collins, Moody, Harmon, Guthe, Griess, Cawood, Stephens, and Moore voted aye. Commissioners Strickland, Tindell, Schmid, Hammond, Leuthold, Horner, McMillan, Mills, Clark and Pinkston voted no. The substitute motion failed 9-10-0-0. (Bk. 20, Pgs. 289 & 290)

\* \* \* \* \*

**IN RE:**      **ADJOURNMENT: (Bk. 20, Pg. 290)**

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

---

COMMISSIONER SCOTT MOORE, CHAIRMAN

***KNOX COUNTY BOARD OF COMMISSIONERS***

The Knox County Board of Commissioners met in Regular Session on Monday, May 23, 2005 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston. Also present were Mr. Mike Moyers, Knox County Law Director, Mr. Mike Ragsdale, Knox County Mayor, Mr. John Werner, Knox County Finance Director, Mr. Richard Walls, Knox County Internal Auditor, Mr. Ewing “Buzz” Johnson, Deputy Director for Metropolitan Planning Commission, Mr. Mark Donaldson, Executive Director for Metropolitan Planning Commission, and a member of the news media.

Commissioner Moore, Chairman, presided.

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

\* \* \* \* \*

**IN RE:      ROLL CALL: (Book 20/Page 291)**

Mrs. Martha Beeler, Administrative Assistant to the Knox County Clerk, called the roll.

\* \* \* \* \*

**IN RE:      DEVOTIONAL: (Book 20/Page 291)**

Reverend Elbert Booker, Pastor of St. John Baptist Church, gave the devotional.

\* \* \* \* \*

**IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG: (Book 20/Page 292)**

Commissioner Mills led the Pledge of Allegiance to the Flag.

\* \* \* \* \*

**IN RE: AMENDMENTS TO THE AGENDA: (Book 20/Page 292 & 293)**

1. Commissioner Moore amended the agenda to hear the following items after completion of amendments to the agenda: Resolution R-05-5-101 - Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Diane Psihogios for being named Tennessee High School Principal of the Year; and Resolution R-05-5-905 - Consideration of a resolution of the Commission of Knox County, Tennessee, naming the Knox County Governmental Library the “Honorable Sharon J. Bell Knox County Governmental Library”.

2. Commissioner Moore amended the agenda to add the following items: Resolution R-05-5-802 - Consideration of a resolution of the Commission of Knox County, Tennessee, requesting the Knox County Industrial Development Board to design an Economic Impact Plan for a Tax Increment Financing Project in South Knox County; Resolution R-05-5-904- Consideration of a resolution of the Commission of Knox County, Tennessee, expressing disapproval of the use of the Knox County Probation Office’s Electronic Monitoring Program to facilitate the release of violent offenders; Resolution R-05-5-905 - Consideration of a resolution of the Commission of Knox County, Tennessee, naming the Knox County Governmental Library the “Honorable Sharon J. Bell Knox County Governmental Library”; and Resolution R-05-5-906 - Consideration of a

resolution of the Commission of Knox County, Tennessee, endorsing the findings and recommendations of the Tennessee County Services Association Jail Cost Study Committee.

3. Commissioner Moore amended the agenda to hear the following items before the Consent Calendar: Resolution R-05-5-803 - 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, 2005 and ending June 30, 2006; Resolution R-05-5-804 - Consideration of a resolution of the Commission of Knox County, Tennessee, establishing the Knox County Tax Rates for the fiscal year beginning July 1, 2005 and ending June 30, 2006; and Resolution R-05-5-805 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving the five-year Capital Plan for fiscal years 2006-2010.

4. Commissioner Moore amended the agenda to withdraw the following item: Ordinance O-05-5-102 - Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Knox County's Stormwater Ordinance.

Mr. Mike Ragsdale, Knox County Mayor, was present and spoke on the matter.

\* \* \* \* \*

**IN RE: RESOLUTIONS:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING**

**DIANE PSIHOGIOS FOR BEING NAMED TENNESSEE HIGH**

**SCHOOL PRINCIPAL OF THE YEAR – R-05-5-101: (Book 20/Page 293 & 294)**

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Diane Psihogios for being named Tennessee High School Principal of the Year was before the Board of Commissioners.

Commissioner Stephens moved to approve Resolution R-05-5-101 - Resolution of the Commission of Knox County, Tennessee, honoring Diane Psihogios for being named Tennessee High School Principal of the Year. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

Mrs. Martha Beeler, Administrative Assistant to the Knox County Clerk, read the resolution into the record.

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

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, NAMING THE KNOX COUNTY GOVERNMENTAL LIBRARY THE “HONORABLE SHARON J. BELL KNOX COUNTY GOVERNMENTAL LIBRARY” – R-05-5-905: (Book 20/Page 294)**

Consideration of a resolution of the Commission of Knox County, Tennessee, naming the Knox County Governmental Library the

“Honorable Sharon J. Bell Knox County Governmental Library” was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-5-905 Resolution of the Commission of Knox County, Tennessee, naming the Knox County Governmental Library the “Honorable Sharon J. Bell Knox County Governmental Library”. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

Mr. Mike Moyers, Knox County Law Director, read the resolution into the record.

Chancellor Bell was present to accept the resolution and expressed appreciation to the Commission for the resolution.

\* \* \* \* \*

**IN RE: AMENDMENTS TO THE AGENDA – (CONTINUED):**  
**(Book 20/Page 295)**

5. At this time, there was discussion regarding events at the East Tennessee Historical Center.

No action was taken.

\* \* \* \* \*

**IN RE: RESOLUTIONS:**

**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, 2005  
AND ENDING JUNE 30, 2006 – R-05-5-803: (Book 20/Page 295 & 296)**

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, 2005 and ending June 30, 2006 was before the Board of Commissioners.

Mr. John Werner, Knox County Finance Director, Mr. Mike Ragsdale, Knox County Mayor, and Mr. John Troyer, Knox County Deputy Finance Director, was present and spoke on the matter.

Commissioner Tindell moved to approve Resolution R-05-5-803 - 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, 2005 and ending June 30, 2006 with the attached proposed adjustments to the 2005-2006 budget; and the additional amendment of adding \$50,000.00 for a clothing allowance for the Sheriff's Department. (\$75.00 for certified; \$50.00 for corrections and non-certified) Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*



**IN RE: CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, ESTABLISHING**  
**THE KNOX COUNTY TAX RATES FOR THE FISCAL YEAR**  
**BEGINNING JULY 1, 2005 AND ENDING JUNE 30, 2006 – R-05-5-804:**  
***(Book 20/Page 297)***

Consideration of a resolution of the Commission of Knox County, Tennessee, establishing the Knox County Tax Rates for the fiscal year beginning July 1, 2005 and ending June 30, 2006 was before the Board of Commissioners.

Mr. Mike Moyers, Knox County Law Director, and Mr. John Werner, Knox County Finance Director, were present and spoke on the matter.

Commissioner Tindell moved to approve Resolution R-05-5-804 - Resolution of the Commission of Knox County, Tennessee, establishing the Knox County Tax Rates for the fiscal year beginning July 1, 2005 and ending June 30, 2006 at a rate of \$2.96. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 THE**  
**FIVE-YEAR CAPITAL PLAN FOR FISCAL YEARS 2006-2010 –**  
**R-05-5-805: (Book 20/Page 297 & 298)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the five-year Capital Plan for fiscal years 2006-2010 was before the Board of Commissioners.

Mr. Mike Moyers, Knox County Law Director, Mr. John Werner, Knox County Finance Director, Mr. Mike Ragsdale, Knox County Mayor, and Mr. Roy Mullins, Deputy Superintendent for Knox County Schools, were present and spoke on the matter.

Commissioner Tindell moved to approve Resolution R-05-5-805 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving the five-year Capital Plan for fiscal years 2006-2010 with the amendment of including the capital projects on the amendments submitted by John Werner, Knox County Finance Director. Commissioner Mills seconded the motion.

***(AMENDMENTS WILL BE ATTACHED TO FINAL DRAFT)***

Commissioner Griess requested to divide the question to vote on the following items individually: (1) The five-year Capital Plan for fiscal years 2006-2010; and (2) The appropriation for the first year of the County's Capital Plan for the fiscal year 2005-2006.

Upon roll call vote of the motion to approve the five-year Capital Plan for fiscal years 2006-2010 with the amendment of including the capital projects on the amendments submitted by John Werner, Knox County Finance Director, Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

Upon roll call vote of the motion to approve the appropriation for the first year of the County's Capital Plan for the fiscal year 2005-2006, Commissioners Guthe and Schmid voted aye. Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted no. The motion failed 2-17-0-0.

\* \* \* \* \*

**IN RE: CONSENT ITEMS: (Book 20/Page 299)**

1. Tax Refunds:

No request received.

\* \* \* \* \*

2. Notary Public Applications:

201 Notary Public Applications received.

Commissioner Griess moved to approve all Consent Items.

Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: EDUCATION CONSENT CALENDAR:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING CONTRACTS WITH BATTERIES PLUS, FASTENAL, HOME DEPOT AND R.E. MICHEL COMPANY FOR MAINTENANCE AND**

**CONSTRUCTION SUPPLIES AS NEEDED – R-05-5-202: (Book 20/Page 299 & 300)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving contracts with Batteries Plus, Fastenal, Home Depot and R.E. Michel Company for maintenance and construction supplies as needed was before the Board of Commissioners.

Commissioner Moody moved to approve Resolution R-05-5-202 - Resolution of the Commission of Knox County, Tennessee, approving contracts with Batteries Plus, Fastenal, Home Depot and R.E. Michel Company for maintenance and construction supplies as needed. Commissioner Strickland seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 WITH MERIT CONSTRUCTION, INC., TO BE CONSTRUCTION MANAGER AT RISK SERVICES FOR THE NEW WEST SECTOR HIGH SCHOOL – R-05-5-203: (Book 20/Page 300)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Merit Construction, Inc., to be Construction Manager at Risk Services for the new West Sector High School was before the Board of Commissioners.

Mr. Mike Moyers, Knox County Law Director, was present and requested this item to be deferred to the June 2005 Board of Commissioners meeting.

Commissioner Moore deferred to the June 2005 Board of Commissioners meeting Resolution R-05-5-203 – Resolution of the Commission of Knox County, Tennessee, approving a contract with Merit Construction, Inc., to be Construction Manager at Risk Services for the new West Sector High School.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A LEASE AGREEMENT BETWEEN KNOX COUNTY SCHOOLS AND THE CITY OF KNOXVILLE FOR THE SHARED USE OF THE PARKING LOT AT CECIL WEBB RECREATION CENTER AND THE SARAH SIMPSON PROFESSIONAL DEVELOPMENT TECHNOLOGY CENTER – R-05-5-204: (Book 20/Page 301)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a lease agreement between Knox County Schools and the City of Knoxville for the shared use of the parking lot at Cecil Webb Recreation Center and the Sarah Simpson Professional Development Technology Center was before the Board of Commissioners.

Commissioner Moody moved to approve Resolution R-05-5-204 - Resolution of the Commission of Knox County, Tennessee, approving a lease agreement between Knox County Schools and the City of Knoxville for the shared use of the parking lot at Cecil Webb Recreation Center and the Sarah Simpson Professional Development Technology

Center. Commissioner Strickland seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: AMENDMENTS TO THE AGENDA – (CONTINUED):**  
**(Book 20/Page 302)**

6. Without objection, Commissioner Moore amended the agenda to remove the following item from the Consent Calendar and that it be heard on the Regular Agenda: Resolution R-05-5-802 - Consideration of a resolution of the Commission of Knox County, Tennessee, requesting the Knox County Industrial Development Board to design an Economic Impact Plan for a Tax Increment Financing Project in South Knox County.

\* \* \* \* \*

**IN RE: CONSENT CALENDAR:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING**  
**DIANE PSIHOGIOS FOR BEING NAMED TENNESSEE HIGH**  
**SCHOOL PRINCIPAL OF THE YEAR – R-05-5-101: (Book 20/Page**  
**302)**

This item was heard earlier on the day's agenda. (See Page 293  
& 294)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING  
GLENN L. MCCULLOUGH, JR. FOR HIS SERVICE AS CHAIRMAN  
OF THE TVA BOARD OF DIRECTORS – R-05-5-102: (Book 20/Page  
302 & 303)**

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Glenn L. McCullough, Jr. for his service as Chairman of the TVA Board of Directors was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-5-102 Resolution of the Commission of Knox County, Tennessee, honoring Glenn L. McCullough, Jr. for his service as Chairman of the TVA Board of Directors. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING  
\$3,008,527.00 FOR FY 2005-2006 TEXTBOOKS – R-05-5-201: (Book  
20/Page 303)**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$3,008,527.00 for FY 2005-2006 textbooks was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-5-201 Resolution of the Commission of Knox County, Tennessee, appropriating \$3,008,527.00 for FY 2005-2006 textbooks. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 THE**  
**BUDGET FOR ACCOUNT 51447 – SPECIAL REVENUE DRUG FUND**  
**R-05-5-301: (Book 20/Page 304)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the Budget for Account 51447 – Special Revenue Drug Fund was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-5-301 Resolution of the Commission of Knox County, Tennessee, approving the Budget for Account 51447 – Special Revenue Drug Fund. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 IN THE AMOUNT OF \$50,000.00 WITH INTERFAITH**



**HEALTH CLINIC FOR REPLACEMENT OF THE CLINIC BUILDING**

**ROOF – R-05-5-501: (Book 20/Page 304)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$50,000.00 with Interfaith Health Clinic for replacement of the clinic building roof was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-5-501 Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$50,000.00 with Interfaith Health Clinic for replacement of the clinic building roof. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 GRANT CONTRACT IN THE AMOUNT OF \$196,000.00 WITH THE TENNESSEE DEPARTMENT OF HEALTH TO PROVIDE GRANT IN AIDS FUNDS FOR FY 2005-2006 – R-05-5-601: (Book 20/Page 305)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant contract in the amount of \$196,000.00 with the Tennessee Department of Health to provide Grant in Aids funds for FY 2005-2006 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-5-601 Resolution of the Commission of Knox County, Tennessee, approving a

grant contract in the amount of \$196,000.00 with the Tennessee Department of Health to provide Grant in Aids funds for FY 2005-2006. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**  
**GRANT AGREEMENT IN THE AMOUNT OF \$219,000.00 WITH THE**  
**TENNESSEE DEPARTMENT OF HEALTH TO CONTINUE SCHOOL**  
**BASED DENTAL SERVICES – R-05-5-602: (Book 20/Page 306)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$219,000.00 with the Tennessee Department of Health to continue School Based Dental Services was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-5-602 Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$219,000.00 with the Tennessee Department of Health to continue School Based Dental Services. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**  
**GRANT AGREEMENT IN THE AMOUNT OF \$166,850.00 WITH THE**  
**TENNESSEE DEPARTMENT OF HEALTH TO CONTINUE THE**  
**HELP US GROW SUCCESSFULLY (HUGS) PROGRAM FOR FY 2005-**  
**2006 – R-05-5-603: (Book 20/Page 306 & 307)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$166,850.00 with the Tennessee Department of Health to continue the Help Us Grow Successfully (HUGS) program for FY 2005-2006 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-5-603 Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$166,850.00 with the Tennessee Department of Health to continue the Help Us Grow Successfully (HUGS) program for FY 2005-2006. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**  
**GRANT AGREEMENT IN THE AMOUNT OF \$190,000.00 WITH THE**  
**TENNESSEE DEPARTMENT OF HEALTH TO CONTINUE THE**

**CARE COORDINATION SERVICES PROGRAM FOR FY 2005-2006 –**

**R-05-5-604: (Book 20/Page 307)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$190,000.00 with the Tennessee Department of Health to continue the Care Coordination Services Program for FY 2005-2006 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-5-604 Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$190,000.00 with the Tennessee Department of Health to continue the Care Coordination Services Program for FY 2005-2006. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 GRANT AGREEMENT IN THE AMOUNT OF \$55,000.00 WITH THE TENNESSEE DEPARTMENT OF HEALTH TO CONTINUE THE TENNESSEE BREAST AND CERVICAL CANCER EARLY DETECTION PROGRAM FOR FY 2005-2006 – R-05-5-605: (Book 20/Page 308)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of

\$55,000.00 with the Tennessee Department of Health to continue the Tennessee Breast and Cervical Cancer Early Detection Program for FY 2005-2006 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-5-605 Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$55,000.00 with the Tennessee Department of Health to continue the Tennessee Breast and Cervical Cancer Early Detection Program for FY 2005-2006. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**  
**AMENDMENT 1 TO GRANT AGREEMENT GG-05-11518-00 WITH**  
**THE TENNESSEE DEPARTMENT OF HEALTH TO CONTINUE THE**  
**WIC PROGRAM FOR FY 2004-2005 – R-05-5-606: (Book 20/Page 309)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Amendment 1 to grant agreement GG-05-11518-00 with the Tennessee Department of Health to continue the WIC Program for FY 2004-2005 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-5-606 Resolution of the Commission of Knox County, Tennessee, approving Amendment 1 to grant agreement GG-05-11518-00 with the Tennessee Department of Health to continue the WIC Program for FY 2004-2005.

Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 IN THE AMOUNT OF \$630,000.00 WITH THE TENNESSEE DEPARTMENT OF HEALTH TO CONTINUE THE HEALTH INSPECTIONS AND PERMITS PROGRAM FOR FY 2005-2006 –R-05-5-607: (Book 20/Page 310)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$630,000.00 with the Tennessee Department of Health to continue the Health Inspections and Permits program for FY 2005-2006 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-5-607 Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$630,000.00 with the Tennessee Department of Health to continue the Health Inspections and Permits program for FY 2005-2006. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**  
**GRANT AGREEMENT IN THE AMOUNT OF \$301,800.00 WITH THE**  
**TENNESSEE DEPARTMENT OF HEALTH TO CONTINUE THE**  
**TENNCARE OUTREACH PROGRAM FOR FY 2005-2006 – R-05-5-608:**  
***(Book 20/Page 310)***

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$301,800.00 with the Tennessee Department of Health to continue the TennCare Outreach Program for FY 2005-2006 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-5-608 Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$301,800.00 with the Tennessee Department of Health to continue the TennCare Outreach Program for FY 2005-2006. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**  
**GRANT AGREEMENT IN THE AMOUNT OF \$326,000.00 WITH THE**  
**TENNESSEE DEPARTMENT OF HEALTH TO CONTINUE THE**

**TUBERCULOSIS OUTREACH/CONTROL SERVICES PROGRAM**

**FOR FY 2005-2006 – R-05-5-609: (Book 20/Page 311)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$326,000.00 with the Tennessee Department of Health to continue the Tuberculosis Outreach/Control Services program for FY 2005-2006 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-5-609 Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$326,000.00 with the Tennessee Department of Health to continue the Tuberculosis Outreach/Control Services program for FY 2005-2006. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 IN THE AMOUNT OF \$5,000.00 TO PURCHASE PROPERTY AT 987 WRAY STREET – R-05-5-610: (Book 20/Page 312)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$5,000.00 to purchase property at 987 Wray Street was before the Board of Commissioners.



Commissioner Griess moved to approve Resolution R-05-5-610 Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$5,000.00 to purchase property at 987 Wray Street. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 GRANT AGREEMENT IN THE AMOUNT OF \$348,200.00 WITH THE TENNESSEE DEPARTMENT OF HEALTH TO CONTINUE THE HIV/AIDS CENTER OF EXCELLENCE CARE MANAGEMENT SERVICES PROGRAM FOR FY 2005-2006 – R-05-5-611: (Book 20/Page 313)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$348,200.00 with the Tennessee Department of Health to continue the HIV/AIDS Center of Excellence Care Management Services program for FY 2005-2006 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-5-611 Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$348,200.00 with the Tennessee Department of Health to continue the HIV/AIDS Center of Excellence Care Management Services program for FY 2005-2006. Commissioner Harmon

seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**  
**CONTRACTS WITH THE STATE OF TENNESSEE DEPARTMENT**  
**OF FINANCE AND ADMINISTRATION FOR DEFINING THE**  
**INTENT OF AN INTERGOVERNMENTAL TRANSFER FOR THE**  
**PERIOD MAY 1, 2005 THROUGH JUNE 30, 2005 –R-05-5-801: (Book**  
**20/Page 313 & 314)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving contracts with the State of Tennessee Department of Finance and Administration for defining the intent of an Intergovernmental Transfer for the period May 1, 2005 through June 30, 2005 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-5-801 Resolution of the Commission of Knox County, Tennessee, approving contracts with the State of Tennessee Department of Finance and Administration for defining the intent of an Intergovernmental Transfer for the period May 1, 2005 through June 30, 2005. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING  
THE KNOX COUNTY INDUSTRIAL DEVELOPMENT BOARD TO  
DESIGN AN ECONOMIC IMPACT PLAN FOR A TAX INCREMENT  
FINANCING PROJECT IN SOUTH KNOX COUNTY – R-05-5-802:  
(Book 20/Page 314)**

This item was heard later on the day's agenda. (See Page 322)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN  
INITIAL 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 SEVENTY-SEVEN MILLION DOLLARS (\$77,000,000) –  
R-05-5-806: (Book 20/Page 315)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an initial 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 seventy-seven million dollars (\$77,000,000) was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-5-806 Resolution of the Commission of Knox County, Tennessee, approving an initial 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 seventy-seven million dollars (\$77,000,000). Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**  
**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 SEVENTY-SEVEN**  
**MILLION DOLLARS (\$77,000,000) AND EXECUTION AND**  
**DELIVERY OF 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; CONSENTING TO THE ASSIGNMENT**  
**OF THE COUNTY'S OBLIGATIONS UNDER THE LOAN**  
**AGREEMENTS; APPROVING ONE OF MORE SWAP AGREEMENTS**  
**IN CONNECTION WITH THE LOAN AGREEMENTS AUTHORIZED**  
**HEREUNDER; AND TAKING ALL OTHER NECESSARY ACTIONS**  
**WITH RESPECT TO THE FOREGOING – R-05-5-807: (Book 20/Page**

316)

\_\_\_\_\_ Consideration of a resolution of the Commission of Knox County, Tennessee, 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 seventy-seven million dollars (\$77,000,000) and execution and delivery of 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; consenting to the assignment of the county's obligations under the loan agreements; approving one or more swap agreements in connection with the loan agreements authorized hereunder; and taking all other necessary actions with respect to the foregoing was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-5-807 Resolution of the Commission of Knox County, Tennessee, 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 seventy-seven million dollars (\$77,000,000) and execution and delivery of 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; consenting to the assignment of the county's obligations under the loan agreements; approving one or more swap agreements in connection with the loan agreements authorized hereunder; and taking all other necessary actions with respect to the foregoing. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody,

Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**  
**GRANT AGREEMENT WITH THE TENNESSEE DEPARTMENT OF**  
**ECONOMIC AND COMMUNITY DEVELOPMENT FOR OPERATION**  
**OF THE UNIVERSITY OF TENNESSEE TECHNOLOGY BUSINESS**  
**INCUBATOR PROJECT – R-05-5-901: (Book 20/Page 317 & 318)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement with the Tennessee Department of Economic and Community Development for operation of the University of Tennessee Technology Business Incubator Project was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-5-901 Resolution of the Commission of Knox County, Tennessee, approving a grant agreement with the Tennessee Department of Economic and Community Development for operation of the University of Tennessee Technology Business Incubator Project. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING**  
**\$25,000 FROM THE AIR QUALITY MANAGEMENT TITLE V**  
**PERMIT FEE FUND BALANCE TO PAY LEGAL FEES INCURRED**  
**BY KNOX COUNTY GOVERNMENT FOR WORK ON AIR QUALITY**  
**NON-ATTAINMENT – R-05-5-902: (Book 20/Page 318)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement with the Tennessee Department of Economic and Community Development for operation of the University of Tennessee Technology Business Incubator Project was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-5-902 Resolution of the Commission of Knox County, Tennessee, approving a grant agreement with the Tennessee Department of Economic and Community Development for operation of the University of Tennessee Technology Business Incubator Project. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 PURCHASE OF LAND FOR CONSTRUCTION OF**  
**THE SOUTH KNOX SENIOR CENTER – R-05-5-903: (Book 20/Page**  
**319)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract for purchase of land for construction of the South Knox Senior Center was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-5-903 Resolution of the Commission of Knox County, Tennessee, approving a contract for purchase of land for construction of the South Knox Senior Center. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE:      APPROVAL OF MINUTES OF THE PREVIOUS**

**MEETING: (Book 20/Page 320)**

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

Commissioner Horner moved to approve the minutes of the previous meeting. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE:      AMENDMENTS TO THE AGENDA – (CONTINUED):**

**(Book 20/Page 320)**



7. Commissioner Moore amended the agenda to withdraw the following item: Resolution R-05-5-111 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving the appointment of two Metropolitan Planning Commission Board Members.

\* \* \* \* \*

**IN RE: ELECTIONS AND APPOINTMENTS: (Book 20/Page 320 & 321)**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE REAPPOINTMENT OF HAROLD STEWART, CAROLYN JETER, KEITH POPE, PAM NADOLSKY, AND STANLEY LADUKE AS JUDICIAL COMMISSIONERS AND APPROVING THE APPOINTMENT OF DENNIS FRANCIS AS AN ALTERNATE – R-05-5-110: (Book 20/Page 320 & 321)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the reappointment of Harold Stewart, Carolyn Jeter, Keith Pope, Pam Nadolsky, and Stanley LaDuke as Judicial Commissioners and approving the appointment of Dennis Francis as an alternate was before the Board of Commissioners.

Commissioner Tindell moved to approve Resolution R-05-5-110 - Resolution of the Commission of Knox County, Tennessee, approving the reappointment of Harold Stewart, Carolyn Jeter, Keith Pope, Pam Nadolsky, and Stanley LaDuke as Judicial Commissioners and approving the appointment of Dennis Francis as an alternate. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan,

Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 THE APPOINTMENT OF TWO METROPOLITAN PLANNING COMMISSION BOARD MEMBERS- R-05-5-111: (Book 20/Page 321)**

This item was withdrawn from the agenda. (See Amendments to the Agenda, Page 320)

\* \* \* \* \*

**IN RE: RESOLUTIONS:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING THE KNOX COUNTY INDUSTRIAL DEVELOPMENT BOARD TO DESIGN AN ECONOMIC IMPACT PLAN FOR A TAX INCREMENT FINANCING PROJECT IN SOUTH KNOX COUNTY – R-05-5-802: (Book 20/Page 322)**

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting the Knox County Industrial Development Board to design an Economic Impact Plan for a Tax Increment Financing Project in South Knox County was before the Board of Commissioners.

Commissioner Tindell moved to approve Resolution

R-05-5-802 - Resolution of the Commission of Knox County, Tennessee, requesting the Knox County Industrial Development Board to design an Economic Impact Plan for a Tax Increment Financing Project in South Knox County. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ESTABLISHING A GENERAL COUNTY BUDGET AND MAKING APPROPRIATIONS FROM THE SEVERAL FUNDS FOR DEPARTMENTS, INSTITUTIONS, OFFICES AND AGENCIES OF KNOX COUNTY, TENNESSEE FOR THE FISCAL YEAR BEGINNING JULY 1, 2005 AND ENDING JUNE 30, 2006 – R-05-5-803: (Book 20/Page 322 & 23)**

This item was heard earlier on the day's agenda. (See Page 296)

\* \* \* \* \*

**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, 2005 AND ENDING JUNE 30, 2006 – R-05-5-804: (Book 20/Page 323)**

This item was heard earlier on the day's agenda. (See Page 297)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE**  
**FIVE-YEAR CAPITAL PLAN FOR FISCAL YEARS 2006-2010 –**  
**R-05-5-805: (Book 20/Page 323)**

This item was heard earlier on the day's agenda. (See Page  
297)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, EXPRESSING**  
**DISAPPROVAL OF THE USE OF THE KNOX COUNTY PROBATION**  
**OFFICE'S ELECTRONIC MONITORING PROGRAM TO**  
**FACILITATE THE RELEASE OF VIOLENT OFFENDERS –**  
**R-05-5-904: (Book 20/Page 323)**

Consideration of a resolution of the Commission of Knox  
County, Tennessee, expressing disapproval of the use of the Knox County  
Probation Office's Electronic Monitoring Program to facilitate the release of  
violent offenders was before the Board of Commissioners.

Mr. Mike Moyers, Knox County Law Director, Mr. Mike  
Ragsdale, Knox County Mayor, and Mr. John Werner, Knox County  
Finance Director, were present and spoke on the matter.

Commissioner Moore moved to approve Resolution  
R-05-5-904 - Resolution of the Commission of Knox County, Tennessee,  
expressing disapproval of the use of the Knox County Probation Office's  
Electronic Monitoring Program to facilitate the release of violent offenders.  
Commissioner Leuthold seconded the motion.

Commissioner Tindell moved as a substitute motion to withdraw from the agenda Resolution R-05-5-904 - Resolution of the Commission of Knox County, Tennessee, expressing disapproval of the use of the Knox County Probation Office's Electronic Monitoring Program to facilitate the release of violent offenders. Commissioner Guthe seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Tindell and Guthe voted aye. Commissioners Collins, Moody, Harmon, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted no. The substitute motion failed 4-15-0-0.

Upon roll call vote of the original motion to approve Resolution R-05-5-904 - Resolution of the Commission of Knox County, Tennessee, expressing disapproval of the use of the Knox County Probation Office's Electronic Monitoring Program to facilitate the release of violent offenders, Commissioners Strickland, Collins, Moody, Harmon, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Jordan, Tindell and Guthe abstained from voting. The motion carried 16-0-3-0.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, ENDORSING THE**  
**FINDINGS AND RECOMMENDATIONS OF THE TENNESSEE**  
**COUNTY SERVICES ASSOCIATION JAIL COST STUDY**  
**COMMITTEE – R-05-5-906: (Book 20/Page 325)**

Consideration of a resolution of the Commission of Knox County, Tennessee, endorsing the findings and recommendations of the

Tennessee County Services Association Jail Cost Study Committee was before the Board of Commissioners.

Commissioner Stephens moved to approve Resolution R-05-5-906 - Resolution of the Commission of Knox County, Tennessee, endorsing the findings and recommendations of the Tennessee County Services Association Jail Cost Study Committee. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE:        ORDINANCES ON FIRST READING:**

**IN RE:        CONSIDERATION OF AN ORDINANCE OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING KNOX**  
**COUNTY'S STORMWATER ORDINANCE – O-05-5-102 – (FIRST**  
**READING): (Book 20/Page 325 & 326)**

This item was withdrawn from the agenda. (See Amendments to the Agenda, Page 293).

\* \* \* \* \*

**IN RE:        ORDINANCES ON SECOND READING:**

**IN RE:        CONSIDERATION OF AN ORDINANCE OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, ADOPTING A**  
**NEW PROCUREMENT CODE FOR KNOX COUNTY – O-05-4-101 –**  
**(SECOND READING): (Book 20/Page 326)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee, adopting a new Procurement Code for Knox County was before the Board of Commissioners on second reading.

Commissioner Tindell moved to approve Ordinance O-05-4-101 - Ordinance of the Commission of Knox County, Tennessee, adopting a new Procurement Code for Knox County on second reading. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY CODE SECTION 62-186(A) REGARDING PARKING WITHIN FIRE OR OTHER DESIGNATED EMERGENCY ACCESS LANES – O-04-12-102 – (SECOND READING): (Book 20/Page 327)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Code Section 62-186(a) regarding parking within fire or other designated emergency access lanes was before the Board of Commissioners on second reading.

Without objection, Commissioner Moore withdrew from the agenda Ordinance O-04-12-102 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Code Section 62-186(a) regarding parking within fire or other designated emergency access lanes on second reading.

\* \* \* \* \*

**IN RE:      ROLL CALL – (4:00 P.M.) (Book 20/Page 327)**

Mrs. Angie Nesbitt, Minutes Clerk to the Knox County Clerk, called the roll. Those Commissioners responding were Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Moore, McMillan, Mills, Clark and Pinkston. Commissioner Horner arrived later in the meeting.

\* \* \* \* \*

**IN RE:      ZONING REQUESTS: (Book 20/Pages 327 – 337)**

1. Consideration of the request of E-911 Emergency Communications District for a street name change from Harmon Road to Arthur Harmon Road was before the Board of Commissioners. Street located between East Norton Road and Kimberlin Heights Road. Ninth Commission District. ***(Book 20/Page 327)***

Commissioner Clark moved to approve zoning request 4-A-05-SNC - Request of E-911 Emergency Communications District for a street name change from Harmon Road to Arthur Harmon Road as per MPC's recommendation. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Horner arrived later in the meeting. The motion carried 18-0-0-1. Street located between East Norton Road and Kimberlin Heights Road. Ninth Commission District.

\* \* \* \* \*



2. Consideration of the request of Oakleigh, G.P. for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the southeast side of Millertown Pike, northeast of Ellistown Road. Eighth Commission District. *(Book 20/Page 328)*

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

Commissioner Mills moved to approve zoning request 3-E-05-RZ – Request of Oakleigh, G.P. for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 to 4 dwelling units per acre as per MPC’s recommendation. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Horner arrived later in the meeting. The motion carried 18-0-0-1. Property located on the southeast side of Millertown Pike, northeast of Ellistown Road. Eighth Commission District.

\* \* \* \* \*

3. Consideration of the request of Bob Kirby, LLC for rezoning from RA Low Density Residential Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the west side of Bob Kirby Road, north of Dutchtown Road. Fifth Commission District. *(Book 20/Page 329)*

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

Commissioner Griess moved to approve zoning request

3-K-05-RZ – Request of Bob Kirby, LLC for rezoning from RA Low Density Residential Zone to PR Planned Residential Zone at a density of 1 to 4.5 dwelling units per acre as per MPC’s recommendation. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Horner arrived later in the meeting. The motion carried 18-0-0-1. Property located on the west side of Bob Kirby Road, north of Dutchtown Road. Fifth Commission District.

\* \* \* \* \*

4. Consideration of the request of Steve Young (Odle & Young Architects, Inc. for Jack Grubbs) for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the southeast side of East Governor John Sevier Highway, east side of Nichols Road. Ninth Commission District. (***Book 20/Page 329***)

Mr. Ewing “Buzz” Johnson, Deputy Director for Metropolitan Planning Commission, was present and spoke on the matter.

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

Commissioner Pinkston moved to approve zoning request 4-F-05-RZ - Request of Steve Young (Odle & Young Architects, Inc. for Jack Grubbs) for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 to 3 dwelling units per acre as per MPC’s recommendation. Commissioner Clark seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody,

Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the southeast side of East Governor John Sevier Highway, east side of Nichols Road. Ninth Commission District.

\* \* \* \* \*

5. Consideration the request of Lexington Simmons for Northeast County Sector Plan Amendment from A Agricultural/RR Rural Residential Zone to LDR Low Density Residential Zone was before the Board of Commissioners. Property located on the northwest side of Babelay Road, northeast side of Harris Road. Eighth Commission District. (*Book 20/Page 330*)

Mr. Ewing “Buzz” Johnson, Deputy Director for Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Doug Irwin, representing Lexington Simmons, was present and spoke on behalf of the request.

Mr. Robert Kelly, area resident, was present and spoke in support of the request.

Ms. Betty Bean, concerned citizen, Ms. Lisa Starbuck, representing Northeast Knox Preservation Association, and Mr. James McMillan, area resident, were present and spoke in opposition to the request.

Commissioner Mills moved to deny zoning request 4-B-05-SP Request of Lexington Simmons for Northeast County Sector Plan Amendment from A Agricultural/RR Rural Residential Zone to LDR Low Density Residential Zone. Commissioner McMillan seconded the motion.

Commissioner Griess moved as a substitute motion to approve zoning request 4-B-05-SP - Request of Lexington Simmons for Northeast County Sector Plan Amendment from A Agricultural/RR Rural Residential Zone to LDR Low Density Residential Zone as per MPC's recommendation. Commissioner Guthe seconded the motion and upon roll call vote Commissioners Moore, Griess, Leuthold, Hammond, Schmid, Guthe, Harmon and Moody voted aye. Commissioners Pinkston, Clark, Mills, McMillan, Horner, Stephens, Cawood, Tindell, Collins, Strickland and Jordan voted no. The substitute motion failed 8-11-0-0.

\* \* \* \* \*

6. Consideration of the request of Lexington Simmons for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the northwest side of Babelay Road, northeast side of Harris Road. Eighth Commission District. (*Book 20/Page 331*)

Mr. Ewing "Buzz" Johnson, Deputy Director for Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Doug Irwin, representing Lexington Simmons, was present and spoke on behalf of the request.

Mr. Robert Kelly, area resident, was present and spoke in support of the request.

Ms. Betty Bean, concerned citizen, Ms. Lisa Starbuck, representing Northeast Knox Preservation Association, and Mr. James McMillan, area resident, were present and spoke in opposition to the request.

There was no motion made.

This item failed due to lack of a motion.

\* \* \* \* \*

7. Consideration of the request of Rick Cantrell for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the southwest side of Hill Road, southeast of Holbert Drive. Eighth Commission District. (**Book 20/Page 332**)

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

Commissioner Mills moved to approve zoning request 4-H-05-RZ – Request of Rick Cantrell for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 to 3 dwelling units per acre as per MPC’s recommendation. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the southwest side of Hill Road, southeast of Holbert Drive. Eighth Commission District.

\* \* \* \* \*

8. Consideration of the request of Saddlebrook Development, LLC for rezoning from A Agricultural and RB General Residential Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the north side of Millertown Pike, east of Lakin Lane. Eighth Commission District. (**Book 20/Page 333**)

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

Commissioner Mills moved to approve zoning request 4-I-05-RZ – Request of Saddlebrook Development, LLC for rezoning from A Agricultural and RB General Residential Zone to PR Planned Residential Zone at a density of 1 to 4 dwelling units per acre as per MPC’s recommendation. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the north side of Millertown Pike, east of Lakin Lane. Eighth Commission District.

\* \* \* \* \*

9. Consideration of the request of Southland Group, Inc. for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the southeast side of Ball Road, northeast of Lobetti Road, south of Zion Lane. Sixth Commission District. (*Book 20/Page 333*)

Mr. Ewing “Buzz” Johnson, Deputy Director for Metropolitan Planning Commission, was present and spoke on the matter.

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

Commissioner Cawood moved to approve zoning request 4-M-05-RZ – Request of Southland Group, Inc. for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 to 4 dwelling units per acre as per MPC’s recommendation. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid,

Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the southeast side of Ball Road, northeast of Lobetti Road, south of Zion Lane. Sixth Commission District.

\* \* \* \* \*

10. Consideration of the request of Luttrell Development, LLC for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the south side of Babelay Road, southeast of Happy Acres Road. Eighth Commission District. (*Book 20/Page 334*)

Mr. Ewing “Buzz” Johnson, Deputy Director for Metropolitan Planning Commission, was present and spoke on the matter.

Mr. John Luttrell, representing Luttrell Development, LLC, was present and spoke on behalf of the request.

Ms. Nancy Anthony and Mr. Wayne Lockett, area residents, were present and spoke in opposition to the request.

Commissioner McMillan moved to deny zoning request 4-O-05-RZ – Request of Luttrell Development, LLC for rezoning from A Agricultural Zone to PR Planned Residential Zone. Commissioner Mills seconded the motion.

Commissioner Schmid moved as a substitute motion to approve zoning request 4-O-05-RZ – Request of Luttrell Development, LLC for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 to 4 dwelling units per acre as per MPC’s recommendation.

Commissioner Griess seconded the motion and upon roll call vote Commissioners Pinkston, Clark, Moore, Horner, Stephens, Cawood, Griess, Hammond, Schmid, Guthe, Harmon, Moody, Tindell, Collins and Jordan voted aye. Commissioners Mills, McMillan, Leuthold and Strickland voted no. The substitute motion carried 15-4-0-0. Property located on the south side of Babelay Road, southeast of Happy Acres Road. Eighth Commission District.

\* \* \* \* \*

11. Consideration of the request of Holrob Investments, LLC for north county sector plan amendment from LDR Low Density Residential Zone to MDR Medium Density Residential Zone was before the Board of Commissioners. Property located on the south side of Cunningham Road, south of Rollins Road. Seventh Commission District. (*Book 20/Page 335*)

Ms. Johnnie Creel, representing Holrob Investments, LLC, requested that this item be deferred to the June 2005 Board of Commissioners meeting.

Commissioner Horner moved to defer to the June 2005 Board of Commissioners meeting zoning request 4-A-05-SP - Request of Holrob Investments, LLC for north county sector plan amendment from LDR Low Density Residential Zone to MDR Medium Density Residential Zone.

Commissioner Moore seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*



12. Consideration of the request of Holrob Investments, LLC for rezoning from A Agricultural and RA Low Density Residential Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the south side of Cunningham Road, south of Rollins Road. Seventh Commission District. (*Book 20/Page 336*)

Ms. Johnnie Creel, representing Holrob Investments, LLC, requested that this item be deferred to the June 2005 Board of Commissioners meeting.

Commissioner Horner moved to defer to the June 2005 Board of Commissioners meeting zoning request 4-P-05-RZ – Request of Holrob Investments, LLC for rezoning from A Agricultural and RA Low Density Residential Zone to PR Planned Residential Zone. Commissioner Moore seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

13. Consideration of the request of Greg Smith for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located southeast of Nubbins Ridge Road, southeast of Sanford Day Road. Fourth Commission District. (*Book 20/Page 337*)

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

Commissioner Schmid moved to approve zoning request

4-W-05-RZ – Request of Greg Smith for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 to 4 dwelling units per acre as per MPC’s recommendation. Commissioner Guthe seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located southeast of Nubbins Ridge Road, southeast of Sanford Day Road. Fourth Commission District.

\* \* \* \* \*

**IN RE:      ROLL CALL BY DISTRICTS: (Book 20/Page 337)**

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

\* \* \* \* \*

**IN RE:      ADJOURNMENT: (Book 20/Page 337)**

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

\* \* \* \* \*

***KNOX COUNTY BOARD OF COMMISSIONERS***

---

***SCOTT MOORE, CHAIRMAN***

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday June 27, 2005 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston. Also present were Mr. Mike Ragsdale, Knox County Mayor, Mr. Mike Moyers, Knox County Law Director, Mr. John Werner, Director, Knox County Finance, Mr. Bruce Wuethrich, Director, Engineering and Public Works, Mr. Richard Walls, Knox County Internal Auditor and news media.

Commissioner Moore, Chairman, presided.

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

\* \* \* \* \*

**IN RE: ROLL CALL: (Bk. 20, Pg. 339)**

Mrs. Angie Nesbitt, Minutes Clerk to Knox County Clerk, Mike Padgett, called the roll.

\* \* \* \* \*

**IN RE: DEVOTIONAL: (Bk. 20, Pg. 339)**

Reverend Jim Bells, Senior Minister at Washington Pike United Methodist Church gave the devotional.

\* \* \* \* \*

**IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG: (Bk. 20, Pg. 339)**

Commissioner Paul Pinkston led the Pledge of Allegiance to the Flag.

\* \* \* \* \*

**IN RE: AMENDMENTS TO THE AGENDA: (Bk. 20, Pgs. 340, 341, 342 & 343)**

Mr. Mike Ragsdale, Knox County Mayor, and members from the Justice Committee were present and spoke on jail overcrowding and stated in July he would add to the Board of Commissioners agenda a Resolution adding 192 beds at the Detention Center.

\* \* \* \* \*

Without objection, Commissioner Moore amended the agenda as follows:

Add R-05-6-116 – Resolution honoring five Russian leaders visiting Knoxville as participants in the Open World Program.

\* \* \* \* \*

Add R-05-6-117 – Resolution honoring Judge Brenda Waggoner.

\* \* \* \* \*

Add R-05-6-118 – Resolution of the Commission of Knox County, Tennessee approving the appointment of Gail S. Jarvis to the Board of trustees of the Richard L. Bean Juvenile Service Center.

\* \* \* \* \*

Add under Drives and Roads: Consideration of closure of unimproved right of way on Callahan Drive. Property located on Callahan Drive at Old Callahan Drive. Property owners: City of Knoxville. First Reading.

\* \* \* \* \*

Add to the regular agenda R-05-6-803 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving an Economic Impact Plan submitted by the Industrial Development Board of the County

of Knox in connection with a commercial retail development at the intersection of John Sevier Highway and Chapman Highway to be known as South Grove.

\* \* \* \* \*

Add to the regular agenda R-05-6-905 – Consideration of a Resolution of the Commission of Knox County, Tennessee agreeing to reimburse to the Knox County Board of Education any fees charged by PBA related to PBA serving as owner’s representative to the Board of Education for construction of the new West Knox High School.

\* \* \* \* \*

Remove from the consent agenda and add to the regular agenda R-05-6-106 – Resolution of the Commission of Knox County, Tennessee honoring Pond Gap Elementary School and Principal David Frey for earning the SACS Accreditation.

\* \* \* \* \*

Defer to the July Board of Commissioners meeting R-05-6-101 - Resolution honoring Adrian Burnett Elementary School and Principal Connie Graham for earning the SACS Accreditation.

\* \* \* \* \*

Defer to the July Board of Commissioners meeting R-05-6-102 - Resolution honoring Bonny Kate Elementary School and Principal Linda Norris for earning the SACS Accreditation.

\* \* \* \* \*

Defer to the July Board of Commissioners meeting R-05-6-103 - Resolution honoring Chilhowee Elementary School and Principal Linda Delaney for earning the SACS Accreditation.

\* \* \* \* \*

Defer to the July Board of Commissioners meeting R-05-6-104 –  
Resolution honoring Farragut Primary Elementary School and Principal  
Julia Craze for earning the SACS Accreditation.

\* \* \* \* \*

Defer to the July Board of Commissioners meeting R-05-6-105 –  
Resolution honoring Farragut Intermediate Elementary School and Principal  
Robert Frazier for earning the SACS Accreditation.

\* \* \* \* \*

Defer to the July Board of Commissioners meeting R-05-6-107 –  
Resolution honoring Powell Elementary School and Principal Vicki Violette  
for earning the SACS Accreditation.

\* \* \* \* \*

Defer to the July Board of Commissioners meeting R-05-6-108 –  
Resolution honoring Ritta Elementary School and Principal Patricia  
Littlejohn for earning the SACS Accreditation.

\* \* \* \* \*

Defer to the July Board of Commissioners meeting R-05-6-109 –  
Resolution honoring Sterchi Elementary School and Principal Cindy Bosse  
for earning the SACS Accreditation.

\* \* \* \* \*

Defer to the July Board of Commissioners meeting R-05-6-110 –  
Resolution honoring Sunnyview Elementary School and Principal Elnora  
Williams for earning the SACS Accreditation.

\* \* \* \* \*

Remove from the consent agenda and add to the regular agenda  
R-05-6-112 – Resolution honoring the Christian Academy of Knoxville’s  
Boys Soccer Team for winning their 3<sup>rd</sup> State Championship.

\* \* \* \* \*

Remove from the consent agenda and add to the regular agenda  
R-05-6-116 – Resolution of the Commission of Knox County, Tennessee  
honoring five Russian leaders visiting Knoxville as participants in the Open  
World Program.

\* \* \* \* \*

Withdraw from the agenda R-05-6-204 – Resolution of the  
Commission of Knox County, Tennessee approving a contract with Merit  
Construction, Inc., to be Construction Manager At Risk Services for the new  
west sector high school.

\* \* \* \* \*

**IN RE: CONSENT ITEMS: (Bk. 20, Pg. 343)**

Tax Refunds:

No tax refunds received.

\* \* \* \* \*

Notary Public Applications: 215 applications.

Commissioner Griess moved to approve the above consent items.

Commissioner Horner seconded the motion and upon roll call vote  
Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon,  
Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner,  
Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried  
19-0-0-0.

\* \* \* \* \*

**IN RE: EDUCATION CONSENT CALENDAR: (Bk. 20, Pgs. 344 & 345)**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A UTILITY EASEMENT AT BEARDEN ELEMENTARY AND KAEC: R-05-6-201: (Bk. 20, Pg. 344)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a utility easement at Bearden Elementary and KAEC was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-6-201 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a utility easement at Bearden Elementary and KAEC. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 UTILITY EASEMENT AT SOUTH KNOXVILLE ELEMENTARY: R-05-6-202: (Bk. 20, Pgs. 344 & 345)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a utility easement at South Knoxville Elementary was before the Board of Commissioners.



Commissioner Mills moved to approve R-05-6-202 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a utility easement at South Knoxville Elementary. The motion was seconded and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 THE PURCHASE OF PROPERTY FOR CONSTRUCTION OF THE NEW WEST KNOX HIGH SCHOOL: R-05-6-203: (Bk. 20, Pg. 345)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the purchase of property for construction of the new West Knox High School was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-6-203 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the purchase of property for construction of the new West Knox High School. The motion was seconded and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSENT CALENDAR:**

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE HONORING ALVIN**  
**FRYE AND SYLVIA WILLIAMS FOR BEING NAMED FOUNTAIN**  
**CITY MAN AND WOMAN OF THE YEAR FOR 2005: R-05-6-111: (Bk.**  
**20, Pgs. 345 & 346)**

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Alvin Frye and Sylvia Williams for being named Fountain City Man and Woman of the Year for 2005 was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-6-111 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Alvin Frye and Sylvia Williams for being named Fountain City Man and Woman of the Year for 2005. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 WIVK-**  
**FM RADIO STATION FOR WINNING THE COUNTRY MUSIC**  
**STATION OF THE YEAR AWARD: R-05-6-113: (Bk. 20, Pgs. 346 &**  
**347)**

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring WIVK-FM Radio Station for winning the Country Music Station of the Year Award was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-6-113 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring WIVK-FM Radio Station for winning the Country Music Station of the Year Award. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-1-0. Commissioner Hammond recused himself from the vote.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE**  
**RENEWAL OF A CONTRACT WITH MCNAUGHTON BOOK**  
**SERVICE FOR LEASED BOOK SERVICES FOR THE KNOX COUNTY**  
**LIBRARY: R-05-6-205: (Bk. 20, Pg. 347)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the renewal of a contract with McNaughton Book Service for leased book services for the Knox County Library was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-6-205 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the renewal of a contract with McNaughton Book Service for leased book services for the Knox County Library. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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  
GRANT AGREEMENT WITH THE JANE PETTWAY FOUNDATION  
FOR A SERIES OF INTERACTIVE WORKSHOPS GEARED FOR  
YOUNG PEOPLE AND SENIORS: R-05-6-206: (Bk. 20, Pg. 348)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement with the Jane Pettway Foundation for a series of interactive workshops geared for young people and seniors was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-6-206 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement with the Jane Pettway Foundation for a series of interactive workshops geared for young people and seniors. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING  
\$62,500.00 FOR THE INSTALLATION OF A SECOND LEFT TURN  
LANE FROM WESTBOUND E. WESTLAND DRIVE TO  
SOUTHBOUND EBENEZER ROAD AND A SEPARATE RIGHT TURN  
LANE FROM NORTHBOUND EBENEZER ROAD TO EAST BOUND**

**E. WESTLAND DRIVE INCLUDING ADDITIONAL TRAFFIC**

**SIGNAL HEADS: R-05-6-402: (Bk. 20, Pg. 348 & 349)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$62,500.00 for the installation of a second left turn lane from westbound E. Westland Drive to southbound Ebenezer Road and a separate right turn lane from northbound Ebenezer Road to east bound E. Westland Drive including additional traffic signal heads was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-6-402 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$62,500.00 for the installation of a second left turn lane from westbound E. Westland Drive to southbound Ebenezer Road and a separate right turn lane from northbound Ebenezer Road to east bound E. Westland Drive including additional traffic signal heads. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$37,500.00 FOR INSTALLATION OF A SECOND LEFT TURN LANE FROM EASTBOUND KINGSTON PIKE TO NORTHBOUND LOVELL ROAD: R-05-6-403: (Bk. 20, Pgs. 349 & 350)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$37,500.00 for installation of a second left turn lane

from eastbound Kingston Pike to northbound Lovell Road was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-6-403 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$37,500.00 for installation of a second left turn lane from eastbound Kingston Pike to northbound Lovell Road. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 WITH WASTE CONNECTIONS OF TENNESSEE, INC.**  
**FOR CONVENIENCE CENTER HAULING AND EQUIPMENT**  
**LEASING: R-05-6-404: (Bk. 20, Pg. 350)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Waste Connections of Tennessee, Inc. for convenience center hauling and equipment leasing was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-6-404 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Waste Connections of Tennessee, Inc. for convenience center hauling and equipment leasing. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood,

Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye.

The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING  
\$480,000.00 FOR DEVELOPMENT OF THE POWELL  
CONVENIENCE CENTER: R-05-6-405: (Bk. 20, Pgs.. 350 & 351)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$480,000.00 for development of the Powell Convenience Center was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-6-405 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$480,000.00 for development of the Powell Convenience Center. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING  
\$392,500.00 FOR CONSTRUCTION OF THE GIBBS CONVENIENCE  
CENTER: R-05-6-406: (Bk. 20, Pgs. 351 & 352)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$392,500.00 for construction of the Gibbs Convenience Center was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-6-406 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$392,500.00 for construction of the Gibbs Convenience Center. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 THE 2005-2006 TIRE GRANT: R-05-6-407: (Bk. 20, Pg. 352)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the 2005-2006 tire grant was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-6-407 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the 2005-2006 tire grant. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING**



**\$430,000.00 FOR NPDES II WATER QUALITY PROGRAM**

**COMPLIANCE ELEMENTS: R-05-6-408: (Bk. 20, Pgs. 352 & 353)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$430,000.00 for NPDES II Water Quality Program Compliance Elements was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-6-408 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$430,000.00 for NPDES II Water Quality Program Compliance Elements. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$800,000.00 FOR STORMWATER CONSTRUCTION AND PROPERTY ACQUISITION: R-05-6-409: (Bk. 20, Pg. 353)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$800,000.00 for stormwater construction and property acquisition was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-6-409 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$800,000.00 for stormwater construction and property acquisition. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon,

Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$100,250.00 FOR STORMWATER ENGINEERING AND PLANNING: R-05-6-410: (Bk. 20, Pg. 354)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$100,250.00 for stormwater engineering and planning was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-6-410 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$100,250.00 for stormwater engineering and planning. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 UTILITY EASEMENT TO KUB, LOCATED AT 2142 TENNESSEE AVENUE: R-05-6-411: (Bk. 20, Pg. 354 & 355)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a utility easement to KUB, located at 2142 Tennessee Avenue was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-6-411 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a utility easement to KUB, located at 2142 Tennessee Avenue. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 THE**  
**2005 ANNUAL ACTION PLAN AS PART OF THE 2005-2010 KNOX**  
**COUNTY HOUSING AND COMMUNITY DEVELOPMENT**  
**CONSOLIDATED PLAN: R-05-6-501: (Bk. 20, Pg. 355)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the 2005 Annual Action Plan as part of the 2005-2010 Knox County Housing and Community Development Consolidated Plan was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-6-501 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the 2005 Annual Action Plan as part of the 2005-2010 Knox County Housing and Community Development Consolidated Plan. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond,

Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills,  
Clark 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 THE**  
**PURCHASE AND INSTALLATION OF AN AIR CONDITIONER**  
**COMPRESSOR TO SERVE RESIDENTS AT THE KNOXVILLE YWCA:**  
**R-05-6-502: (Bk. 20, Pgs. 355 & 356)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the purchase and installation of an air conditioner compressor to serve residents at the Knoxville YWCA was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-6-502 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the purchase and installation of an air conditioner compressor to serve residents at the Knoxville YWCA. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 BETWEEN KNOX COUNTY AND LUTTRELL-BLAINE-**  
**CORRYTON UTILITY DISTRICT FOR INSTALLATION OF WATER**  
**LINES ON THE LONGMIRE, MCBEE AND EVA ROADS:**

**R-05-6-503: (Bk. 20, Pgs. 356 & 357)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract between Knox County and Luttrell-Blaine-Corryton Utility District for installation of water lines on the Longmire, McBee and Eva Roads was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-6-503 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract between Knox County and Luttrell-Blaine-Corryton Utility District for installation of water lines on the Longmire, McBee and Eva Roads.

Commissioner Mills seconded the motion and upon roll call vote

Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon,

Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner,

Moore, McMillan, Mills, Clark 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 BETWEEN KNOX COUNTY AND THE KNOX HOUSING**  
**PARTNERSHIP FOR PURCHASE OF LOW INCOME HOUSING:**

**R-05-6-504: (Bk. 20, Pgs. 357 & 358)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract between Knox County and the Knox Housing Partnership for purchase of low income housing was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-6-504 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a

contract between Knox County and the Knox Housing Partnership for purchase of low income housing. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**  
**GRANT AGREEMENT IN THE AMOUNT OF \$10,100.00 BETWEEN**  
**KNOX COUNTY AND THE TENNESSEE DEPARTMENT OF**  
**HEALTH TO CONTINUE THE CHILDHOOD LEAD POISONING**  
**PREVENTION PROGRAM: R-05-6-601: (Bk. 20, Pg. 358)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$10,100.00 between Knox County and the Tennessee Department of Health to continue The Childhood Lead Poisoning Prevention Program was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-6-601 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$10,100.00 between Knox County and the Tennessee Department of Health to continue The Childhood Lead Poisoning Prevention Program. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens,

Horner, Moore, McMillan, Mills, Clark 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 GRANT AGREEMENT IN THE AMOUNT OF \$310,800.00 WITH THE TENNESSEE DEPARTMENT OF HEALTH TO CONTINUE MINI MULTI SERVICE FOR FY2005-2006: R-05-6-603: (Bk. 20, Pgs. 358 & 359)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$310,800.00 with the Tennessee Department of Health to continue Mini Multi Service for FY2005-2006 was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-6-603 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$310,800.00 with the Tennessee Department of Health to continue Mini Multi Service for FY2005-2006. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 AMENDMENT 1 TO CONTRACT NUMBER 2002409 BETWEEN**

**KNOX COUNTY AND THE STATE OF TENNESSEE DEPARTMENT  
OF TRANSPORTATION TO PROVIDE FOR AN INCREASE IN STATE  
FUNDING FOR THE SEVEN ISLANDS BRIDGE PROJECT:**

**R-05-6-701: (Bk. 20, Pgs. 359 & 360)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Amendment 1 to contract number 2002409 between Knox County and the State of Tennessee Department of Transportation to provide for an increase in State funding for the Seven Islands Bridge Project was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-6-701 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Amendment 1 to contract number 2002409 between Knox County and the State of Tennessee Department of Transportation to provide for an increase in State funding for the Seven Islands Bridge Project. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING  
\$2,889,761.00 FOR FISCAL YEAR 2006 PUBLIC BUILDING  
AUTHORITY CAPITAL SPENDING: R-05-6-801: (Bk. 20, Pgs. 360 &  
361)**



Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$2,889,761.00 for fiscal year 2006 Public Building Authority capital spending was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-6-801 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$2,889,761.00 for fiscal year 2006 Public Building Authority capital spending. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE ADOPTING THE NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS) AS THE BASIS FOR ALL INCIDENT MANAGEMENT IN KNOX COUNTY: R-05-6-901: (Bk. 20, Pg. 361)**

Consideration of a Resolution of the Commission of Knox County, Tennessee adopting the National Incident Management System (NIMS) as the basis for all incident management in Knox County was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-6-901 - Consideration of a Resolution of the Commission of Knox County, Tennessee adopting the National Incident Management System (NIMS) as the basis for all incident management in Knox County. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell,

Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**  
**GRANT AGREEMENT IN THE AMOUNT OF \$11,645.80 WITH THE**  
**TENNESSEE DEPARTMENT OF LABOR AND WORKFORCE**  
**DEVELOPMENT TO PROVIDE SERVICES UNDER THE FEDERAL**  
**WORKFORCE INVESTMENT ACT: R-05-6-903: (Bk. 20, Pgs. 361 &**  
**362)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$11,645.80 with the Tennessee Department of Labor and Workforce Development to provide services under the Federal Workforce Investment Act was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-6-903 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$11,645.80 with the Tennessee Department of Labor and Workforce Development to provide services under the Federal Workforce Investment Act. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 GRANT AGREEMENT IN THE AMOUNT OF \$104,812.20 WITH THE TENNESSEE DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT TO PROVIDE SERVICES UNDER THE FEDERAL WORKFORCE INVESTMENT ACT: R-05-6-904: (Bk. 20, Pgs. 362 & 363)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$104,812.20 with the Tennessee Department of Labor and Workforce Development to provide services under the Federal Workforce Investment Act was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-6-904 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$104,812.20 with the Tennessee Department of Labor and Workforce Development to provide services under the Federal Workforce Investment Act. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: ACCEPTANCE OF NEW COUNTY ROADS: (Bk. 20, Pgs. 363 & 364)**

- A. Meadow Ridge Lane in the Highlands at Northshore Subdivision, Unit 3. (District 9)

- B. Chestnut Hill Lane in the Chestnut Ridge Subdivision, Unit 1.  
(District 9)
- C. Eagle Vista Lane in the Chestnut Ridge Subdivision, (District 9)
- D. Hillside Terrace in the Chestnut Ridge Subdivision, Unit 1.  
(District 9)
- E. Chestnut Hill Lane in the Chestnut Ridge Subdivision, Unit 2.  
(District 9)
- F. Audrianna Lane in the Evergreen Court Subdivision, Unit 1.  
(District 7)
- G. Cedargreens Road in the Meadows at Millertown Subdivision,  
Unit 4. (District 8)
- H. Green Pasture Drive in the Meadows at Millertown  
Subdivision, Unit 4. (District 8)
- I. Blue Sage Lane in the Meadows at Millertown Subdivision,  
Unit 4. (District 8)

Commissioner Griess moved to approve the above acceptance of new county roads. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: AMENDMENT TO THE AGENDA: (Bk. 20, Pg. 364)**

Without objection, Commissioner Moore deferred to the July Board of Commissioners meeting R-05-6-117 – Resolution of the Commission of Knox County, Tennessee honoring Judge Brenda Waggoner.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF APPROVAL OF MINUTES OF THE PREVIOUS MEETING: (Bk. 20, Pgs. 364 & 365)**

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

Commissioner Mills moved to approve the minutes of the previous meeting. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 CHRISTIAN ACADEMY OF KNOXVILLE'S BOYS SOCCER TEAM FOR WINNING THEIR 3<sup>RD</sup> CHAMPIONSHIP: R-05-6-112: (Bk. 20, Pg. 365)**

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring the Christian Academy of Knoxville's Boys Soccer Team for winning their 3<sup>rd</sup> Championship was before the Board of Commissioners.

Coach Tom Gerlach, was present and spoke on the matter.

Commissioner Hammond moved to approve R-05-6-112-  
Consideration of a Resolution of the Commission of Knox County,  
Tennessee honoring the Christian Academy of Knoxville's Boys Soccer  
Team for winning their 3<sup>rd</sup> Championship. Commissioner Leuthold  
seconded the motion and upon roll call vote Commissioners Jordan,  
Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond,  
Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills,  
Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: ELECTIONS AND APPOINTMENTS: (Bk. 20, Pgs. 365, 366  
& 367)**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE  
APPOINTMENT OF THE FIRST, SECOND, FIFTH AND EIGHTH  
DISTRICT REPRESENTATIVES TO THE KNOX COUNTY PUBLIC  
LIBRARY SYSTEM BOARD OF TRUSTEES: R-05-6-114: (Bk. 20, Pgs.  
365 & 366)**

Consideration of a Resolution of the Commission of Knox County,  
Tennessee approving the appointment of the First, Second, Fifth and Eighth  
District Representatives to the Knox County Public Library System Board of  
Trustees was before the Board of Commissioners.

Commissioner Tindell moved to approve R-05-6-114 - Consideration  
of a Resolution of the Commission of Knox County, Tennessee approving  
the appointment of the First, Second, Fifth and Eighth District  
Representatives to the Knox County Public Library System Board of

Trustees with the following amendment: Delete District 5 and the following names listed for the following: District 1- Beal Bourne, District 2 – Dr. Steve Roberts, District 8 – Kathy Greene. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE REAPPOINTING**  
**PAUL FORTUNATO, BRUCE WUETHRICH AND MARK**  
**GELDMEIER TO THE KNOX COUNTY AIR POLLUTION CONTROL**  
**BOARD: R-05-6-115: (Bk. 20, Pgs. 366 & 367)**

Consideration of a Resolution of the Commission of Knox County, Tennessee reappointing Paul Fortunato, Bruce Wuethrich and Mark Geldmeier to the Knox County Air Pollution Control Board was before the Board of Commissioners.

Commissioner Tindell moved to approve R-05-6-115 - Consideration of a Resolution of the Commission of Knox County, Tennessee reappointing Paul Fortunato, Bruce Wuethrich and Mark Geldmeier to the Knox County Air Pollution Control Board. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 THE**  
**APPOINTMENT OF GAIL S. JARVIS TO THE BOARD OF TRUSTEES**  
**OF THE RICHARD L. BEAN JUVENILE SERVICE CENTER:**  
**R-05-6-118: (Bk. 20, Pgs. 367 & 368)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appointment of Gail S. Jarvis to the Board of Trustees of the Richard L. Bean Juvenile Service Center was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-6-118 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appointment of Gail S. Jarvis to the Board of Trustees of the Richard L. Bean Juvenile Service Center. Commissioner Schmid seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE:        DRIVES AND ROADS: (Bk. 20, Pg. 368)**

Consideration of closure of unimproved right of way on Callahan Drive was before the Board of Commissioners. Property located on Callahan Drive at Old Callahan Drive. Property owners: City of Knoxville on first reading.

Commissioner Tindell moved to approve consideration of closure of unimproved right of way on Callahan Drive on first reading. Property located on Callahan Drive at Old Callahan Drive. Property owners: City of



Knoxville. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 POND**  
**GAP ELEMENTARY SCHOOL AND PRINCIPAL DAVID FREY FOR**  
**EARNING THE SACS ACCREDITATION: R-05-6-106: (Bk. 20, Pgs. 368**  
**& 369)**

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Pond Gap Elementary School and Principal David Frey for earning the SACS Accreditation was before the Board of Commissioners.

Mr. David Frey, Principal, Pond Gap Elementary School, was present and spoke on the matter.

Commissioner Tindell moved to approve R-05-6-106 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Pond Gap Elementary School and Principal David Frey for earning the SACS Accreditation. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**  
**CONTRACT BETWEEN THE KNOX COUNTY SHERIFF'S**  
**DEPARTMENT AND BLACKCREEK INTEGRATED SYSTEMS**  
**CORPORATION: R-05-6-301: (Bk. 20, Pgs. 369 & 370)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving contract between the Knox County Sheriff's Department and Blackcreek Integrated Systems Corporation was before the Board of Commissioners.

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

Commissioner Leuthold moved to withdraw R-05-6-301 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving contract between the Knox County Sheriff's Department and Blackcreek Integrated Systems Corporation. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE**  
**IN-PLACE ASPHALT CONTRACT WITH RENFRO CONSTRUCTION**  
**BY \$.91 A TON: R-05-6-401: (Bk. 20, Pg. 370)**

Consideration of a Resolution of the Commission of Knox County, Tennessee amending the in-place asphalt contract with Renfro Construction by \$.91 a ton was before the Board of Commissioners.

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

Commissioner Griess moved to withdraw from the agenda R-05-6-401 - Consideration of a Resolution of the Commission of Knox County, Tennessee amending the in-place asphalt contract with Renfro Construction by \$.91 a ton. The motion was seconded and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 PURCHASE OF PROPERTY LOCATED AT 987**  
**WRAY STREET FOR \$5,000.00: R-05-6-602: (Bk. 20, Pgs. 370 & 371)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract for the purchase of property located at 987 Wray Street for \$5,000.00 was before the Board of Commissioners.

Commissioner Griess moved to withdraw R-05-6-602 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract for the purchase of property located at 987 Wray Street for \$5,000.00. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon,

Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING**  
**\$5,000,000.00 FOR LAND ACQUISITION, ARCHITECTURAL FEES**  
**THROUGH JUNE AND CONSTRUCTION MANAGER FEES**  
**RELATED TO THE NEW WEST KNOX COUNTY HIGH SCHOOL:**  
**R-05-6-802: (Bk. 20, Pgs. 371 & 372)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$5,000,000.00 for land acquisition, architectural fees through June and construction manager fees related to the new West Knox County High School was before the Board of Commissioners.

Commissioner Tindell moved to approve R-05-6-802 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$5,000,000.00 for land acquisition, architectural fees through June and construction manager fees related to the new West Knox County High School. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 AN**

**ECONOMIC IMPACT PLAN SUBMITTED BY THE INDUSTRIAL  
DEVELOPMENT BOARD OF THE COUNTY OF KNOX IN  
CONNECTION WITH A COMMERCIAL RETAIL DEVELOPMENT AT  
THE INTERSECTION OF JOHN SEVIER HIGHWAY AND  
CHAPMAN HIGHWAY TO BE KNOWN AS SOUTH GROVE:  
R-05-6-803: (Bk. 20, Pgs. 372 & 373)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an Economic Impact Plan submitted by the Industrial Development Board of the County of Knox in connection with a commercial retail development at the intersection of John Sevier Highway and Chapman Highway to be known as South Grove was before the Board of Commissioners.

Commissioner Tindell moved to approve R-05-6-803 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving an Economic Impact Plan submitted by the Industrial Development Board of the County of Knox in connection with a commercial retail development at the intersection of John Sevier Highway and Chapman Highway to be known as South Grove. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 THE  
FINDINGS AND RECOMMENDATIONS OF THE TENNESSEE**

**COUNTY SERVICES ASSOCIATIONS JAIL COST STUDY**

**COMMITTEE: R-05-6-902: (Bk. 20, Pg. 373)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the findings and recommendations of the Tennessee County Services Associations Jail Cost Study Committee was before the Board of Commissioners.

Commissioner Tindell moved to approve R-05-6-902 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the findings and recommendations of the Tennessee County Services Associations Jail Cost Study Committee. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE AGREEING TO**  
**REIMBURSE TO THE KNOX COUNTY BOARD OF EDUCATION ANY**  
**FEES CHARGED BY PBA RELATED TO PBA SERVING AS**  
**OWNER'S REPRESENTATIVE TO THE BOARD OF EDUCATION**  
**FOR CONSTRUCTION OF THE NEW WEST KNOX HIGH SCHOOL:**  
**R-05-6-905: (Bk. 20, Pg. 374)**

Consideration of a Resolution of the Commission of Knox County, Tennessee agreeing to reimburse to the Knox County Board of Education any fees charged by PBA related to PBA serving as owner's representative

to the Board of Education for construction of the new West Knox High School was before the Board of Commissioners.

Mr. Dale Smith, Public Building Authority, was present and spoke on the matter.

Commissioner Griess moved to approve R-05-6-905 - Consideration of a Resolution of the Commission of Knox County, Tennessee agreeing to reimburse to the Knox County Board of Education any fees charged by PBA related to PBA serving as owner's representative to the Board of Education for construction of the new West Knox High School. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: AMENDMENT TO THE AGENDA: (Bk. 20, Pg. 375)**

Without objection, Commissioner Moore heard next on the agenda R-05-6-116.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING FIVE RUSSIAN LEADERS VISITING KNOXVILLE AS PARTICIPANTS IN THE OPEN WORLD PROGRAM: R-05-6-116: (Bk. 20, Pg. 375)**

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring five Russian leaders visiting Knoxville as participants in the Open World Program was before the Board of Commissioners.

Mr. Mike Moyers, Knox County Law Director, was present and read the Ordinance into the record.

Mr. Frank Leuthold, former Knox County Commissioner, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-05-6-116 -  
Consideration of a Resolution of the Commission of Knox County, Tennessee honoring five Russian leaders visiting Knoxville as participants in the Open World Program. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE:        ORDINANCES ON FIRST READING:**  
**IN RE:        CONSIDERATION OF AN ORDINANCE OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE**  
**KNOX COUNTY CODE CHAPTER 6 TO PROHIBIT THE**  
**TRANSPORTATION OF ANIMALS IN OPEN TRUCKS WITHOUT**  
**ADEQUATE PHYSICAL RESTRAINT: FIRST READING: O-05-6-101:**  
**(Bk. 20, Pg. 376)**



Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Code Chapter 6 to prohibit the transportation of animals in open trucks without adequate physical restraint was before the Board of Commissioners on first reading.

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

Mr. Robert Laugherty, concerned citizen, was present and spoke on the matter.

Commissioner Horner moved to approve O-05-6-101 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Code Chapter 6 to prohibit the transportation of animals in open trucks without adequate physical restraint on first reading with the following amendment: Include any animal instead of just dogs.

Commissioner Tindell seconded the motion and upon roll call vote Commissioners Collins, Tindell, Moody, Leuthold, Stephens, Horner and Mills voted aye. Commissioners Jordan, Harmon, Guthe, Schmid, Hammond, Griess, Cawood, Moore, McMillan, Clark and Pinkston voted no. Commissioner Strickland abstained from the vote. The motion failed 7-11-1-0.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF AN ORDINANCE OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE**  
**KNOX COUNTY CODE SECTION 2-666,ET SEQ. TO REQUIRE THE**  
**USE OF THE PUBLIC BUILDING AUTHORITY AS CONSTRUCTION**  
**MANAGER OF ALL KNOX COUNTY CAPITAL IMPROVEMENT**

**PROJECTS WITH A COST OF \$500,000.00 OR MORE: FIRST**

**READING: 0-05-6-102(Bk. 20, Pgs. 377 & 378)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Code section 2-666,et seq. to require the use of the Public Building Authority as construction manager of all Knox County Capital Improvement projects with a cost of \$500,000.00 or more was before the Board of Commissioners on first reading.

Commissioner Tindell moved to approve O-05-6-102 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Code section 2-666,et seq. to require the use of the Public Building Authority as construction manager of all Knox County Capital Improvement projects with a cost of \$500,000.00 or more on first reading. Commissioner Mills seconded the motion.

Commissioner Griess moved to defer to the July Board of Commissioners meeting O-05-6-102 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Code section 2-666,et seq. to require the use of the Public Building Authority as construction manager of all Knox County Capital Improvement projects with a cost of \$500,000.00 or more on first reading. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

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

**KNOX COUNTY CODE SECTION 2-496 TO ADD A MEMBER OF THE  
KNOX COUNTY BOARD OF EDUCATION TO THE KNOX COUNTY  
INVESTMENT COMMITTEE: FIRST READING: 0-05-6-104: (Bk 20.  
Pg. 378)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Code section 2-496 to add a member of the Knox County Board of Education to the Knox County Investment Committee was before the Board of Commissioners on first reading.

Commissioner Tindell moved to approve O-05-6-104 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Code section 2-496 to add a member of the Knox County Board of Education to the Knox County Investment Committee on first reading. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF AN ORDINANCE OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE  
KNOX COUNTY CODE SECTION 2-478 REGARDING INVESTMENT  
AND MANAGEMENT OF COUNTY FUNDS, TAXES AND REVENUES  
PROCEDURES: FIRST READING: 0-05-6-105: (Bk. 20, Pgs. 378 &  
379)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Code section 2-478 regarding

investment and management of County funds, taxes and revenues procedures was before the Board of Commissioners on first reading.

Commissioner Leuthold moved to withdraw from the agenda O-05-6-105 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Code section 2-478 regarding investment and management of County funds, taxes and revenues procedures on first reading. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: AMENDMENT TO THE AGENDA: (Bk. 20, Pg. 379)**

At this time Commissioner Clark was present and spoke on the Imagination Library and thanked everyone for making this possible.

\* \* \* \* \*

**IN RE: ZONING REQUESTS ROLL CALL: 4:00 P.M.) (Bk. 20, Pg. 379)**

Those responding were Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston.

\* \* \* \* \*

Request of Roger Seal for North County Sector Plan Amendment from LDR (Low Density Residential) to MDR (Medium Density Residential) 4-A-05-SP was before the Board of Commissioners. Property

located on the south side of Cunningham Road, south of Rollins Road.

Seventh Commission District.

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

There was no response.

Commissioner Moore moved to approve 4-A-05-SP - Request of Roger Seal for North County Sector Plan Amendment from LDR (Low Density Residential) to MDR (Medium Density Residential) as per Metropolitan Planning Commission's Recommendation: Approve MDR (Medium Density Residential). Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. (Bk. 20, Pg. 380)

\* \* \* \* \*

Request of Roger Seal for rezoning from A (Agricultural) to PR (Planned Residential) 4-P-05-RZ was before the Board of Commissioners. Property located on the south side of Cunningham Road, south of Rollins Road. Seventh Commission District.

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

There was no response.

Commissioner Moore moved to approve 4-P-05-RZ - Request of Roger Seal for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1 to 12 dwelling units per acre. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon,

Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. (Bk. 20, Pgs. 380 & 381)

\* \* \* \* \*

**IN RE: REZONING APPEALS: (Bk. 20, Pg. 381)**

Appeal by Century Park Building III of TTCDA Denial of Waivers and Related Setbacks for Century Park Business Park 05.015.0 was before the Board of Commissioners. Property located on the northeast side of Sherrill Blvd., southeast side of Dutchtown Road, and southwest side of Mabry Hood Road.

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

Commissioner Griess moved to uphold the appeal by Century Park Building III of TTCDA Denial of Waivers and Related Setbacks for Century Park Business Park. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING**

**ORDINANCE: FIRST READING: (Bk. 20, Pgs. 381 & 382)**

**IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE KNOX COUNTY ZONING ORDINANCE TO ADD DEFAULT**

**MINIMUM BUILDING SETBACKS TO THE PR (PLANNED RESIDENTIAL) ZONING DISTRICT IN CASES WHERE APPROVED DEVELOPMENT PLANS DO NOT SPECIFY SETBACKS: FIRST READING: O-05-6-103: (Bk. 20, Pg. 382)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Zoning Ordinance to add default minimum building setbacks to the PR (Planned Residential) zoning district in cases where approved development plans do not specify setbacks was before the Board of Commissioners on first reading.

Commissioner Tindell moved to approve O-05-6-103 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Zoning Ordinance to add default minimum building setbacks to the PR (Planned Residential) zoning district in cases where approved development plans do not specify setbacks on first reading.

Commissioner Mills seconded the motion and upon roll call vote

Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: ADJOURNMENT: (Bk. 20, Pg. 383)**

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

---

SCOTT MOORE, CHAIRMAN



KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, July 25, 2005 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston. Commissioner Schmid was absent from the meeting. Also present were Mr. Mike Moyers, Knox County Law Director, Mr. Mike Mr. Mike Ragsdale, Knox County Mayor, Mr. John Werner, Director, Knox County Finance, Mr. Richard Walls, Knox County Internal Auditor and news media.

Commissioner Moore, Chairman, presided.

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

\* \* \* \* \*

**IN RE:      ROLL CALL: (Book 21/Page 1)**

Mrs. Angie Nesbitt, Minutes Clerk to Knox County Clerk, Mike Padgett called the roll.

\* \* \* \* \*

**IN RE:      DEVOTIONAL: (Book 21/Page 1)**

Mr. Allen Fowell, from New Zealand gave the Devotional.

\* \* \* \* \*

**IN RE:      PLEDGE OF ALLEGIANCE TO THE FLAG: (Book 21/Page 1)**

Commissioner Guthe led the Pledge of Allegiance to the Flag.

\* \* \* \* \*

**IN RE:      AMENDMENTS TO THE AGENDA: (Book 21/Page 2-6)**

Without objection, Commissioner Moore amended the agenda as follows:

Add to consent agenda R-05-7-206 – Resolution of the Commission of Knox County, Tennessee approving a contract to purchase land for the West Knox High School.

\* \* \* \* \*

Add to consent agenda R-05-7-207 – Resolution of the Commission of Knox County, Tennessee approving a contract with City Shuttle, Inc. to provide transportation for the Knox County School System.

\* \* \* \* \*

Add to the regular agenda R-05-7-208 – Resolution of the Commission of Knox County, Tennessee approving a contract with the Public Building Authority for construction of the new West Knox High School.

\* \* \* \* \*

Add to consent agenda R-05-7-906 – Resolution of the Commission of Knox County, Tennessee approving contract between Knox County and the City of Knoxville to provide certain grant funds for the Beck Cultural Center.

\* \* \* \* \*

Add R-05-7-113 – Resolution honoring John Carter Routh for earning the rank of Eagle Scout and remove from the consent and add to the regular agenda.

\* \* \* \* \*

Add R-05-7-802 – Resolution of the Commission of Knox County, Tennessee appropriating \$5,000,000.00 for School Physical Plant Upgrades.

\* \* \* \* \*

Add R-05-7-803 – Resolution of the Commission of Knox County, Tennessee appropriating \$15,000.00 for the Beaver Creek Watershed Project.

\* \* \* \* \*

Commissioner Cawood moved to add to the agenda for discussion only Resolution of the Board of Education of Knox County, requesting return of Trustee’s excess fees for schools and hear under Public Forum. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Hammond, Leuthold, Cawood, Stephens, Horner, Moore, McMillan, Mills and Pinkston voted aye. Commissioners Guthe and Griess voted no. Commissioner Clark recused himself from the vote. Commissioner Schmid was absent from the meeting. The motion carried 15-2-1-1.

\* \* \* \* \*

Commissioner Cawood moved to add to the top of the agenda Discussion only Resolution of the Board of Education of Knox County, Tennessee requesting return of Trustee’s excess fees for schools. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Tindell, Moody, Harmon, Cawood, Stephens and McMillan voted aye. Commissioners Jordan, Strickland, Collins, Guthe, Hammond, Leuthold, Griess, Horner, Moore, Mills and Pinkston voted no.

Commissioner Clark recused himself from the vote. Commissioner Schmid was absent from the meeting. The motion failed 6-11-1-1.

\* \* \* \* \*

Remove from the consent agenda and add to the regular agenda  
R-05-7-101 Resolution of the Commission of Knox County, Tennessee honoring Adrian Burnett Elementary School and Principal Connie Graham for earning the SACS Accreditation.

\* \* \* \* \*

Remove from the consent agenda and add to the regular agenda  
R-05-7-103 – Resolution of the Commission of Knox County, Tennessee honoring Chilhowee Elementary School and Principal Linda Delaney for earning the SACS Accreditation.

\* \* \* \* \*

Remove from the consent agenda and add to the regular agenda  
R-05-7-104 – Resolution of the Commission of Knox County, Tennessee honoring Farragut Primary Elementary School and Principal Julia Craze for earning the SACS Accreditation.

\* \* \* \* \*

Remove from the consent agenda and add to the regular agenda  
R-05-7-106 – Resolution of the Commission of Knox County, Tennessee honoring Powell Elementary School and Principal Vicki Violette for earning the SACS Accreditation.

\* \* \* \* \*

Remove from the consent agenda and add to the regular agenda  
R-05-7-109 – Resolution of the Commission of Knox County, Tennessee

honoring Sunnyview Elementary School and Principal Elnora Williams for earning the SACS Accreditation.

\* \* \* \* \*

Remove from the consent agenda and add to the regular agenda  
R-05-7-107 – Resolution of the Commission of Knox County, Tennessee honoring Ritta Elementary School and Principal Patricia Littlejohn for earning the SACS Accreditation.

\* \* \* \* \*

Remove from the consent agenda and add to the regular agenda  
R-05-7-108 – Resolution of the Commission of Knox County, Tennessee honoring Sterchi Elementary School and Principal Cindy Bosse.

\* \* \* \* \*

Remove from the consent agenda and add to the regular agenda  
R-05-7-207 – Resolution of the Commission of Knox County, Tennessee approving a contract with City Shuttle, Inc. to provide transportation for the Knox County School System.

\* \* \* \* \*

Remove from the consent agenda and add to the regular agenda  
R-05-7-601 – Resolution of the Commission of Knox County, Tennessee approving a revised FY1005-1006 Indigent Care Agreement.

\* \* \* \* \*

Remove from the consent agenda and add to the regular agenda  
R-05-7-901 – Resolution of the Commission of Knox County, Tennessee approving \$1,868,479.00 in Federal Homeland Security Grant funds.

\* \* \* \* \*

Defer to the August Board of Commissioners meeting

R-05-7-201 – Resolution of the Commission of Knox County, Tennessee approving the General Purpose Schools Fund Expenditure Budget for fiscal year 2005-2006.

\* \* \* \* \*

Remove from the consent agenda and add to the regular agenda

R-05-7-802 – Resolution of the Commission of Knox County, Tennessee appropriating \$5,000,000.00 for School Physical Plant Upgrades.

\* \* \* \* \*

**IN RE:**      **CONSENT ITEMS:** *(Book 21/Page 6 & 7)*

Tax Refunds: No tax refunds received.

\* \* \* \* \*

Notary Public Applications: 162 notaries received.

\* \* \* \* \*

**REPORTS OF OFFICIALS:**

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

\* \* \* \* \*

**IN RE:        REPORTS OF COUNTY AGENCIES:**

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

Commissioner Griess moved to approve the above Consent Items. Commissioner Tindell seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE:        EDUCATION CONSENT CALENDAR: (Book 21/Page 7-9)**

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A**  
**CONTRACT WITH AAF INTERNATIONAL FOR THE PROVISION**  
**OF HVAC AIR FILTER SERVICES: R-05-7-203: (Book 21/Page 7)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with AAF International for the provision of HVAC air filter services was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-7-203 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with AAF International for the provision of HVAC air filter services. Commissioner Strickland seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A**  
**CONTRACT WITH HELEN ROSS MCNABB CENTER, INC. FOR SITE**  
**BASED CASE MANAGEMENT SERVICES FOR SPECIAL-**  
**EDUCATION CLIENTS OF THE KNOX COUNTY SCHOOL SYSTEM:**  
**R-05-7-204: (Book 21/Page 8)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Helen Ross McNabb Center, Inc. for site based case management services for special-education clients of the Knox County School System was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-7-204 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Helen Ross McNabb Center, Inc. for site based case management services for special-education clients of the Knox County



School System. Commissioner Strickland seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH AMERICAN NATIONAL LIFE INSURANCE COMPANY TO PROVIDE FOR STUDENT ATHLETIC INSURANCE FOR THE KNOX COUNTY SCHOOL SYSTEM: R-05-7-205: (Book 21/Page 9)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with American National Life Insurance Company to provide for student athletic insurance for the Knox County School System was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-7-205 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with American National Life Insurance Company to provide for student athletic insurance for the Knox County School System.

Commissioner Strickland seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE: CONSENT CALENDAR: (Book 21/Page 10-23)**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE HONORING  
BONNY KATE ELEMENTARY SCHOOL AND PRINCIPAL LINDA  
NORRIS FOR EARNING THE SACS ACCREDITATION:**

**R-05-7-102: (Book 21/Page 10)**

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Bonny Kate Elementary School and Principal Linda Norris for earning the SACS Accreditation was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-7-102 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Bonny Kate Elementary School and Principal Linda Norris for earning the SACS Accreditation. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE HONORING  
FARRAGUT INTERMEDIATE ELEMENTARY SCHOOL AND  
PRINCIPAL ROBERT FRAZIER FOR EARNING THE SACS  
ACCREDITATION: R-05-7-105: (Book 21/Page 10)**

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Farragut Intermediate Elementary School and Principal Robert Frazier for earning the SACS Accreditation was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-7-105 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Farragut Intermediate Elementary School and Principal Robert Frazier for earning the SACS Accreditation. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE HONORING**  
**STERCHI ELEMENTARY SCHOOL AND PRINCIPAL CINDY BOSSE**  
**FOR EARNING THE SACS ACCREDITATION: R-05-7-108: (Book**  
**21/Page 11)**

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Sterchi Elementary School and Principal Cindy Bosse for earning the SACS Accreditation was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-7-108 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Sterchi Elementary School and Principal Cindy Bosse for earning the SACS Accreditation. Commissioner Mills seconded the motion and upon roll call

vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE HONORING**  
**JUDGE BRENDA J. WAGGONER ON BEING SELECTED AS ETSU**  
**ALUMNA OF THE YEAR: R-05-7-110: (Book 21/Page 12)**

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Judge Brenda J. Waggoner on being selected as ETSU Alumna of the Year was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-7-110 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Judge Brenda J. Waggoner on being selected as ETSU Alumna of the Year. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE HONORING**  
**IRENE MEADOWS FOR HER SUPPORT OF THE JUVENILE**  
**DETENTION CENTER: R-05-7-111: (Book 21/Page 12)**

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Irene Meadows for her support of the Juvenile Detention Center was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-7-111 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Irene Meadows for her support of the Juvenile Detention Center. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$13,500,000.00 AND APPROVING A CONTRACT WITH MERIT CONSTRUCTION, INC. TO BUILD THE NEW GIBBS ELEMENTARY SCHOOL: R-05-7-202: (Book 21/Page 13)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$13,500,000.00 and approving a contract with Merit Construction, Inc. to build the new Gibbs Elementary School was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-7-202 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$13,500,000.00 and approving a contract with Merit Construction, Inc. to build the new Gibbs Elementary School. Commissioner Mills seconded the motion and upon roll call vote

Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A**  
**CONTRACT TO PURCHASE LAND FOR THE WEST KNOX HIGH**  
**SCHOOL: R-05-7-206: (Book 21/Page 14)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract to purchase land for the West Knox High School was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-7-206 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract to purchase land for the West Knox High School. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING**  
**\$20,000.00 AND APPROVING AN ELECTRONIC FINGERPRINT**  
**IMAGING SYSTEM GRANT FROM THE STATE OF TENNESSEE**

**OFFICE OF CRIMINAL JUSTICE PROGRAMS IN THE AMOUNT OF  
\$15,000.00: R-05-7-301:(Book 21/Page 14 & 15)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$20,000.00 and approving an Electronic Fingerprint Imaging System Grant from the State of Tennessee Office of Criminal Justice Programs in the amount of \$15,000.00 was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-7-301 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$20,000.00 and approving an Electronic Fingerprint Imaging System Grant from the State of Tennessee Office of Criminal Justice Programs in the amount of \$15,000.00. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE  
RENEWAL OF A CONTRACT BETWEEN THE KNOX COUNTY  
SHERIFFS DEPARTMENT AND PRINTRAK FOR MAINTENANCE  
AND SUPPORT ON AFIS MACHINES: R-05-7-302: (Book 21/Page 15)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the renewal of a contract between the Knox County

Sheriffs Department and Printrak for maintenance and support on AFIS machines was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-7-302 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the renewal of a contract between the Knox County Sheriffs Department and Printrak for maintenance and support on AFIS machines. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A**  
**CONTRACT WITH TDOT FOR BRIDGE REPLACEMENT ON BALL**  
**CAMP-BYINGTON ROAD: R-05-7-401: (Book 21/Page 16)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with TDOT for bridge replacement on Ball Camp-Byington Road was before the Board of Commissioners.



Commissioner Griess moved to approve R-05-7-401 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with TDOT for bridge replacement on Ball Camp-Byington Road. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AN AMENDMENT TO THE ASPHALT CONTRACT WITH RENFRO CONSTRUCTION BY INCREASING THE CONTRACT PRICE BY \$.91 PER TON: R-05-7-402: (Book 21/Page 17)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an amendment to the asphalt contract with Renfro Construction by increasing the contract price by \$.91 per ton was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-7-402 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving an amendment to the asphalt contract with Renfro Construction by increasing the contract price by \$.91 per ton. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston

voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$42,850.00 AND APPROVING A CONTRACT WITH U.S. GEOLOGICAL SURVEY FOR OPERATION AND MANAGEMENT OF DATA FROM STREAM AND RAINFALL DATA IN KNOX COUNTY FOR JULY 1, 2005 THROUGH JUNE 30, 2006:R-05-7-403: (Book 21/Page 18)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$42,850.00 and approving a contract with U.S. Geological Survey for operation and management of data from stream and rainfall data in Knox County for July 1, 2005 through June 30, 2006 was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-7-403 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$42,850.00 and approving a contract with U.S. Geological Survey for operation and management of data from stream and rainfall data in Knox County for July 1, 2005 through June 30, 2006. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A  
PROPERTY EXCHANGE BETWEEN KNOX COUNTY AND WALKER  
DEVELOPMENT CORPORATION FOR ONE-HALF ACRE OF  
PROPERTY AT BEVERLY PARK: R-05-7-701: (Book 21/Page 19)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a property exchange between Knox County and Walker Development Corporation for one-half acre of property at Beverly Park was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-7-701 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a property exchange between Knox County and Walker Development Corporation for one-half acre of property at Beverly Park. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING  
\$2,825,000.00 FOR PARK IMPROVEMENTS: R-05-7-703: (Book  
21/Page 19)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$2,825,000.00 for park improvements was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-7-703 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$2,825,000.00 for park improvements. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$260,768.00 FOR CITY-COUNTY IMPROVEMENTS: R-05-7-801:**  
***(Book 21/Page 20)***

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$260,768.00 for city-county improvements was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-7-801 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$260,768.00 for city-county improvements. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT AGREEMENT BETWEEN THE TENNESSEE COMMISSION ON CHILDREN AND YOUTH AND KNOX COUNTY TO PROVIDE FUNDS TO SUPPLEMENT THE SALARY OF A JUVENILE COURT WORKER: R-05-7-902: (Book 21/Page 20 & 21)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement between the Tennessee Commission on Children and Youth and Knox County to provide funds to supplement the salary of a Juvenile Court Worker was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-7-902 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement between the Tennessee Commission on Children and Youth and Knox County to provide funds to supplement the salary of a Juvenile Court Worker. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE SALE OF A COUNTY COMPUTER TO A FORMER EMPLOYEE IN ACCORDANCE WITH THE KNOX COUNTY PURCHASING ORDINANCE: R-05-7-903: (Book 21/Page 21)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the sale of a county computer to a former employee in accordance with the Knox County Purchasing Ordinance was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-7-903 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the sale of a county computer to a former employee in accordance with the Knox County Purchasing Ordinance. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A**  
**CONTRACT BETWEEN KNOX COUNTY AND OFFICIAL PAYMENTS**  
**CORPORATION FOR PAYMENT PROCESSING SERVICES FOR THE**  
**KNOX COUNTY TRUSTEES: R-05-7-904: (Book 21/Page 22)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract between Knox County and Official Payments Corporation for payment processing services for the Knox County Trustees was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-7-904 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract between Knox County and Official Payments Corporation for

payment processing services for the Knox County Trustees. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING**  
**CONTRACT BETWEEN KNOX COUNTY AND THE CITY OF**  
**KNOXVILLE TO PROVIDE CERTAIN GRANTS FUNDS FOR THE**  
**BECK CULTURAL CENTER: R-05-7-906: (Book 21/Page 23)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving contract between Knox County and the City of Knoxville to provide certain grants funds for the Beck Cultural Center was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-7-906 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving contract between Knox County and the City of Knoxville to provide certain grants funds for the Beck Cultural Center. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE:      ACCEPTANCE OF NEW COUNTY ROADS: (Book 21/Page  
24)**

Consideration of acceptance of new county roads was before  
the Board of Commissioners.

- A. Summertime Lane in the Summer Hall Subdivision, Unit 1  
& 2. (District 6)
- B. Shadwell Drive in the Summer Hall Subdivision, Unit 1.  
(District 6)
- C. Evening Sun Lane in the Summer Hall Subdivision, Unit 1.  
(District 6)
- D. Porchswing Road in the Summer Hall Subdivision, Unit 1.  
(District 6)
- E. Cool Breeze Drive in the Summer Hall Subdivision, Unit 1.  
(District 6)
- F. Cottonwood Meadow Road in the Cottonwood Subdivision,  
Unit 1. (District 6)
- G. Woodpath Lane in the Cottonwood Subdivision, Unit 1.  
(District 6)



Commissioner Griess moved to approve the above acceptance of new county roads. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF APPROVAL OF MINUTES OF THE PREVIOUS MEETING: (Book 21/Page 25)**

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

Commissioner Mills moved to approve the minutes of the previous meeting. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE:        ELECTIONS AND APPOINTMENTS: (Book 21/Page 25)**

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE APPOINTMENT OF FRANK LEUTHOLD AS THE FIFTH DISTRICT REPRESENTATIVE TO THE KNOX COUNTY LIBRARY SYSTEM BOARD OF TRUSTEES: R-05-7-112: (Book 21/Page 25)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appointment of Frank Leuthold as the Fifth District Representative to the Knox County Library System Board of Trustees was before the Board of Commissioners.

Commissioner Tindell moved to approve R-05-7-112 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appointment of Frank Leuthold as the Fifth District Representative to the Knox County Library System Board of Trustees. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE:      DRIVES AND ROADS: (Book 21/Page 26)**

Consideration of closure of unimproved right of way on Callahan Drive was before the Board of Commissioners on second reading. Property located on Callahan Drive at Old Callahan Drive. Property owners: City of Knoxville.

Commissioner Tindell moved to approve Consideration of closure of unimproved right of way on Callahan Drive on second reading. Property located on Callahan Drive to Old Callahan Drive. Property owners: City of Knoxville. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon,

Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE:      RESOLUTIONS: (Book 21/Page 26-40)**

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE HONORING  
ADRIAN BURNETT ELEMENTARY SCHOOL AND PRINCIPAL  
CONNIE GRAHAM FOR EARNING THE SACS ACCREDITATION:  
R-05-7-101: (Book 21/Page 26 & 27)**

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Adrian Burnett Elementary School and Principal Connie Graham for earning the SACS Accreditation was before the Board of Commissioners.

Ms. Vicki Violette, Principal, Powell Elementary School, was present and expressed appreciation for the resolution.

Commissioner Tindell moved to approve R-05-7-101 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Adrian Burnett Elementary School and Principal Connie Graham for earning the SACS Accreditation. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE HONORING**  
**CHILHOWEE ELEMENTARY SCHOOL AND PRINCIPAL LINDA**  
**DELANEY: R-05-7-103: (Book 21/Page 27)**

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Chilhowee Elementary School and Principal Linda Delaney was before the Board of Commissioners.

Ms. Vicki Violette, Principal, Powell Elementary School, was present and expressed appreciation for the resolution.

Commissioner Tindell moved to approve R-05-7-103 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Chilhowee Elementary School and Principal Linda Delaney. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE HONORING**  
**FARRAGUT PRIMARY ELEMENTARY SCHOOL AND PRINCIPAL**  
**JULIA CRAZE FOR EARNING THE SACS ACCREDITATION:**  
**R-05-7-104: (Book 21/Page 28)**

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Farragut Primary Elementary School and Principal Julia

Craze for earning the SACS Accreditation was before the Board of Commissioners.

Ms. Vicki Violette, Principal, Powell Elementary School, was present and expressed appreciation for the resolution.

Commissioner Tindell moved to approve R-05-7-104 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Farragut Primary Elementary School and Principal Julia Craze for earning the SACS Accreditation. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE HONORING**  
**POWELL ELEMENTARY SCHOOL AND PRINCIPAL VICKI**  
**VIOLETTE FOR EARNING THE SACS ACCREDITATION:**  
**R-05-7-106: (Book 21/Page 29)**

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Powell Elementary School and Principal Vicki Violette for earning the SACS Accreditation was before the Board of Commissioners.

Ms. Vicki Violette, Principal, Powell Elementary School, was present and expressed appreciation for the resolution.

Commissioner Tindell moved to approve R-05-7-106 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring

Powell Elementary School and Principal Vicki Violette for earning the SACS Accreditation. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE HONORING RITTA**  
**ELEMENTARY SCHOOL AND PRINCIPAL PATRICIA LITTLEJOHN**  
**FOR EARNING THE SACS ACCREDITATION: R-05-7-107: (Book**  
**21/Page 30)**

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Ritta Elementary School and Principal Patricia Littlejohn for earning the SACS Accreditation was before the Board of Commissioners.

Ms. Vicki Violette, Principal, Powell Elementary School, was present and expressed appreciation for the resolution.

Commissioner Tindell moved to approve R-05-7-107 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Ritta Elementary School and Principal Patricia Littlejohn for earning the SACS Accreditation. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING SUNNYVIEW ELEMENTARY SCHOOL AND PRINCIPAL ELNORA WILLIAMS FOR EARNING THE SACS ACCREDITATION:**

**R-05-7-109: (Book 21/Page 30)**

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Sunnyview Elementary School and Principal Elnora Williams for earning the SACS Accreditation was before the Board of Commissioners.

Ms. Vicki Violette, Principal, Powell Elementary School, was present and expressed appreciation for the resolution.

Commissioner Tindell moved to approve R-05-7-109 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Sunnyview Elementary School and Principal Elnora Williams for earning the SACS Accreditation. Commissioner Mills seconded the motion and

upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE HONORING JOHN**  
**CARTER ROUTH FOR EARNING THE RANK OF EAGLE SCOUT:**  
**R-05-7-113: (Book 21/Page 31)**

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring John Carter Routh for earning the rank of Eagle Scout was before the Board of Commissioners.

Commissioner Tindell moved to approve R-05-7-113 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring John Carter Routh for earning the rank of Eagle Scout. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE HONORING**  
**STERCHI ELEMENTARY SCHOOL AND PRINCIPAL CINDY BOSSE**  
**FOR EARNING THE SACS ACCREDITATION: R-05-7-108: (Book**  
**21/Page 32)**



Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Sterchi Elementary School and Principal Cindy Bosse for earning the SACS Accreditation was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-7-108 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Sterchi Elementary School and Principal Cindy Bosse for earning the SACS Accreditation. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A**  
**CONTRACT WITH THE PUBLIC BUILDING AUTHORITY FOR**  
**CONSTRUCTION OF THE NEW WEST KNOX HIGH SCHOOL:**  
**R-05-7-208: (Book 21/Page 32)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with the Public Building Authority for construction of the new West Knox High School was before the Board of Commissioners.

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

Commissioner Tindell moved to approve R-05-7-208 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a

contract with the Public Building Authority for construction of the new West Knox High School. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING**  
**\$13 MILLION FOR A POD ADDITION TO THE KNOX COUNTY**  
**DETENTION FACILITY: R-05-7-303: (Book 21/Page 33)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$13 million for a pod addition to the Knox County Detention Facility was before the Board of Commissioners.

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

Mr. Mike Ragsdale, Knox County Mayor, was present and spoke on the matter.

Mr. Blaise Burch, Senior Manager of Programs, Program Manager Technology, Public Building Authority, was present and spoke on the matter.

Commissioner Tindell moved to approve R-05-7-303 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$13 million for a pod addition to the Knox County Detention Facility with the following amendment: The Knox County Commission hereby grants authority to Public Building Authority to waive any

requirement for a competitive bidding process for architectural services for this project. Whereas, Barber & McMurry originally designed this program and Whereas, Knox County stands to realize a substantial savings by utilizing their services for expansion of the system. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, Mills, Clark and Pinkston voted aye. The motion carried 17-1-0-1. Commissioner McMillan voted no. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A**  
**CONTRACT WITH CITY SHUTTLE, INC. TO PROVIDE**  
**TRANSPORTATION FOR THE KNOX COUNTY SCHOOL SYSTEM:**  
**R-05-7-207: (Book 21/Page 34)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with City Shuttle, Inc. to provide Transportation for the Knox County School System was before the Board of Commissioners.

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

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

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

Commissioner Tindell moved to approve R-05-7-207 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with City Shuttle, Inc. to provide Transportation for the Knox County School System. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 17-0-0-2. Commissioner Schmid was absent from the meeting. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A**  
**REVISED FY2005-2006 INDIGENT CARE AGREEMENT:**  
**R-05-7-601: (Book 21/Page 35)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a revised FY2005-2006 Indigent Care Agreement was before the Board of Commissioners.

Mr. Mike Ragsdale, Knox County Mayor, was present and spoke on the matter.

Mr. Mark Jones, Knox County Health Department, was present and spoke on the matter.

Commissioner Tindell moved to approve R-05-7-601 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a revised FY2005-2006 Indigent Care Agreement. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold,

Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A**  
**LEASE AGREEMENT WITH TWIN SPRINGS FARMS, INC. FOR USE**  
**OF BOWER FIELD: R-05-7-702: (Book 21/Page 36)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a lease agreement with Twin Springs Farms, Inc. for use of Bower Field was before the Board of Commissioners.

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

Mr. Mike Ragsdale, Knox County Mayor, was present and spoke on the matter.

Commissioner Tindell moved to approve R-05-7-702 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a lease agreement with Twin Springs Farms, Inc. for use of Bower Field.

Commissioner Mills seconded the motion and upon roll call vote

Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon,

Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore,

McMillan, Mills, Clark and Pinkston voted aye. The motion carried

18-0-0-1. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING**  
**\$5,000,000.00 FOR SCHOOL PHYSICAL PLANT UPGRADES:**

**R-05-7-802: (Book 21/Page 37)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$5,000,000.00 for School Physical Plant Upgrades was before the Board of Commissioners.

Mr. Mike Ragsdale, Knox County Mayor, was present and spoke on the matter.

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

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

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

Mr. Jim French, Supervisor, Maintenance and Operations, Knox County Schools, was present and spoke on the matter.

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

Mr. Robert Bratton, Knox County School Board, was present and spoke on the matter.

Commissioner Tindell moved to approve R-05-7-802 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$5,000,000.00 for School Physical Plant Upgrades.

Commissioner Mills seconded the motion.

Commissioner Moore moved as a substitute motion to defer to the August Board of Commissioners meeting R-05-7-802 – Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$5,000,000.00 for School Physical Plant Upgrades. Commissioner Mills seconded the motion and upon roll call vote Commissioners Tindell, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Jordan, Strickland, Collins, Moody, Harmon, Guthe, Hammond, Leuthold, Griess and Cawood voted no. Commissioner Schmid was absent from the meeting. Commissioner Stephens was absent from the vote. The substitute motion failed 7-10-0-2.

Upon roll call vote to approve R-05-7-802 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$5,000,000.00 for School Physical Plant Upgrades Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 17-0-0-2. Commissioner Schmid was absent from the meeting. Commissioner Stephens was absent from the meeting.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING**  
**\$15,000.00 FOR THE BEAVER CREEK WATERSHED PROJECT:**

**R-05-7-803: (Book 21/Page 39)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$15,000.00 for the Beaver Creek Watershed Project was before the Board of Commissioners.

Commissioner Tindell moved to approve R-05-7-803 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$15,000.00 for the Beaver Creek Watershed Project. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 17-0-0-2. Commissioner Schmid was absent from the meeting. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING**  
**\$1,868,479.00 IN FEDERAL HOMELAND SECURITY GRANT FUNDS:**  
**R-05-7-901: (Book 21/Page 39)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving \$1,868,479.00 in Federal Homeland Security Grant funds was before the Board of Commissioners.

Mr. Dwight Van de Vate, Governmental Affairs, was present and spoke on the matter.

Commissioner Tindell moved to approve R-05-7-901 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving \$1,868,479.00 in Federal Homeland Security Grant funds. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted



aye. The motion carried 17-0-0-2. Commissioner Schmid was absent from the meeting. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING A CONTINUOUS FOUR-YEAR REAPPRAISAL CYCLE: R-05-7-907: (Book 21/Page 40)**

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing a continuous four-year reappraisal cycle was before the Board of Commissioners.

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

Without objection, Commissioner Moore moved this item to the end of the business agenda.

\* \* \* \* \*

**IN RE: ORDINANCES ON FIRST READING: (Book 21/Page 40)**

**IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE TO REQUIRE A SUPER MAJORITY OF THE KNOX COUNTY COMMISSION FOR APPROVAL OF THE EXERCISE OF THE COUNTY'S EMINENT DOMAIN POWERS FOR THE PURPOSE OF ECONOMIC DEVELOPMENT: O-05-7-101: FIRST READING: (Book 21/Page 40 & 41)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee to require a super majority of the Knox County Commission for

approval of the exercise of the County's eminent domain powers for the purpose of economic development was before the Board of Commissioners on first reading.

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

Commissioner Tindell moved to approve O-05-7-101 - Consideration of an Ordinance of the Commission of Knox County, Tennessee to require a super majority of the Knox County Commission for approval of the exercise of the County's eminent domain powers for the purpose of economic development on first reading. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 17-0-0-2. Commissioner Schmid was absent from the meeting.

Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: AMENDMENT TO THE AGENDA: (Book 21/Page 41)**

Without objection, Commissioner Moore heard R-05-7-907 next on the agenda:

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING A CONTINUOUS FOUR-YEAR REAPPRAISAL CYCLE: R-05-7-907: (Book 21/Page 42)**

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing a continuous four-year reappraisal cycle was before the Board of Commissioners.

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

Mr. John Whitehead, Knox County Property Assessor, was present and spoke on the matter.

Commissioner Tindell moved to approve R-05-7-907 - Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing a continuous four-year reappraisal cycle. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 17-0-0-2. Commissioner Schmid was absent from the meeting. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF AN ORDINANCE OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING**  
**ORDINANCE O-05-2-102, REGULATING SEXUALLY ORIENTED**  
**BUSINESSES WITHIN KNOX COUNTY: O-05-7-102: FIRST**  
**READING: (Book 21/Page 42 & 43)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Ordinance O-05-2-102, regulating sexually oriented businesses within Knox County was before the Board of Commissioners on first reading.

Commissioner Tindell moved to approve O-05-7-102 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Ordinance O-05-2-102, regulating sexually oriented businesses within Knox County. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 17-0-0-2. Commissioner Schmid was absent from the meeting. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF AN ORDINANCE OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE**  
**KNOX COUNTY CODE SECTION 2-666,ET SEQ. TO REQUIRE THE**  
**USE OF THE PUBLIC BUILDING AUTHORITY AS CONSTRUCTION**  
**MANAGER ON ALL KNOX COUNTY CAPITAL IMPROVEMENT**  
**PROJECTS WITH A COST OF \$500,000.00 OR MORE:O-05-7-103:**  
**FIRST READING: (Book 21/Page 43)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Code section 2-666,et seq. to require the use of the Public Building Authority as construction manager on all Knox County Capital Improvement projects with a cost of \$500,000.00 or more was before the Board of Commissioners on first reading.

Commissioner Tindell moved to withdraw from the agenda

O-05-7-103 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Code section 2-666,et seq. to require the use of the Public Building Authority as construction

manager on all Knox County Capital Improvement projects with a cost of \$500,000.00 or more on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried

17-0-0-2. Commissioner Schmid was absent from the meeting.

Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: ORDINANCES ON SECOND READING: (Book 21/Page 44)**

**IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE KNOX COUNTY CODE SECTION 2-496 TO ADD A MEMBER OF THE KNOX COUNTY BOARD OF EDUCATION TO THE KNOX COUNTY INVESTMENT COMMITTEE: O-05-6-104: SECOND READING: (Book 21/Page 44)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Code section 2-496 to add a member of the Knox County Board of Education to the Knox County Investment Committee was before the Board of Commissioners on second reading.

Commissioner Tindell moved to approve O-05-6-104 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Code section 2-496 to add a member of the Knox County Board of Education to the Knox County Investment Committee on second reading. Commissioner Mills seconded the motion and upon roll call vote

Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 17-0-0-2. Commissioner Schmid was absent from the meeting. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: PUBLIC FORUM: (Book 21/Page 45)**

Ms. Shannon Szito, concerned citizen was present and spoke on Clayton Homes being in compliance with codes.

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

\* \* \* \* \*

Ms. Marty Findley, Teacher, South Doyle Middle School, was present and spoke on the schools budget.

\* \* \* \* \*

**IN RE: AMENDMENTS TO ZONING AGENDA 4:00 P.M.: (Book 21/Page 45-47)**

Commissioner Cawood moved to defer to the August Board of Commissioners meeting 6-B-05-SP – Request of Cornerstone Development Group for a Northwest County Sector Plan Amendment from A/RR (Agricultural/Rural Residential) to LDR (Low Density Residential). Property located on the east and west sides of E. Gallaher Ferry Road, northwest side of Hickory Creek Road, northwest side of Hardin Valley Road. Sixth Commission District and 6-M-05-RZ – Request of Cornerstone Development Group for rezoning from A (Agricultural) to PR (Planned

Residential). Property located on the east and west sides of E. Gallaher Ferry Road, northwest side of Hickory Creek Road, northwest side of Hardin Valley Road. Sixth Commission District. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 17-0-0-2. Commissioner Schmid was absent from the meeting. Commissioner Stephens was absent from the vote.

Mr. John King, Attorney, representing Cornerstone Development Group, was present and spoke on the matter.

Mr. Doug Campbell, representing Cornerstone Development Group, was present and spoke on the matter.

\* \* \* \* \*

Request of Worley Builders, Inc. for a Northwest County Sector Plan Amendment from A/RR (Agricultural/Rural Residential) to LDR (Low Density Residential) 6-C-05-SP was before the Board of Commissioners. Property located on the South Side of Bud Hawkins Road, east of Shipe Road. Eighth Commission District.

Mr. Ron Worley, representing Worley Builders, Inc., was present and spoke on the matter.

Mr. John Valliant, Attorney, representing Bud Hawkins neighborhood, was present and spoke on the matter.

Commissioner Griess moved to defer to the September Board of Commissioners meeting 6-C-05-SP - Request of Worley Builders, Inc. for a Northwest County Sector Plan Amendment from A/RR (Agricultural/Rural

Residential) to LDR (Low Density Residential). Commissioner Tindell seconded the motion.

Commissioner McMillan moved as a substitute motion to hear today 6-C-05-SP - Request of Worley Builders, Inc. for a Northwest County Sector Plan Amendment from A/RR (Agricultural/Rural Residential) to LDR (Low Density Residential). Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Tindell, Leuthold, Moore, McMillan, and Mills voted aye. Commissioners Strickland, Collins, Moody, Harmon, Guthe, Hammond, Griess, Cawood, Horner, Clark and Pinkston voted no. The substitute motion failed 6-11-0-2. Commissioner Schmid was absent from the meeting. Commissioner Stephens was absent from the vote.

Commissioner Mills moved as a substitute motion to defer to the August Board of Commissioners meeting 6-C-05-SP - Request of Worley Builders, Inc. for a Northwest County Sector Plan Amendment from A/RR (Agricultural/Rural Residential) to LDR (Low Density Residential).

Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 17-0-0-2. Commissioner Schmid was absent from the meeting. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: ZONING REQUESTS: 4:00 P.M. (Book 21/Page 47-53)**

Request of Derek Hinkley for rezoning from A (Agricultural) to RA (Low Density Residential) 6-B-05-RZ was before the Board of Commissioners. Property located on the northwest side of E. Emory Road,



southwest of Emory Cove Way. Seventh Commission District. (**Book 21/Page 47**)

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

Commissioner Horner moved to approve 6-B-05-RZ - Request of Derek Hinkley for rezoning from A (Agricultural) to RA (Low Density Residential) as per Metropolitan Planning Commission's Recommendation: Approve RA (Low Density Residential). Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 17-0-0-2. Commissioner Schmid was absent from the meeting. Commissioner Stephens was absent from the vote. Property located on the northwest side of E. Emory Road, southwest of Emory Cove Way. Seventh Commission District.

\* \* \* \* \*

Request of GBS Engineering for rezoning from BP (Business and Technology) TO (Technology Overlay) to CA (General Business)/ TO (Technology Overlay) 6-C-05-RZ was before the Board of Commissioners. Property located on the northwest of Hardin Valley Road, southwest side of Charlevoix Road. (Sixth Commission District) (**Book 21/Page 48**)

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

Commissioner Cawood moved to approve 6-C-05-RZ - Request of GBS Engineering for rezoning from BP (Business and Technology) TO

(Technology Overlay) to CA (General Business)/ TO (Technology Overlay) as per Metropolitan Planning Commission's Recommendation: Approve CA (General Businesses) TO (Technology Overlay) Zoning, Limited to Commercial and Office uses that do not require outside storage or display or merchandise. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 17-0-0-2. Commissioner Schmid was absent from the meeting. Commissioner Stephens was absent from the vote. Property located on the northwest of Hardin Valley Road, southwest side of Charlevoix Road. (Sixth Commission District)

\* \* \* \* \*

Request of Stratford Park, LLC for rezoning from A (Agricultural) to PR (Planned Residential) 6-E-05-RZ was before the Board of Commissioners. Property located on the northwest side of Dry Gap Pike, southeast side of Nature Lane. Seventh Commission District (**Book 21/Page 49**)

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

Commissioner Horner moved to approve 6-E-05-RZ - Request of Stratford Park, LLC for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1 to 3 dwelling units per acre. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon,

Guthe, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 17-0-0-2.

Commissioner Schmid was absent from the meeting. Commissioner Stephens was absent from the vote. Property located on the northwest side of Dry Gap Pike, southeast side of Nature Lane. Seventh Commission District

\* \* \* \* \*

Request of Oakleigh, G. P. for rezoning from A (Agricultural) to PR (Planned Residential) 6-G-05-RZ was before the Board of Commissioners. Property located on the southeast side of Millertown Pike, northeast of Ellistown Road. (Eighth Commission District) (**Book 21/Page 50**)

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

Commissioner Horner moved to approve 6-G-05-RZ - Request of Oakleigh, G. P. for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commissioner's Recommendation: Approve PR (Planned Residential) at a density of 1 to 4 dwelling units per acre. Commissioner Collins seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Horner, Moore, Clark and Pinkston voted aye. The motion carried 15-0-0-4. Commissioner Schmid was absent from the meeting. Commissioners Stephens, Mills and McMillan were absent from the vote. Property located on the southeast side of Millertown Pike, northeast of Ellistown Road. (Eighth Commission District)

\* \* \* \* \*

Request of James R. White for rezoning from A (Agricultural) to PR (Planned Residential) 6-H-05-RZ was before the Board of Commissioners. Property located on the southwest side of Snyder School Road, southeast side of Black Road. (Fifth Commission District) (*Book 21/Page 51*)

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

Commissioner Griess moved to approve 6-H-05-RZ - Request of James R. White for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1 to 3 dwelling units per acre. Commissioner Collins seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Horner, Moore, Clark and Pinkston voted aye. The motion carried 15-0-0-4. Commissioner Schmid was absent from the meeting. Commissioners Stephens, Mills and McMillan were absent from the vote.

\* \* \* \* \*

Request of Robert A. Emery for rezoning from A (Agricultural) to RA (Low Density Residential) 6-I-05-RZ was before the Board of Commissioners. Property located on the east side of Triplett Lane, north of Redmont Lane. Fifth Commission District. (*Book 21/Page 51*)

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

Commissioner Griess moved to approve 6-I-05-RZ - Request of Robert A. Emery for rezoning from A (Agricultural) to RA (Low Density Residential) as per Metropolitan Planning Commission's Recommendation:

Approve RA (Low Density Residential). Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Horner, Moore, Clark and Pinkston voted aye. The motion carried 15-0-0-4. Commissioner Schmid was absent from the meeting.

Commissioners Stephens, Mills and McMillan were absent from the vote.

\* \* \* \* \*

Request of North American Development Corporation for rezoning from A (Agricultural) to PR (Planned Residential) 6-J-05-RZ was before the Board of Commissioners. Property located on the south side of S. Northshore Drive, east side of Harvey Road. Fifth Commission District *(Book 21/Page 52)*

Mr. Buzz Johnson, Development Services Director, Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Robert Campbell, representing North American Development Corporation, was present and spoke on the matter.

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

Commissioner Leuthold moved to approve 6-J-05-RZ - Request of North American Development Corporation for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1 to 3 dwelling units per acre. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion

carried 17-0-0-2. Commissioner Schmid was absent from the meeting.

Commissioner Stephens was absent from the vote.

\* \* \* \* \*

Request of David Corum for rezoning from I (Industrial) and RA (Low Density Residential) to RB (General Residential) 6-K-05-RZ was before the Board of Commissioners. Property located on the north side of Greenway Drive, west of DeMarcus Lane. Seventh Commission District  
*(Book 21/Page 53)*

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

Commissioner Horner moved to approve 6-K-05-RZ - Request of David Corum for rezoning from I (Industrial) and RA (Low Density Residential) to RB (General Residential) as per Metropolitan Planning Commission's Recommendation: Approve RB (General Residential). Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Hammond, Griess, Cawood, Horner, Moore, McMillan, Mills and Pinkston voted aye. The motion carried 14-3-0-2. Commissioners Guthe, Leuthold and Clark voted no. Commissioner Schmid was absent from the meeting. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE:      AMENDMENT TO THE KNOX COUNTY ZONING**

**ORDINANCE: (Book 21/Page 53 & 54)**

**IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE KNOX COUNTY ZONING ORDINANCE TO ADD DEFAULT MINIMUM BUILDING SETBACKS TO THE PR ZONE WHERE DEVELOPMENT PLANS DO NOT SPECIFY SETBACKS: O-05-6-103: SECOND READING: (Book 21/Page 53 & 54)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Zoning Ordinance to add default minimum building setbacks to the PR zone where development plans do not specify setbacks was before the Board of Commissioners on second reading.

Commissioner Tindell moved to approve O-05-6-103 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Zoning Ordinance to add default minimum building setbacks to the PR zone where development plans do not specify setbacks on second reading. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 17-0-0-2.

Commissioner Schmid was absent from the meeting. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: AMENDMENT TO THE AGENDA: (Book 21/Page 54)**

Commissioner Collins moved to add at the end of the agenda R-05-7-804 – Consideration of a Resolution of the Commission of Knox County, Tennessee approving an amendment to contract number 02234 (as amended in contract number 04-141) between Knox County, Tennessee and

Knoxville Tourism and Knoxville Sports Corporation. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 17-0-0-2. Commissioner Schmid was absent from the meeting. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: AMENDMENT TO THE AGENDA: (Book 21/Page 55)**

At this time Discussion on Board of Education of Knox County, requesting return of Trustee's excess fees for schools was before the Board of Commissioners.

Mr. Robert Bratton, Knox County School Board Member, was present and spoke on the matter.

Mr. John Troyer, Deputy Director, Knox County Finance, was present and spoke on the matter.

Mr. Mike Ragsdale, Knox County Mayor, was present and spoke on the matter.

No action was taken.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE REQUESTING THAT THE PUBLIC BUILDING AUTHORITY REOPEN THE CITY COUNTY BUILDING PARKING GARAGE FOR USE BY THE PUBLIC: R-05-7-905: (Book 21/Page 55)**

Consideration of a Resolution of the Commission of Knox County, Tennessee requesting that the Public Building Authority reopen the City



County Building parking garage for use by the public was before the Board of Commissioners.

Mr. Mike Ragsdale, Knox County Mayor, was present and stated he would form a committee consisting of Sheriff Tim Hutchison, who will Co Chair the meeting, Chief Owen, Homeland Security Person and a private citizen and Mayor Haslam will do the same for the city.

Commissioner Moore moved to withdraw from the agenda  
R-05-7-905 - Consideration of a Resolution of the Commission of Knox County, Tennessee requesting that the Public Building Authority reopen the City County Building parking garage for use by the public. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 17-0-0-2. Commissioner Schmid was absent from the meeting. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: AMENDMENT TO THE AGENDA: (Book 21/Page 56)**

At this time R-05-7-804 was heard next on the agenda.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AN AMENDMENT TO CONTRACT NUMBER 02234 (AS AMENDED IN CONTRACT NUMBER 04-141) BETWEEN KNOX COUNTY, TENNESSEE AND KNOXVILLE TOURISM AND KNOXVILLE SPORTS CORPORATION: R-05-7-804: (Book 21/Page 56)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an amendment to contract number 02234 (as amended in contract number 04-141) between Knox County, Tennessee and Knoxville Tourism and Knoxville Sports Corporation was before the Board of Commissioners.

Commissioner Jordan moved to approve R-05-7-804 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving an amendment to contract number 02234 (as amended in contract number 04-141) between Knox County, Tennessee and Knoxville Tourism and Knoxville Sports Corporation. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 17-0-0-2. Commissioner Schmid was absent from the meeting.

Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE:      ADJOURNMENT: (Book 21/Page 57)**

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

---

COMMISSIONER SCOTT MOORE, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, August 22, 2005 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston. Also present were Mr. Mike Moyers, Knox County Law Director, Mr. Mike Ragsdale, Mayor, Knox County, Mr. Bruce Wuethrich, Director, Engineering and Public Works.

Commissioner Scott Moore, Chairman, presided.

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

\* \* \* \* \*

**IN RE: ROLL CALL:**

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

\* \* \* \* \*

**IN RE: DEVOTIONAL:**

Dr. David Croker, Minister, Central Baptist Church of Fountain City gave the devotional.

\* \* \* \* \*

**IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:**

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

\* \* \* \* \*

**IN RE: AMENDMENTS TO THE AGENDA:**

Without objection, Commissioner Moore amended the agenda as follows:

Move to the top of the agenda R-05-8-403 – Resolution of the Commission of Knox County, Tennessee approving a contract to purchase property at 301 West Beaver Creek for relocation of Powell Convenience Center.

\* \* \* \* \*

Commissioner Griess moved to defer to the September Board of Commissioners meeting R-05-8-804 – Resolution of the Commission of Knox County, Tennessee approving a contract with Siemens Building Technologies, Inc. to provide energy related services for Knox County and hold a workshop. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody,

Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

Move R-05-8-906 – Resolution of the Commission of Knox County, Tennessee approving the sale and redevelopment of the Old School High School to Terminus Real Estate, Inc. and hear after R-05-8-403.

\* \* \* \* \*

Commissioner Hammond moved to appoint Commissioner Craig Leuthold to be the Knox County Commission’s representative on construction of the New West Knox County High School and to attend the meetings as the project moves on. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

Add to the consent agenda R-05-8-911 – Resolution of the Commission of Knox County Tennessee approving a Quit Claim Deed between the Development Corporation and Knox County for the donation, transfer and conveyance of property owned by the Development Corporation located on Rifle Range Road to Knox County.

\* \* \* \* \*

**IN RE: CONSENT ITEMS:**

Tax Refunds:  
No tax refunds received.

\* \* \* \* \*

Notary Public Applications:  
197 Notary Public Applications received.

Commissioner Griess moved to approve the above Consent Items. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: EDUCATION CONSENT CALENDAR:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AN EASEMENT AT CARTER HIGH SCHOOL WITH KUB: R-05-8-201:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an easement at Carter High School with KUB was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-201 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving an easement at Carter High School with KUB. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 TO PURCHASE PROPERTY AT 301 WEST BEAVER CREEK FOR RELOCATION OF POWELL CONVENIENCE CENTER: R-05-8-403:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract to purchase property at 301 West Beaver Creek for relocation of Powell Convenience Center was before the Board of Commissioners.

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

Mr. George Underwood, concerned resident, was present and spoke in opposition to the request.

Mr. Harry Lane, owner of subdivision across the street from the convenience center, was present and spoke in opposition to the request.

Mr. David Mosley, concerned resident, was present and spoke in opposition to the request.

Mr. Michael Cox, concerned resident, was present and spoke in opposition to the request.

Mr. Mike Ragsdale, Knox County Mayor, was present and spoke on the matter.

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

Commissioner Stephens moved to approve R-05-8-403 - Resolution of the Commission of Knox County, Tennessee approving a contract to purchase property at 301 West Beaver Creek for relocation of Powell

Convenience Center. Commissioner Collins seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, Mills and Pinkston voted aye. Commissioners Moody, McMillan and Clark voted no. The motion carried 16-3-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE SALE AND REDEVELOPMENT OF THE OLD SOUTH HIGH SCHOOL TO TERMINUS REAL ESTATE, INC.: R-05-8-906:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the sale and redevelopment of the Old South High School to Terminus Real Estate, Inc. was before the Board of Commissioners.

Ms. Rachael Craig, President, Island Homeowners Association in South Knoxville, was present and spoke in favor of the sale.

Ms. Kim Trent, Executive Director, Knoxville Heritage, was present and spoke in favor of the project.

Mr. John Werner, Director, Knox County Finance, was present and spoke on the matter.

Mr. Hugh Holt, Knox County Purchasing, was present and spoke on the matter.

Mr. Robert Bratton, Knox County School Board Member, was present and spoke on the matter.

Mr. Lee Birch, property owner, was present and spoke on the matter.

Mr. Montie Stanley, concerned resident, was present and spoke on the matter.

Mr. Deana Conn, concerned resident, was present and spoke in favor of the sale.

Ms. Lynn Thomas Miller, concerned resident, was present and spoke in favor of the sale.

Ms. Linda Russ, representing South Haven Neighborhood Association, was present and spoke in favor of the sale.

Mr. Rob Danthrowe, concerned citizen, was present and spoke in favor of the sale.

Mr. Paul Kelly, concerned citizen, was present and spoke in favor of the sale.

Commissioner Tindell moved to approve R-05-8-906 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the sale and redevelopment of the Old South High School to Terminus Real

Estate, Inc. Commissioner Collins seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Guthe, Schmid, Leuthold and Griess voted aye. Commissioners Jordan, Harmon, Hammond, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted no. The motion to approve failed 8-10-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: ZONING REQUESTS: 4:00 P.M.**

Request of Cornerstone Development Group for a Northwest County Sector Plan Amendment from A/RR (Agricultural/Rural Residential) to LDR (Low Density Residential) 6-B-05-SP was before the Board of Commissioners. Property located on the east and west sides of E. Gallaher Ferry Road, northwest side of Hickory Creek Road, northwest side of Hardin Valley Road. Sixth Commission District.

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

Commissioner Cawood moved to approve 6-B-05-SP - Request of Cornerstone Development Group for a Northwest County Sector Plan Amendment from A/RR (Agricultural/Rural Residential) to LDR (Low Density Residential). Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. Property located on the east and west sides of E. Gallaher Ferry Road, northwest side of Hickory Creek Road, northwest side of Hardin Valley Road. Sixth Commission District.

\* \* \* \* \*

Request of Cornerstone Development Group for rezoning from A (Agricultural) to PR (Planned Residential) 6-M-05-RZ was before the Board of Commissioners. Property located on the east and west sides of E. Gallaher Ferry Road, northwest side of Hickory Creek Road, northwest side of Hardin Valley Road. Sixth Commission District.

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

Mr. Doug Campbell, Attorney, representing Cornerstone Development Group, was present and spoke on the matter.

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

Commissioner Cawood moved to approve 6-M-05-RZ - Request of Cornerstone Development Group for rezoning from A (Agricultural) to PR (Planned Residential) with the following amendments: The maximum number of lots will be determined as follows: Density and number of Lots: Cornerstone will be entitled (a) to develop the property at a density of 1.8 du/acre, or (b) to develop an agreed maximum number of lots on the property. The maximum number of lots will be determined as follows:

- (i) If the sale of approximately 5 acres of the Property to the Bensons is consummated, the maximum number of lots will be 270, plus up to 5 additional lots in the area above the Creek to be shown on the concept plan as “potential future development area,” or a total of 275 lots; and
- (ii) If the sale of approximately 5 acres to the Bensons is not consummated, the maximum number of lots will be 278, plus up to 5 additional lots in the potential future development area, for a total of 283 lots.

Tree Protection: Cornerstone will create in all applicable subdivision restrictions tree protection areas as follows: 30 feet along the Northern and Western peripheral boundaries of the property and 50 feet off the edge of the pavement of E. Gallaher Ferry. These restrictions would require approval of the homeowner’s association before any hardwood trees 8 inches or greater in diameter could be removed as a part of development or construction on any restricted lot(s), and could be enforced by any homeowner in the development if the homeowner’s association failed or refused to act.

Potential Future Development Area: The potential future development area would be rezoned with the rest of the Property. The current concept plan for the Property will show no lots in this area. In the event Cornerstone desires to develop this area, it will be required to submit a concept plan through normal channels, but will not request more than 5 lots.

Ownership Transfer: If ownership of the property is transferred before these conditions are met, then these conditions shall be imposed upon the new owner. If the new owner is unwilling to abide by these conditions, then the zoning of the property shall revert to the property’s original zoning classification. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1.



Commissioner Stephens was absent from the vote. Property located on the east and west sides of E. Gallaher Ferry Road, northwest side of Hickory Creek Road, northwest side of Hardin Valley Road. Sixth Commission District.

\* \* \* \* \*

Request of Worley Builders, Inc. for a Northwest County Sector Plan Amendment from A/RR (Agricultural/Rural Residential to LDR (Low Density Residential) 6-C-05-SP was before the Board of Commissioners. Property located on the South side of Bud Hawkins Road, east of Shipe Road. Eighth Commission District.

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

Ms. Jackie Neusbomber, area resident was present and spoke in favor of Worley Builders.

Mr. Alan Childress, representing Cannon & Cannon, was present and spoke on the matter.

Mr. Buzz Johnson, Development Services Director, Metropolitan Planning Commission, was present and spoke on the matter.

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

Mr. John Valliant, Attorney, representing neighborhood residents, on Bud Hawkins Road, who is in opposition to the request was present and spoke on the matter.

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

Mr. Daryl Acuff, area resident, was present and spoke in opposition to the request.

Ms. Leann McHanley, area resident, was present and spoke in opposition to the request.

Commissioner Leuthold moved to approve 6-C-05-SP - Request of Worley Builders, Inc. for a Northwest County Sector Plan Amendment from A/RR (Agricultural/Rural Residential to LDR (Low Density Residential) as per Metropolitan Planning Commission's Recommendation: Approve LDR (Low Density Residential). Commissioner Moore seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, Clark and Pinkston voted aye. The motion carried 16-2-0-1. Commissioners Mills and McMillan voted no. Commissioner Stephens was absent from the vote. Property located on the South Side of Bud Hawkins Road, east of Shipe Road. Eighth Commission District.

\* \* \* \* \*

Request of Worley Builders, Inc. for rezoning from A (Agricultural) to PR (Planned Residential) 6-N-05-RZ was before Board of Commissioners. Property located on the South Side of Bud Hawkins Road, east of Shipe Road. Eighth Commission District.

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

Ms. Jackie Neusbomber, area resident was present and spoke in favor of Worley Builders.

Mr. Alan Childress, representing Cannon & Cannon, was present and spoke on the matter.

Mr. Buzz Johnson, Development Services Director, Metropolitan Planning Commission, was present and spoke on the matter.

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

Mr. John Valliant, Attorney, representing neighborhood residents, on Bud Hawkins Road, who is in opposition to the request was present and spoke on the matter.

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

Mr. Daryl Acuff, area resident, was present and spoke in opposition to the request.

Ms. Leann McHanley, area resident, was present and spoke in opposition to the request.

Commissioner Leuthold moved to approve 6-N-05-RZ - Request of Worley Builders, Inc. for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve 1 to 2 dwelling units per acre. Commissioner Moore seconded the motion.

Commissioner McMillan moved as a substitute motion to approve staff recommendation on 6-N-05-RZ - Request of Worley Builders, Inc. for rezoning from A (Agricultural) to PR (Planned Residential) at 1 dwelling unit per acre. Commissioner Mills seconded the motion and upon roll call vote Commissioners Strickland, Tindell, McMillan and Mills voted aye. Commissioners Jordan, Collins, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, Clark and Pinkston voted no. The substitute motion failed 4-14-0-1. Commissioner Stephens was absent from the vote.

Commissioner Griess moved as a substitute motion to approve

6-N-05-RZ - Request of Worley Builders, Inc. for rezoning from A (Agricultural) to PR (Planned Residential) at 1-3 dwelling units per acre. Commissioner Guthe seconded the motion and upon roll call vote Commissioners Jordan, Collins, Moody, Guthe, Schmid, Griess, Cawood and Horner voted aye. Commissioners Strickland, Tindell, Harmon, Hammond, Leuthold, Moore, McMillan, Mills, Clark and Pinkston voted no. The substitute motion failed 8-10-0-1. Commissioner Stephens was absent from the vote.

Commissioner Griess moved as a substitute motion to approve 6-N-05-RZ - Request of Worley Builders, Inc. for rezoning from A (Agricultural) to PR (Planned Residential) at 2 ½ dwelling units per acre. Commissioner Guthe seconded the motion and upon roll call vote Commissioners Jordan, Collins, Moody, Guthe, Schmid, Griess, Cawood and Horner voted aye. Commissioners Strickland, Tindell, Harmon, Hammond, Leuthold, Moore, McMillan, Mills, Clark and Pinkston voted no. The substitute motion failed 8-10-0-1. Commissioner Stephens was absent from the vote.

Upon roll call vote of the original motion to approve 6-N-05-RZ - Request of Worley Builders, Inc. for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve 1 to 2 dwelling units per acre Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, Clark and Pinkston voted aye. The motion carried 16-2-0-1. Commissioners Mills and McMillan voted no. Commissioner Stephens was absent from the vote. Property located on the South Side of Bud Hawkins Road, east of Shipe Road. Eighth Commission District.

\* \* \* \* \*

Request of John Capps for rezoning from A (Agricultural) to PR (Planned Residential) 7-E-05-RZ was before the Board of Commissioners. Property located on the Southeast side of Hill Road, north of Cabbage Lane. Seventh Commission District.

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

Commissioner Horner moved to approve 7-E-05-RZ - Request of John Capps for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1 to 3 dwelling units per acre. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon,

Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. Property located on the Southeast side of Hill Road, north of Cabbage Lane. Seventh Commission District.

\* \* \* \* \*

Request of Roy Corum, Jr. for rezoning from A (Agricultural) to PR (Planned Residential) 7-H-05-RZ was before the Board of Commissioners. Property located on the South side of Fairview Road, southeast of Napoli Blvd. Eighth Commission District.

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

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

Commissioner McMillan moved to approve 7-H-05-RZ - Request of Roy Corum, Jr. for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1 to 2.5 dwelling units per acre. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. Property located on the South side of Fairview Road, southeast of Napoli Blvd. Eighth Commission District.

\* \* \* \* \*

Request of Keith Walker for rezoning from A (Agricultural) to RA (Low Density Residential) 7-J-05-RZ was before the Board of Commissioners. Property located on the Southwest side of Brown Gap Road, northwest of Crippen Road. Seventh Commission District.

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

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

Mr. Buzz Johnson, Development Services Director, Metropolitan Planning Commission, was present and spoke on the matter.

Ms. Susan Crabtree, Knox County Deputy Law Director, was present and spoke on the matter.

Commissioner Horner moved to approve 7-J-05-RZ – Request of Keith Walker from rezoning from A (Agricultural) to PR (Planned Residential) at a density of 1 to 5 dwelling units per acre. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan,

Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. Property located on the Southwest side of Brown Gap Road, northwest of Crippen Road. Seventh Commission District.

\* \* \* \* \*

Request of Travis L. Loope for South West County Sector Plan Amendment from LDR (Low Density Residential) to O (Office) 7-B-05-SP was before the Board of Commissioners. Property located on the Northeast side of Land Oak Road, north of Kingston Pike. Fifth Commission District.

Mr. Buzz Johnson, Development Services Director, Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Travis Loope, applicant, was present and spoke on behalf of the request.

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

Commissioner Horner moved to approve 7-B-05-SP – Request of Travis L. Loope for South West County Sector Plan Amendment from LDR (Low Density Residential) to O (Office) as per Metropolitan Planning Commission’s Recommendation: Approve O (Office). Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 15-3-0-1. Commissioners Griess, Hammond and Leuthold voted no. Commissioner Stephens was absent from the vote. Property located on the Northeast side of Land Oak Road, north of Kingston Pike. Fifth Commission District.

\* \* \* \* \*

Request of Travis L. Loope for rezoning from A (Agricultural) to OB (Office, Medical and Related Services) 7-K-05-RZ was before the Board of Commissioners. Property located on the Northeast side of Land Oak Road, north of Kingston Pike. Fifth Commission District.

Mr. Buzz Johnson, Development Services Director, Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Travis Loope, applicant, was present and spoke on behalf of the request.

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

Commissioner Horner moved to approve 7-K-05-RZ - Request of Travis L. Loope for rezoning from A (Agricultural) to OB (Office, Medical

and Related Services) as per Metropolitan Planning Commission's Recommendation: Approve OB (Office, Medical and Related Services) with the following amendment: Extend the living barrier and also put in the deed that it had to stay there. Issues with a large tree in the front yard of Mr. Loop's property, Mr. Barrs did not want them removed. Mr. Loop agreed to use the building that was there and any further expansion to that building would go to the back of that property. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 15-3-0-1. Commissioners Griess, Hammond and Leuthold voted no. Commissioner Stephens was absent from the vote. Property located on the Northeast side of Land Oak Road, north of Kingston Pike. Fifth Commission District.

\* \* \* \* \*

Request of Legacy Group for Northeast County Sector Plan Amendment from A/RR (Agricultural/Rural Residential) & SLPA (Slope Protection Area) to LDR (Low Density Residential) & SLPA (Slope Protection Area) 7-E-05-SP was before the Board of Commissioners. Property located on the Northwest side of Tazewell Pike, northeast of Mountain Shadow Drive. Eighth Commission District.

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

Commissioner Mills moved to approve the Request of Legacy Group for Northeast County Sector Plan Amendment from A/RR (Agricultural/Rural Residential) & SLPA (Slope Protection Area) to LDR (Low Density Residential) & SLPA (Slope Protection Area) as per Metropolitan Planning Commission's Recommendation: Approve LDR (Low Density Residential) and SLPA (Slope Protection Area). Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. Property located on the Northwest side of Tazewell Pike, northeast of Mountain Shadow Drive. Eighth Commission District.

\* \* \* \* \*

Request of Legacy Group for rezoning from A (Agricultural) to PR (Planned Residential) 7-S-05-RZ was before the Board of Commissioners.

Property located on the Northwest side of Tazewell Pike, northeast of Mountain Shadow Drive. Eighth Commission District.

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

Commissioner Mills moved to approve 7-S-05-RZ - Request of Legacy Group for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1.6 dwelling units per acre not to exceed a maximum of 19 residential lots. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. Property located on the Northwest side of Tazewell Pike, northeast of Mountain Shadow Drive. Eighth Commission District.

\* \* \* \* \*

Request of Kenn Davin for North County Sector Plan Amendment from A/RR (Agricultural/Rural Residential) to LDR (Low Density Residential) 7-F-05-SP was before the Board of Commissioners. Property located on the Northwest side of East Copeland Drive, northeast of Bowman Hollow Road. Seventh Commission District.

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

Commissioner Horner moved to approve 7-F-05-SP - Request of Kenn Davin for North County Sector Plan Amendment from A/RR (Agricultural/Rural Residential) to LDR (Low Density Residential) as per Metropolitan Planning Commission's Recommendation: Approve LDR (Low Density Residential). Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. Property located on the Northwest side of East Copeland Drive, northeast of Bowman Hollow Road. Seventh Commission District.

\* \* \* \* \*

Request of Kenn Davin for rezoning from A (Agricultural) to PR (Planned Residential) 7-T-05-RZ was before the Board of Commissioners. Property located on the Northwest side of East Copeland Drive, Northeast of Bowman Hollow Road. Seventh Commission District.

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

Commissioner Horner moved to approve 7-T-05-RZ - Request of Kenn Davin for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1 to 3 dwelling units per acre.

Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. Property located on the Northwest side of East Copeland Drive, Northeast of Bowman Hollow Road. Seventh Commission District.

\* \* \* \* \*

Request of Forest Brook Properties, LLC for rezoning from RA (Low Density Residential) to PR (Planned Residential) 7-Z-05-RZ was before the Board of Commissioners. Property located on the south side of Nubbin Ridge Road, east of Wallace Road. Fourth Commission District.

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

Commissioner Schmid moved to approve 7-Z-05-RZ - Request of Forest Brook Properties, LLC for rezoning from RA (Low Density Residential) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1 to 5 dwelling units per acre. Commissioner Guthe seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. Property located on the south side of Nubbin Ridge Road, east of Wallace Road. Fourth Commission District.

\* \* \* \* \*

**IN RE: CONSENT CALENDAR:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$300,000.00 FOR LIBRARY FACILITIES UPGRADES, TECHNOLOGY UPGRADES AND OTHER UPGRADES FOR THE KNOX COUNTY LIBRARY SYSTEM: R-05-8-203:**



Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$300,000.00 for library facilities upgrades, technology upgrades and other upgrades for the Knox County Library System was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-203 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$300,000.00 for library facilities upgrades, technology upgrades and other upgrades for the Knox County Library System. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH THE TENNESSEE OFFICE OF CRIMINAL JUSTICE PROGRAMS TO PROVIDE MENTAL HEALTH AND OTHER SERVICES TO INMATES HOUSED WITHIN THE KNOX COUNTY CORRECTIONAL SYSTEM: R-05-8-301:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with the Tennessee Office of Criminal Justice Programs to provide mental health and other services to inmates housed within the Knox County Correctional system was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-301 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with the Tennessee Office of Criminal Justice Programs to provide mental health and other services to inmates housed within the Knox County Correctional system. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AMENDMENT #1 TO GRANT NUMBER GG-02-09792-01 BETWEEN TEMA AND KNOX COUNTY FOR THE BEAVER CREEK ACQUISITION PROJECT: R-05-8-401:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Amendment #1 to grant number GG-02-09792-01 between TEMA and Knox County for the Beaver Creek Acquisition Project was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-401 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Amendment #1 to grant number GG-02-09792-01 between TEMA and Knox County for the Beaver Creek Acquisition Project. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$54,000.00 AND APPROVING A CONTRACT BETWEEN KNOX COUNTY AND THE TENNESSEE DEPARTMENT OF TRANSPORTATION FOR CONSTRUCTION OF AN INTERSECTION AT CONCORD ROAD AND NORTHSORE DRIVE: R-05-8-402:**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$54,000.00 and approving a contract between Knox County and the Tennessee Department of Transportation for construction of an intersection at Concord Road and Northshore Drive was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-402 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$54,000.00 and approving a contract between Knox County and the Tennessee Department of Transportation for construction of an intersection at Concord Road and Northshore Drive. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$50,000.00 FOR ELECTRICAL MODIFICATIONS TO EIGHT**

**CONVENIENCE CENTERS TO ACCOMMODATE NEW WASTE HANDLING EQUIPMENT: R-05-8-404:**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$50,000.00 for electrical modifications to eight convenience centers to accommodate new waste handling equipment was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-404 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$50,000.00 for electrical modifications to eight convenience centers to accommodate new waste handling equipment. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH THE INTERFAITH HEALTH CLINIC TO PROVIDE HEALTH CARE FOR LOW AND MODERATE INCOME CITIZENS: R-05-8-501:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with the Interfaith Health Clinic to provide Health Care for low and moderate-income citizens was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-501 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with the Interfaith Health Clinic to provide Health Care for low and moderate-income citizens. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH CAC TO PROVIDE FUNDING FOR THE MINOR HOME REPAIR PROGRAM: R-05-8-502:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with CAC to provide funding for the Minor Home Repair Program was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-502 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with CAC to provide funding for the Minor Home Repair Program. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH CAC TO PROVIDE FUNDING FOR THE NORTH NEIGHBORHOOD CENTER: R-05-8-503:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with CAC to provide funding for the North Neighborhood Center was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-503 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with CAC to provide funding for the North Neighborhood Center. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH PARKRIDGE HARBOR TO PROVIDE FOOD, MEDICAL MANAGEMENT, CASE MANAGEMENT, AND OTHER SERVICES: R-05-8-504:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Parkridge Harbor to provide food, medical management, case management, and other services was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-504 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Parkridge Harbor to provide food, medical management, case

management, and other services. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH VOLUNTEER MINISTRY CENTER FOR THE PROVISION OF HEALTH CARE SERVICES FOR 800 HOMELESS AND NON-WORKING POOR CITIZENS: R-05-8-506:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Volunteer Ministry Center for the provision of health care services for 800 homeless and non-working poor citizens was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-506 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Volunteer Ministry Center for the provision of health care services for 800 homeless and non-working poor citizens. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT AGREEMENT IN THE AMOUNT OF \$68,600.00 BETWEEN KNOX COUNTY AND THE HELEN ROSS MCNABB CENTER FOR THE PROVISION OF COMMUNITY PREVENTION INITIATIVE SERVICES: R-05-8-601:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$68,600.00 between Knox County and the Helen Ross McNabb Center for the provision of Community Prevention Initiative Services was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-601 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$68,600.00 between Knox County and the

Helen Ross McNabb Center for the provision of Community Prevention Initiative Services. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT AGREEMENT IN THE AMOUNT OF \$32,000.00 BETWEEN KNOX COUNTY AND THE METROPOLITAN PLANNING COMMISSION FOR THE PROVISION OF A FULL TIME TOBACCO PREVENTION DIRECTOR: R-05-8-602:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$32,000.00 between Knox County and the Metropolitan Planning Commission for the provision of a full time tobacco prevention director was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-602 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$32,000.00 between Knox County and the Metropolitan Planning Commission for the provision of a full time tobacco prevention director. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT AGREEMENT IN THE AMOUNT OF \$68,600.00 BETWEEN KNOX COUNTY AND THE TENNESSEE DEPARTMENT OF HEALTH TO CONTINUE COMMUNITY PREVENTION INITIATIVE SERVICES: R-05-8-603:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$68,600.00 between Knox County and the Tennessee Department of Health to continue Community Prevention Initiative Services was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-603 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$68,600.00 between Knox County and the Tennessee Department of Health to continue Community Prevention Initiative Services. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**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, 2005 AND ENDING JUNE 30, 2006: R-05-8-802:**

Consideration of a Resolution of the Commission of Knox County, Tennessee establishing the Knox County Tax Rates for the fiscal year beginning July 1, 2005 and ending June 30, 2006 was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-802 - Consideration of a Resolution of the Commission of Knox County, Tennessee establishing the Knox County Tax Rates for the fiscal year beginning July 1, 2005 and ending June 30, 2006. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE AMOUNTS DESIGNATED AT FISCAL YEAR ENDED JUNE 30, 2005:R-05-8-803:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the amounts designated at fiscal year ended June 30, 2005 was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-803 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the amounts designated at fiscal year ended June 30, 2005. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon,

Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, APPROPRIATING \$1,250,000.00 TO DESIGN, RENOVATE AND EQUIP THE EAST KNOXVILLE BURLINGTON BRANCH LIBRARY: R-05-8-901:**

Consideration of a Resolution of the Commission of Knox County, appropriating \$1,250,000.00 to design, renovate and equip the East Knoxville Burlington Branch Library was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-901 - Consideration of a Resolution of the Commission of Knox County, appropriating \$1,250,000.00 to design, renovate and equip the East Knoxville Burlington Branch Library. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE TRANSFER OF A SURPLUS KNOX COUNTY CHEVROLET SUBURBAN FROM THE HEALTH DEPARTMENT TO THE VOLUNTEER RESCUE SQUAD:R-05-8-902:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the transfer of a surplus Knox County Chevrolet Suburban from the Health Department to the Volunteer Rescue Squad was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-902 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the transfer of a surplus Knox County Chevrolet Suburban from the Health Department to the Volunteer Rescue Squad. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*



**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT AGREEMENT IN THE AMOUNT OF \$292,604.00 BETWEEN KNOX COUNTY AND THE TENNESSEE DEPARTMENT OF HUMAN SERVICES FOR MANAGEMENT OF THE IV-D CHILD-SUPPORT PROGRAM: R-05-8-903:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$292,604.00 between Knox County and the Tennessee Department of Human Services for management of the IV-D Child-Support Program was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-903 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$292,604.00 between Knox County and the Tennessee Department of Human Services for management of the IV-D Child-Support Program. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$150,000.00 FOR THE DESIGN AND CONSTRUCTION OF THE HALLS SENIOR CENTER: R-05-8-904:**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$150,000.00 for the design and construction of the Halls Senior Center was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-904 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$150,000.00 for the design and construction of the Halls Senior Center. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING**

**\$975,000.00 FOR THE DESIGN AND CONSTRUCTION OF THE SOUTH KNOXVILLE SENIOR CENTER: R-05-8-905:**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$975,000.00 for the design and construction of the South Knoxville Senior Center was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-905 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$975,000.00 for the design and construction of the South Knoxville Senior Center. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$35,000,000.00 FOR CONSTRUCTION OF THE NEW WEST KNOX COUNTY HIGH SCHOOL: R-05-8-908:**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$35,000,000.00 for construction of the New West Knox County High School was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-908 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$35,000,000.00 for construction of the New West Knox County High School. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$445,024.00 FOR COURTROOM IMPROVEMENTS: R-05-8-909:**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$445,024.00 for courtroom improvements was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-909 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$445,024.00 for courtroom improvements. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan,

Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$225,000.00 FOR THE ADDITION TO THE CORRYTON COMMUNITY CENTER, WHICH WILL BE USED FOR SENIOR PROGRAMMING: R-05-8-910:**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$225,000.00 for the addition to the Corryton Community Center, which will be used for senior programming was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-910 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$225,000.00 for the addition to the Corryton Community Center, which will be used for senior programming. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A QUIT CLAIM DEED BETWEEN THE DEVELOPMENT CORPORATION AND KNOX COUNTY FOR THE DONATION, TRANSFER AND CONVEYANCE OF PROPERTY OWNED BY THE DEVELOPMENT CORPORATION LOCATED ON RIFLE RANGE ROAD TO KNOX COUNTY: R-05-8-911:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Quit Claim Deed between the Development Corporation and Knox County for the donation, transfer and conveyance of property owned by the Development Corporation located on Rifle Range Road to Knox County was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-911 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Quit Claim Deed between the Development Corporation and Knox County for the donation, transfer and conveyance of property owned by the

Development Corporation located on Rifle Range Road to Knox County. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: 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 Horner moved to approve the minutes of the previous meeting. Commissioner Strickland seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: ELECTIONS AND APPOINTMENTS:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE APPOINTMENT OF MEMBERS TO THE GREENS COMMITTEE: R-05-8-110:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appointment of members to the Greens Committee was before the Board of Commissioners.

Commissioner Tindell moved to approve R-05-8-110 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appointment of members to the Greens Committee with the following names – Joe Armstrong, Ron Bomers, Leo Cooper, Ivan Harmon, Sandy Hull, John Mills, Dick Moran, Nick Pavlis, Greg Pinkston, Tommy Schumpert, Chuck Severance, Billy Tindell and John Whitehead. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE RE-APPOINTMENT OF CLIFTON WOODS TO THE KNOX COUNTY DEVELOPMENT CORPORATION BOARD: R-05-8-111:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the re-appointment of Clifton Woods to the Knox County Development Corporation Board was before the Board of Commissioners.

Commissioner Tindell moved to approve R-05-8-111 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the re-appointment of Clifton Woods to the Knox County Development Corporation Board. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: DRIVES AND ROADS:**

Consideration of closure of a portion of a right of way on Campbell Station Road was before the Board of Commissioners on first reading. Property located on Campbell Station Road. Property owners: Virgil Hubbard.

Commissioner Mills moved to approve on first reading consideration of closure of a portion of a right of way on Campbell Station Road. Property located on Campbell Station Road. Property owners: Virgil Hubbard.

Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

Consideration of closure of a portion of a right of way on Campbell Station Road was before the Board of Commissioners on first reading. Property located on Campbell Station Road. Property owners: Donald and Jane Hubbard.

Commissioner Leuthold moved to approve on first reading consideration of closure of a portion of a right of way on Campbell Station Road. Property located on Campbell Station Road. Property owners: Donald and Jane Hubbard. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell,

Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

Consideration of closure of a portion of a right of way on Campbell Station Road was before the Board of Commissioners on first reading. Property located on Campbell Station Road. Property owner: Dr. George Brown.

Commissioner Mills moved to approve on first reading consideration of closure of a portion of a right of way on Campbell Station Road. Property located on Campbell Station Road. Property owner: Dr. George Brown. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: RESOLUTIONS CONTINUED:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE GENERAL PURPOSE SCHOOLS FUND EXPENDITURE BUDGET FOR FISCAL YEAR 2005-2006: R-05-8-202:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the General Purpose Schools Fund Expenditure Budget for Fiscal Year 2005-2006 was before the Board of Commissioners.

Mr. Ron McPherson, Supervisor of Financial Services and Accounting for Knox County Schools, was present and spoke on the matter.

Commissioner Tindell moved to approve R-05-8-202 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the General Purpose Schools Fund Expenditure Budget for Fiscal Year 2005-2006. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH TENNESSEE CONFERENCE COMMUNITY**

**DEVELOPMENT FOR RENOVATION OF THE HARDY BUILDING ON MARTIN LUTHER KING, JR. AVENUE FOR THE EAST BRANCH OF THE KNOX COUNTY HEALTH DEPARTMENT: R-05-8-505:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Tennessee Conference Community Development for renovation of the Hardy Building on Martin Luther King, Jr. Avenue for the East Branch of the Knox County Health Department was before the Board of Commissioners.

Commissioner Tindell moved to approve R-05-8-505 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Tennessee Conference Community Development for renovation of the Hardy Building on Martin Luther King, Jr. Avenue for the East Branch of the Knox County Health Department. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$3,968,949.00 FOR COUNTYWIDE PROJECTS IN ACCORDANCE WITH THE COUNTY'S CAPITAL IMPROVEMENT PLAN: R-05-8-805:**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$3,968,949.00 for countywide projects in accordance with the County's Capital Improvement Plan was before the Board of Commissioners.

Mr. John Werner, Director, Knox County Finance, was present and spoke on the matter.

Commissioner Leuthold moved to defer to the September Board of Commissioners R-05-8-805 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$3,968,949.00 for countywide projects in accordance with the County's Capital Improvement Plan. Commissioner Schmid seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$500,000.00 FOR NEW TRACK LIGHTING IN THE EAST TENNESSEE HISTORICAL SOCIETY BUILDING: R-05-8-907:**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$500,000.00 for new track lighting in the East Tennessee Historical Society Building was before the Board of Commissioners.

Mr. John Werner, Director, Knox County Finance, was present and spoke on the matter.

Mr. Jeff Gaylon, Public Building Authority, was present and spoke on the matter.

Ms. Susan Crabtree, Knox County Deputy Law Director, was present and spoke on the matter.

Commissioner Tindell moved to approve R-05-8-907 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$500,000.00 for new track lighting in the East Tennessee Historical Society Building with the following amendment: The Resolution should read for electrical upgrades in the lighting. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 17-1-0-1. Commissioner Moore voted no. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: ORDINANCES ON FIRST READING:**

No Ordinances received on first reading.

\* \* \* \* \*

**IN RE: ORDINANCES ON SECOND READING:**

**IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE REQUIRING A TWO-THIRDS VOTE TO APPROVE EMINENT DOMAIN PROCEEDINGS THAT ARE ENGAGED IN FOR THE PURPOSE OF ECONOMIC DEVELOPMENT: O-05-7-101: SECOND READING:**

Consideration of an Ordinance of the Commission of Knox County, Tennessee requiring a two-thirds vote to approve eminent domain proceedings that are engaged in for the purpose of economic development was before the Board of Commissioners on second reading.



Commissioner Tindell moved to approve O-05-7-101 - Consideration of an Ordinance of the Commission of Knox County, Tennessee requiring a two-thirds vote to approve eminent domain proceedings that are engaged in for the purpose of economic development on second reading. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE KNOX COUNTY ADULT BUSINESS LICENSE ORDINANCE TO CLARIFY THE DEFINITION OF ADULT BUSINESS: O-05-7-102:**

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Adult Business License Ordinance to clarify the definition of adult business was before the Board of Commissioners on second reading.

Commissioner Tindell moved to approve O-05-7-102 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Adult Business License Ordinance to clarify the definition of adult business on second reading. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: PUBLIC FORUM:**

Ms. Shannon Szito, concerned resident, was present and spoke on Clayton's and Farragut Mobile Home Park.

\* \* \* \* \*

**IN RE: ADJOURNMENT:**

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

---

SCOTT MOORE, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, August 22, 2005 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston. Also present were Mr. Mike Moyers, Knox County Law Director, Mr. Mike Ragsdale, Mayor, Knox County, Mr. Bruce Wuethrich, Director, Engineering and Public Works.

Commissioner Scott Moore, Chairman, presided.

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

\* \* \* \* \*

**IN RE: ROLL CALL: (Bk. 21, Pg. 58)**

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

\* \* \* \* \*

**IN RE: DEVOTIONAL: (Bk. 21, Pg. 58)**

Dr. David Croker, Minister, Central Baptist Church of Fountain City gave the devotional.

\* \* \* \* \*

**IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG: (Bk. 21, Pg. 58)**

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

\* \* \* \* \*

**IN RE:        AMENDMENTS TO THE AGENDA: (Bk. 21, Pgs. 59 & 60)**

Without objection, Commissioner Moore amended the agenda as follows:

Move to the top of the agenda R-05-8-403 – Resolution of the Commission of Knox County, Tennessee approving a contract to purchase property at 301 West Beaver Creek for relocation of Powell Convenience Center.

\* \* \* \* \*

Commissioner Griess moved to defer to the September Board of Commissioners meeting R-05-8-804 – Resolution of the Commission of Knox County, Tennessee approving a contract with Siemens Building Technologies, Inc. to provide energy related services for Knox County and hold a workshop. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

Move R-05-8-906 – Resolution of the Commission of Knox County, Tennessee approving the sale and redevelopment of the Old South High School to Terminus Real Estate, Inc. and hear after R-05-8-403.

\* \* \* \* \*

Commissioner Hammond moved to appoint Commissioner Craig Leuthold to be the Knox County Commission’s representative on construction of the New West Knox County High School and to attend the

meetings as the project moves on. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

Add to the consent agenda R-05-8-911 – Resolution of the Commission of Knox County Tennessee approving a Quit Claim Deed between the Development Corporation and Knox County for the donation, transfer and conveyance of property owned by the Development Corporation located on Rifle Range Road to Knox County.

\* \* \* \* \*

**IN RE: CONSENT ITEMS: (Bk. 21, Pg. 60)**

Tax Refunds:

No tax refunds received.

\* \* \* \* \*

Notary Public Applications:

197 Notary Public Applications received.

Commissioner Griess moved to approve the above Consent Items.

Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: EDUCATION CONSENT CALENDAR: (Bk. 21, Pgs. 61, 62, 63 & 64)**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AN EASEMENT AT CARTER HIGH SCHOOL WITH KUB: R-05-8-201: (Bk. 21, Pg. 61)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an easement at Carter High School with KUB was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-201 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving an easement at Carter High School with KUB. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 TO PURCHASE PROPERTY AT 301 WEST BEAVER CREEK FOR RELOCATION OF POWELL CONVENIENCE CENTER: R-05-8-403: (Bk. 21, Pgs. 61 & 62)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract to purchase property at 301 West Beaver

Creek for relocation of Powell Convenience Center was before the Board of Commissioners.

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

Mr. George Underwood, concerned resident, was present and spoke in opposition to the request.

Mr. Harry Lane, owner of subdivision across the street from the convenience center, was present and spoke in opposition to the request.

Mr. David Mosley, concerned resident, was present and spoke in opposition to the request.

Mr. Michael Cox, concerned resident, was present and spoke in opposition to the request.

Mr. Mike Ragsdale, Knox County Mayor, was present and spoke on the matter.

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

Commissioner Stephens moved to approve R-05-8-403 - Resolution of the Commission of Knox County, Tennessee approving a contract to purchase property at 301 West Beaver Creek for relocation of Powell Convenience Center. Commissioner Collins seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, Mills and Pinkston voted aye. Commissioners Moody, McMillan and Clark voted no. The motion carried 16-3-0-0.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE**  
**SALE AND REDEVELOPMENT OF THE OLD SOUTH HIGH**  
**SCHOOL TO TERMINUS REAL ESTATE, INC.: R-05-8-906: (Bk. 21,**  
**Pgs. 62 & 63 & 64)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the sale and redevelopment of the Old South High School to Terminus Real Estate, Inc. was before the Board of Commissioners.

Ms. Rachael Craig, President, Island Homeowners Association in South Knoxville, was present and spoke in favor of the sale.

Ms. Kim Trent, Executive Director, Knoxville Heritage, was present and spoke in favor of the project.

Mr. John Werner, Director, Knox County Finance, was present and spoke on the matter.

Mr. Hugh Holt, Knox County Purchasing, was present and spoke on the matter.

Mr. Robert Bratton, Knox County School Board Member, was present and spoke on the matter.

Mr. Lee Birch, property owner, was present and spoke on the matter.

Mr. Montie Stanley, concerned resident, was present and spoke on the matter.

Mr. Deana Conn, concerned resident, was present and spoke in favor of the sale.

Ms. Lynn Thomas Miller, concerned resident, was present and spoke in favor of the sale.

Ms. Linda Russ, representing South Haven Neighborhood Association, was present and spoke in favor of the sale.

Mr. Rob Danthrowe, concerned citizen, was present and spoke in favor of the sale.

Mr. Paul Kelly, concerned citizen, was present and spoke in favor of the sale.

Commissioner Tindell moved to approve R-05-8-906 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the sale and redevelopment of the Old South High School to Terminus Real Estate, Inc. Commissioner Collins seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Guthe, Schmid, Leuthold and Griess voted aye. Commissioners Jordan, Harmon, Hammond, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted no. The motion to approve failed 8-10-0-1. Commissioner Stephens was absent from the vote.

\* \* \* \* \*

**IN RE: ZONING REQUESTS: 4:00 P.M.**

Request of Cornerstone Development Group for a Northwest County Sector Plan Amendment from A/RR (Agricultural/Rural Residential) to LDR (Low Density Residential) 6-B-05-SP was before the Board of Commissioners. Property located on the east and west sides of E. Gallaher Ferry Road, northwest side of Hickory Creek Road, northwest side of Hardin Valley Road. Sixth Commission District.

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



Commissioner Cawood moved to approve 6-B-05-SP - Request of Cornerstone Development Group for a Northwest County Sector Plan Amendment from A/RR (Agricultural/Rural Residential) to LDR (Low Density Residential). Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. Property located on the east and west sides of E. Gallaher Ferry Road, northwest side of Hickory Creek Road, northwest side of Hardin Valley Road. Sixth Commission District. (Bk. 21, Pgs. 64 7 65)

\* \* \* \* \*

Request of Cornerstone Development Group for rezoning from A (Agricultural) to PR (Planned Residential) 6-M-05-RZ was before the Board of Commissioners. Property located on the east and west sides of E. Gallaher Ferry Road, northwest side of Hickory Creek Road, northwest side of Hardin Valley Road. Sixth Commission District.

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

Mr. Doug Campbell, Attorney, representing Cornerstone Development Group, was present and spoke on the matter.

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

Commissioner Cawood moved to approve 6-M-05-RZ - Request of Cornerstone Development Group for rezoning from A (Agricultural) to PR (Planned Residential) with the following amendments: The maximum

number of lots will be determined as follows: Density and number of Lots:

Cornerstone will be entitled (a) to develop the property at a density of 1.8 du/acre, or (b) to develop an agreed maximum number of lots on the property. The maximum number of lots will be determined as follows:

- (i) If the sale of approximately 5 acres of the Property to the Bensons is consummated, the maximum number of lots will be 270, plus up to 5 additional lots in the area above the Creek to be shown on the concept plan as “potential future development area,” or a total of 275 lots; and
- (ii) If the sale of approximately 5 acres to the Bensons is not consummated, the maximum number of lots will be 278, plus up to 5 additional lots in the potential future development area, for a total of 283 lots.

Tree Protection: Cornerstone will create in all applicable subdivision restrictions tree protection areas as follows: 30 feet along the Northern and Western peripheral boundaries of the property and 50 feet off the edge of the pavement of E. Gallaher Ferry. These restrictions would require approval of the homeowner’s association before any hardwood trees 8 inches or greater in diameter could be removed as a part of development or construction on any restricted lot(s), and could be enforced by any homeowner in the development if the homeowner’s association failed or refused to act.

Potential Future Development Area: The potential future development area would be rezoned with the rest of the Property. The current concept plan for the Property will show no lots in this area. In the event Cornerstone desires to develop this area, it will be required

to submit a concept plan through normal channels, but will not request more than 5 lots.

Ownership Transfer: If ownership of the property is transferred before these conditions are met, then these conditions shall be imposed upon the new owner. If the new owner is unwilling to abide by these conditions, then the zoning of the property shall revert to the property's original zoning classification. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. Property located on the east and west sides of E. Gallaher Ferry Road, northwest side of Hickory Creek Road, northwest side of Hardin Valley Road. Sixth Commission District. (Bk. 21, Pgs.65, 66 & 67)

\* \* \* \* \*

Request of Worley Builders, Inc. for a Northwest County Sector Plan Amendment from A/RR (Agricultural/Rural Residential to LDR (Low Density Residential) 6-C-05-SP was before the Board of Commissioners. Property located on the South side of Bud Hawkins Road, east of Shipe Road. Eighth Commission District.

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

Ms. Jackie Neusbomber, area resident was present and spoke in favor of Worley Builders.

Mr. Alan Childress, representing Cannon & Cannon, was present and spoke on the matter.

Mr. Buzz Johnson, Development Services Director, Metropolitan Planning Commission, was present and spoke on the matter.

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

Mr. John Valliant, Attorney, representing neighborhood residents, on Bud Hawkins Road, who is in opposition to the request was present and spoke on the matter.

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

Mr. Daryl Acuff, area resident, was present and spoke in opposition to the request.

Ms. Leann McHanley, area resident, was present and spoke in opposition to the request.

Commissioner Leuthold moved to approve 6-C-05-SP - Request of Worley Builders, Inc. for a Northwest County Sector Plan Amendment from A/RR (Agricultural/Rural Residential to LDR (Low Density Residential) as per Metropolitan Planning Commission's Recommendation: Approve LDR (Low Density Residential). Commissioner Moore seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, Clark and Pinkston voted aye. The motion carried 16-2-0-1. Commissioners Mills and McMillan voted no. Commissioner Stephens was absent from the vote. Property located on the South Side of Bud Hawkins

Road, east of Shipe Road. Eighth Commission District. (Bk. 21, Pgs. 67 & 68)

\* \* \* \* \*

Request of Worley Builders, Inc. for rezoning from A (Agricultural) to PR (Planned Residential) 6-N-05-RZ was before Board of Commissioners. Property located on the South Side of Bud Hawkins Road, east of Shipe Road. Eighth Commission District.

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

Ms. Jackie Neusbomber, area resident was present and spoke in favor of Worley Builders.

Mr. Alan Childress, representing Cannon & Cannon, was present and spoke on the matter.

Mr. Buzz Johnson, Development Services Director, Metropolitan Planning Commission, was present and spoke on the matter.

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

Mr. John Valliant, Attorney, representing neighborhood residents, on Bud Hawkins Road, who is in opposition to the request was present and spoke on the matter.

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

Mr. Daryl Acuff, area resident, was present and spoke in opposition to the request.

Ms. Leann McHanley, area resident, was present and spoke in opposition to the request.

Commissioner Leuthold moved to approve 6-N-05-RZ - Request of Worley Builders, Inc. for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve 1 to 2 dwelling units per acre. Commissioner Moore seconded the motion.

Commissioner McMillan moved as a substitute motion to approve staff recommendation on 6-N-05-RZ - Request of Worley Builders, Inc. for rezoning from A (Agricultural) to PR (Planned Residential) at 1 dwelling unit per acre. Commissioner Mills seconded the motion and upon roll call vote Commissioners Strickland, Tindell, McMillan and Mills voted aye. Commissioners Jordan, Collins, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, Clark and Pinkston voted no. The substitute motion failed 4-14-0-1. Commissioner Stephens was absent from the vote.

Commissioner Griess moved as a substitute motion to approve 6-N-05-RZ - Request of Worley Builders, Inc. for rezoning from A (Agricultural) to PR (Planned Residential) at 1-3 dwelling units per acre. Commissioner Guthe seconded the motion and upon roll call vote Commissioners Jordan, Collins, Moody, Guthe, Schmid, Griess, Cawood and Horner voted aye. Commissioners Strickland, Tindell, Harmon, Hammond, Leuthold, Moore, McMillan, Mills, Clark and Pinkston voted no. The substitute motion failed 8-10-0-1. Commissioner Stephens was absent from the vote.

Commissioner Griess moved as a substitute motion to approve 6-N-05-RZ - Request of Worley Builders, Inc. for rezoning from A (Agricultural) to PR (Planned Residential) at 2 ½ dwelling units per acre.

Commissioner Guthe seconded the motion and upon roll call vote Commissioners Jordan, Collins, Moody, Guthe, Schmid, Griess, Cawood and Horner voted aye. Commissioners Strickland, Tindell, Harmon, Hammond, Leuthold, Moore, McMillan, Mills, Clark and Pinkston voted no. The substitute motion failed 8-10-0-1. Commissioner Stephens was absent from the vote.

Upon roll call vote of the original motion to approve 6-N-05-RZ - Request of Worley Builders, Inc. for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve 1 to 2 dwelling units per acre Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, Clark and Pinkston voted aye. The motion carried 16-2-0-1. Commissioners Mills and McMillan voted no. Commissioner Stephens was absent from the vote. Property located on the South Side of Bud Hawkins Road, east of Shipe Road. Eighth Commission District. (Bk. 21, Pgs. 69, 70 & 71)

\* \* \* \* \*

Request of John Capps for rezoning from A (Agricultural) to PR (Planned Residential) 7-E-05-RZ was before the Board of Commissioners. Property located on the Southeast side of Hill Road, north of Cabbage Lane. Seventh Commission District.

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

Commissioner Horner moved to approve 7-E-05-RZ - Request of John Capps for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR

(Planned Residential) at a density of 1 to 3 dwelling units per acre.

Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. Property located on the Southeast side of Hill Road, north of Cabbage Lane. Seventh Commission District. (Bk. 21, Pgs. 71 & 72)

\* \* \* \* \*

Request of Roy Corum, Jr. for rezoning from A (Agricultural) to PR (Planned Residential) 7-H-05-RZ was before the Board of Commissioners. Property located on the South side of Fairview Road, southeast of Napoli Blvd. Eighth Commission District.

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

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

Commissioner McMillan moved to approve 7-H-05-RZ - Request of Roy Corum, Jr. for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1 to 2.5 dwelling units per acre. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried



18-0-0-1. Commissioner Stephens was absent from the vote. Property located on the South side of Fairview Road, southeast of Napoli Blvd. Eighth Commission District. (Bk. 21, Pg. 72)

\* \* \* \* \*

Request of Keith Walker for rezoning from A (Agricultural) to RA (Low Density Residential) 7-J-05-RZ was before the Board of Commissioners. Property located on the Southwest side of Brown Gap Road, northwest of Crippen Road. Seventh Commission District.

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

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

Mr. Buzz Johnson, Development Services Director, Metropolitan Planning Commission, was present and spoke on the matter.

Ms. Susan Crabtree, Knox County Deputy Law Director, was present and spoke on the matter.

Commissioner Horner moved to approve 7-J-05-RZ – Request of Keith Walker from rezoning from A (Agricultural) to PR (Planned Residential) at a density of 1 to 5 dwelling units per acre. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. Property located on the Southwest side of Brown Gap Road, northwest of Crippen Road. Seventh Commission District. (Bk. 21, Pg. 73)

\* \* \* \* \*

Request of Travis L. Loope for South West County Sector Plan Amendment from LDR (Low Density Residential) to O (Office) 7-B-05-SP was before the Board of Commissioners. Property located on the Northeast side of Land Oak Road, north of Kingston Pike. Fifth Commission District.

Mr. Buzz Johnson, Development Services Director, Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Travis Loope, applicant, was present and spoke on behalf of the request.

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

Commissioner Horner moved to approve 7-B-05-SP – Request of Travis L. Loope for South West County Sector Plan Amendment from LDR (Low Density Residential) to O (Office) as per Metropolitan Planning Commission’s Recommendation: Approve O (Office). Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 15-3-0-1. Commissioners Griess, Hammond and Leuthold voted no. Commissioner Stephens was absent from the vote. Property located on the Northeast side of Land Oak Road, north of Kingston Pike. Fifth Commission District. (Bk. 21, Pgs. 73 & 74)

\* \* \* \* \*

Request of Travis L. Loope for rezoning from A (Agricultural) to OB (Office, Medical and Related Services) 7-K-05-RZ was before the Board of Commissioners. Property located on the Northeast side of Land Oak Road, north of Kingston Pike. Fifth Commission District.

Mr. Buzz Johnson, Development Services Director, Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Travis Loope, applicant, was present and spoke on behalf of the request.

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

Commissioner Horner moved to approve 7-K-05-RZ - Request of Travis L. Loope for rezoning from A (Agricultural) to OB (Office, Medical and Related Services) as per Metropolitan Planning Commission's Recommendation: Approve OB (Office, Medical and Related Services) with the following amendment: Extend the living barrier and also put in the deed that it had to stay there. Issues with a large tree in the front yard of Mr. Loop's property, Mr. Barrs did not want them removed. Mr. Loop agreed to use the building that was there and any further expansion to that building would go to the back of that property. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 15-3-0-1. Commissioners Griess, Hammond and Leuthold voted no. Commissioner Stephens was absent from the vote. Property located on the Northeast side of Land Oak Road, north of Kingston Pike. Fifth Commission District. (Bk. 21, Pgs. 74 & 75)

\* \* \* \* \*

Request of Legacy Group for Northeast County Sector Plan Amendment from A/RR (Agricultural/Rural Residential) & SLPA (Slope Protection Area) to LDR (Low Density Residential) & SLPA (Slope

Protection Area) 7-E-05-SP was before the Board of Commissioners.

Property located on the Northwest side of Tazewell Pike, northeast of Mountain Shadow Drive. Eighth Commission District.

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

Commissioner Mills moved to approve the Request of Legacy Group for Northeast County Sector Plan Amendment from A/RR (Agricultural/Rural Residential) & SLPA (Slope Protection Area) to LDR (Low Density Residential) & SLPA (Slope Protection Area) as per Metropolitan Planning Commission's Recommendation: Approve LDR (Low Density Residential) and SLPA (Slope Protection Area).

Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. Property located on the Northwest side of Tazewell Pike, northeast of Mountain Shadow Drive. Eighth Commission District. (Bk. 21, Pgs. 75 & 76)

\* \* \* \* \*

Request of Legacy Group for rezoning from A (Agricultural) to PR (Planned Residential) 7-S-05-RZ was before the Board of Commissioners. Property located on the Northwest side of Tazewell Pike, northeast of Mountain Shadow Drive. Eighth Commission District.

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

Commissioner Mills moved to approve 7-S-05-RZ - Request of Legacy Group for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1.6 dwelling units per acre not to exceed a maximum of 19 residential lots. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. Property located on the Northwest side of Tazewell Pike, northeast of Mountain Shadow Drive. Eighth Commission District. (Bk. 21, Pgs. 76 & 77)

\* \* \* \* \*

Request of Kenn Davin for North County Sector Plan Amendment from A/RR (Agricultural/Rural Residential) to LDR (Low Density Residential) 7-F-05-SP was before the Board of Commissioners. Property located on the Northwest side of East Copeland Drive, northeast of Bowman Hollow Road. Seventh Commission District.

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

Commissioner Horner moved to approve 7-F-05-SP - Request of Kenn Davin for North County Sector Plan Amendment from A/RR (Agricultural/Rural Residential) to LDR (Low Density Residential) as per Metropolitan Planning Commission's Recommendation: Approve LDR (Low Density Residential). Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell,

Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

Property located on the Northwest side of East Copeland Drive, northeast of Bowman Hollow Road. Seventh Commission District. (Bk. 21, Pg. 77)

\* \* \* \* \*

Request of Kenn Davin for rezoning from A (Agricultural) to PR (Planned Residential) 7-T-05-RZ was before the Board of Commissioners.

Property located on the Northwest side of East Copeland Drive, Northeast of Bowman Hollow Road. Seventh Commission District.

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

Commissioner Horner moved to approve 7-T-05-RZ - Request of Kenn Davin for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1 to 3 dwelling units per acre.

Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. Property located on the Northwest side of East Copeland Drive, Northeast of Bowman Hollow Road. Seventh Commission District. (Bk. 21, Pg. 78)

\* \* \* \* \*

Request of Forest Brook Properties, LLC for rezoning from RA (Low Density Residential) to PR (Planned Residential) 7-Z-05-RZ was before the

Board of Commissioners. Property located on the south side of Nubbin Ridge Road, east of Wallace Road. Fourth Commission District.

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

Commissioner Schmid moved to approve 7-Z-05-RZ - Request of Forest Brook Properties, LLC for rezoning from RA (Low Density Residential) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1 to 5 dwelling units per acre. Commissioner Guthe seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. Property located on the south side of Nubbin Ridge Road, east of Wallace Road. Fourth Commission District. (Bk. 21, 78 & 79)

\* \* \* \* \*

**IN RE: CONSENT CALENDAR:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$300,000.00 FOR LIBRARY FACILITIES UPGRADES, TECHNOLOGY UPGRADES AND OTHER UPGRADES FOR THE KNOX COUNTY LIBRARY SYSTEM: R-05-8-203:**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$300,000.00 for library facilities upgrades,

technology upgrades and other upgrades for the Knox County Library System was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-203 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$300,000.00 for library facilities upgrades, technology upgrades and other upgrades for the Knox County Library System. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pgs. 79 & 80)

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A**  
**CONTRACT WITH THE TENNESSEE OFFICE OF CRIMINAL**  
**JUSTICE PROGRAMS TO PROVIDE MENTAL HEALTH AND**  
**OTHER SERVICES TO INMATES HOUSED WITHIN THE KNOX**  
**COUNTY CORRECTIONAL SYSTEM: R-05-8-301:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with the Tennessee Office of Criminal Justice Programs to provide mental health and other services to inmates housed within the Knox County Correctional system was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-301 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a



contract with the Tennessee Office of Criminal Justice Programs to provide mental health and other services to inmates housed within the Knox County Correctional system. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pgs. 80 & 81)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AMENDMENT #1 TO GRANT NUMBER GG-02-09792-01 BETWEEN TEMA AND KNOX COUNTY FOR THE BEAVER CREEK ACQUISITION PROJECT: R-05-8-401:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Amendment #1 to grant number GG-02-09792-01 between TEMA and Knox County for the Beaver Creek Acquisition Project was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-401 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Amendment #1 to grant number GG-02-09792-01 between TEMA and Knox County for the Beaver Creek Acquisition Project. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and

Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pg. 81)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$54,000.00 AND APPROVING A CONTRACT BETWEEN KNOX COUNTY AND THE TENNESSEE DEPARTMENT OF TRANSPORTATION FOR CONSTRUCTION OF AN INTERSECTION AT CONCORD ROAD AND NORTSHORE DRIVE: R-05-8-402:**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$54,000.00 and approving a contract between Knox County and the Tennessee Department of Transportation for construction of an intersection at Concord Road and Northshore Drive was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-402 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$54,000.00 and approving a contract between Knox County and the Tennessee Department of Transportation for construction of an intersection at Concord Road and Northshore Drive. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pgs. 81 & 82)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING  
\$50,000.00 FOR ELECTRICAL MODIFICATIONS TO EIGHT  
CONVENIENCE CENTERS TO ACCOMMODATE NEW WASTE  
HANDLING EQUIPMENT: R-05-8-404:**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$50,000.00 for electrical modifications to eight convenience centers to accommodate new waste handling equipment was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-404 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$50,000.00 for electrical modifications to eight convenience centers to accommodate new waste handling equipment. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pgs. 82 & 83)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A  
CONTRACT WITH THE INTERFAITH HEALTH CLINIC TO  
PROVIDE HEALTH CARE FOR LOW AND MODERATE INCOME  
CITIZENS: R-05-8-501:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with the Interfaith Health Clinic to provide

Health Care for low and moderate-income citizens was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-501 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with the Interfaith Health Clinic to provide Health Care for low and moderate-income citizens. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pgs. 83 & 84)

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A**  
**CONTRACT WITH CAC TO PROVIDE FUNDING FOR THE MINOR**  
**HOME REPAIR PROGRAM: R-05-8-502:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with CAC to provide funding for the Minor Home Repair Program was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-502 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with CAC to provide funding for the Minor Home Repair Program. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried

18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pg. 84)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH CAC TO PROVIDE FUNDING FOR THE NORTH NEIGHBORHOOD CENTER: R-05-8-503:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with CAC to provide funding for the North Neighborhood Center was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-503 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with CAC to provide funding for the North Neighborhood Center. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried

18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pgs. 84 & 85)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH PARKRIDGE HARBOR TO PROVIDE FOOD, MEDICAL MANAGEMENT, CASE MANAGEMENT, AND OTHER SERVICES: R-05-8-504:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Parkridge Harbor to provide food, medical management, case management, and other services was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-504 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Parkridge Harbor to provide food, medical management, case management, and other services. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pgs. 85 & 86)

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A**  
**CONTRACT WITH VOLUNTEER MINISTRY CENTER FOR THE**  
**PROVISION OF HEALTH CARE SERVICES FOR 800 HOMELESS**  
**AND NON-WORKING POOR CITIZENS: R-05-8-506:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Volunteer Ministry Center for the provision of health care services for 800 homeless and non-working poor citizens was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-506 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Volunteer Ministry Center for the provision of health care

services for 800 homeless and non-working poor citizens. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pg. 86)

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A**  
**GRANT AGREEMENT IN THE AMOUNT OF \$68,600.00 BETWEEN**  
**KNOX COUNTY AND THE HELEN ROSS MCNABB CENTER FOR**  
**THE PROVISION OF COMMUNITY PREVENTION INITIATIVE**  
**SERVICES: R-05-8-601:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$68,600.00 between Knox County and the Helen Ross McNabb Center for the provision of Community Prevention Initiative Services was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-601 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$68,600.00 between Knox County and the Helen Ross McNabb Center for the provision of Community Prevention Initiative Services. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried

18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pgs. 86 & 87)

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A**  
**GRANT AGREEMENT IN THE AMOUNT OF \$32,000.00 BETWEEN**  
**KNOX COUNTY AND THE METROPOLITAN PLANNING**  
**COMMISSION FOR THE PROVISION OF A FULL TIME TOBACCO**  
**PREVENTION DIRECTOR: R-05-8-602:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$32,000.00 between Knox County and the Metropolitan Planning Commission for the provision of a full time tobacco prevention director was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-602 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$32,000.00 between Knox County and the Metropolitan Planning Commission for the provision of a full time tobacco prevention director. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried

18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pgs. 87 & 88)

\* \* \* \* \*



**IN RE: CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A**  
**GRANT AGREEMENT IN THE AMOUNT OF \$68,600.00 BETWEEN**  
**KNOX COUNTY AND THE TENNESSEE DEPARTMENT OF**  
**HEALTH TO CONTINUE COMMUNITY PREVENTION INITIATIVE**  
**SERVICES: R-05-8-603:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$68,600.00 between Knox County and the Tennessee Department of Health to continue Community Prevention Initiative Services was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-603 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$68,600.00 between Knox County and the Tennessee Department of Health to continue Community Prevention Initiative Services. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pgs. 88 & 89)

\* \* \* \* \*

**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, 2005 AND ENDING JUNE 30, 2006:**

**R-05-8-802:**

Consideration of a Resolution of the Commission of Knox County, Tennessee establishing the Knox County Tax Rates for the fiscal year beginning July 1, 2005 and ending June 30, 2006 was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-802 - Consideration of a Resolution of the Commission of Knox County, Tennessee establishing the Knox County Tax Rates for the fiscal year beginning July 1, 2005 and ending June 30, 2006. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pgs. 89 & 90)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE AMOUNTS DESIGNATED AT FISCAL YEAR ENDED**

**JUNE 30, 2005:R-05-8-803:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the amounts designated at fiscal year ended June 30, 2005 was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-803 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the amounts designated at fiscal year ended June 30, 2005. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan,

Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pg. 90)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, APPROPRIATING \$1,250,000.00 TO DESIGN, RENOVATE AND EQUIP THE EAST KNOXVILLE BURLINGTON BRANCH LIBRARY: R-05-8-901:**

Consideration of a Resolution of the Commission of Knox County, appropriating \$1,250,000.00 to design, renovate and equip the East Knoxville Burlington Branch Library was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-901 - Consideration of a Resolution of the Commission of Knox County, appropriating \$1,250,000.00 to design, renovate and equip the East Knoxville Burlington Branch Library. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pgs. 90 & 91)

\* \* \* \* \*

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

**TRANSFER OF A SURPLUS KNOX COUNTY CHEVROLET  
SUBURBAN FROM THE HEALTH DEPARTMENT TO THE  
VOLUNTEER RESCUE SQUAD:R-05-8-902:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the transfer of a surplus Knox County Chevrolet Suburban from the Health Department to the Volunteer Rescue Squad was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-902 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the transfer of a surplus Knox County Chevrolet Suburban from the Health Department to the Volunteer Rescue Squad. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pgs. 91 & 92)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A  
GRANT AGREEMENT IN THE AMOUNT OF \$292,604.00 BETWEEN  
KNOX COUNTY AND THE TENNESSEE DEPARTMENT OF HUMAN  
SERVICES FOR MANAGEMENT OF THE IV-D CHILD-SUPPORT  
PROGRAM: R-05-8-903:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$292,604.00 between Knox County and the Tennessee Department of Human Services

for management of the IV-D Child-Support Program was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-903 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$292,604.00 between Knox County and the Tennessee Department of Human Services for management of the IV-D Child-Support Program. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pg. 92)

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING**  
**\$150,000.00 FOR THE DESIGN AND CONSTRUCTION OF THE**  
**HALLS SENIOR CENTER: R-05-8-904:**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$150,000.00 for the design and construction of the Halls Senior Center was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-904 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$150,000.00 for the design and construction of the Halls Senior Center. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner,

Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pg. 93)

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING**  
**\$975,000.00 FOR THE DESIGN AND CONSTRUCTION OF THE**  
**SOUTH KNOXVILLE SENIOR CENTER: R-05-8-905:**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$975,000.00 for the design and construction of the South Knoxville Senior Center was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-905 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$975,000.00 for the design and construction of the South Knoxville Senior Center. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pgs. 93 & 94)

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING**  
**\$35,000,000.00 FOR CONSTRUCTION OF THE NEW WEST KNOX**  
**COUNTY HIGH SCHOOL: R-05-8-908:**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$35,000,000.00 for construction of the New West Knox County High School was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-908 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$35,000,000.00 for construction of the New West Knox County High School. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pg. 94)

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING**  
**\$445,024.00 FOR COURTROOM IMPROVEMENTS: R-05-8-909:**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$445,024.00 for courtroom improvements was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-909 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$445,024.00 for courtroom improvements. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and

Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pgs. 94 & 95)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$225,000.00 FOR THE ADDITION TO THE CORRYTON COMMUNITY CENTER, WHICH WILL BE USED FOR SENIOR PROGRAMMING:**

**R-05-8-910:**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$225,000.00 for the addition to the Corryton Community Center, which will be used for senior programming was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-910 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$225,000.00 for the addition to the Corryton Community Center, which will be used for senior programming. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pgs. 95 & 96)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A QUIT CLAIM DEED BETWEEN THE DEVELOPMENT CORPORATION AND KNOX COUNTY FOR THE DONATION,**



**TRANSFER AND CONVEYANCE OF PROPERTY OWNED BY THE  
DEVELOPMENT CORPORATION LOCATED ON RIFLE RANGE  
ROAD TO KNOX COUNTY: R-05-8-911:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Quit Claim Deed between the Development Corporation and Knox County for the donation, transfer and conveyance of property owned by the Development Corporation located on Rifle Range Road to Knox County was before the Board of Commissioners.

Commissioner Griess moved to approve R-05-8-911 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Quit Claim Deed between the Development Corporation and Knox County for the donation, transfer and conveyance of property owned by the Development Corporation located on Rifle Range Road to Knox County. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pgs. 96 & 97)

\* \* \* \* \*

**IN RE: 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 Horner moved to approve the minutes of the previous meeting. Commissioner Strickland seconded the motion and upon

roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pg. 97)

\* \* \* \* \*

**IN RE: ELECTIONS AND APPOINTMENTS:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE APPOINTMENT OF MEMBERS TO THE GREENS COMMITTEE:**

**R-05-8-110:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appointment of members to the Greens Committee was before the Board of Commissioners.

Commissioner Tindell moved to approve R-05-8-110 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appointment of members to the Greens Committee with the following names – Joe Armstrong, Ron Bomers, Leo Cooper, Ivan Harmon, Sandy Hull, John Mills, Dick Moran, Nick Pavlis, Greg Pinkston, Tommy Schumpert, Chuck Severance, Billy Tindell and John Whitehead.

Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried

18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pgs. 97 & 98)

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE**  
**RE-APPOINTMENT OF CLIFTON WOODS TO THE KNOX COUNTY**  
**DEVELOPMENT CORPORATION BOARD: R-05-8-111:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the re-appointment of Clifton Woods to the Knox County Development Corporation Board was before the Board of Commissioners.

Commissioner Tindell moved to approve R-05-8-111 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the re-appointment of Clifton Woods to the Knox County Development Corporation Board. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pg. 98)

\* \* \* \* \*

**IN RE:        DRIVES AND ROADS:**

Consideration of closure of a portion of a right of way on Campbell Station Road was before the Board of Commissioners on first reading.

Property located on Campbell Station Road. Property owners: Virgil Hubbard.

Commissioner Mills moved to approve on first reading consideration of closure of a portion of a right of way on Campbell Station Road. Property located on Campbell Station Road. Property owners: Virgil Hubbard.

Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk.21, Pg.99)

\* \* \* \* \*

Consideration of closure of a portion of a right of way on Campbell Station Road was before the Board of Commissioners on first reading. Property located on Campbell Station Road. Property owners: Donald and Jane Hubbard.

Commissioner Leuthold moved to approve on first reading consideration of closure of a portion of a right of way on Campbell Station Road. Property located on Campbell Station Road. Property owners: Donald and Jane Hubbard. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pg. 99)

\* \* \* \* \*

Consideration of closure of a portion of a right of way on Campbell Station Road was before the Board of Commissioners on first reading. Property located on Campbell Station Road. Property owner: Dr. George Brown.

Commissioner Mills moved to approve on first reading consideration of closure of a portion of a right of way on Campbell Station Road. Property located on Campbell Station Road. Property owner: Dr. George Brown. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk.21, Pg. 100)

\* \* \* \* \*

**IN RE: RESOLUTIONS CONTINUED:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE GENERAL PURPOSE SCHOOLS FUND EXPENDITURE BUDGET FOR FISCAL YEAR 2005-2006: R-05-8-202:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the General Purpose Schools Fund Expenditure Budget for Fiscal Year 2005-2006 was before the Board of Commissioners.

Mr. Ron McPherson, Supervisor of Financial Services and Accounting for Knox County Schools, was present and spoke on the matter.

Commissioner Tindell moved to approve R-05-8-202 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the General Purpose Schools Fund Expenditure Budget for Fiscal Year 2005-2006. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pgs. 100 & 101)

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A**  
**CONTRACT WITH TENNESSEE CONFERENCE COMMUNITY**  
**DEVELOPMENT FOR RENOVATION OF THE HARDY BUILDING**  
**ON MARTIN LUTHER KING, JR. AVENUE FOR THE EAST BRANCH**  
**OF THE KNOX COUNTY HEALTH DEPARTMENT: R-05-8-505:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Tennessee Conference Community Development for renovation of the Hardy Building on Martin Luther King, Jr. Avenue for the East Branch of the Knox County Health Department was before the Board of Commissioners.

Commissioner Tindell moved to approve R-05-8-505 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Tennessee Conference Community Development for renovation of the Hardy Building on Martin Luther King, Jr. Avenue for the East Branch of the Knox County Health Department. Commissioner Jordan

seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pgs. 101 & 102)

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING**  
**\$3,968,949.00 FOR COUNTYWIDE PROJECTS IN ACCORDANCE**  
**WITH THE COUNTY’S CAPITAL IMPROVEMENT PLAN:**

**R-05-8-805:**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$3,968,949.00 for countywide projects in accordance with the County’s Capital Improvement Plan was before the Board of Commissioners.

Mr. John Werner, Director, Knox County Finance, was present and spoke on the matter.

Commissioner Leuthold moved to defer to the September Board of Commissioners R-05-8-805 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$3,968,949.00 for countywide projects in accordance with the County’s Capital Improvement Plan. Commissioner Schmid seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried

18-0-0-1. Commissioner Stephens was absent from the vote. (Bk 21, Pgs. 102)

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING**  
**\$500,000.00 FOR NEW TRACK LIGHTING IN THE EAST**  
**TENNESSEE HISTORICAL SOCIETY BUILDING: R-05-8-907:**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$500,000.00 for new track lighting in the East Tennessee Historical Society Building was before the Board of Commissioners.

Mr. John Werner, Director, Knox County Finance, was present and spoke on the matter.

Mr. Jeff Gaylon, Public Building Authority, was present and spoke on the matter.

Ms. Susan Crabtree, Knox County Deputy Law Director, was present and spoke on the matter.

Commissioner Tindell moved to approve R-05-8-907 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$500,000.00 for new track lighting in the East Tennessee Historical Society Building with the following amendment: The Resolution should read for electrical upgrades in the lighting. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, McMillan, Mills, Clark and Pinkston



voted aye. The motion carried 17-1-0-1. Commissioner Moore voted no. Commissioner Stephens was absent from the vote. (Bk. 21, Pg. 103)

\* \* \* \* \*

**IN RE: ORDINANCES ON FIRST READING:**

No Ordinances received on first reading.

\* \* \* \* \*

**IN RE: ORDINANCES ON SECOND READING:**

**IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE REQUIRING A TWO-THIRDS VOTE TO APPROVE EMINENT DOMAIN PROCEEDINGS THAT ARE ENGAGED IN FOR THE PURPOSE OF ECONOMIC DEVELOPMENT: O-05-7-101: SECOND READING:**

Consideration of an Ordinance of the Commission of Knox County, Tennessee requiring a two-thirds vote to approve eminent domain proceedings that are engaged in for the purpose of economic development was before the Board of Commissioners on second reading.

Commissioner Tindell moved to approve O-05-7-101 - Consideration of an Ordinance of the Commission of Knox County, Tennessee requiring a two-thirds vote to approve eminent domain proceedings that are engaged in for the purpose of economic development on second reading. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and

Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pg. 104)

\* \* \* \* \*

**IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE KNOX COUNTY ADULT BUSINESS LICENSE ORDINANCE TO CLARIFY THE DEFINITION OF ADULT BUSINESS: O-05-7-102:**

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Adult Business License Ordinance to clarify the definition of adult business was before the Board of Commissioners on second reading.

Commissioner Tindell moved to approve O-05-7-102 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Adult Business License Ordinance to clarify the definition of adult business on second reading. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote. (Bk. 21, Pgs. 104 & 105)

\* \* \* \* \*

**IN RE: PUBLIC FORUM:**

Ms. Shannon Szito, concerned resident, was present and spoke on Clayton's and Farragut Mobile Home Park. (Bk. 21, Pg. 105)

\* \* \* \* \*

**IN RE: ADJOURNMENT: (Bk. 21, Pg. 105)**

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

---

SCOTT MOORE, CHAIRMAN

***KNOX COUNTY BOARD OF COMMISSIONERS***

The Knox County Board of Commissioners met in Special Session on Monday, September 19, 2005 at 9:30 a.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston. Commissioner Schmid was absent from the meeting. Also present were Mr. Mike Padgett, Knox County Clerk, Mr. Mike Moyers, Knox County Law Director, Mr. John Werner, Knox County Finance Director, Mr. Richard Walls, Knox County Internal Auditor, 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: (Book 21/Page 106)**

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

\* \* \* \* \*

**IN RE:**     **RE-ORGANIZATION OF THE KNOX COUNTY**

**COMMISSION: (Book 21/Page 106)**

Re-organization of the Knox County Commission was before the Board of Commissioners.

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

No action was taken.

\* \* \* \* \*

**IN RE:      ADJOURNMENT: (Book 21/Page 107)**

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

***KNOX COUNTY BOARD OF COMMISSIONERS***

The Knox County Board of Commissioners met in Regular Session on Monday, September 26, 2005 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston. Commissioner Hammond was absent from the meeting. Also present were Mr. Mike Padgett, Knox County Clerk, Mr. Mike Moyers, Knox County Law Director, Mr. Mike Ragsdale, Knox County Mayor, Mr. John Werner, Knox County Finance Director, Mr. Richard Walls, Knox County Internal Auditor, Mr. Ewing "Buzz" Johnson, Deputy Director for Metropolitan Planning Commission, Mr. Mark Donaldson, Executive Director for Metropolitan Planning Commission, 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: (Book 21/Page 108)**

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

\* \* \* \* \*

**IN RE:      DEVOTIONAL: (Book 21/Page 108)**

Rabbi Beth Schwartz, Temple Beth El, gave the devotional.

\* \* \* \* \*

**IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG: (Book 21/Page 109)**

Commissioner Leuthold led the Pledge of Allegiance to the Flag.

\* \* \* \* \*

**IN RE: RE-ORGANIZATION OF THE KNOX COUNTY COMMISSION: (Book 21/Page 109-110)**

Re-organization of the Knox County Commission was before the Board of Commissioners.

Upon roll call for nominations for Chairman of the Knox County Commission, Commissioner Jordan passed. Commissioner Strickland passed. Commissioner Collins passed. Commissioner Tindell passed. Commissioner Moody passed. Commissioner Harmon passed. Commissioner Guthe nominated Commissioner Scott Moore. Commissioner Schmid passed. Commissioner Hammond passed. Commissioner Leuthold passed. Commissioner Griess passed. Commissioner Cawood passed. Commissioner Stephens passed. Commissioner Horner passed. Commissioner Moore passed. Commissioner McMillan passed. Commissioner Mills passed. Commissioner Clark passed. Commissioner Pinkston passed. Commissioner Hammond was absent from the meeting.

Commissioner Mills moved that Commissioner Scott Moore be elected Chairman of the Knox County Commission. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and

Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1. Commissioner Scott Moore was elected Chairman of the Knox County Commission.

\* \* \* \* \*

At this time, Mr. Mike Padgett, Knox County Clerk, stepped down from the Chair, and Commissioner Moore, Chairman, presided.

\* \* \* \* \*

Upon roll call vote for nominations for Vice-Chairman of the Knox County Commission, Commissioner Jordan nominated Commissioner Thomas Strickland.

Commissioner Mills moved that the nominations cease and that Commissioner Thomas Strickland be elected Vice-Chairman of the Knox County Commission by acclamation. Commissioner Strickland seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1. Commissioner Strickland was elected Vice-Chairman of the Knox County Commission.

\* \* \* \* \*

**IN RE:      AMENDMENTS TO THE AGENDA: (Book 21/Page 110-112)**

1. Commissioner Moore amended the agenda to add the following items: Resolution R-05-9-907 - Consideration of a resolution of the Commission of Knox County, Tennessee, supporting placement of a traffic signal on Emory Road at the entrance of St. Mary's North; and



Resolution R-05-9-302 - Consideration of a resolution of the Commission of Knox County, Tennessee, regarding the employment of persons licensed to practice law by the Sheriff of Knox County.

2. Commissioner Moore amended the agenda to remove the following item from the Consent Calendar to be heard on the Regular Agenda: Resolution R-05-9-905 - Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$175,000.00 for improvements to the County Clerk's Five-Points Office.

3. Commissioner Moore amended the agenda to add the following items: Resolution R-05-9-204 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Xerox Corporation to provide a Printing and Upgrade System for Knox County Schools; Resolution R-05-9-703 - Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$253,491.00 for renovation and construction on House Mountain as part of the Economic Development Initiative; Resolution R-05-9-904 - Consideration of a resolution of the Commission of Knox County, Tennessee, suspending collection of the Hotel Occupancy Taxes for persons displaced by Hurricane Katrina for 90 days; R-05-9-905 - Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$175,000.00 for improvements to the County Clerk's Five-Points Office; Resolution R-05-9-906 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving an easement and indemnification agreement with the City of Knoxville; and Resolution R-05-9-404 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant

agreement with the State of Tennessee Department of Transportation for the 2005-2006 Litter Grant in the amount of \$126,730.00.

4. Commissioner Moore amended the agenda to remove the following item from the Consent Calendar to be heard on the Regular Agenda: Resolution R-05-9-804 - Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$250,000.00 for Knox County's response toward relief efforts for Hurricane Katrina victims.

\* \* \* \* \*

**IN RE:      CONSENT ITEMS: (Book 21/112)**

1. Tax Refunds:

No request received.

\* \* \* \* \*

2. Notary Public Applications:

284 Notary Public Applications received.

Commissioner Griess moved to approve all Consent Items.

Commissioner Mills seconded the motion and upon roll call vote

Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon,

Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore,

McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond

was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE:      EDUCATION CONSENT CALENDAR: (Book 21/Page 112)**

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**

**COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A**

**CONTRACT WITH EVANS CONTRACTING COMPANY A**

**CAFETERIA ADDITION AND RENOVATION AT POWELL MIDDLE**

**SCHOOL – R-05-9-201: (Book 21/Page 112)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Evans Contracting Company a cafeteria addition and renovation at Powell Middle School was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-05-9-201 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Evans Contracting Company a cafeteria addition and renovation at Powell Middle School. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE:        CONSENT CALENDAR:**

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A**  
**GRANT AGREEMENT IN THE AMOUNT OF \$4,955.00 WITH THE**  
**STATE OF TENNESSEE FOR INTERLIBRARY LOAN SERVICE**  
**FUNDS FOR FY2006 – R-05-9-202: (Book 21/Page 113)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$4,955.00

with the State of Tennessee for Interlibrary Loan Service funds for FY2006 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-9-202 Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$4,955.00 with the State of Tennessee for Interlibrary Loan Service funds for FY2006. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT IN THE AMOUNT OF \$93,500.00 WITH THE STATE OF TENNESSEE FOR GENERAL LIBRARY SERVICES FUNDS FOR FY2006 – R-05-9-203: (Book 21/Page 114)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$93,500.00 with the State of Tennessee for General Library Services funds for FY2006 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-9-203 Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$93,500.00 with the State of Tennessee for General Library Services funds for FY2006. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan,

Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A**  
**CONTRACT WITH ZEROX CORPORATION TO PROVIDE A**  
**PRINTING AND UPGRADE SYSTEM FOR KNOX COUNTY**  
**SCHOOLS – R-05-9-204: (Book 21/Page 115)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Xerox Corporation to provide a Printing and Upgrade System for Knox County Schools was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-9-204 Resolution of the Commission of Knox County, Tennessee, approving a contract with Xerox Corporation to provide a Printing and Upgrade System for Knox County Schools. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

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

**CONTRACT WITH BLACKCREEK INTEGRATED SYSTEMS CORPORATION FOR SECURITY VIDEO UPGRADES FOR THE KNOX COUNTY SHERIFF'S DEPARTMENT – R-05-9-301: (Book 21/Page 115 & 116)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Blackcreek Integrated Systems Corporation for security Video Upgrades for the Knox County Sheriff's Department was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-9-301 Resolution of the Commission of Knox County, Tennessee, approving a contract with Blackcreek Integrated Systems Corporation for security Video Upgrades for the Knox County Sheriff's Department. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$60,000.00 FOR THE DESIGN OF THE INTERSECTION IMPROVEMENT OF GALLAHER VIEW ROAD AND GLEASON DRIVE – R-05-9-401: (Book 21/Page 116)**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$60,000.00 for the design of the

intersection improvement of Gallaher View Road and Gleason Drive was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-9-401 Resolution of the Commission of Knox County, Tennessee, appropriating \$60,000.00 for the design of the intersection improvement of Gallaher View Road and Gleason Drive. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH KNOXVILLE UTILITIES BOARD FOR THE RELOCATION OF GAS FACILITIES RELATIVE TO THE CENTRAL AVENUE PIKE AND WEST BEAVER CREEK DRIVE IMPROVEMENTS – R-05-9-402: (Book 21/Page 117)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Knoxville Utilities Board for the relocation of gas facilities relative to the Central Avenue Pike and West Beaver Creek Drive improvements was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-9-402 Resolution of the Commission of Knox County, Tennessee, approving a contract with Knoxville Utilities Board for the relocation of gas facilities relative to the Central Avenue Pike and West Beaver Creek Drive

improvements. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$1,200,000.00 AND APPROVING A CONSTRUCTION CONTRACT WITH RENFRO CONSTRUCTION COMPANY FOR CENTRAL AVENUE PIKE AND WEST BEAVER CREEK DRIVE IMPROVEMENTS – R-05-9-403: (Book 21/Page 118)**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$1,200,000.00 and approving a construction contract with RENFRO Construction Company for Central Avenue Pike and West Beaver Creek Drive improvements was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-9-403 Resolution of the Commission of Knox County, Tennessee, appropriating \$1,200,000.00 and approving a construction contract with RENFRO Construction Company for Central Avenue Pike and West Beaver Creek Drive improvements. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye.



Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT AMENDMENT WITH TENNESSEE CONFERENCE COMMUNITY DEVELOPMENT FOR RENOVATION OF THE HARDY BUILDING ON MARTIN LUTHER KING JR. AVENUE FOR THE EAST BRANCH OF THE KNOX COUNTY HEALTH DEPARTMENT – R-05-9-501; (Book 21/Page 119)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract amendment with Tennessee Conference Community Development for renovation of the Hardy Building on Martin Luther King Jr. Avenue for the East Branch of the Knox County Health Department was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-9-501 Resolution of the Commission of Knox County, Tennessee, approving a contract amendment with Tennessee Conference Community Development for renovation of the Hardy Building on Martin Luther King Jr. Avenue for the East Branch of the Knox County Health Department. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A**  
**MEMORANDUM OF UNDERSTANDING BETWEEN THE KNOX**  
**COUNTY HEALTH DEPARTMENT AND THE KNOX COUNTY**  
**SCHOOL SYSTEM FOR CONTINUING THE “IN SCHOOL HEALTH**  
**PROGRAM” FOR FY2006 – R-05-9-601: (Book 21/Page 120)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Memorandum of Understanding between the Knox County Health Department and the Knox County School System for continuing the “In School Health Program” for FY2006 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-9-601 Resolution of the Commission of Knox County, Tennessee, approving a Memorandum of Understanding between the Knox County Health Department and the Knox County School System for continuing the “In School Health Program” for FY2006. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A**  
**CONTRACT WITH THE UNIVERSITY OF TENNESSEE SOCIAL**  
**SCIENCE RESEARCH INSTITUTE TO PERFORM COMPUTER**

**ASSISTED TELEPHONE INTERVIEWING TO COLLECT BEHAVIOR  
HEALTH RISK FACTOR STATISTICS – R-05-9-602 (Book 21/Page 120)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with the University of Tennessee Social Science Research Institute to perform computer assisted telephone interviewing to collect behavior health risk factor statistics was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-9-602 Resolution of the Commission of Knox County, Tennessee, approving a contract with the University of Tennessee Social Science Research Institute to perform computer assisted telephone interviewing to collect behavior health risk factor statistics. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A  
GRANT AGREEMENT IN THE AMOUNT OF \$737,200.00 WITH THE  
STATE OF TENNESSEE DEPARTMENT OF HEALTH TO PROVIDE  
BIOTERRORISM PREPAREDNESS SERVICES – R-05-9-603: (Book  
21/Page 121)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of

\$737,200.00 with the State of Tennessee Department of Health to provide Bioterrorism Preparedness Services was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R05-9-603 Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$737,200.00 with the State of Tennessee Department of Health to provide Bioterrorism Preparedness Services. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A**  
**CONTRACT FOR THE PURCHASE OF 4.8 ACRES FROM GLEN**  
**HATCHER FOR THE EXPANSION OF THE HALLS PARK AND**  
**GREENWAY – R-05-9-702: (Book 21/Page 122)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract for the purchase of 4.8 acres from Glen Hatcher for the expansion of the Halls Park and Greenway was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-9-702 Resolution of the Commission of Knox County, Tennessee, approving a contract for the purchase of 4.8 acres from Glen Hatcher for the expansion of the Halls Park and Greenway. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins,

Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING**  
**\$253,491.00 FOR RENOVATION AND CONSTRUCTION ON HOUSE**  
**MOUNTAIN AS PART OF THE ECONOMIC DEVELOPMENT**  
**INITIATIVE – R-05-9-703: (Book 21/Page 123)**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$253,491.00 for renovation and construction on House Mountain as part of the Economic Development Initiative was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-9-703 Resolution of the Commission of Knox County, Tennessee, appropriating \$253,491.00 for renovation and construction on House Mountain as part of the Economic Development Initiative. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING**

**\$3,375,000.00 FOR ECONOMIC DEVELOPMENT ACTIVITIES**  
**THROUGH THE DEVELOPMENT CORPORATION – R-05-9-801:**  
***(Book 21/Page 123)***

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$3,375,000.00 for economic development activities through the Development Corporation was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-9-801 Resolution of the Commission of Knox County, Tennessee, appropriating \$3,375,000.00 for economic development activities through the Development Corporation. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING**  
**\$3,968,949.00 FOR COUNTYWIDE PROJECTS IN ACCORDANCE**  
**WITH THE COUNTY’S CAPITAL IMPROVEMENT PLAN –**  
**R-05-9-803: (Book 21/Page 124)**

Without objection, Commissioner Moore amended the agenda to remove this item from the Consent Calendar to be heard on the Regular Agenda. (See Page 138 & 139)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING**  
**\$250,000.00 FOR KNOX COUNTY'S RESPONSE TOWARD RELIEF**  
**EFFORTS FOR HURRICANE KATRINA VICTIMS – R-05-9-804:**  
***(Book 21/Page 125)***

This item was heard later on the day's agenda. (See Page 139)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A**  
**SEWER EASEMENT FOR THE NEW NORTHWEST SECTOR HIGH**  
**SCHOOL – R-05-9-901: (Book 21/Page 125)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a sewer easement for the new northwest sector high school was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-9-901 Resolution of the Commission of Knox County, Tennessee, approving a sewer easement for the new northwest sector high school. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

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

**SALE OF A PARCEL OF SURPLUS PROPERTY TO MICHAEL**

**DUNCAN – R-05-9-902: (Book 21/Page 125)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the sale of a parcel of surplus property to Michael Duncan was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-9-902 Resolution of the Commission of Knox County, Tennessee, approving the sale of a parcel of surplus property to Michael Duncan. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, SUSPENDING**  
**COLLECTION OF THE HOTEL OCCUPANCY TAXES FOR PERSONS**  
**DISPLACED BY HURRICANE KATRINA FOR 90 DAYS – R-05-9-904:**  
**(Book 21/Page 126)**

Consideration of a resolution of the Commission of Knox County, Tennessee, suspending collection of the Hotel Occupancy Taxes for persons displaced by Hurricane Katrina for 90 days was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-9-904 Resolution of the Commission of Knox County, Tennessee, suspending collection of the Hotel Occupancy Taxes for persons displaced by Hurricane



Katrina for 90 days. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$175,000.00 FOR IMPROVEMENTS TO THE COUNTY CLERK'S FIVE-POINTS OFFICE – R-05-9-905: (Book 21/Page 127)**

This item was heard later on the day's agenda. (See Page 141)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN EASEMENT AND INDEMNIFICATION AGREEMENT WITH THE CITY OF KNOXVILLE – R-05-9-906: (Book 21/Page 127)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an easement and indemnification agreement with the City of Knoxville was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-9-906 Resolution of the Commission of Knox County, Tennessee, approving an easement and indemnification agreement with the City of Knoxville. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore,

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

\* \* \* \* \*

**IN RE: ACCEPTANCE OF NEW COUNTY ROADS: (Book 21/Page 128)**

Consideration of acceptance of the following new county roads was before the Board of Commissioners:

- A. Myloshane Lane, Joshua Place Subdivision, District 6.
- B. Betham Lane, Joshua Place Subdivision, District 6.
- C. Magnolia Pointe Lane, Magnolia Pointe Subdivision, District 6.
- D. Laurel Pointe Lane, Magnolia Pointe Subdivision, District 6.
- E. Maple Valley Lane, Maple Valley Subdivision, District 6.
- F. Crooked Oak Lane, Maple Valley Subdivision, District 6.
- G. Morning Breeze Lane, Maple Valley Subdivision, District 6.
- H. Sunnyside Lane, Maple Valley Subdivision, District 6.
- I. Maremont Road, Sterchi Village Subdivision, Unit 3, District 7.
- J. Lake Village Circle, Timberlake Subdivision, Unit 3, District 7.
- K. Kiva Dunes Lane, Timberlake Subdivision, Unit 3, District 7.
- L. Surfside Shores Lane, Timberlake Subdivision, Unit 3, District 7.
- M. Dolphin Harbor Road, Timberlake Subdivision, Unit 3, District 7.

Commissioner Griess moved to approve acceptance of the above new county roads. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE: APPROVAL OF MINUTES OF THE PREVIOUS**

**MEETING: (Book 21/Page 128 & 129)**

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

Commissioner Mills moved to approve the minutes of the previous meeting. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE: ELECTIONS AND APPOINTMENTS: (Book 21/Page 129 & 130)**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE APPOINTMENT OF DAVE METZ AND THE RE-APPOINTMENT OF HELEN SHORT, DALETA SAWYER, PAUL JONES AND ROB LUNDGREN TO THE EAST TENNESSEE TELEVISION AND FILM COMMISSION BOARD – R-05-9-110: (Book 21/Page 129)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the appointment of Dave Metz and the re-appointment of Helen Short, Daleta Sawyer, Paul Jones and Rob Lundgren to the East Tennessee Television and Film Commission Board was before the Board of Commissioners.

Commissioner Tindell moved to approve Resolution R-05-9-110 Resolution of the Commission of Knox County, Tennessee, approving the appointment of Dave Metz and the re-appointment of Helen Short, Daleta Sawyer, Paul Jones and Rob Lundgren to the East Tennessee Television and Film Commission Board. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE**  
**APPOINTMENT OF ONE KNOX COUNTY COMMISSIONER TO THE**  
**LEGACY PARKS FOUNDATION BOARD OF DIRECTORS FOR A**  
**TERM OF UP TO THREE YEARS – R-05-9-111: (Book 21/Page 130)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the appointment of one Knox County Commissioner to the Legacy Parks Foundation Board of Directors for a term of up to three years was before the Board of Commissioners.

Commissioner Tindell moved to approve Resolution R-05-9-111 - Resolution of the Commission of Knox County, Tennessee, approving the appointment of one Knox County Commissioner to the Legacy Parks Foundation Board of Directors for a term of up to three years and that Commissioner Ivan Harmon be appointed. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan,

Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE: DRIVES AND ROADS: (Book 21/Page 131-134)**

**IN RE: CONSIDERATION OF CLOSURE OF UNNAMED RIGHT OF WAY AT CARPENTER ROAD. PROPERTY LOCATED OFF CARPENTER ROAD. PROPERTY OWNER: SCOTT DAVIS – (FIRST READING): (Book 21/Page 131)**

Consideration of closure of unnamed right of way at Carpenter Road was before the Board of Commissioners on first reading. Property located off Carpenter Road. Property owner: Scott Davis.

Commissioner Mills moved to approve the closure of unnamed right of way at Carpenter Road on first reading. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1. Property owner: Scott Davis.

\* \* \* \* \*

**IN RE: CONSIDERATION OF CLOSURE OF A PORTION OF BUSH LANE. PROPERTY LOCATED OFF WEST MARINE ROAD. PROPERTY OWNER: GRAHAM CORPORATION – (FIRST READING): (Book 21/Page 131)**

Consideration of closure of a portion of Bush Lane was before the Board of Commissioners on first reading. Property located off West Marine Road. Property owner: Graham Corporation.

Commissioner Mills moved to approve the closure of a portion of Bush Lane on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1. Property owner: Graham Corporation.

\* \* \* \* \*

**IN RE: CONSIDERATION OF CLOSURE OF A PORTION OF A RIGHT OF WAY ON CAMPBELL STATION ROAD. PROPERTY LOCATED ON CAMPBELL STATION ROAD. PROPERTY OWNER: VIRGIL HUBBARD – (SECOND READING): (Book 21/Page 132)**

Consideration of closure of a portion of a right of way on Campbell Station Road was before the Board of Commissioners on second reading. Property located on Campbell Station Road. Property owner: Virgil Hubbard.

Commissioner Mills moved to approve the closure of a portion of a right of way on Campbell Station Road on second reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond

was absent from the meeting. The motion carried 18-0-0-1. Property owner: Virgil Hubbard.

\* \* \* \* \*

**IN RE: CONSIDERATION OF CLOSURE OF A PORTION OF A RIGHT OF WAY ON CAMPBELL STATION ROAD. PROPERTY LOCATED ON CAMPBELL STATION ROAD. PROPERTY OWNERS: DONALD AND JANE HUBBARD – (SECOND READING): (Book 21/Page 133)**

Consideration of closure of a portion of a right of way on Campbell Station Road was before the Board of Commissioners on second reading. Property located on Campbell Station Road. Property owners: Donald and Jane Hubbard.

Commissioner Mills moved to approve the closure of a portion of a right of way on Campbell Station Road on second reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1. Property owners: Donald and Jane Hubbard.

\* \* \* \* \*

**IN RE: CONSIDERATION OF CLOSURE OF A PORTION OF A RIGHT OF WAY ON CAMPBELL STATION ROAD. PROPERTY LOCATED ON CAMPBELL STATION ROAD. PROPERTY OWNER: DR. GEORGE BROWN – (SECOND READING): (Book 21/Page 133)**

Consideration of closure of a portion of a right of way on Campbell Station Road was before the Board of Commissioners on second reading. Property located on Campbell Station Road. Property owner: Dr. George Brown.

Commissioner Mills moved to approve the closure of a portion of a right of way on Campbell Station Road on second reading.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1. Property owner: Dr. George Brown.

\* \* \* \* \*

**IN RE: RESOLUTIONS: (Book 21/Page 134-142)**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT WITH THE STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION FOR THE 2005-2006 LITTER GRANT IN THE AMOUNT OF \$126,730.00 – R-05-9-404: (Book 21/Page 134)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement with the State of Tennessee Department of Transportation for the 2005-2006 Litter Grant in the amount of \$126,730.00 was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution



R-05-9-404 - resolution of the Commission of Knox County, Tennessee, approving a grant agreement with the State of Tennessee Department of Transportation for the 2005-2006 Litter Grant in the amount of \$126,730.00. Commissioner Moody seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING**  
**\$500,000.00 TO MATCH FARM AND RANCH LAND PROTECTION**  
**PROGRAM FUNDS FOR CONSERVATION EASEMENTS ON THE**  
**CRUZE FARM AND TO ACCEPT A ONE ACRE TRACT OF**  
**PROPERTY FROM CRUZE FARM FOR PUBLIC RIVER ACCESS –**  
**R-05-9-701: (Book 21/Page 135)**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$500,000.00 to match Farm and Ranch Land Protection Program funds for conservation easements on the Cruze Farm and to accept a one acre tract of property from Cruze Farm for public river access was before the Board of Commissioners.

Mr. Mike Ragsdale, Knox County Mayor, Mr. Doug Bataille, Director for the Knox County Parks and Recreation Department, Mr. Mike Moyers, Knox County Law Director, Ms. Karen Nolt, Knox County Parks and Greenways Coordinator, Mr. Terrin Hillsman, District Conservationist

for NRCS, and Mr. John Owings, Knox County Chief Deputy Law Director, were present and spoke on the matter.

Commissioner Tindell moved to approve Resolution R-05-9-701 - Resolution of the Commission of Knox County, Tennessee, appropriating \$500,000.00 to match Farm and Ranch Land Protection Program funds for conservation easements on the Cruze Farm and to accept a one acre tract of property from Cruze Farm for public river access with the following amendments: The resolution should be amended to reflect the actual proceeds coming from whichever the amounts to respective appropriations; add language to the resolution to accurately reflect that the one acre tract is to be deeded to Knox County; on page 2, paragraph 6 should be amended to read as follows: “Be it further resolved, the one acre tract of land tendered by the Cruze Farm for public river access is hereby accepted as presented this date and will be deeded to Knox County, a copy of which is attached to this Resolution and incorporated herein by reference”; and include a provision that indicates approval upon the Law Director. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE:      AMENDMENTS TO THE AGENDA – (CONTINUED):**  
***(Book 21/Page 136)***

5. Commissioner Moore amended the agenda to hear the following item at this time: Resolution R-05-9-302 - Consideration of a

resolution of the Commission of Knox County, Tennessee, regarding the employment of persons licensed to practice law by the Sheriff of Knox County.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, REGARDING THE**  
**EMPLOYMENT OF PERSONS LICENSED TO PRACTICE LAW BY**  
**THE SHERIFF OF KNOX COUNTY – R-05-9-302: (Book 21/Page 136 &**  
**137)**

Consideration of a resolution of the Commission of Knox County, Tennessee, regarding the employment of persons licensed to practice law by the Sheriff of Knox County was before the Board of Commissioners.

Mr. Mike Ruble, Chief Administrator for the Knox County Sheriff's Department, Mr. Mike Moyers, Knox County Law Director, and Mr. John Werner, Knox County Finance Director, were present and spoke on the matter.

Commissioner Horner moved to approve Resolution R-05-9-302 - Resolution of the Commission of Knox County, Tennessee, regarding the employment of persons licensed to practice law by the Sheriff of Knox County. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Schmid abstained from voting. Commissioner Hammond was absent from the meeting. The motion carried 17-0-1-1.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A**  
**CONTRACT WITH SIEMENS CORPORATION TO PROVIDE**  
**ENERGY RELATED SERVICES – R-05-9-802: (Book 21/Page 137 &**  
**138)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Siemens Corporation to provide energy related services was before the Board of Commissioners.

Mr. Mike Ragsdale, Knox County Mayor, and Mr. Mike Moyers, Knox County Law Director, were present and spoke on the matter.

Commissioner Tindell moved to defer to the November 2005 Board of Commissioners meeting Resolution R-05-9-802 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Siemens Corporation to provide energy related services. Commissioner Mills seconded the motion.

Commissioner Leuthold moved as a substitute motion to withdraw from the agenda Resolution R-05-9-802 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Siemens Corporation to provide energy related services. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The substitute motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING**  
**\$3,968,949.00 FOR COUNTYWIDE PROJECTS IN ACCORDANCE**  
**WITH THE COUNTY'S CAPITAL IMPROVEMENT PLAN –**  
**R-05-9-803: (Book 21/Page 138 & 139)**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$3,968,949.00 for countywide projects in accordance with the County's Capital Improvement Plan was before the Board of Commissioners.

Mr. Mike Ragsdale, Knox County Mayor, was present and spoke on the matter.

Commissioner Tindell moved to approve Resolution R-05-9-803 - Resolution of the Commission of Knox County, Tennessee, appropriating \$3,968,949.00 for countywide projects in accordance with the County's Capital Improvement Plan. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING**  
**\$250,000.00 FOR KNOX COUNTY'S RESPONSE TOWARD RELIEF**  
**EFFORTS FOR HURRICANE KATRINA VICTIMS – R-05-9-804:**  
**(Book 21/Page 139)**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$250,000.00 for Knox County's response toward relief efforts for Hurricane Katrina victims was before the Board of Commissioners.

Mr. Mike Ragsdale, Knox County Mayor, was present and spoke on the matter.

Commissioner Tindell moved to approve Resolution R-05-9-804 - Resolution of the Commission of Knox County, Tennessee, appropriating \$250,000.00 for Knox County's response toward relief efforts for Hurricane Katrina victims. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING**  
**THE AMENDMENTS TO METROPOLITAN PLANNING**  
**COMMISSION SUBDIVISION APPROVAL PROCEDURES TO**  
**REFLECT POTENTIAL IMPACT OF SUBDIVISION APPROVAL ON**  
**THE COUNTY SCHOOL SYSTEM – R-05-9-903: (Book 21/Page 140)**

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting the amendments to Metropolitan Planning Commission subdivision approval procedures to reflect potential impact of

subdivision approval on the County School System was before the Board of Commissioners.

Commissioner Tindell moved to approve Resolution R-05-9-903 - Resolution of the Commission of Knox County, Tennessee, requesting the amendments to Metropolitan Planning Commission subdivision approval procedures to reflect potential impact of subdivision approval on the County School System. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Leuthold, Cawood, Stephens, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Schmid, Griess and Horner voted no. Commissioner Hammond was absent from the meeting. The motion carried 15-3-0-1.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING**  
**\$175,000.00 FOR IMPROVEMENTS TO THE COUNTY CLERK'S**  
**FIVE-POINTS OFFICE – R-05-9-905: (Book 21/Page 141)**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$175,000.00 for improvements to the County Clerk's Five-Points office was before the Board of Commissioners.

Mr. Blaise Burch, Senior Manager of Programs/Program Manager Technology for the Public Building Authority,

Commissioner Tindell moved to approve Resolution R-05-9-905 - Resolution of the Commission of Knox County, Tennessee, appropriating \$175,000.00 for improvements to the County Clerk's Five-Points office. Commissioner Horner seconded the motion and upon roll call

vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Moore voted no. Commissioner Hammond was absent from the meeting. The motion carried 17-1-0-1.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, SUPPORTING PLACEMENT OF A TRAFFIC SIGNAL ON EMORY ROAD AT THE ENTRANCE OF ST. MARY'S NORTH – R-05-9-907: (Book 21/Page 142)**

Consideration of a resolution of the Commission of Knox County, Tennessee, supporting placement of a traffic signal on Emory Road at the entrance of St. Mary's North was before the Board of Commissioners.

Mr. Mike Ragsdale, Knox County Mayor, was present and spoke on the matter.

Commissioner Moore moved to approve Resolution R-05-9-907 - Resolution of the Commission of Knox County, Tennessee, supporting placement of a traffic signal on Emory Road at the entrance of St. Mary's North. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE: ORDINANCES ON FIRST READING: (Book 21/Page 142-143)**



**IN RE: CONSIDERATION OF AN ORDINANCE OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING KNOX  
COUNTY CODE CHAPTER 6, SECTION 6-38 REGARDING ANIMALS  
– RABIES VACCINATIONS – O-05-9-101 – (FIRST READING): (Book  
21/Page 142)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code Chapter 6, Section 6-38 regarding Animals – Rabies Vaccinations was before the Board of Commissioners on first reading.

Commissioner Tindell moved to approve Ordinance O-05-9-101 - Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code Chapter 6, Section 6-38 regarding Animals – Rabies Vaccinations on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE: CONSIDERATION OF AN ORDINANCE OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, DECLARING  
JUNKED AND INOPERABLE VEHICLES A PUBLIC NUISANCE AND  
PROVIDING FOR THE ABATEMENT OF SUCH NUISANCES –  
O-05-9-102 – (FIRST READING): (Book 21/Page 143)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee, declaring junked and inoperable vehicles a public nuisance and providing for the abatement of such nuisances was before the Board of Commissioners on first reading.

Mr. Mike Moyers, Knox County Law Director, Mr. Harold Kline, Mr. Greg Lambert, Mr. Don Macklin, and Mr. John Hatton, concerned citizens, were present and spoke on the matter.

Commissioner Tindell moved to approve Ordinance O-05-9-102 - Ordinance of the Commission of Knox County, Tennessee, declaring junked and inoperable vehicles a public nuisance and providing for the abatement of such nuisances on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE:**      **ROLL CALL – (4:15 P.M.) (Book 21/Page 144)**

Mrs. Angie Nesbitt, Minutes Clerk to the Knox County Clerk, called the roll. Those Commissioners responding were Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston. Commissioners Hammond and Stephens were absent from the meeting.

\* \* \* \* \*

**IN RE: AMENDMENTS TO THE AGENDA – (CONTINUED):**

***(Book 21/Page 144 & 145)***

6. Commissioner Moore amended the agenda to hear the following items at this time: Zoning Request 8-R-05-RZ – Request of Cobia Properties for rezoning from A Agricultural Zone to RAE Single Family Exclusive Residential Zone; and Zoning Request 8-T-05-RZ – Request of Cobia Properties for rezoning from PR Planned Residential Zone to RA Low Density Residential Zone.

7. Without objection, Commissioner Moore amended the agenda to defer the following item to the October 2005 Board of Commissioners meeting: Zoning Request 8-S-05-RZ – Request of Bearden Land Company for rezoning from SC Shopping Center and SC Shopping Center/F Floodway Zone to CA General Business and CA General Business/Floodway Zone, property located on the southwest side of Clinton Highway, southeast side of West Emory Road, 6<sup>th</sup> Commission District.

8. At this time, there was discussion regarding Zoning Request 8-R-05-RZ – Request of Cobia Properties for rezoning from A Agricultural Zone to RAE Single Family Exclusive Residential Zone.

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

Mr. Wayne Kline, Attorney representing area residents, was present and spoke on the matter.

Commissioner Griess moved to amend the agenda to defer to the October 2005 Board of Commissioners meeting Zoning Request

8-R-05-RZ – Request of Cobia Properties for rezoning from A Agricultural Zone to RAE Single Family Exclusive Residential Zone. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Collins, Moody, Harmon, Guthe, Griess, Cawood, Moore, Clark and Pinkston voted aye. Commissioners Jordan, Strickland, Tindell, Schmid, Leuthold, Horner, McMillan and Mills voted no. Commissioners Hammond and Stephens were absent from the meeting. The motion failed 9-8-0-2.

\* \* \* \* \*

**IN RE: ZONING REQUESTS: (Book 21/Pages 146-163)**

1. Consideration of the request of Cobia Properties for rezoning from A Agricultural Zone to RAE Single Family Exclusive Residential Zone was before the Board of Commissioners. Property located on the southeast side of Rutledge Pike, northeast of Ellistown Road. Eighth Commission District. *(Book 21/Page 146)*

Mr. Ewing “Buzz” Johnson, Deputy Director for Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Arthur Seymour, Attorney representing Ms. Karen Burchfield, adjacent property owner, was present and spoke on behalf of the request.

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

Mr. Wayne Kline, Attorney representing area residents, was present and spoke in opposition to the request.

Mr. Thelia Mize, property owner, was present and spoke on the matter.

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

Commissioner McMillan moved to deny Zoning Request 8-R-05-RZ - Request of Cobia Properties for rezoning from A Agricultural Zone to RAE Single Family Exclusive Residential Zone. Commissioner Mills seconded the motion.

Commissioner Guthe moved as a substitute motion to approve Zoning Request 8-R-05-RZ - Request of Cobia Properties for rezoning from A Agricultural Zone to RAE Single Family Exclusive Residential Zone. Commissioner Collins seconded the motion and upon roll call vote Commissioners Pinkston, Moore, Cawood, Griess, Guthe, Harmon, Moody and Collins voted aye. Commissioners Clark, Mills, McMillan, Horner, Leuthold, Schmid, Tindell, Strickland and Jordan voted no. Commissioners Hammond and Stephens were absent from the meeting. The motion failed 8-9-0-2.

\* \* \* \* \*

2. Consideration of the request of Cobia Properties for rezoning from PR Planned Residential Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located on the east side of Bell Road, south of Brackett Road. Eighth Commission District.  
*(Book 21/Page 147)*

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

Commissioner Griess moved to approve zoning request

8-T-05-RZ – Request of Cobia Properties for rezoning from PR Planned Residential Zone to RA Low Density Residential Zone as per MPC’s recommendation. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Clark and Pinkston voted aye. Commissioners Hammond, Stephens and Mills were absent from the meeting. The motion carried 16-0-0-3. Property located on the east side of Bell Road, south of Brackett Road. Eighth Commission District.

\* \* \* \* \*

3. Consideration of the request of Eagle Bend Realty, LLC for rezoning from RA Low Density Residential Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the south and east side of Nubbin Ridge Road, southwest of Hampson Lane. Fourth Commission District. (*Book 21/Page 147 & 148*)

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

Commissioner Guthe moved to approve zoning request 8-E-05-RZ – Request of Eagle Bend Realty, LLC for rezoning from RA Low Density Residential Zone to PR Planned Residential Zone. Commissioner Schmid seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Clark and Pinkston voted aye. Commissioners Hammond, Stephens and Mills were absent from the meeting. The motion carried 16-0-0-3. Property

located on the south and east side of Nubbin Ridge Road, southwest of Hampson Lane. Fourth Commission District.

\* \* \* \* \*

4. Consideration of the request of Joe and Judy Graham for Northwest County Sector Plan Amendment from O Office Zone to C Commercial Zone was before the Board of Commissioners. Property located on the northwest side of Schaad Road, southwest of Todd Lane. Sixth Commission District. *(Book 21/Page 148)*

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

Commissioner Cawood moved to approve zoning request 8-B-05-SP – Request of Joe and Judy Graham for Northwest County Sector Plan Amendment from O Office Zone to C Commercial Zone.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Clark and Pinkston voted aye. Commissioners Hammond, Stephens and Mills were absent from the meeting. The motion carried 16-0-0-3. Property located on the northwest side of Schaad Road, southwest of Todd Lane. Sixth Commission District.

\* \* \* \* \*

5. Consideration of the request of Joe and Judy Graham for rezoning from RB General Residential Zone to CA General Business Zone was before the Board of Commissioners. Property located on the northwest side of Schaad Road, southwest of Todd Lane. Sixth Commission District. *(Book 21/Page 149)*

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

Commissioner Cawood moved to approve zoning request 8-G-05-RZ – Request of Joe and Judy Graham for rezoning from RB General Residential Zone to CA General Business Zone. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Clark and Pinkston voted aye. Commissioners Hammond, Stephens and Mills were absent from the meeting. The motion carried 16-0-0-3. Property located on the northwest side of Schaad Road, southwest of Todd Lane. Sixth Commission District.

\* \* \* \* \*

6. Consideration of the request of Bell Meadow Village for North County Sector Plan Amendment from LDR Low Density Residential Zone to Mixed Use Zone was before the Board of Commissioners. Property located on the southeast side of West Emory Road, southeast of Granville Conner Road. Sixth Commission District. (*Book 21/Page 149 & 150*)

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

Commissioner Cawood moved to approve zoning request 8-C-05-SP – Request of Bell Meadow Village for North County Sector Plan Amendment from LDR Low Density Residential Zone to Mixed Use Zone. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Clark and Pinkston voted aye. Commissioners Hammond, Stephens and Mills



were absent from the meeting. The motion carried 16-0-0-3. Property located on the southeast side of West Emory Road, southeast of Granville Conner Road. Sixth Commission District.

\* \* \* \* \*

7. Consideration of the zoning request of Bell Meadow Village for rezoning from A Agricultural Zone to TC Town Center Zone was before the Board of Commissioners. Property located on the southeast side of West Emory Road, southeast of Granville Conner Road. Sixth Commission District. (*Book 21/Page 150*)

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

Commissioner Cawood moved to approve zoning request 8-H-05-RZ – Request of Bell Meadow Village for rezoning from A Agricultural Zone to TC Town Center Zone. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Clark and Pinkston voted aye. Commissioners Hammond, Stephens and Mills were absent from the meeting. The motion carried 16-0-0-3. Property located on the southeast side of West Emory Road, southeast of Granville Conner Road. Sixth Commission District.

\* \* \* \* \*

8. Consideration of the request of W & L Properties for Northwest County Sector Plan Amendment from Rural Residential Zone to C Commercial Zone was before the Board of Commissioners. Property located on the north side of Oak Ridge Highway, southeast side of

Hackworth Road and west side of proposed new road alignment. Sixth Commission District. (*Book 21/Page 151*)

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

Commissioner Cawood moved to approve zoning request 8-E-05-SP – Request of W & L Properties for Northwest County Sector Plan Amendment from Rural Residential Zone to C Commercial Zone to a depth of 400 feet from Oak Ridge Highway (approximately 6 acres) and approve LDR Low Density Residential Zone for the remainder of the site (approximately 15 acres) as per MPC’s recommendation. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Clark and Pinkston voted aye. Commissioners Hammond, Stephens and Mills were absent from the meeting. The motion carried 16-0-0-3. Property located on the north side of Oak Ridge Highway, southeast side of Hackworth Road and west side of proposed new road alignment. Sixth Commission District.

\* \* \* \* \*

9. Consideration of the request of W & L Properties for rezoning from A Agricultural Zone to PC Planned Commercial Zone was before the Board of Commissioners. Property located on the north side of Oak Ridge Highway, southeast side of Hackworth Road and west side of proposed new road alignment. Sixth Commission District. (*Book 21/Page 152*)

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

Commissioner Cawood moved to approve zoning request 8-J-05-RZ – Request of W & L Properties for rezoning from A Agricultural Zone to PC Planned Commercial Zone to a depth of 400 feet along Oak Ridge Highway (approximately 6 acres) and approve PR Planned Residential Zone at a density of 1 to 3 dwelling units per acre for the remainder of the site as per MPC’s recommendation. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Clark and Pinkston voted aye. Commissioners Hammond, Stephens and Mills were absent from the meeting. The motion carried 16-0-0-3. Property located on the north side of Oak Ridge Highway, southeast side of Hackworth Road and west side of proposed new road alignment. Sixth Commission District.

\* \* \* \* \*

10. Consideration of the request of Huber Properties, LLC for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the northwest side of Sands Road, northeast of Bakertown Road. Third Commission District.

*(Book 21/Page 153)*

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

Commissioner Moody moved to approve zoning request 8-L-05-RZ – Request of Huber Properties, LLC for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 to 4 dwelling units per acre as per MPC’s recommendation. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan,

Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Clark and Pinkston voted aye. Commissioners Hammond, Stephens and Mills were absent from the meeting. The motion carried 16-0-0-3. Property located on the northwest side of Sands Road, northeast of Bakertown Road. Third Commission District.

\* \* \* \* \*

11. Consideration of the request of Huber Properties, LLC for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the southwest side of Sands Road, southeast of Bakertown Road. Third Commission District.  
*(Book 21/Page 153)*

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

Commissioner Moody moved to approve zoning request 8-M-05-RZ – Request of Huber Properties, LLC for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 to dwelling units per acre as per MPC’s recommendation. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Clark and Pinkston voted aye. Commissioners Hammond, Stephens and Mills were absent from the meeting. The motion carried 16-0-0-3. Property located on the southwest

side of Sands Road, southeast of Bakertown Road. Third Commission District.

\* \* \* \* \*

12. Consideration of the request of Huber Properties, LLC for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the southeast side of Ball Camp Pike, southwest of Amherst Road. Third Commission District. *(Book 21/Page 154)*

Mr. David Harbin, representing Huber Properties, LLC, was present and spoke on behalf of the request.

Mr. Doug Sexton, area resident, was present and spoke in opposition to the request.

Commissioner Moody moved to approve zoning request 8-N-05-RZ – Request of Huber Properties, LLC for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 to 4 dwelling units per acre as per MPC’s recommendation. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Clark and Pinkston voted aye. Commissioners Hammond, Stephens and Mills were absent from the meeting. The motion carried 16-0-0-3. Property located on the southeast side of Ball Camp Pike, southwest of Amherst Road. Third Commission District.

\* \* \* \* \*

13. Consideration of request of Richard L. Hollow, Trustee for Southwest County Sector Plan amendment from Rural Residential Zone to

LDR Low Density Residential Zone was before the Board of Commissioners. Property located on the southwest side of Chandler Road, southwest of South Northshore Drive. Fifth Commission District. (*Book 21/Page 155*)

Mr. Ewing “Buzz” Johnson, Deputy Director for Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Rick Hollow, applicant, was present and spoke on behalf of the request.

Ms. Amy Gibson, area resident, was present and spoke on the matter.

Ms. Hope Cone, area resident, was present and spoke on the matter.

Commissioner Griess moved to approve zoning request 8-F-05-SP – Request of Richard L. Hollow, Trustee for Southwest County Sector Plan amendment from Rural Residential Zone to LDR Low Density Residential Zone as per MPC’s recommendation. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Clark and Pinkston voted aye. Commissioners Hammond, Stephens and Mills were absent from the meeting. The motion carried 16-0-0-3. Property located on the southwest side of Chandler Road, southwest of South Northshore Drive. Fifth Commission District.

\* \* \* \* \*

14. Consideration of the request of Richard L. Hollow, Trustee for rezoning from A Agricultural Zone to PR Planned Residential Zone was

before the Board of Commissioners. Property located on the southwest side of Chandler Road, southwest of South Northshore Drive. Fifth Commission District. (*Book 21/Page 156*)

Mr. Ewing “Buzz” Johnson, Deputy Director for Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Rick Hollow, applicant, was present and spoke on behalf of the request.

Ms. Amy Gibson, area resident, was present and spoke on the matter.

Ms. Hope Cone, area resident, was present and spoke on the matter.

Commissioner Griess moved to approve zoning request 8-O-05-RZ – Request of Richard L. Hollow, Trustee for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 to 3 dwelling units per acre as per MPC’s recommendation. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Clark and Pinkston voted aye. Commissioners Hammond, Stephens and Mills were absent from the meeting. The motion carried 16-0-0-3. Property located on the southwest side of Chandler Road, southwest of South Northshore Drive. Fifth Commission District.

\* \* \* \* \*

15. Consideration of the request of Todd Hunley for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the northeast side of Majors

Road, northwest of East Emory Road. Eighth Commission District. (*Book 21/Page 157*)

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

Commissioner McMillan moved to approve zoning request 8-P-05-RZ – Request of Todd Hunley for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 to 3.5 dwelling units per acre as per MPC’s recommendation. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Clark and Pinkston voted aye. Commissioners Hammond, Stephens and Mills were absent from the meeting. The motion carried 16-0-0-3. Property located on the northeast side of Majors Road, northwest of East Emory Road. Eighth Commission District.

\* \* \* \* \*

16. Consideration of the request of Philip K. Ivens for Northeast County Sector Plan Amendment from A/RR Agricultural/Rural Residential Zone to LDR Low Density Residential Zone was before the Board of Commissioners. Property located on the northeast side of Ellistown Road, southwest side of Shipe Road, southeast of Washington Pike. Eighth Commission District. (*Book 21/Page 157 & 158*)

Mr. Mark Donaldson, Executive Director for Metropolitan Planning Commission, and Mr. Ewing “Buzz” Johnson, Deputy Director for Metropolitan Planning Commission, were present and spoke on the matter.



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

Ms. Mary Fisher, and Ms. Lynne McElhaney, area residents, were present and spoke in opposition to the request.

Commissioner McMillan moved to uphold MPC's recommendation to deny zoning request 8-G-05-SP – Request of Philip K. Ivens for Northeast County Sector Plan Amendment from A/RR Agricultural/Rural Residential Zone to LDR Low Density Residential Zone. Commissioner Horner seconded the motion.

Commissioner Griess moved as a substitute motion to defer to the October 2005 Board of Commissioners meeting zoning request 8-G-05-SP – Request of Philip K. Ivens for Northeast County Sector Plan Amendment from A/RR Agricultural/Rural Residential Zone to LDR Low Density Residential Zone. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Tindell, Moody, Harmon, Schmid, Leuthold, Griess, Cawood, Horner, Moore, Clark and Pinkston voted aye. Commissioner McMillan voted no. Commissioners Collins, Guthe, Hammond, Stephens and Mills were absent from the meeting. The substitute motion carried 13-1-0-5. Property located on the northeast side of Ellistown Road, southwest side of Shipe Road, southeast of Washington Pike. Eighth Commission District.

\* \* \* \* \*

17. Consideration of the request of Philip K. Ivens for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the northeast side of

Ellistown Road, southwest side of Shipe Road, southeast of Washington Pike. Eighth Commission District. (*Book 21/Page 159*)

Mr. Mark Donaldson, Executive Director for Metropolitan Planning Commission, and Mr. Ewing “Buzz” Johnson, Deputy Director for Metropolitan Planning Commission, were present and spoke on the matter.

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

Ms. Mary Fisher, and Ms. Lynne McElhaney, area residents, were present and spoke in opposition to the request.

Commissioner McMillan moved to uphold MPC’s recommendation to approve zoning request 8-Q-05-RZ – Request of Philip K. Ivens for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 dwelling unit per acre. Commissioner Horner seconded the motion.

Commissioner Griess moved as a substitute motion to defer to the October 2005 Board of Commissioners meeting zoning request 8-Q-05-RZ – Request of Philip K. Ivens for rezoning from A Agricultural Zone to PR Planned Residential Zone. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Tindell, Moody, Harmon, Schmid, Leuthold, Griess, Cawood, Horner, Moore, Clark and Pinkston voted aye. Commissioner McMillan voted no. Commissioners Collins, Guthe, Hammond, Stephens and Mills were absent from the meeting. The substitute motion carried 13-1-0-5. Property located on the northeast side of Ellistown Road, southwest side of Shipe Road, southeast of Washington Pike. Eighth Commission District.

\* \* \* \* \*

18. Consideration of the request of Fred Leonard for rezoning from CA General Business and A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the southeast side of Yarnell Road, northeast of Cooper Lane. Fifth Commission District. (*Book 21/Page 160*)

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

Commissioner Leuthold moved to approve zoning request 8-U-05-RZ – Request of Fred Leonard for rezoning from CA General Business and A Agricultural Zone to PR Planned Residential Zone at a density of 1 to 3 dwelling units per acre as per MPC's recommendation. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Tindell, Moody, Harmon, Schmid, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Clark and Pinkston voted aye. Commissioners Collins, Guthe, Hammond, Stephens and Mills were absent from the meeting. The motion carried 14-0-0-5. Property located on the southeast side of Yarnell Road, northeast of Cooper Lane. Fifth Commission District.

\* \* \* \* \*

19. Consideration of the request of Chapman City, Inc. for rezoning from SC Shopping Center to CA General Business Zone was before the Board of Commissioners. Property located on the southwest side of Chapman Highway, northwest side of Simpson Road. Ninth Commission District. (*Book 21/Page 160*)

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

Commissioner Clark moved to approve zoning request 8-V-05-RZ – Request of Chapman City, Inc. for rezoning from SC Shopping Center to CA General Business Zone as per MPC’s recommendation. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Tindell, Moody, Harmon, Schmid, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Clark and Pinkston voted aye. Commissioners Collins, Guthe, Hammond, Stephens and Mills were absent from the meeting. The motion carried 14-0-0-5. Property located on the southwest side of Chapman Highway, northwest side of Simpson Road. Ninth Commission District.

\* \* \* \* \*

20. Consideration of the request of Goldie Hobby for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the northwest side of East Copeland Drive, northeast of Bowman Hollow Road. Seventh Commission District. (*Book 21/Page 161*)

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

Commissioner Horner moved to approve zoning request 8-W-05-RZ – Request of Goldie Hobby for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 to 3 dwelling units per acre as per MPC’s recommendation. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Tindell, Moody, Harmon, Schmid, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Clark and Pinkston voted aye. Commissioners Collins, Guthe, Hammond, Stephens and Mills were absent from the meeting. The

motion carried 14-0-0-5. Property located on the northwest side of East Copeland Drive, northeast of Bowman Hollow Road. Seventh Commission District.

\* \* \* \* \*

21. Consideration of the request of Graham Corporation for South County Sector Plan Amendment from O Office and LDR Low Density Residential Zone to C Commercial Zone was before the Board of Commissioners. Property located on the southeast side of West Governor John Sevier Highway, southwest of Chapman Highway. Ninth Commission District. (*Book 21/Page 162*)

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

Commissioner Pinkston moved to approve zoning request 8-H-05-SP – Request of Graham Corporation for South County Sector Plan Amendment from O Office and LDR Low Density Residential Zone to C Commercial Zone as per MPC’s recommendation. Commissioner Clark seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Tindell, Moody, Harmon, Schmid, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Clark and Pinkston voted aye. Commissioners Collins, Guthe, Hammond, Stephens and Mills were absent from the meeting. The motion carried 14-0-0-5. Property located on the southeast side of West Governor John Sevier Highway, southwest of Chapman Highway. Ninth Commission District.

\* \* \* \* \*

22. Consideration of the request of Graham Corporation for rezoning from A Agricultural Zone to CA General Business Zone was

before the Board of Commissioners. Property located on the southeast side of West Governor John Sevier Highway, southwest of Chapman Highway. Ninth Commission District. (***Book 21/Page 163***)

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

Commissioner Pinkston moved to approve zoning request 8-X-05-RZ – Request of Graham Corporation for rezoning from A Agricultural Zone to CA General Business Zone as per MPC’s recommendation. Commissioner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Tindell, Moody, Harmon, Schmid, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Clark and Pinkston voted aye. Commissioners Collins, Guthe, Hammond, Stephens and Mills were absent from the meeting. The motion carried 14-0-0-5. Property located on the southeast side of West Governor John Sevier Highway, southwest of Chapman Highway. Ninth Commission District.

\* \* \* \* \*

**IN RE:**      **ROLL CALL BY DISTRICTS:** (***Book 21/Page 163***)

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

\* \* \* \* \*

**IN RE:**      **ADJOURNMENT:** (***Book 21/Page 164***)

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

\* \* \* \* \*

***KNOX COUNTY BOARD OF COMMISSIONERS***

---

***SCOTT MOORE, CHAIRMAN***

***KNOX COUNTY BOARD OF COMMISSIONERS***

The Knox County Board of Commissioners met in Regular Session on Monday, October 24, 2005 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston. Also present were Mr. Mike Moyers, Knox County Law Director, Mr. Mike Ragsdale, Knox County Mayor, Mr. John Werner, Knox County Finance Director, Mr. Dwight VanDeVate, Mr. Richard Wall, Knox County Internal Auditor, Mr. Ewing “Buzz” Johnson, Deputy Director for Metropolitan Planning Commission, Mr. Mark Donaldson, Executive Director for Metropolitan Planning Commission, 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: (Book 21/Page 165)**

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

\* \* \* \* \*

**IN RE:      DEVOTIONAL: (Book 21/Page 165)**

Pastor Jason Warden, Farragut Christian Church, gave the devotional.

\* \* \* \* \*



**IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG: (Book 21/Page 166)**

Ms. Samantha Curtis, Karns resident, led the Pledge of Allegiance to the Flag.

\* \* \* \* \*

**IN RE: AMENDMENTS TO THE AGENDA: (Book 21/Page 166)**

1. Without objection, Commissioner Moore amended the agenda to add the following item to be heard before Consent Items:  
Resolution R-05-10-104 - Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Wayne Heatherly upon his retirement as President of Parkwest Medical Center.

2. Commissioner Moore amended the agenda to defer the following item to the November 2005 Board of Commissioners meeting:  
Resolution R-05-10-103 - Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Bruce Wheeler.

3. Commissioner Moore amended the agenda to hear the following item after completion of Resolution R-05-10-104 - Resolution R-05-10-906 - Consideration of a resolution of the Commission of Knox County, Tennessee, extending legislation pertaining to the library.

4. Commissioner Moore amended the agenda to remove the following item from the Consent Calendar to be heard after completion of Resolution R-05-10-104: Resolution R-05-10-101 - Consideration of a resolution of the Commission of Knox County, Tennessee, recognizing October 2005 as the "Month of the Young Adolescent".

5. Commissioner Moore amended the agenda to add the following items: Resolution R-05-10-907 - Consideration of a resolution of

the Commission of Knox County, Tennessee, authorizing the Chairman of the Knox County Commission to enter into an agreement with NACO to provide prescription drug benefits for Knox County citizens; and Resolution R-05-10-908 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving the hiring of a hearing officer to be appointed by the Merit System Council and an attorney to represent the Sheriff's Department for the upcoming James Dunn termination hearing.

\* \* \* \* \*

**IN RE: RESOLUTIONS:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING WAYNE HEATHERLY UPON HIS RETIREMENT AS PRESIDENT OF PARKWEST MEDICAL CENTER – R-05-10-104: (Book 21/Page 167)**

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Wayne Heatherly upon his retirement as President of Parkwest Medical Center was before the Board of Commissioners.

Commissioner Tindell moved to approve Resolution R-05-10-104 - Resolution of the Commission of Knox County, Tennessee, honoring Wayne Heatherly upon his retirement as President of Parkwest Medical Center. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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

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

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, RECOGNIZING**  
**OCTOBER 2005 AS THE “MONTH OF THE YOUNG ADOLESCENT”**

**R-05-10-101: (Book 21/Page 168)**

Consideration of a resolution of the Commission of Knox County, Tennessee, recognizing October 2005 as the “Month of the Young Adolescent” was before the Board of Commissioners.

Commissioner Tindell moved to approve Resolution R-05-10-101 - Resolution of the Commission of Knox County, Tennessee, recognizing October 2005 as the “Month of the Young Adolescent”.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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

Mr. Chuck Bolus, Assistant Principal at Gresham Middle School, was present and expressed appreciation to the commission for the resolution.

The following students from the following schools were present and received recognition from the commission: Ashley Brefini and James William Isley - Holston Middle; Markeya Houseal and Daniel Craft - Vine Magnet; Kendall Templin and Tiffany Smith - Whittle Springs Middle; Will Kronik and Emma Hicks - Bearden Middle; Rebecca Ruckart and Irving Somerville - Northwest Middle; Amy Yoder and Jimmy Hua - Cedar Bluff Middle; Sydney Pemberton and Stephen Belasco - Farragut Middle; Jordan Kirkland and Drew Stover - West Valley Middle; Samantha Curtis and Samantha Dunn - Karns Middle; Lauren Hawkins and Brandon Gloyd - Powell Middle; Chase Carden and Amanda Huber - Gresham Middle; Parker Jones and Maegen Chapman - Halls Middle; Cody Fortenberry and Zach Cox - Carter Middle; and Craven Trainor and Miranda Klein - South Doyle Middle.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, EXTENDING**  
**LEGISLATION PERTAINING TO THE LIBRARY – R-05-10-906: (Book**  
**21/Page 169)**

Consideration of a resolution of the Commission of Knox County, Tennessee, extending legislation pertaining to the library was before the Board of Commissioners.

The following concerned citizens were present and spoke on the matter: Mr. William Powell, Mr. James Ware, Mr. Arthur Seymour, Mr. Steve Roberts, Ms. Cheryl Bartley, Ms. Maggie Carini, Mr. Jim Ullrich, Ms. Victoria Defrese, Mr. Greg Lambert, Mr. Charles Roach and Ms. Connie Hughes.

Mr. Mike Ragsdale, Knox County Mayor, was present and spoke on the matter.

Commissioner Guthe moved to approve Resolution R-05-10-906 - Resolution of the Commission of Knox County, Tennessee, extending legislation pertaining to the library. Commissioner Schmid seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Stephens, Horner, Moore and Mills voted aye. Commissioners Moody, Cawood, McMillan, Clark and Pinkston voted no. The motion carried 14-5-0-0.

\* \* \* \* \*

**IN RE:      CONSENT ITEMS: (Book 21/Page 170 & 171)**

1. Tax Refunds:

No request received.

\* \* \* \* \*

2. Notary Public Applications:

183 Notary Public Applications received.

\* \* \* \* \*

3. Reports of Officials:

- A. County Mayor
- B. County Law Director
- C. Superintendent of Schools
- D. Trustee
- E. Medical Examiner
- F. Sheriff

G. Public Libraries

H. Old Records

\* \* \* \* \*

4. Reports of County Agencies:

A. Department of Human Services

B. Department of Child and Family Services

C. Department of Air Quality Management

D. Metropolitan Planning Commission

E. Sheriff's Merit System

F. Pre-Trial Release

G. Jail Inspection Committee

H. Alternative Sentencing Program

I. Ambulance Review Commission

Commissioner Griess moved to approve all Consent Items.

Commissioner Cawood seconded the motion and upon roll call vote

Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon,

Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Moore,

McMillan, Mills, Clark and Pinkston voted aye. The motion carried

19-0-0-0.

\* \* \* \* \*

**IN RE: EDUCATION CONSENT CALENDAR:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A  
CONTRACT WITH PCS REVENUE CONTROL SYSTEMS, INC. FOR A**

**FOOD SERVICE POINT OF SALE SYSTEM - R-05-10-201: (Book 21/Page 171 & 172)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with PCS Revenue Control Systems, Inc. for a Food Service Point of Sale System was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-10-201 - Resolution of the Commission of Knox County, Tennessee, approving a contract with PCS Revenue Control Systems, Inc. for a Food Service Point of Sale System. Commissioner Schmid seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 TERM BID CONTRACTS FOR THE PROVISION OF FOOD PRODUCTS FOR THE KNOX COUNTY SCHOOL SYSTEM - R-05-10-202: (Book 21/Page 172)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving term bid contracts for the provision of food products for the Knox County School System was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution

R-05-10-202 - Resolution of the Commission of Knox County, Tennessee, approving term bid contracts for the provision of food products for the Knox County School System. Commissioner Schmid seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**  
**KUB EASEMENT AT 7205 BALL CAMP PIKE - R-05-10-203: (Book**  
**21/Page 173)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a KUB easement at 7205 Ball Camp Pike was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-10-203 - Resolution of the Commission of Knox County, Tennessee, approving a KUB easement at 7205 Ball Camp Pike. Commissioner Schmid seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 KUB**



**EASEMENT AT STRAWBERRY PLAINS PIKE - R-05-10-204: (Book 21/Page 173)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving KUB easement at Strawberry Plains Pike was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-10-204 - Resolution of the Commission of Knox County, Tennessee, approving KUB easement at Strawberry Plains Pike. Commissioner Schmid seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 KUB EASEMENT AT 5811 PLEASANT RIDGE ROAD - R-05-10-205: (Book 21/Page 174)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving KUB easement at 5811 Pleasant Ridge Road was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-10-205 - Resolution of the Commission of Knox County, Tennessee, approving KUB easement at 5811 Pleasant Ridge Road. Commissioner Schmid seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond,

Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills,  
Clark 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 WITH DANCO CONSTRUCTION COMPANY FOR**  
  
**ADDITIONS AND RENOVATIONS TO KARNS HIGH SCHOOL -**  
**R-05-10-206: (Book 21/Page 174 & 175)**

Consideration of a resolution of the Commission of Knox  
County, Tennessee, approving a contract with Danco Construction Company  
for additions and renovations to Karns High School was before the Board of  
Commissioners.

Commissioner Griess moved to approve Resolution  
R-05-10-206 - Resolution of the Commission of Knox County, Tennessee,  
approving a contract with Danco Construction Company for additions and  
renovations to Karns High School. Commissioner Schmid seconded the  
motion and upon roll call vote Commissioners Jordan, Strickland, Collins,  
Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess,  
Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 TO PURCHASE PROPERTY AT 1704 LEVY DRIVE –**  
  
**R-05-10-207: (Book 21/Page 175)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract to purchase property at 1704 Levy Drive was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-05-10-207 - Resolution of the Commission of Knox County, Tennessee, approving a contract to purchase property at 1704 Levy Drive.

Commissioner Schmid seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSENT CALENDAR:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, RECOGNIZING OCTOBER 2005 AS THE "MONTH OF THE YOUNG ADOLESCENT"**

**R-05-10-101: (Book 21/Page 176)**

This item was heard earlier on the day's agenda. (See Page 168)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING ALICE HUNT LYNN HOWELL FOR SERVING 30 YEARS AS KNOX COUNTY GENEALOGIST - R-05-10-102: (Book 21/Page 176)**

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Alice Hunt Lynn Howell for serving 30 years as Knox County Genealogist was before the Board of Commissioners.

Commissioner Tindell moved to approve Resolution R-05-10-102 - Resolution of the Commission of Knox County, Tennessee, honoring Alice Hunt Lynn Howell for serving 30 years as Knox County Genealogist. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**  
**BRUCE WHEELER - R-05-10-103: (Book 21/Page 177)**

This item was deferred to the November 2005 Board of Commissioners meeting. (See Amendments to the Agenda, Page 166)

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING**  
**WAYNE HEATHERLY UPON HIS RETIREMENT AS PRESIDENT OF**  
**PARKWEST MEDICAL CENTER - R-05-10-104: (Book 21/Page 177)**

This item was heard earlier on the day's agenda. (See Page 167)

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, RE-APPOINTING**  
**MICHAEL MILLER, MD AS THE KNOXVILLE ACADEMY OF**  
**MEDICINE REPRESENTATIVE TO THE KNOX COUNTY AIR**  
**POLLUTION CONTROL BOARD - R-05-10-110: (Book 21/Page 177)**

Consideration of a resolution of the Commission of Knox County, Tennessee, re-appointing Michael Miller, MD as the Knoxville Academy of Medicine Representative to the Knox County Air Pollution Control Board was before the Board of Commissioners.

Commissioner Tindell moved to approve Resolution R-05-10-110 - Resolution of the Commission of Knox County, Tennessee, re-appointing Michael Miller, MD as the Knoxville Academy of Medicine Representative to the Knox County Air Pollution Control Board.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 THE**  
**APPROPRIATION OF \$300,000.00 FOR DEVELOPMENT OF THE**  
**EAST KNOX COUNTY HEALTH CLINIC AT THE HARDY BUILDING**  
**R-05-10-801: (Book 21/Page 178)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the appropriation of \$300,000.00 for

development of the East Knox County Health Clinic at the Hardy Building was before the Board of Commissioners.

Commissioner Tindell moved to approve Resolution R-05-10-801 - Resolution of the Commission of Knox County, Tennessee, approving the appropriation of \$300,000.00 for development of the East Knox County Health Clinic at the Hardy Building. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 AN AMENDMENT TO THE BOUNDARY OF THE GAY STREET REDEVELOPMENT AND URBAN RENEWAL PLAN AND PROVIDING TAX INCREMENT FINANCING - R-05-10-901: (Book 21/Page 179)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an amendment to the boundary of the Gay Street Redevelopment and Urban Renewal Plan and providing tax increment financing was before the Board of Commissioners.

Commissioner Tindell moved to approve Resolution R-05-10-901 - Resolution of the Commission of Knox County, Tennessee, approving an amendment to the boundary of the Gay Street Redevelopment and Urban Renewal Plan and providing tax increment financing. Commissioner Horner seconded the motion and upon roll call vote

Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 TAX INCREMENT FINANCING AMENDMENT TO THE JACKSON/DEPOT REDEVELOPMENT AND URBAN RENEWAL PLAN - R-05-10-902: (Book 21/Page 179 & 180)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a tax increment financing amendment to the Jackson/Depot Redevelopment and Urban Renewal Plan was before the Board of Commissioners.

Commissioner Tindell moved to approve Resolution R-05-10-902 - Resolution of the Commission of Knox County, Tennessee, approving a tax increment financing amendment to the Jackson/Depot Redevelopment and Urban Renewal Plan. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 GRANT AGREEMENT IN THE AMOUNT OF \$186,786.00 WITH THE**

**TENNESSEE DEPARTMENT OF LABOR AND WORKFORCE**  
**DEVELOPMENT FOR ALLOCATION OF THE FEDERAL**  
**WORKFORCE INVESTMENT ACT FUNDS ADMINISTERED BY CAC**

**R-05-10-904: (Book 21/Page 180)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$186,786.00 with the Tennessee Department of Labor and Workforce Development for allocation of the Federal Workforce Investment Act Funds Administered by CAC was before the Board of Commissioners.

Commissioner Tindell moved to approve Resolution R-05-10-904 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$186,786.00 with the Tennessee Department of Labor and Workforce Development for allocation of the Federal Workforce Investment Act Funds Administered by CAC.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**  
**GRANT AGREEMENT IN THE AMOUNT OF \$89,784.90 WITH THE**  
**TENNESSEE DEPARTMENT OF LABOR AND WORKFORCE**  
**DEVELOPMENT FOR ALLOCATION OF THE FEDERAL**  
**WORKFORCE INVESTMENT ACT FUNDS ADMINISTERED BY CAC**



**R-05-10-905: (Book 21/Page 181)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$89,784.90 with the Tennessee Department of Labor and Workforce Development for allocation of the Federal Workforce Investment Act Funds Administered by CAC was before the Board of Commissioners.

Commissioner Tindell moved to approve Resolution R-05-10-905 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$89,784.90 with the Tennessee Department of Labor and Workforce Development for allocation of the Federal Workforce Investment Act Funds Administered by CAC. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 CHAIRMAN OF THE KNOX COUNTY COMMISSION TO ENTER INTO AN AGREEMENT WITH NACO TO PROVIDE PRESCRIPTION DRUG BENEFITS FOR KNOX COUNTY CITIZENS -**

**R-05-10-907: (Book 21/Page 182)**

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing the Chairman of the Knox County

Commission to enter into an agreement with NACO to provide prescription drug benefits for Knox County citizens was before the Board of Commissioners.

Commissioner Moore amended the agenda to remove this item from the Consent Calendar to be heard on the Regular Agenda.

\* \* \* \* \*

**IN RE: ACCEPTANCE OF NEW COUNTY ROADS: (Book 21/Page 183)**

Consideration of acceptance of the following new county roads was before the Board of Commissioners:

- A. Porchswing Road, Summer Hall Subdivision, Unit 4, District 7.
- B. Cool Breeze Drive, Summer Hall Subdivision, Unit 4, District 7.
- C. Sunlit Terrace Road, Summer Hall Subdivision, Unit 4, District 7.
- D. Star Gazing Lane, Summer Hall Subdivision, Unit 4, District 7.
- E. Leslie Marie Lane, Fox Bend Subdivision, Unit 1, District 5.
- F. Love Song Lane, Woodsong Subdivision, Unit 1, District 8.
- G. Wood Song Lane, Woodsong Subdivision, Unit 1, District 8.
- H. Cedargreens Road, Meadows at Millertown Subdivision, Unit 4, District 8.
- I. Green Pasture Drive, Meadows at Millertown Subdivision, Unit 4, District 8.
- J. Blue Sage Lane, Meadows at Millertown Subdivision, Unit 4, District 8.

Commissioner Griess moved to approve acceptance of the above new county roads. Commissioner Leuthold seconded the motion and upon roll

call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Hammond was absent from the vote. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE: APPROVAL OF MINUTES OF PREVIOUS MEETING:**

***(Book 21/Page 183)***

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

Commissioner Griess moved to approve the minutes of the previous meeting. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: ELECTIONS AND APPOINTMENTS:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, RE-APPOINTING MICHAEL MILLER, MD AS THE KNOXVILLE ACADEMY OF MEDICINE REPRESENTATIVE TO THE KNOX COUNTY AIR POLLUTION CONTROL BOARD – R-05-10-110: (Book 21/ Page 184)**

This item was heard earlier on the day's agenda. (See Page 177)

\* \* \* \* \*

**IN RE: DRIVES AND ROADS: (Book 21/Pages 184-186)**

**IN RE: CONSIDERATION OF CLOSURE OF RIGHT OF WAY AT PENSACOLA ROAD. PROPERTY LOCATED OFF GULF PARK ROAD. KNOX COUNTY SCHOOLS, PROPERTY OWNER – (FIRST READING): (Book 21/Page 184)**

Consideration of closure of right of way at Pensacola Road was before the Board of Commissioners on first reading. Property located off Gulf Park Road. Knox County Schools, property owner.

Commissioner Mills moved to recommend approval of the closure of right of way at Pensacola Road on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located off Gulf Park Road. Knox County Schools, property owner.

\* \* \* \* \*

**IN RE: CONSIDERATION OF CLOSURE OF UNNAMED RIGHT OF WAY AT CARPENTER ROAD. PROPERTY LOCATED OFF CARPENTER ROAD. SCOTT DAVIS, PROPERTY OWNER - (SECOND READING): (Book 21/Page 185)**

Consideration of closure of unnamed right of way at Carpenter Road was before the Board of Commissioners on second reading. Property located off Carpenter Road. Scott Davis, property owner.

Commissioner Mills moved to approve the closure of unnamed right of way at Carpenter Road on second reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located off Carpenter Road. Scott Davis, property owner.

\* \* \* \* \*

**IN RE: CONSIDERATION OF CLOSURE OF A PORTION OF BUSH LANE. PROPERTY LOCATED OFF WEST MARINE ROAD. GRAHAM CORPORATION, PROPERTY OWNER – (SECOND READING): (Book 21/Page 185 & 186)**

Consideration of closure of a portion of Bush Lane was before the Board of Commissioners on second reading. Property located off West Marine Road. Graham Corporation, property owner.

Commissioner Mills moved to approve the closure of a portion of Bush Lane on second reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located off West Marine Road. Graham Corporation, property owner.

\* \* \* \* \*

**IN RE: RESOLUTIONS:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE  
2005-2006 DRUG COURT GRANT – R-05-10-903: (Book 21/Page 186)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the 2005-2006 Drug Court Grant was before the Board of Commissioners.

Commissioner Tindell moved to approve Resolution R-05-10-903 - Resolution of the Commission of Knox County, Tennessee, approving the 2005-2006 Drug Court Grant. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, EXTENDING  
LEGISLATION PERTAINING TO THE LIBRARY – R-05-10-906: (Book  
21/Page 187)**

This item was heard earlier on the day's agenda. (See Page 169)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING  
THE CHAIRMAN OF THE KNOX COUNTY COMMISSION TO  
ENTER INTO AN AGREEMENT WITH NACO TO PROVIDE**

**PRESCRIPTION DRUG BENEFITS FOR KNOX COUNTY CITIZENS -**

**R-05-10-907: (Book 21/Page 187)**

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing the Chairman of the Knox County Commission to enter into an agreement with NACO to provide prescription drug benefits for Knox County citizens was before the Board of Commissioners.

Mr. John Werner, Knox County Finance Director, was present and spoke on the matter.

Commissioner Tindell moved to approve Resolution R-05-10-907 - Resolution of the Commission of Knox County, Tennessee, authorizing the Chairman of the Knox County Commission to enter into an agreement with NACO to provide prescription drug benefits for Knox County citizens. Commissioner Horner seconded the motion.

Commissioner Tindell moved as a substitute motion to defer to the November 2005 Board of Commissioners meeting R-05-10-907 - Resolution of the Commission of Knox County, Tennessee, authorizing the Chairman of the Knox County Commission to enter into an agreement with NACO to provide prescription drug benefits for Knox County citizens. Commissioner Clark seconded the motion and upon voice vote the substitute motion failed.

Upon roll call vote of the original motion to approve Resolution R-05-10-907 - Resolution of the Commission of Knox County, Tennessee, authorizing the Chairman of the Knox County Commission to enter into an agreement with NACO to provide prescription drug benefits for Knox County citizens, Commissioners Strickland, Collins, Tindell, Moody,

Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, Mills, Clark and Pinkston voted aye. Commissioners Jordan and McMillan were absent from vote. The motion carried 17-0-0-2.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE**  
**HIRING OF A HEARING OFFICER TO BE APPOINTED BY THE**  
**MERIT SYSTEM COUNCIL AND AN ATTORNEY TO REPRESENT**  
**THE SHERIFF’S DEPARTMENT FOR THE UPCOMING JAMES**  
**DUNN TERMINATION HEARING – R-05-10-908: (Book 21/Page 188)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the hiring of a hearing officer to be appointed by the Merit System Council and an attorney to represent the Sheriff’s Department for the upcoming James Dunn termination hearing was before the Board of Commissioners.

Mr. Mike Ragsdale, Knox County Mayor, and Mr. Mike Moyers, Knox County Law Director, were present and spoke on the matter.

Commissioner Tindell moved to approve Resolution R-05-10-908 - Resolution of the Commission of Knox County, Tennessee, approving the hiring of a hearing officer to be appointed by the Merit System Council and an attorney to represent the Sheriff’s Department for the upcoming James Dunn termination hearing. Commissioner Horner seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston



voted aye. Commissioner Moody voted no. Commissioner Jordan was absent from the vote. The motion carried 17-1-0-1.

\* \* \* \* \*

**IN RE:        ORDINANCES ON SECOND READING: (Book 21/Page 189 & 190)**

**IN RE:        CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING KNOX COUNTY CODE CHAPTER 6, SECTION 6-38 REGARDING ANIMALS – RABIES VACCINATIONS – O-05-9-101 – (SECOND READING): (Book 21/Page 189)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code Chapter 6, Section 6-38 regarding Animals – Rabies Vaccinations was before the Board of Commissioners on second reading.

Commissioner Tindell moved to approve Ordinance O-05-9-101 - Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code Chapter 6, Section 6-38 regarding Animals – Rabies Vaccinations on second reading. Commissioner Mills seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Jordan was absent from the vote. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE: CONSIDERATION OF AN ORDINANCE OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, DECLARING**  
**JUNKED AND INOPERABLE VEHICLES A PUBLIC NUISANCE AND**  
**PROVIDING FOR THE ABATEMENT OF SUCH NUISANCES –**  
**O-05-9-102 – (SECOND READING): (Book 21/Page 190)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee, declaring junked and inoperable vehicles a public nuisance and providing for the abatement of such nuisances was before the Board of Commissioners on second reading.

Mr. Greg Lambert, concerned citizen, Mr. Bruce Wuethrich, Director for Knox County Engineering and Public Works, and Mr. Mike Ragsdale, Knox County Mayor, were present and spoke on the matter.

Commissioner Tindell moved to approve Ordinance O-05-9-102 - Ordinance of the Commission of Knox County, Tennessee, declaring junked and inoperable vehicles a public nuisance and providing for the abatement of such nuisances on second reading. Commissioner Mills seconded the motion.

Commissioner Mills moved as a substitute motion to defer to the November 2005 Board of Commissioners meeting Ordinance O-05-9-102 - Ordinance of the Commission of Knox County, Tennessee, declaring junked and inoperable vehicles a public nuisance and providing for the abatement of such nuisances on second reading. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Strickland, Tindell, Harmon, Hammond, Cawood, McMillan and Mills voted aye. Commissioners Collins, Moody, Guthe, Schmid, Leuthold, Griess, Horner, Moore, Clark and Pinkston voted no. Commissioner Stephens abstained

from voting. Commissioner Jordan was absent from the vote. The substitute motion failed 7-10-1-1.

Upon roll call vote of the original motion to approve Ordinance O-05-9-102 - Ordinance of the Commission of Knox County, Tennessee, declaring junked and inoperable vehicles a public nuisance and providing for the abatement of such nuisances on second reading, Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, Mills, Clark and Pinkston voted aye. Commissioner McMillan voted no. Commissioner Jordan was absent from the vote. The motion carried 17-1-0-1.

\* \* \* \* \*

**IN RE: ROLL CALL – (4:00 P.M.) (Book 21/Page 191)**

Mrs. Kim Ellis, Minutes Clerk to the Knox County Clerk, called the roll. Those Commissioners responding were Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston. Commissioner Jordan was absent from the meeting.

\* \* \* \* \*

**IN RE: AMENDMENTS TO THE AGENDA – (CONTINUED):**  
**(Book 21/Page 192)**

6. Commissioner Griess moved to amend the agenda to withdraw the following item: Rezoning Appeal 8-K-05-RZ – Appeal by Terry Patton of MPC denial of PR Planned Residential Zoning, property located southwest of Triplett Lane, northeast of Fox Road, Fifth Commission District. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody,

Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye.

Commissioner Jordan was absent from the meeting. The motion carried 18-0-0-1.

\* \* \* \* \*

**IN RE: ZONING REQUESTS: (Book 21/Pages 192-200)**

1. Consideration of the request of Philip K. Ivens for Northeast County Sector Plan Amendment from A/RR Agricultural/Rural Residential Zone to LDR Low Density Residential Zone was before the Board of Commissioners. Property located on the northeast side of Ellistown Road, southwest side of Shipe Road, southeast of Washington Pike. Eighth Commission District. *(Book 21/Page 192 & 193)*

Mr. Ewing “Buzz” Johnson, Deputy Director for Metropolitan Planning Commission, Mr. Mark Donaldson, Executive Director for Metropolitan Planning Commission, and Mr. Mike Moyers, Knox County Law Director, were present and spoke on the matter.

Mr. Arthur Seymour, Attorney representing Philip K. Ivens, and Mr. David Harbin, Batson Himes Norvell & Poe Engineers, were present and spoke on behalf of the request.

Ms. Mary Fisher, area resident, was present and spoke in opposition to the request.

Mr. Darrel Acuff, concerned citizen, was present and spoke on the matter.

Commissioner McMillan moved to uphold MPC’s recommendation to deny zoning request 8-G-05-SP - Request of Philip K. Ivens for Northeast County Sector Plan Amendment from A/RR

Agricultural/Rural Residential Zone to LDR Low Density Residential Zone.

Commissioner Mills seconded the motion.

Commissioner Leuthold moved as a substitute motion to defer to the November 2005 Board of Commissioners meeting zoning request 8-G-05-SP - Request of Philip K. Ivens for Northeast County Sector Plan Amendment from A/RR Agricultural/Rural Residential Zone to LDR Low Density Residential Zone. 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 uphold MPC's recommendation to deny zoning request 8-G-05-SP - Request of Philip K. Ivens for Northeast County Sector Plan Amendment from A/RR Agricultural/Rural Residential Zone to LDR Low Density Residential Zone, Commissioners Cawood, Moore, McMillan and Mills voted aye. Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Horner, Clark and Pinkston voted no. Commissioners Jordan and Stephens were absent from the meeting. The motion failed 4-13-0-2.

Commissioner Guthe moved to approve zoning request 8-G-05-SP - Request of Philip K. Ivens for Northeast County Sector Plan Amendment from A/RR Agricultural/Rural Residential Zone to LDR Low Density Residential Zone. Commissioner Schmid seconded the motion and upon roll call vote Commissioners Strickland, Collins, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Horner, Clark and Pinkston voted aye. Commissioners Tindell, Cawood, Moore, McMillan and Mills voted no. Commissioners Jordan and Stephens were absent from the meeting. The motion carried 12-5-0-2. Property located on the northeast

side of Ellistown Road, southwest side of Shipe Road, southeast of Washington Pike. Eighth Commission District.

\* \* \* \* \*

2. Consideration of the request of Philip K. Ivens for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the northeast side of Ellistown Road, southwest side of Shipe Road, southeast of Washington Pike. Eighth Commission District. (*Book 21/Page 194 & 195*)

Mr. Ewing “Buzz” Johnson, Deputy Director for Metropolitan Planning Commission, Mr. Mark Donaldson, Executive Director for Metropolitan Planning Commission, and Mr. Mike Moyers, Knox County Law Director, were present and spoke on the matter.

Mr. Arthur Seymour, Attorney representing Philip K. Ivens, and Mr. David Harbin, Batson Himes Norvell & Poe Engineers, were present and spoke on behalf of the request.

Ms. Mary Fisher, area resident, was present and spoke in opposition to the request.

Mr. Darrel Acuff, concerned citizen, was present and spoke on the matter.

Commissioner McMillan moved to uphold MPC’s recommendation to approve zoning request 8-Q-05-RZ - Request of Philip K. Ivens for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 dwelling unit per acre. Commissioner Mills seconded the motion and upon roll call vote Commissioners Tindell, Hammond, Leuthold, Cawood, Moore, McMillan and Mills voted aye. Commissioners Strickland, Collins, Moody, Harmon, Guthe, Schmid, Griess, Horner, Clark

and Pinkston voted no. Commissioners Jordan and Stephens were absent from the meeting. The motion failed 7-10-0-2.

Commissioner Collins moved to approve zoning request 8-Q-05-RZ - Request of Philip K. Ivens for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1 to 2.8 dwelling units per acre. Commissioner Griess seconded the motion and upon roll call vote Commissioners Strickland, Collins, Moody, Harmon, Guthe, Schmid, Griess, Horner and Clark voted aye. Commissioners Tindell, Hammond, Leuthold, Cawood, Moore, McMillan, Mills and Pinkston voted no. Commissioners Jordan and Stephens were absent from the meeting the motion failed 9-8-0-2.

Commissioner Griess moved to approve zoning request 8-Q-05-RZ - Request of Philip K. Ivens for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1 to 2.5 dwelling units per acre. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Griess, Horner and Clark voted aye. Commissioners Cawood, Moore, McMillan, Mills and Pinkston voted no. Commissioners Hammond and Leuthold abstained from voting. Commissioners Jordan and Stephens were absent from the meeting. The motion carried 10-5-2-2. Property located on the northeast side of Ellistown Road, southwest side of Shipe Road, southeast of Washington Pike. Eighth Commission District.

\* \* \* \* \*

3. Consideration of the request of Bearden Land Company for rezoning from SC Shopping Center and SC Shopping Center/F Floodway Zone to CA General Business and CA General Business/F Floodway Zone

was before the Board of Commissioners. Property located on the southwest side of Clinton Highway, southeast side of West Emory Road. Sixth Commission District. (*Book 21/Page 196*)

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

Commissioner Griess moved to defer to the November 2005 Board of Commissioners meeting zoning request 8-S-05-RZ - Request of Bearden Land Company for rezoning from SC Shopping Center and SC Shopping Center/F Floodway Zone to CA General Business and CA General Business/F Floodway Zone. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Jordan and Stephens were absent from the meeting. The motion carried 17-0-0-2.

\* \* \* \* \*

4. Consideration of the request of Forest Brook Properties for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the southeast side of West Governor John Sevier Highway, southwest side of West Marine Road, south of Chapman Highway. Ninth Commission District. (*Book 21/Page 197*)

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

Commissioner Pinkston moved to approve zoning request



9-B-05-RZ - Request of Forest Brook Properties for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 to 3 dwelling units per acre as per MPC's recommendation. Commissioner Clark seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Jordan and Stephens were absent from the meeting. The motion carried 17-0-0-2. Property located on the southeast side of West Governor John Sevier Highway, southwest side of West Marine Road, south of Chapman Highway. Ninth Commission District.

\* \* \* \* \*

5. Consideration of the request of Jim Holleman for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located on the northeast side of Chapman Highway, southeast side of East Governor John Sevier Highway. Ninth Commission District. (*Book 21/Page 197*)

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

Commissioner Clark moved to approve zoning request 9-D-05-RZ – Request of Jim Holleman for rezoning from A Agricultural Zone to CA General Business Zone as per MPC's recommendation. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Jordan and Stephens were absent from the meeting. The motion carried 17-0-0-2. Property

located on the northeast side of Chapman Highway, southeast side of East Governor John Sevier Highway. Ninth Commission District.

\* \* \* \* \*

6. Consideration of the request of James A. Byrge, Jr. for North County Sector Plan Amendment from LDR Low Density Residential Zone to O Office Zone was before the Board of Commissioners. Property located on the southwest side of Andersonville Pike, northwest of Northgate Drive. Seventh Commission District. (*Book 21/Page 198*)

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

Commissioner Horner moved to approve zoning request 9-A-05-SP – Request of James A. Byrge, Jr. for North County Sector Plan Amendment from LDR Low Density Residential Zone to O Office Sector Plan Designation as per MPC’s recommendation. Commissioner Moore seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Jordan and Stephens were absent from the meeting. The motion carried 17-0-0-2. Property located on the southwest side of Andersonville Pike, northwest of Northgate Drive. Seventh Commission District.

\* \* \* \* \*

7. Consideration of the request of James A. Byrge, Jr. for rezoning from A Agricultural Zone to OB Office, Medical and Related Services Zone was before the Board of Commissioners. Property located on

the southwest side of Andersonville Pike, northwest of Northgate Drive.

Seventh Commission District. (*Book 21/Page 199*)

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

Commissioner Horner moved to approve zoning request 9-E-05-RZ – Request of James A. Byrge, Jr. for rezoning from A Agricultural Zone to OB Office, Medical and Related Services Zone as per MPC’s recommendation. Commissioner Moore seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Jordan and Stephens were absent from the meeting. The motion carried 17-0-0-2. Property located on the southwest side of Andersonville Pike, northwest of Northgate Drive. Seventh Commission District.

\* \* \* \* \*

8. Consideration of the request of Ball Camp Residential Partners for rezoning from A Agricultural and PR Planned Residential Zone at 1 – 3.5 dwelling units per acre to PR Planned Residential Zone at 1 – 4 dwelling units per acre was before the Board of Commissioners. Property located on the northeast side of Bakertown Road, southeast of Meghans Lane. Third Commission District. (*Book 21/Page 199 & 200*)

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

Commissioner Moody moved to approve zoning request 9-F-05-RZ – Request of Ball Camp Residential Partners for rezoning from A Agricultural and PR Planned Residential Zone at 1 – 3.5 dwelling units per

acre to PR Planned Residential Zone at a density of 1 – 4 dwelling units per acre as per MPC’s recommendation. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye.

Commissioners Jordan and Stephens were absent from the meeting. The motion carried 17-0-0-2. Property located on the northeast side of Bakertown Road, southeast of Meghans Lane. Third Commission District.

\* \* \* \* \*

9. Consideration of the request of Scott Smith for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located southeast of Nubbin Ridge Road, southwest of Bretton Ridge Lane. Fourth Commission District.

*(Book 21/Page 200)*

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

Commissioner Schmid moved to approve zoning request 9-G-05-RZ – Request of Scott Smith for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 to 4 dwelling units per acre as per MPC’s recommendation. Commissioner Guthe seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Jordan and Stephens were absent from the meeting. The motion carried

17-0-0-2. Property located southeast of Nubbin Ridge Road, southwest of Bretton Ridge Lane. Fourth Commission District.

\* \* \* \* \*

**IN RE: REZONING APPEALS: (Book 21/Page 201)**

1. Consideration of the appeal by Terry Patton of MPC denial of PR Planned Residential Zoning was before the Board of Commissioners. Property located southwest of Triplett Lane, northeast of Fox Road. Fifth Commission District.

This item was withdrawn from the agenda. (See Amendments to the Agenda, Page 192)

\* \* \* \* \*

**IN RE: ROLL CALL BY DISTRICTS: (Book 21/Page 201)**

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

\* \* \* \* \*

**IN RE: ADJOURNMENT: (Book 21/Page 202)**

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

\* \* \* \* \*

***KNOX COUNTY BOARD OF COMMISSIONERS***

*SCOTT MOORE, CHAIRMAN*

***KNOX COUNTY BOARD OF COMMISSIONERS***

The Knox County Board of Commissioners met in Regular Session on Monday, November 21, 2005 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston. Also present were Mr. Mike Moyers, Knox County Law Director, Mr. Mike Ragsdale, Knox County Mayor, Mr. John Werner, Knox County Finance Director, Mr. Dwight VanDeVate, Director of Communications and Government Relations for Knox County, Mr. Richard Walls, Knox County Internal Auditor, Mr. Ewing “Buzz” Johnson, Deputy Director for Metropolitan Planning Commission, Mr. Mark Donaldson, Executive Director for Metropolitan Planning Commission, and members of the news media.

Commissioner Moore, Chairman, presided.

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

\* \* \* \* \*

**IN RE:      ROLL CALL: (Book 21/Page 203)**

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

\* \* \* \* \*

**IN RE:      DEVOTIONAL: (Book 21/Page 203)**

Reverend Guy Merrit Milam, North Knoxville Baptist Church, gave the devotional.

\* \* \* \* \*

**IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG: (Book 21/Page 204)**

Commissioner Clark led the Pledge of Allegiance to the Flag.

\* \* \* \* \*

**IN RE: AMENDMENTS TO THE AGENDA: (Book 21/Page 204)**

1. Commissioner Moore amended the agenda to hear the following item at this time: Resolution R-05-11-106 - Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Pastor Guy Merrit Milam on the 50<sup>th</sup> Anniversary of his Ministry.

\* \* \* \* \*

**IN RE: RESOLUTION:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING PASTOR GUY MERRIT MILAM ON THE 50<sup>TH</sup> ANNIVERSARY OF HIS MINISTRY – R-05-11-106: (Book 21/Page 204)**

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Pastor Guy Merrit Milam on the 50<sup>th</sup> Anniversary of his Ministry was before the Board of Commissioners.

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

Commissioner Tindell moved to approve Resolution R-05-11-106 - Resolution of the Commission of Knox County, Tennessee, honoring Pastor Guy Merrit Milam on the 50<sup>th</sup> Anniversary of his Ministry. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon,



Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

Pastor Milam was present to accept the resolution and expressed appreciation to the commission for the resolution.

\* \* \* \* \*

**IN RE:      AMENDMENTS TO THE AGENDA – (CONTINUED):**  
***(Book 21/Page 205 & 206)***

2. Without objection, Commissioner Moore amended the agenda to hear the following items after completion of Amendments to the Agenda: Resolution R-05-11-104 - Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Martha Phillips for 60 years of dedicated service to the Knox County Criminal Court Clerk's Office; and Resolution R-05-11-701 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving a lease with YMCA of Knoxville for development of a family YMCA facility at Concord Park.

3. Commissioner Moore amended the agenda to remove the following item from the Consent Calendar: Resolution R-05-11-103 - Consideration of a resolution of the Commission of Knox County, Tennessee, honoring and welcoming Brian Salesky as General Director and Conductor of the Knoxville Opera.

4. Without objection, Commissioner Moore amended the agenda to withdraw the following items: Resolution R-05-11-205 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving term limits for the Knox County Public Library Advisory Board; and Resolution R-05-11-206 - Consideration of a resolution

of the Commission of Knox County, Tennessee, approving the expansion of the Knox County Public Library Advisory Board from nine to eleven members.

5. Commissioner Moore amended the agenda to defer the following item to the December 2005 Board of Commissioners meeting: Resolution R-05-11-101 - Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Bruce Wheeler.

6. Commissioner Moore amended the agenda to defer the following item to the February 2006 Board of Commissioners meeting: Ordinance O-05-11-101 - Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Wheel Tax Ordinance to waive the tax on vehicles for Armed Service Personnel deployed in combat.

7. Commissioner Moore amended the agenda to add the following item to the agenda: Discussion of General Sessions Court Judge.

\* \* \* \* \*

**IN RE: RESOLUTIONS:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING MARTHA PHILLIPS FOR 60 YEARS OF DEDICATED SERVICE TO THE KNOX COUNTY CRIMINAL COURT CLERK'S OFFICE – R-05-11-104: (Book 21/Page 206)**

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Martha Phillips for 60 years of dedicated service to the Knox County Criminal Court Clerk's Office was before the Board of Commissioners.

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

Commissioner Tindell moved to approve Resolution R-05-11-104 - Resolution of the Commission of Knox County, Tennessee, honoring Martha Phillips for 60 years of dedicated service to the Knox County Criminal Court Clerk's Office. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A**  
**LEASE WITH YMCA OF KNOXVILLE FOR DEVELOPMENT OF A**  
**FAMILY YMCA FACILITY AT CONCORD PARK – R-05-11-701: (Book**  
**21/Page 207)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a lease with YMCA of Knoxville for development of a family YMCA facility at Concord Park was before the Board of Commissioners.

Mr. Doug Bataille, Director for the Knox County Parks and Recreation Department, and Mr. Mike Moyers, Knox County Law Director, were present and spoke on the matter.

Commissioner Tindell moved to approve Resolution R-05-11-701 - Resolution of the Commission of Knox County, Tennessee, approving a lease with YMCA of Knoxville for development of a family YMCA facility at Concord Park. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Collins recused himself from the vote. The motion carried 18-0-1-0.

\* \* \* \* \*

**IN RE:      CONSENT ITEMS: (Book 21/Page 208)**

1. Tax Refunds:

No request received.

\* \* \* \* \*

2. Notary Public Applications:

158 Notary Public Applications received.

Commissioner Strickland moved to approve all Consent Items.

Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: EDUCATION CONSENT CALENDAR:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING CONTRACTS FOR COMMERCIAL GRADE HVAC INSTALLATION AND REPAIR SERVICES FOR THE KNOX COUNTY SCHOOL SYSTEM – R-05-11-202: (Book 21/Page 209)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving contracts for commercial grade HVAC installation and repair services for the Knox County School System was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-05-11-202 - Resolution of the Commission of Knox County, Tennessee, approving contracts for commercial grade HVAC installation and repair services for the Knox County School System. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 WITH MOBILE DIAGNOSTICS, INC. FOR DOT DRUG TESTING – R-05-11-203: (Book 21/Page 209-210)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Mobile Diagnostics, Inc. for DOT Drug Testing was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-05-11-203 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Mobile Diagnostics, Inc. for DOT Drug Testing. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 WITH EDUSOFT SOFTWARE COMPANY FOR EDUCATIONAL DATA SOFTWARE – R-05-11-204: (Book 21/Page 210)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with EduSoft Software Company for Educational Data Software was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-05-11-204 - Resolution of the Commission of Knox County, Tennessee, approving a contract with EduSoft Software Company for Educational Data Software. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner,

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

\* \* \* \* \*

**IN RE: AMENDMENTS TO THE AGENDA – (CONTINUED):**  
***(Book 21/Page 211)***

8. Commissioner Moore amended the agenda to hear the following item at this time: Resolution R-05-11-103 - Consideration of a resolution of the Commission of Knox County, Tennessee, honoring and welcoming Brian Salesky as General Director and Conductor of the Knoxville Opera.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING AND**  
**WELCOMING BRIAN SALESKY AS GENERAL DIRECTOR AND**  
**CONDUCTOR OF THE KNOXVILLE OPERA – R-05-11-103: (Book**  
***21/Page 211)***

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring and welcoming Brian Salesky as General Director and Conductor of the Knoxville Opera was before the Board of Commissioners.

Ms. Phyllis Severance, Vice-President for Advocacy and President Elect for the Knoxville Opera, was present and spoke on the matter.

Commissioner Tindell moved to approve Resolution R-05-11-103 - Resolution of the Commission of Knox County, Tennessee, honoring and welcoming Brian Salesky as General Director and Conductor

of the Knoxville Opera. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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

\* \* \* \* \*

**IN RE: AMENDMENTS TO THE AGENDA – (CONTINUED):**

**(Book 21/Page 212)**

9. Commissioner Moore amended the agenda to add the following item: Resolution R-05-11-207 - Consideration of a resolution of the Commission of Knox County, Tennessee, amending the currently enacted Schools Capital Improvement Plan to provide additional funding for the Cedar Bluff Elementary School Project.

\* \* \* \* \*

**IN RE: CONSENT CALENDAR:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING BRUCE WHEELER – R-05-11-101: (Book 21/Page 212)**

This item was deferred to the December 2005 Board of Commissioners meeting. (See Amendments to the Agenda, Page 206)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING OUR**



**MEMBERS OF THE TENNESSEE NATIONAL GUARD – R-05-11-102:**

*(Book 21/Page 212 & 213)*

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring our members of the Tennessee National Guard was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-11-102 Resolution of the Commission of Knox County, Tennessee, honoring our members of the Tennessee National Guard. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 WELCOMING BRIAN SALESKY AS GENERAL DIRECTOR AND CONDUCTOR OF THE KNOXVILLE OPERA – R-05-11-103: (Book 21/Page 213)**

This item was heard earlier on the day's agenda. (See Page 211)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING MARTHA PHILLIPS FOR 60 YEARS OF DEDICATED SERVICE TO THE KNOX COUNTY CRIMINAL COURT CLERK'S OFFICE – R-05-11-104: (Book 21/Page 213)**

This item was heard earlier on the day's agenda. (See Page 206)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, RECOGNIZING LOUIE KEELING FOR HIS SERVICE AND CONTRIBUTIONS TO KNOX COUNTY'S KATRINA RELIEF EFFORTS – R-05-11-105: (Book 21/Page 214)**

Consideration of a resolution of the Commission of Knox County, Tennessee, recognizing Louie Keeling for his service and contributions to Knox County's Katrina Relief efforts was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-11-105 Resolution of the Commission of Knox County, Tennessee, recognizing Louie Keeling for his service and contributions to Knox County's Katrina Relief efforts. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 PASTOR GUY MERRIT MILAM ON THE 50<sup>TH</sup> ANNIVERSARY OF HIS MINISTRY – R-05-11-106: (Book 21/Page 214)**

This item was heard earlier on the day's agenda. (See Page 204)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$16,000,000.00 FOR THE CONSTRUCTION OF THE NEW CEDAR BLUFF ELEMENTARY SCHOOL AND APPROVAL OF A CONTRACT WITH MERIT CONSTRUCTION, INC. – R-05-11-201: (Book 21/Page 214 & 215)**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$16,000,000.00 for the construction of the new Cedar Bluff Elementary School and approval of a contract with Merit Construction, Inc. was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-11-201 Resolution of the Commission of Knox County, Tennessee, appropriating \$16,000,000.00 for the construction of the new Cedar Bluff Elementary School and approval of a contract with Merit Construction, Inc.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE CURRENTLY ENACTED SCHOOLS CAPITAL IMPROVEMENT**

**PLAN TO PROVIDE ADDITIONAL FUNDING FOR THE CEDAR  
BLUFF ELEMENTARY SCHOOL PROJECT – R-05-11-207: (Book  
21/Page 215)**

Consideration of a resolution of the Commission of Knox County, Tennessee, amending the currently enacted Schools Capital Improvement Plan to provide additional funding for the Cedar Bluff Elementary School Project was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-11-207 Resolution of the Commission of Knox County, Tennessee, amending the currently enacted Schools Capital Improvement Plan to provide additional funding for the Cedar Bluff Elementary School Project. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING  
\$500,000.00 TO BEGIN FIRE PREVENTION UPDATES TO THE  
WORK RELEASE CENTER LOCATED ON MALONEYVILLE ROAD –  
R-05-11-302: (Book 21/Page 216)**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$500,000.00 to begin fire prevention updates to the Work Release Center located on Maloneyville Road was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-11-302 Resolution of the Commission of Knox County, Tennessee, appropriating \$500,000.00 to begin fire prevention updates to the Work Release Center located on Maloneyville Road. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 THE DONATION OF CEMETERY PLOTS LOCATED IN THE GREENWOOD CEMETERY TO THE KNOX COUNTY SHERIFF'S DEPARTMENT – R-05-11-303: (Book 21/Page 217)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the donation of Cemetery Plots located in the Greenwood Cemetery to the Knox County Sheriff's Department was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-11-303 Resolution of the Commission of Knox County, Tennessee, approving the donation of Cemetery Plots located in the Greenwood Cemetery to the Knox County Sheriff's Department. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**  
**AMENDMENT 3 TO GRANT Z-05-020611-00 BETWEEN THE STATE**  
**OF TENNESSEE AND KNOX COUNTY COMMUNITY**  
**ALTERNATIVES TO PRISON PROGRAM – R-05-11-304: (Book**  
**21/Page 217)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Amendment 3 to Grant Z-05-020611-00 between the State of Tennessee and Knox County Community Alternatives to Prison Program was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-11-304 Resolution of the Commission of Knox County, Tennessee, approving Amendment 3 to Grant Z-05-020611-00 between the State of Tennessee and Knox County Community Alternatives to Prison Program. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING**  
**\$44,500.00 FOR WESTLAND DRIVE AND NORTSHORE DRIVE**  
**INTERSECTION IMPROVEMENTS – R-05-11-401: (Book 21/Page 218)**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$44,500.00 for Westland Drive and

Northshore Drive intersection improvements was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-11-401 Resolution of the Commission of Knox County, Tennessee, appropriating \$44,500.00 for Westland Drive and Northshore Drive intersection improvements. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING**  
**\$7,500.00 FOR ENGINEERING SERVICES FOR DESIGN OF SITE**  
**DISTANCE IMPROVEMENTS TO LIVE OAK CIRCLE AT GILBERT**  
**DRIVE – R-05-11-402: (Book 21/Page 219)**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$7,500.00 for engineering services for design of site distance improvements to Live Oak Circle at Gilbert Drive was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-11-402 Resolution of the Commission of Knox County, Tennessee, appropriating \$7,500.00 for engineering services for design of site distance improvements to Live Oak Circle at Gilbert Drive. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess,

Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$65,000.00 FOR ENGINEERING SERVICES FOR DESIGN OF IMPROVEMENTS TO DYESTONE GAP ROAD – R-05-11-403: (Book 21/Page 219 & 220)**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$65,000.00 for engineering services for design of improvements to Dyestone Gap Road was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-11-403 Resolution of the Commission of Knox County, Tennessee, appropriating \$65,000.00 for engineering services for design of improvements to Dyestone Gap Road. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$35,000.00 FOR ENGINEERING DESIGN AND STORMWATER SYSTEM IMPROVEMENTS AT THE SOLWAY SOLID WASTE FACILITY – R-05-11-404: (Book 21/Page 220)**



Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$35,000.00 for engineering design and stormwater system improvements at the Solway Solid Waste Facility was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-11-404 Resolution of the Commission of Knox County, Tennessee, appropriating \$35,000.00 for engineering design and stormwater system improvements at the Solway Solid Waste Facility. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, GRANTING A**  
**PERMANENT SIGN EASEMENT AT 210 LOVELL ROAD –**  
**R-05-11-405: (Book 21/Page 221)**

Consideration of a resolution of the Commission of Knox County, Tennessee, granting a permanent sign easement at 210 Lovell Road was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-11-405 Resolution of the Commission of Knox County, Tennessee, granting a permanent sign easement at 210 Lovell Road. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond,

Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills,  
Clark 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 THE**  
**2005 JUVENILE ACCOUNTABILITY BLOCK GRANT – R-05-11-501:**  
**(Book 21/Page 221)**

Consideration of a resolution of the Commission of Knox  
County, Tennessee, approving the 2005 Juvenile Accountability Block Grant  
was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-11-501  
Resolution of the Commission of Knox County, Tennessee, approving the  
2005 Juvenile Accountability Block Grant. Commissioner Horner seconded  
the motion and upon roll call vote Commissioners Jordan, Strickland,  
Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold,  
Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**  
**GRANT AGREEMENT IN THE AMOUNT OF \$862,800.00 BETWEEN**  
**THE KNOX COUNTY HEALTH DEPARTMENT AND THE STATE OF**  
**TENNESSEE FOR THE PROVISION OF THE WIC PROGRAM –**  
**R-05-11-601: (Book 21/Page 222)**

Consideration of a resolution of the Commission of Knox  
County, Tennessee, approving a grant agreement in the amount of

\$862,800.00 between the Knox County Health Department and the State of Tennessee for the provision of the WIC Program was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-11-601 Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$862,800.00 between the Knox County Health Department and the State of Tennessee for the provision of the WIC Program. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**  
**AMENDMENT 1 TO THE MINI MULTI-SERVICE CONTRACT**  
**BETWEEN THE STATE OF TENNESSEE DEPARTMENT OF**  
**HEALTH AND KNOX COUNTY – R-05-11-602: (Book 21/Page 223)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Amendment 1 to the Mini Multi-Service Contract between the State of Tennessee Department of Health and Knox County was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-11-602 Resolution of the Commission of Knox County, Tennessee, approving Amendment 1 to the Mini Multi-Service Contract between the State of Tennessee Department of Health and Knox County. Commissioner Horner

seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**  
**TERM-BID CONTRACT FOR ICE CREAM PRODUCTS FOR**  
**VARIOUS DEPARTMENTS OF KNOX COUNTY GOVERNMENT –**  
**R-05-11-801: (Book 21/Page 223 & 224)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a term-bid contract for ice cream products for various departments of Knox County Government was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-11-801 Resolution of the Commission of Knox County, Tennessee, approving a term-bid contract for ice cream products for various departments of Knox County Government. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**

**TERM-BID CONTRACT FOR MILK AND OTHER BEVERAGES FOR  
VARIOUS DEPARTMENTS OF KNOX COUNTY GOVERNMENT –**

**R-05-11-802: (Book 21/Page 224)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a term-bid contract for milk and other beverages for various departments of Knox County Government was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-11-802 Resolution of the Commission of Knox County, Tennessee, approving a term-bid contract for milk and other beverages for various departments of Knox County Government. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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  
TERM-BID CONTRACT FOR BREAD AND BREAD PRODUCTS FOR  
VARIOUS DEPARTMENTS OF KNOX COUNTY GOVERNMENT –**

**R-05-11-803: (Book 21/Page 225)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a term-bid contract for bread and bread products for various departments of Knox County Government was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-11-803 Resolution of the Commission of Knox County, Tennessee, approving a term-bid contract for bread and bread products for various departments of Knox County Government. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 TERM-BID CONTRACT FOR FRESH PRODUCE FOR VARIOUS DEPARTMENTS OF KNOX COUNTY GOVERNMENT – R-05-11-804:**  
***(Book 21/Page 225 & 226)***

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a term-bid contract for fresh produce for various departments of Knox County Government was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-11-804 Resolution of the Commission of Knox County, Tennessee, approving a term-bid contract for fresh produce for various departments of Knox County Government. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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**  
**TERM-BID CONTRACT FOR FOOD/NON-FOOD ITEMS FOR**  
**VARIOUS DEPARTMENTS OF KNOX COUNTY GOVERNMENT –**  
**R-05-11-805: (Book 21/Page 226)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a term-bid contract for food/non-food items for various departments of Knox County Government was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-05-11-805 Resolution of the Commission of Knox County, Tennessee, approving a term-bid contract for food/non-food items for various departments of Knox County Government. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE:        ACCEPTANCE OF NEW COUNTY ROADS: (Book 21/Page**  
**227)**

Consideration of acceptance of the following new county roads was before the Board of Commissioners:

- A. Teton Lane, Landstone Subdivision, Unit 1, District 5.
- B. Ivy Wood Lane, Andes Place Subdivision, Unit 1, District 6.
- C. Cypress Point Lane, Timber Lake Subdivision, Unit 4, District 7.

- D. Bay Gardens Lane, Timber Lake Subdivision, Unit 4, District 7.
- E. Harbor Cove Drive, Timber Lake Subdivision, Unit 2, District 7.
- F. Pine Harbor Lane, Timber Lake Subdivision, Unit 2, District 7.
- G. Cypress Point Lane, Timber Lake Subdivision, Unit 2, District 7.
- H. Christopher Lane, District 8.

Commissioner Mills moved to approve the above acceptance of new county roads. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: APPROVAL OF MINUTES OF PREVIOUS MEETING:**

***(Book 21/Page 228)***

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

Commissioner Mills moved to approve the minutes of the previous meeting. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: ELECTIONS AND APPOINTMENTS: (Book 21/Page 228 & 229)**



**IN RE: CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, REAPPOINTING**  
**PETE CLAUSSEN AND F. CARL TINDELL TO THE PUBLIC**  
**BUILDING AUTHORITY BOARD OF DIRECTORS – R-05-11-110:**  
***(Book 21/Page 228)***

Consideration of a resolution of the Commission of Knox County, Tennessee, reappointing Pete Claussen and F. Carl Tindell to the Public Building Authority Board of Directors was before the Board of Commissioners.

Commissioner Tindell moved to approve Resolution R-05-11-110 - Resolution of the Commission of Knox County, Tennessee, reappointing Pete Claussen and F. Carl Tindell to the Public Building Authority Board of Directors. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE, REAPPOINTING**  
**REBECCA GOMPF, DVM TO THE KNOX COUNTY BOARD OF**  
**HEALTH – R-05-11-111: (Book 21/Page 229)**

Consideration of a resolution of the Commission of Knox County, Tennessee, reappointing Rebecca Gompf, DVM to the Knox County Board of Health was before the Board of Commissioners.

Commissioner Tindell moved to approve Resolution R-05-11-111 - Resolution of the Commission of Knox County, Tennessee, reappointing Rebecca Gompf, DVM to the Knox County Board of Health. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 THE APPOINTMENT OF CHARLES H. FAULKNER TO THE HISTORIC ZONING COMMISSION – R-05-11-112: (Book 21/Page 229)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the appointment of Charles H. Faulkner to the Historic Zoning Commission was before the Board of Commissioners.

Commissioner Tindell moved to approve Resolution R-05-11-112 - Resolution of the Commission of Knox County, Tennessee, approving the appointment of Charles H. Faulkner to the Historic Zoning Commission. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: DRIVES AND ROADS: (Book 21/Page 230 & 231)**

**IN RE: CONSIDERATION OF CLOSURE OF RIGHT OF WAY AT PENSACOLA ROAD. PROPERTY LOCATED OFF GULF PARK ROAD. KNOX COUNTY SCHOOLS, PROPERTY OWNER – (SECOND READING): (Book 21/Page 230)**

Consideration of closure of right of way at Pensacola Road was before the Board of Commissioners on second reading. Property located off Gulf Park Road. Knox County Schools, property owner.

Commissioner Mills moved to recommend approval of the closure of right of way at Pensacola Road on second reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located off Gulf Park Road. Knox County Schools, property owner.

\* \* \* \* \*

**IN RE: CONSIDERATION OF CLOSURE OF UNUSED RIGHT OF WAY ALONG STORMER ROAD. PROPERTY LOCATED OFF STORMER ROAD. CLAYTON MOBILE HOMES, PROPERTY OWNER (FIRST READING): (Book 21/Page 231)**

Consideration of closure of unused right of way along Stormer Road was before the Board of Commissioners on first reading. Property located off Stormer Road. Clayton Mobile Homes, property owner.

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

Commissioner Mills moved to approve the closure of unused right of way along Stormer Road on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located off Stormer Road. Clayton Mobile Homes, property owner.

\* \* \* \* \*

**IN RE: RESOLUTIONS:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING TERM LIMITS FOR THE KNOX COUNTY LIBRARY ADVISORY BOARD – R-05-11-205: (Book 21/Page 231)**

This item was withdrawn from the agenda. (See Amendments to the Agenda, Page 205)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE EXPANSION OF THE KNOX COUNTY PUBLIC LIBRARY ADVISORY BOARD FROM NINE TO ELEVEN MEMBERS – R-05-11-206: (Book 21/Page 232)**

This item was withdrawn from the agenda. (See Amendments to the Agenda, Page 205)

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING  
\$403,405.94 TO ESTABLISH THE “DUI LITTER PICKUP CREW” –  
R-05-11-301: (Book 21/Page 232)**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$403,405.94 to establish the “DUI Litter Pickup Crew” was before the Board of Commissioners.

Mr. Tim Hutchison, Knox County Sheriff, Mr. Mike Moyers, Knox County Law Director, and Mr. Mike Ragsdale, Knox County Mayor, were present and spoke on the matter.

Commissioner Tindell moved to approve Resolution R-05-11-301 - Resolution of the Commission of Knox County, Tennessee, appropriating \$403,405.94 to establish the “DUI Litter Pickup Crew” with the following amendment: delete the amount \$403,405.94 and replace with the amount \$215,167.98. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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  
LEASE WITH YMCA OF KNOXVILLE FOR DEVELOPMENT OF A  
FAMILY YMCA FACILITY AT CONCORD PARK – R-05-11-701: (Book  
21/Page 233)**

This item was heard earlier on the day's agenda. (See Page 207)

\* \* \* \* \*

**IN RE: ORDINANCES ON FIRST READING:**

**IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE WHEEL TAX ORDINANCE TO WAIVE THE TAX ON VEHICLES FOR ARMED SERVICE PERSONNEL DEPLOYED IN COMBAT – O-05-11-101 – (FIRST READING): (Book 21/Page 233)**

This item was deferred to the February 2006 Board of Commissioners meeting. (See Amendments to the Agenda, Page 206)

\* \* \* \* \*

**IN RE: AMENDMENTS TO THE AGENDA – (CONTINUED): (Book 21/Page 233)**

10. Commissioner Moore amended the agenda to hear the following item at this time: Discussion of General Sessions Court Judge.

\* \* \* \* \*

**IN RE: DISCUSSION OF GENERAL SESSIONS COURT JUDGE: (Book 21/Page 233)**

Discussion of General Sessions Court Judge was before the Board of Commissioners.

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

No action was taken.

\* \* \* \* \*

**IN RE: PUBLIC FORUM: (Book 21/Page 234)**

No one was present to speak.

\* \* \* \* \*

**IN RE: ROLL CALL – (4:00 P.M.) (Book 21/Page 234)**

Mrs. Angie Nesbitt, Minutes Clerk to the Knox County Clerk, called the roll. Those Commissioners responding were Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Moore, McMillan, Mills, Clark and Pinkston. Commissioner Horner arrived later in the meeting.

\* \* \* \* \*

**IN RE: AMENDMENTS TO THE AGENDA – (CONTINUED):**  
**(Book 21/Page 234)**

11. Without objection, Commissioner Moore amended the agenda to withdraw the following item: Zoning Request 8-S-05-RZ – Consideration of the request of Bearden Land Company for rezoning from SC Shopping Center and SC Shopping Center/F Floodway Zone to CA General Business and CA General Business/F Floodway Zone, property located on the southwest side of Clinton Highway, southeast side of West Emory Road, Sixth Commission District.

\* \* \* \* \*

**IN RE: ZONING REQUESTS: (Book 21/Pages 234-245)**

1. Consideration of the request of Ronnie R. Green for a street name change from unnamed right-of-way to Santa Claus Way was before the Board of Commissioners. Street located between Tipple Drive and dead-end. Eighth Commission District. **(Book 21/Page 234)**

Mr. Ewing “Buzz” Johnson, Deputy Director for Metropolitan Planning Commission, was present and spoke on the matter.

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

Commissioner Griess moved to approve zoning request 10-A-05-SNC – Request of Ronnie R. Green for a street name change from unnamed right-of-way to Santa Claus Lane as amended. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Horner arrived later in the meeting. The motion carried 18-0-0-1. Street located between Tipple Drive and dead-end. Eighth Commission District.

\* \* \* \* \*

2. Consideration of the request of Wide Horizon Development for a street name change from Aqua Vista Road to Beechvale Road was before the Board of Commissioners. Street located between Woodsboro Road and dead-end. Fifth Commission District. (*Book 21/Page 235*)

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

Commissioner Griess moved to approve zoning request 10-B-05-SNC – Request of Wide Horizon Development for a street name change from Aqua Vista Road to Beechvale Road. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Moore, McMillan, Mills, Clark and



Pinkston voted aye. Commissioner Horner arrived later in the meeting. The motion carried 18-0-0-1. Street located between Woodsboro Road and dead-end. Fifth Commission District.

\* \* \* \* \*

3. Consideration of the request of Wide Horizon Development for a street name change from Cobia Lane to Manor Crest Lane was before the Board of Commissioners. Street located between Aqua Vista Road and dead-end. Fifth Commission District. (*Book 21/Page 236*)

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

Commissioner Griess moved to approve zoning request 10-C-05-SNC – Request of Wide Horizon Development for a street name change from Cobia Lane to Manor Crest Lane. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Horner arrived later in the meeting. The motion carried 18-0-0-1. Street located between Aqua Vista Road and dead-end. Fifth Commission District.

\* \* \* \* \*

4. Consideration of the request of Wide Horizon Development for a street name change from Barracuda Drive to Staffwood Drive was before the Board of Commissioners. Street located between Aqua Vista Road and dead-end. Fifth Commission District. (*Book 21/Page 236*)

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

Commissioner Griess moved to approve zoning request 10-D-05-SNC – Request of Wide Horizon Development for a street name change from Barracuda Drive to Staffwood Drive. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Horner arrived later in the meeting. The motion carried 18-0-0-1. Street located between Aqua Vista Road and dead-end. Fifth Commission District.

\* \* \* \* \*

5. Consideration of the request of Wide Horizon Development for a street name change from Devil Ray Lane to Mesa Verde Lane was before the Board of Commissioners. Street located between Aqua Vista Road and dead-end. Fifth Commission District. (*Book 21/Page 237*)

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

Commissioner Griess moved to approve zoning request 10-E-05-SNC – Request of Wide Horizon Development for a street name change from Devil Ray Lane to Mesa Verde Lane. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Horner arrived later in the meeting. The motion carried 18-0-0-1. Street located between Aqua Vista Road and dead-end. Fifth Commission District.

\* \* \* \* \*

6. Consideration of the request of Wide Horizon Development for a street name change from Eagle Ray Lane to Mira Vista Lane was before the Board of Commissioners. Street located between Aqua Vista Road and dead-end. Fifth Commission District. (*Book 21/Page 238*)

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

Commissioner Griess moved to approve zoning request 10-F-05-SNC – Request of Wide Horizon Development for a street name change from Eagle Ray Lane to Mira Vista Lane. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Horner arrived later in the meeting. The motion carried 18-0-0-1. Street located between Aqua Vista Road and dead-end. Fifth Commission District.

\* \* \* \* \*

7. Consideration of the request of Wide Horizon Development for a street name change from Flounder Lane to Scots Pine Lane was before the Board of Commissioners. Street located between Aqua Vista Road and dead-end. Fifth Commission District. (*Book 21/Page 238*)

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

Commissioner Griess moved to approve zoning request 10-G-05-SNC – Request of Wide Horizon Development for a street name change from Flounder Lane to Scots Pine Lane. Commissioner Mills

seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Horner arrived later in the meeting. The motion carried 18-0-0-1. Street located between Aqua Vista Road and dead-end. Fifth Commission District.

\* \* \* \* \*

8. Consideration of the request of Metropolitan Planning Commission for a Southwest County Sector Plan update was before the Board of Commissioners. (*Book 21/Page 239*)

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

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

Commissioner Griess moved to approve zoning request 8-A-05-SP – Request of Metropolitan Planning Commission for a Southwest County Sector Plan update. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

9. Consideration of the request of Bearden Land Company for rezoning from SC Shopping Center and SC Shopping Center/F Floodway Zone to CA General Business and CA General Business/F Floodway Zone was before the Board of Commissioners. Property located on the southwest

side of Clinton Highway, southeast side of West Emory Road. Sixth Commission District. (*Book 21/Page 240*)

This item was withdrawn from the agenda. (See Amendments to the Agenda, Page 234)

\* \* \* \* \*

10. Consideration of the request of James and Anna Allen for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located on the northwest side of Andrew Johnson Highway, north of North Ruggles Ferry Pike. Eighth Commission District. (*Book 21/Page 240*)

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

Commissioner Mills moved to approve zoning request 10-C-05-RZ – Request of James and Anna Allen for rezoning from A Agricultural Zone to CR Rural Commercial Zone as per MPC’s recommendation. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the northwest side of Andrew Johnson Highway, north of North Ruggles Ferry Pike. Eighth Commission District.

\* \* \* \* \*

11. Consideration of the request of B & J Enterprises for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the south and east

sides of Bluegrass Road, northeast of Cheney Road. Fourth Commission District. *(Book 21/Page 241)*

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

Commissioner Guthe moved to approve zoning request 10-E-05-RZ – Request of B & J Enterprises for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 to 3 dwelling units per acre as per MPC’s recommendation. Commissioner Schmid seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the south and east sides of Bluegrass Road, northeast of Cheney Road. Fourth Commission District.

\* \* \* \* \*

12. Consideration of the request of Scott Davis for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the northwest side of East Emory Road, northeast of Edith Keeler Lane. Eighth Commission District. *(Book 21/Page 241)*

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

Commissioner McMillan moved to approve zoning request

10-F-05-RZ – Request of Scott Davis for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 to 4 dwelling units per acre as per MPC’s recommendation. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the northwest side of East Emory Road, northeast of Edith Keeler Lane. Eighth Commission District.

\* \* \* \* \*

13. Consideration of the request of Graham Corporation for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located on the southeast side of Callahan Drive, northeast of Clinton Highway. Sixth Commission District. (*Book 21/Page 242*)

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

Commissioner Cawood moved to approve zoning request 10-I-05-RZ – Request of Graham Corporation for rezoning from A Agricultural Zone to CA General Business Zone. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the southeast side of Callahan Drive, northeast of Clinton Highway. Sixth Commission District.

\* \* \* \* \*

14. Consideration of the request of William F. David for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located on the south side of Fairview Road, west of Tazewell Pike. Eighth Commission District. (*Book 21/Page 243*)

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

Commissioner Mills moved to approve zoning request 10-K-05-RZ – Request of William F. David for rezoning from A Agricultural Zone to CA General Business Zone. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the south side of Fairview Road, west of Tazewell Pike. Eighth Commission District.

\* \* \* \* \*

15. Consideration of the request of Huber Properties, LLC for rezoning from RA Low Density Residential Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the northeast and southeast sides of Sands Road, northeast of Bakertown Road. Third Commission District. (*Book 21/Page 243*)

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

Commissioner Moody moved to approve zoning request



10-N-05-RZ – Request of Huber Properties, LLC for rezoning from RA Low Density Residential Zone to PR Planned Residential Zone at a density of 1 to 4 dwelling units per acre as per MPC’s recommendation. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the northeast and southeast sides of Sands Road, northeast of Bakertown Road. Third Commission District.

\* \* \* \* \*

16. Consideration of the request of Randy A. Hinton for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the northwest side of East Emory Road, northwest of Homestead Drive. Seventh Commission District. (*Book 21/Page 244*)

Mr. John Valliant, Attorney representing the applicant, was present and spoke on behalf of the request.

Mr. Ewing “Buzz” Johnson, Deputy Director for Metropolitan Planning Commission, was present and spoke on the matter.

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

Commissioner Horner moved to approve zoning request 10-Q-05-RZ – Request of Randy A. Hinton for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 to 5 dwelling units per acre. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell,

Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the northwest side of East Emory Road, northwest of Homestead Drive. Seventh Commission District.

\* \* \* \* \*

17. Consideration of the request of PBM Properties for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the southwest side of Dogwood Road, southeast of Solway Road. Sixth Commission District.

*(Book 21/Page 245)*

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

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

Commissioner Cawood moved to approve zoning request 10-R-05-RZ – Request of PBM Properties for rezoning from A Agricultural Zone to PR Planned Residential Zone 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, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the southwest side of Dogwood Road, southeast of Solway Road. Sixth Commission District.

\* \* \* \* \*

**IN RE: AMENDMENTS TO THE AGENDA – (CONTINUED):**

***(Book 21/Page 246)***

12. Commissioner Moore amended the agenda to hear the following item at this time: Rezoning Appeal 05.030.0 – Consideration of the appeal by S & E Properties of TTCDA approval of PR Planned Residential/TO Technology Overlay Zone at density of 1 to 2 dwelling units per acre, property located on the southeast side of Carmichael Road, southwest of Pellissippi Parkway, Sixth Commission District.

\* \* \* \* \*

**IN RE: REZONING APPEAL: (Book 21/Page 246)**

1. Consideration of the appeal by S & E Properties of TTCDA approval of PR Planned Residential/TO Technology Overlay Zone at a density of 1 to 2 dwelling units per acre was before the Board of Commissioners. Property located on the southeast side of Carmichael Road, southwest of Pellissippi Parkway, Sixth Commission District.

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

Mr. Ewing “Buzz” Johnson, Deputy Director for Metropolitan Planning Commission, was present and spoke on the matter.

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

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

Commissioner Cawood moved to approve Rezoning Appeal 05.030.0 – Appeal by S & E Properties of TTCDA approval of PR Planned Residential/TO Technology Overlay Zone at a density of 2.5 dwelling units

per acre. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the southeast side of Carmichael Road, southwest of Pellissippi Parkway, Sixth Commission District.

\* \* \* \* \*

**IN RE: ZONING REQUEST – (CONTINUED): (Book 21/Page 247-250)**

18. Consideration of the request of S & E Properties for rezoning from A Agricultural/TO Technology Overlay Zone to PR Planned Residential/TO Technology Overlay Zone was before the Board of Commissioners. Property located on the southeast side of Carmichael Road, southwest of Pellissippi Parkway. Sixth Commission District. (***Book 21/Page 247***)

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

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

Commissioner Cawood moved to approve zoning request 10-S-05-RZ – Request of S & E Properties for rezoning from A Agricultural/TO Technology Overlay Zone to PR Planned Residential/TO Technology Overlay Zone at a density of 2.5 dwelling units per acre. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner,

Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the southeast side of Carmichael Road, southwest of Pellissippi Parkway. Sixth Commission District.

\* \* \* \* \*

19. Consideration of the request of PBM Properties for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the south side of Hammer Road, west of Brakebill Road, Eighth Commission District. (*Book 21/Page 248*)

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

Mr. Marshall Hankins, area resident, was present and spoke in opposition to the request.

Mr. Ewing “Buzz” Johnson, Deputy Director for Metropolitan Planning Commission, was present and spoke on the matter.

Commissioner Griess moved to approve zoning request 10-T-15-RZ – Request of PBM Properties for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 to 8 dwelling units per acre as per MPC’s recommendation. Commissioner Jordan seconded the motion.

Commissioner McMillan moved as a substitute motion to deny zoning request 10-T-15-RZ – Request of PBM Properties for rezoning from A Agricultural Zone to PR Planned Residential Zone. Commissioner Mills seconded the motion and upon voice vote the substitute motion failed.

Upon roll call vote of the original motion to approve zoning request 10-T-15-RZ – Request of PBM Properties for rezoning from A

Agricultural Zone to PR Planned Residential Zone at a density of 1 to 8 dwelling units per acre as per MPC's recommendation, Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Horner, Moore, Clark and Pinkston voted aye. Commissioners Cawood, Stephens, McMillan and Mills voted no. The motion carried 15-4-0-0. Property located on the south side of Hammer Road, west of Brakebill Road, Eighth Commission District.

\* \* \* \* \*

20. Consideration of the request of G.W. Koontz for rezoning from LI Light Industrial Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the southeast side of West Beaver Creek Drive, southwest of Lyngate Boulevard. Sixth Commission District. (*Book 21/Page 249*)

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

Commissioner Cawood moved to approve zoning request 10-V-05-RZ – Request of G.W. Koontz for rezoning from LI Light Industrial Zone to PR Planned Residential Zone at a density of 1 to 3.5 dwelling units per acre as per MPC's recommendation. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the southeast side of West Beaver Creek Drive, southwest of Lyngate Boulevard. Sixth Commission District.

\* \* \* \* \*

21. Consideration of the request of Alvin and Sue Herron for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the southeast side of Hardin Valley Road, southeast of Steele Road. Sixth Commission District. (*Book 21/Page 249*)

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

Commissioner Cawood moved to approve zoning request 10-X-05-RZ – Request of Alvin and Sue Herron for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 to 2 dwelling units per acre as per MPC’s recommendation. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the southeast side of Hardin Valley Road, southeast of Steele Road. Sixth Commission District.

\* \* \* \* \*

22. Consideration of the request of Edward E. Mash Sr. and Joyce N. Mash for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located on the southwest side of Mash Lane, northwest of Cunningham Road. Seventh Commission District. (*Book 21/Page 250*)

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

Commissioner Horner moved to approve zoning request

10-Y-05-RZ – Request of Edward E. Mash Sr. and Joyce N. Mash for rezoning from A Agricultural Zone to RA Low Density Residential Zone. Commissioner Moore seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the southwest side of Mash Lane, northwest of Cunningham Road. Seventh Commission District.

\* \* \* \* \*

**IN RE: REZONING APPEAL:**

1. Consideration of the appeal by S & E Properties of TTCDA approval of PR Planned Residential/TO Technology Overlay Zone at a density of 1 to 2 dwelling units per acre was before the Board of Commissioners. Property located on the southeast side of Carmichael Road, southwest of Pellissippi Parkway, Sixth Commission District. (**Book 21/Page 251**)

This item was heard earlier on the day's agenda. (See Page 246)

\* \* \* \* \*

**IN RE: ROLL CALL BY DISTRICTS: (Book 21/Page 251)**

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

\* \* \* \* \*

**IN RE: ADJOURNMENT: (Book 21/Page 251)**



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

\* \* \* \* \*

***KNOX COUNTY BOARD OF COMMISSIONERS***

---

***SCOTT MOORE, CHAIRMAN***

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, December 19, 2005 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston. Also present were Mr. Mike Ragsdale, Knox County Mayor, Mr. Mike Moyers, Knox County Law Director, Mr. Bruce Wuethrich, Director, Engineering and Public Works, Mr. Richard Walls, Knox County Internal Auditor, Mr. Dwight Van de Vate, Knox County Governmental Affairs and news media.

Commissioner Moore, Chairman, presided.

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

\* \* \* \* \*

**IN RE:      DEVOTIONAL:(BOOK 21, PAGE 253)**

Mr. Steve Diggs, Executive Director, Emerald Youth Foundation, gave the devotional.

\* \* \* \* \*

**IN RE:      PLEDGE OF ALLEGIANCE TO THE FLAG: (BOOK 21, PAGE 253)**

Col. Dennis Adams, Commander, 278<sup>th</sup> led the Pledge of Allegiance to the Flag.

\* \* \* \* \*

**IN RE:      AMENDMENT TO THE AGENDA: (BOOK 21, PGS. 253-255)**

At this time Mayor Mike Ragsdale presented Col. Dennis Adams, Commander, 278<sup>th</sup> with a proclamation honoring the members of the 278<sup>th</sup> for their service.

\* \* \* \* \*

**IN RE: AMENDMENTS TO THE AGENDA: CONTINUED: (BOOK 21, PGS. 254-255)**

Without objection, Commissioner Moore amended the agenda as follows:

Defer to the January, 2006 Board of Commissioners meeting  
R-05-12-102 – Consideration of a Resolution of the Commission of Knox County, Tennessee memorializing Judge Carey Garrett.

\* \* \* \* \*

Defer to the January, 2006 Board of Commissioners meeting  
R-05-12-103 – Consideration of a Resolution of the Commission of Knox County, Tennessee memorializing Jeanette Swann.

\* \* \* \* \*

Remove from the consent agenda and add to the regular agenda  
R-05-12-105 – Consideration of a Resolution of the Commission of Knox County, Tennessee in celebration of the Centennial of Central High School expressing County Commission's pride in and appreciation for the many people who have played a part in making Central High School a Great Educational Institution over the past 100 years.

\* \* \* \* \*

Add R-05-12-111 – Consideration of a Resolution of the Commission of Knox County, Tennessee appointing a judge for the Knox County Juvenile Court and move to the top of the agenda.

\* \* \* \* \*

Remove from the consent agenda and add to the regular agenda

R-05-12-101 – Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Bruce Wheeler.

\* \* \* \* \*

Add R-05-12-203 – Consideration of a Resolution of the Commission of Knox County, Tennessee approving the donation of land to the Knox County Board of Education.

\* \* \* \* \*

Add R-05-12-401 – Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Pipeline Crossing Agreement.

\* \* \* \* \*

Add R-05-12-110 – Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appointment of Commissioner Mike McMillan to serve as a member of the USDA Local Work Group.

\* \* \* \* \*

Remove from consent agenda and add to the regular agenda

R-05-12-104 – Consideration of a Resolution of the Commission of Knox County, Tennessee congratulating Nick McBride.

\* \* \* \* \*

At this time R-05-12-101 was heard next on the agenda.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING BRUCE WHEELER: R-05-12-101: (BOOK 21, PAGES 255 & 256)**

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Bruce Wheeler was before the Board of Commissioners.

Dr. Bruce Wheeler was present and spoke on the matter.

Commissioner Tindell moved to approve R-05-12-101 -

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Bruce Wheeler. Commissioner Schmid seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE:      CONSIDERATION OF A RESOLUTION OF THE**  
**COMMISSION OF KNOX COUNTY, TENNESSEE IN CELEBRATION**  
**OF THE CENTENNIAL OF CENTRAL HIGH SCHOOL EXPRESSING**  
**COUNTY COMMISSION'S PRIDE IN THE APPRECIATION FOR**  
**THE MANY PEOPLE WHO HAVE PLAYED A PART IN MAKING**  
**CENTRAL HIGH SCHOOL A GREAT EDUCATIONAL INSTITUTION**  
**OVER THE PAST 100 YEARS: R-05-12-105: (BOOK 21, PAGES 256 &**  
**257)**

Consideration of a Resolution of the Commission of Knox County, Tennessee in celebration of the Centennial of Central High School expressing County Commission's pride in the appreciation for the many people who have played a part in making Central High School a Great Educational Institution over the past 100 years was before the Board of Commissioners.

Mr. Larry Smith, President, Central High Alumni Association, was present and introduced Ms. Sharon Dobbins who is on the Centennial Committee, Mr. Rex Stooksbury, former Principal of Central High School and Commissioner David Collins who attended Central High School.

Commissioner Tindell moved to approve R-05-12-105 -  
Consideration of a Resolution of the Commission of Knox County,  
Tennessee in celebration of the Centennial of Central High School  
expressing County Commission's pride in the appreciation for the many  
people who have played a part in making Central High School a Great  
Educational Institution over the past 100 years. Commissioner Mills  
seconded the motion and upon roll call vote Commissioners Jordan,  
Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond,  
Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills,  
Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: AMENDMENT TO THE AGENDA: (BOOK 21, PAGE 257)**

At this time Mayor Ragsdale presented Immaculate Conception  
Catholic Church with a proclamation on the occasion of its 150<sup>th</sup>  
anniversary.

Father Joe Ciccone, Immaculate Conception Catholic Church, was  
present and spoke on the matter.

\* \* \* \* \*

**IN RE: AMENDMENT TO THE AGENDA (BOOK 21, PAGE 257)**

Without objection, Commissioner Moore heard R-05-12-104 next on  
the agenda.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE  
CONGRATULATING NICK MCBRIDE: R-05-12-104: (BOOK 21, PAGE  
257 & 258)**

Consideration of a Resolution of the Commission of Knox County, Tennessee congratulating Nick McBride was before the Board of Commissioners.

Mr. Nick McBride, was present and spoke on the matter.

Commissioner Tindell moved to approve R-05-12-104 -

Consideration of a Resolution of the Commission of Knox County, Tennessee congratulating Nick McBride. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: AMENDMENT TO THE AGENDA: (BOOK 21, PAGE 258)**

Without objection, Commissioner Moore heard R-05-12-111 next on the agenda.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPOINTING A JUDGE FOR THE KNOX COUNTY JUVENILE COURT: R-05-12-111: BOOK 21, PAGES 258-260)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appointing a judge for the Knox County Juvenile Court was before the Board of Commissioners.

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

Upon roll call for nominations for Judge for the Knox County Juvenile Court Commissioner Jordan nominated Mr. Tim Irwin.

Commissioners Strickland, Collins, Tindell, Moody and Harmon passed.

Commissioner Guthe moved that the nominations cease and that Mr. Tim Irwin be appointed Judge for the Knox County Juvenile Court.

Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

Commissioner Mills moved that Mr. Tim Irwin be appointed Knox County Juvenile Court Judge. Commissioner Tindell seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

At this time Mr. Tim Irwin was sworn in as Knox County Juvenile Court Judge and took the following oath of office.

#### OATH OF OFFICE

JUDGE OF THE JUVENILE COURT

KNOX COUNTY, TENNESSEE

STATE OF TENNESSEE)

:ss

COUNTY OF KNOX)



I, TIMOTHY EDWARD IRWIN, having been appointed Judge of the  
Juvenile Court for Knox County, Tennessee do solemnly swear that I will  
perform with fidelity the duties of the office, which I have been appointed  
and will assume on December 19, 2005.

I further solemnly swear that I will support the Constitutions of the United  
States of America and the State of Tennessee, and the Charter of Knox  
County, Tennessee; and will administer justice without respect of persons,  
and that I will impartially discharge all the duties incumbent on me as Judge  
to the best of my skill and ability, so help me God.

WITNESS MY HAND this 19<sup>th</sup> day of December, 2005.

TIMOTHY EDWARD IRWIN

Subscribed and sworn to before me this

19<sup>th</sup> day of December, 2005

---

\* \* \* \* \*

**IN RE:      AMENDMENT TO THE AGENDA: (BOOK 21, PAGES 260**  
**& 261)**

Without objection, Commissioner Moore amended the agenda to hear from Mr. Mike Brown.

Mr. Mike Brown, President, Knoxville Fire Fighters Association presented Commissioner Paul Pinkston with an award for helping with the Hurricane relief.

\* \* \* \* \*

**IN RE:      CONSENT ITEMS: BOOK 21, PAGE 261)**

Tax Refunds

No tax refunds received.

\* \* \* \* \*

Notary Public Applications: 146 notaries received.

Commissioner Griess moved to approve the above consent items.

Commissioner Horner seconded and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE:      EDUCATION CONSENT CALENDAR: (BOOK 21, PAGE**  
**261)**

No Resolutions received.

\* \* \* \* \*

**IN RE: CONSENT CALENDAR: (BOOK 21, PAGE 261)**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT TO PURCHASE RIGHT OF WAY FOR THE NEW NORTHWEST SECTOR HIGH SCHOOL FROM ROBIN A. CLARK AND WIFE GAIL E. CLARK: R-05-12-201: (BOOK 21, PAGES 261 & 262)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract to purchase right of way for the new northwest sector high school from Robin A. Clark and wife Gail E. Clark was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-12-201 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract to purchase right of way for the new northwest sector high school from Robin A. Clark and wife Gail E. Clark. Commissioner Moore seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 TO PURCHASE RIGHT OF WAY FOR THE NEW NORTHWEST SECTOR HIGH SCHOOL FROM PAULINE K. HOBSON HAMBY: R-05-12-202: (BOOK 21, PAGES 262 & 263)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract to purchase right of way for the new northwest sector high school from Pauline K. Hobson Hamby was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-12-202 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract to purchase right of way for the new northwest sector high school from Pauline K. Hobson Hamby. Commissioner Moore seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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 THE**  
**DONATION OF LAND TO THE KNOX COUNTY BOARD OF**  
**EDUCATION: R-05-12-203: (BOOK 21, PAGE 263)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the donation of land to the Knox County Board of Education was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-12-203 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the donation of land to the Knox County Board of Education. Commissioner Moore seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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  
PIPELINE CROSSING AGREEMENT: R-05-12-401: (BOOK 21,  
PAGES 263 & 264)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Pipeline Crossing Agreement was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-12-401 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Pipeline Crossing Agreement. Commissioner Moore seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE  
COMMISSION OF KNOX COUNTY, TENNESSEE ACCEPTING  
VARIOUS CASH DONATIONS OF \$10,000.00 OR LESS FOR FISCAL  
YEAR 2005-2006 FOR KNOX COUNTY GENERAL GOVERNMENT:  
R-05-12-801: (BOOK 21, PAGE 264)**

Consideration of a Resolution of the Commission of Knox County, Tennessee accepting various cash donations of \$10,000.00 or less for fiscal year 2005-2006 for Knox County General Government was before the Board of Commissioners.

Commissioner Mills moved to approve R-05-12-801 - Consideration of a Resolution of the Commission of Knox County, Tennessee accepting

various cash donations of \$10,000.00 or less for fiscal year 2005-2006 for Knox County General Government. Commissioner Moore seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE:        CONSIDERATION OF ACCEPTANCE OF NEW COUNTY**

**ROADS: (BOOK 21, PAGES 264 & 265)**

- A.    Majors Landing Lane in the Majors Landing Subdivision, Unit 1.  
      (District 8)
- B.    Zach Lane in the Majors Landing Subdivision, Unit 1. (District 8)
- C.    Cedar Crossing Road in the Cedar Crossing Subdivision, Unit 1.  
      (District 7)
- D.    Le Clay Drive in the Cedar Crossing Subdivision, Unit 1. (District  
      7)
- E.    Twin Maple Drive in the Cedar Crossing Subdivision, Unit 1.  
      (District 7)
- F.    Knowledge Lane in the Solomon Place Subdivision, Unit 4.  
      (District 7)
- G.    Kingdom Lane in the Solomon Place Subdivision, Unit 4. (District  
      7)
- H.    Dove Wing Lane in the Solomon Place Subdivision, Unit 4.  
      (District 7)

Commissioner Mills moved to approve the above Consideration of Acceptance of new county roads. Commissioner Moore seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins,

Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: APPROVAL OF MINUTES OF THE PREVIOUS**

**MEETING: (BOOK 21, PAGES 265 & 266)**

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

Commissioner Mills moved to approve the minutes of the previous meeting. Commissioner Strickland seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: ELECTIONS AND APPOINTMENTS: (BOOK 21, PAGE 266)**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE APPOINTMENT OF COMMISSIONER MIKE MCMILLAN TO SERVE AS A MEMBER OF THE USDA LOCAL WORK GROUP: R-05-12-110: (BOOK 21, PAGE 266)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appointment of Commissioner Mike McMillan to serve as a member of the USDA Local Work Group was before the Board of Commissioners.

Commissioner Tindell moved to approve R-05-12-110 -  
Consideration of a Resolution of the Commission of Knox County,  
Tennessee approving the appointment of Commissioner Mike McMillan to  
serve as a member of the USDA Local Work Group. Commissioner Mills  
seconded the motion and upon roll call vote Commissioners Jordan,  
Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond,  
Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills,  
Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: DRIVES AND ROADS: (BOOK 21, PAGE 266 & 267)**

Consideration of closure of unused right of way along Stormer Road  
was before the Board of Commissioners on second reading. Property  
located off Stormer Road. Property owners: Clayton Mobile Homes.

Commissioner Mills moved to approve closure of unused right of way  
along Stormer Road on second reading. Property located off Stormer Road.  
Property owners: Clayton Mobile Homes. Commissioner Tindell seconded  
the motion and upon roll call vote Commissioners Jordan, Strickland,  
Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold,  
Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and  
Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

Consideration of closure of unnamed alleyway was before the Board  
of Commissioners on first reading. Property located off Old Rutledge Pike.  
Property owners: Garry King and Rebecca Wood.

Commissioner Mills moved to approve closure of unnamed alleyway  
on first reading. Property located off Old Rutledge Pike. Property owners:



Garry King and Rebecca Wood. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE AGREEMENT BETWEEN THE CITY OF KNOXVILLE AND KNOX COUNTY TO TRANSFER THE STATE STREET PROPERTY FOR THE CITY'S PURPOSE OF DEVELOPING A TRANSIT CENTER: R-05-12-901: (BOOK 21, PAGES 267 & 268)**

Consideration of a Resolution of the Commission of Knox County, Tennessee amending the agreement between the City of Knoxville and Knox County to transfer the State Street Property for the city's purpose of developing a transit center was before the Board of Commissioners.

Commissioner Tindell moved to approve R-05-12-901 -

Consideration of a Resolution of the Commission of Knox County, Tennessee amending the agreement between the City of Knoxville and Knox County to transfer the State Street Property for the city's purpose of developing a transit center. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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  
LEASE CONTRACT WITH THE TENNESSEE CONFERENCE  
COMMUNITY DEVELOPMENT CORPORATION FOR USE OF THE  
HARDY BUILDING FOR A HEALTH DEPARTMENT CLINIC”  
R-05-12-902: (BOOK 21, PAGES 268 & 269)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a lease contract with the Tennessee Conference Community Development Corporation for use of the Hardy Building for a Health Department Clinic was before the Board of Commissioners.

Commissioner Tindell moved to approve R-05-12-902 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a lease contract with the Tennessee Conference Community Development Corporation for use of the Hardy Building for a Health Department Clinic. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark 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  
DISCOUNT PRESCRIPTION AGREEMENT BETWEEN KNOX  
COUNTY, TENNESSEE AND ADVANTAGE WELLNESS OF  
AMERICA, INC.: R-05-12-903: (BOOK 21, PAGES 269 & 270)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a discount prescription agreement between Knox

County, Tennessee and Advantage Wellness of America, Inc. was before the Board of Commissioners.

Mr. Mike Ragsdale, Knox County Mayor, was present and spoke on the matter.

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

Ms. Debbie Cole, representing Advantage Wellness of America, Inc., was present and spoke on the matter.

Commissioner Tindell moved to approve R-05-12-903 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a discount prescription agreement between Knox County, Tennessee and Advantage Wellness of America, Inc. with the following amendment: On page two (2) of the Resolution, first paragraph change from quarterly to annual. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE:        ORDINANCE ON FIRST READING: (BOOK 21, PAGE 270)**

**IN RE:        CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE KNOX COUNTY PROCUREMENT CODE TO ADD EMERGENCY PURCHASE PROCEDURES: O-05-12-101: FIRST READING: (BOOK 21, PAGE 270)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Procurement Code to add emergency purchase procedures was before the Board of Commissioners on first reading.

Commissioner Tindell moved to approve O-05-12-101 Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Procurement Code to add emergency purchase procedures on first reading. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

\* \* \* \* \*

**IN RE: AMENDMENT TO THE AGENDA: (BOOK 21, PAGE 271)**

Without objection, Commissioner Moore heard R-05-12-904 next on the agenda.

\* \* \* \* \*

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE REGARDING A POSSIBLE JUDGESHIP APPOINTMENT BY KNOX COUNTY COMMISSION: R-05-12-904: (BOOK 21, PAGE 271)**

Consideration of a Resolution of the Commission of Knox County, Tennessee regarding a possible judgeship appointment by Knox County Commission was before the Board of Commissioners.

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

Commissioner Tindell moved to approve R-05-12-904 -  
Consideration of a Resolution of the Commission of Knox County,  
Tennessee regarding a possible judgeship appointment by Knox County  
Commission. Commissioner Mills seconded the motion and upon roll call  
vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon,  
Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner,  
Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried  
19-0-0-0.

\* \* \* \* \*

**IN RE: PUBLIC FORUM: (Book 21, Page 271)**

Commissioner Moore asked if there was anyone to speak under public  
forum.

No action taken.

\* \* \* \* \*

**IN RE: ROLL CALL: 4:00 P.M. REZONINGS (Book 21, Pages 272-  
286)**

Ms. Kim Ellis, Minutes Clerk to Knox County Clerk called the roll.  
Those members responding were Commissioners Strickland, Collins,  
Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess,  
Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston.  
Commissioner Jordan was absent from the evening session. (Book 21, Page  
272)

\* \* \* \* \*

Request of Matt Fentress for North County Sector Plan Amendment  
from LDR (Low Density Residential) and STPA (Stream Protection Area) to  
C (Commercial) and STPA (Stream Protection Area) 7-C-05-SP was before

the Board of Commissioners. Property located on the south side of Norris Freeway, west of Maynardville Pike. Seventh Commission District.

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

Mr. John King, Attorney representing Shalimore Pointe Condominium Association, was present and spoke on the matter.

Commissioner Moore moved to defer to the January 2006 Board of Commissioners meeting 7-C-05-SP - Request of Matt Fentress for North County Sector Plan Amendment from LDR (Low Density Residential) and STPA (Stream Protection Area) to C (Commercial) and STPA (Stream Protection Area). Property located on the south side of Norris Freeway, west of Maynardville Pike. Seventh Commission District. Commissioner Horner seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston. 18-0-0-1. Commissioner Jordan was absent from the evening session. (Book 21, Page 272)

\* \* \* \* \*

Request of Matt Fentress for rezoning from A (Agricultural) and F (Floodway) to SC (Shopping Center) and SC (Shopping Center)/Floodway 7-O-05-RZ was before the Board of Commissioners. Property located on the south side of Norris Freeway, west of Maynardville Pike. Seventh Commission District.

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

Mr. John King, Attorney representing Shalimore Pointe Condominium Association, was present and spoke on the matter.

Commissioner Moore moved to defer to the January 2006 Board of Commissioners meeting 7-O-05-RZ - Request of Matt Fentress for rezoning

from A (Agricultural) and F (Floodway) to SC (Shopping Center) and SC (Shopping Center)/Floodway). Property located on the south side of Norris Freeway, west of Maynardville Pike. Seventh Commission District.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the evening session. (Book 21, Page 273)

\* \* \* \* \*

Request of Neil Morley for East County Sector Plan Amendment from LDR (Low Density Residential) to MDR (Medium Density Residential) 10-C-05-SP was before the Board of Commissioners. Property located on the east end of Lake Springs Road, north side of I-40, southeast of Huckleberry Springs Road. Eighth Commission District.

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

Mr. Arthur Seymour, Jr., representing applicant, was present and spoke on behalf of the request.

Commissioner Leuthold moved to approve 10-C-05-SP - Request of Neil Morley for East County Sector Plan Amendment from LDR (Low Density Residential) to MDR (Medium Density Residential) as per Metropolitan Planning Commission's Recommendation: Approve MDR (Medium Density Residential). Commissioner Guthe seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, Mills, Clark and Pinkston voted aye. The motion carried

17-1-0-1. Commissioner McMillan voted no. Commissioner Jordan was absent from the evening session. Property located on the east end of Lake Springs Road, north side of I-40, southeast of Huckleberry Springs Road. Eighth Commission District. (Book 21, Pages 273 & 274)

\* \* \* \* \*

Request of Neil Morley for rezoning from A (Agricultural) to PR (Planned Residential) 10-AA-05-RZ was before the Board of Commissioners. Property located on the east end of Lake Springs Road, north side of I-40, southeast of Huckleberry Springs Road. Eighth Commission District.

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

Mr. Arthur Seymour, Jr., representing applicant, was present and spoke on behalf of the request.

Commissioner Leuthold moved to approve 10-AA-05-RZ - Request of Neil Morley for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1 to 8 dwelling units per acre.

Commissioner Guthe seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, Mills, Clark and Pinkston voted aye. The motion carried 17-1-0-1.

Commissioner McMillan voted no. Commissioner Jordan was absent from the evening session. Property located on the east end of Lake Springs Road, north side of I-40, southeast of Huckleberry Springs Road. Eighth Commission District. (Book 21, Pages 274 & 275)

\* \* \* \* \*



Request of B&J Enterprises for rezoning from A (Agricultural) to PR (Planned Residential) 11-A-05-RZ was before the Board of Commissioners. Property located on the southeast side of George Williams Road, northeast of Fox Road. Fifth Commission District.

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

Commissioner Hammond moved to approve 11-A-05-RZ -

Request of B&J Enterprises for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1 to 3 dwelling units per acre. Property located on the southeast side of George Williams Road, northeast of Fox Road. Fifth Commission District.

Commissioner Griess seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the evening session. (Book 21, Page 275)

\* \* \* \* \*

Request of Eagle Bend Realty/Scott Davis for Northwest County Sector Plan Amendment from A/RR (Agricultural/Rural Residential) to LDR (Low Density Residential) 11-A-05-SP was before the Board of Commissioners. Property located on the northwest side of Pittman Road, southeast of Graybeal Road. Sixth Commission District.

Mr. Buzz Johnson, Development Services Director, Metropolitan Planning Commission, was present and spoke on the matter.

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

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

Mr. Scott Davis, applicant, was present and spoke on behalf of the request.

Ms. Manwella Ptacek, concerned citizen, was present and spoke in opposition to the request.

Mr. Paul Hardgraves, concerned citizen, was present and spoke in opposition to the request.

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

Commissioner Griess moved to approve LDR (Low Density Residential) 11-A-05-SP - Request of Eagle Bend Realty/Scott Davis for Northwest County Sector Plan Amendment from A/RR (Agricultural/Rural Residential) to LDR (Low Density Residential). Property located on the northwest side of Pittman Road, southeast of Graybeal Road. Sixth Commission District. Commissioner Collins seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 16-2-0-1. Commissioners Cawood and Stephens voted no. Commissioner Jordan was absent from the evening session. (Book 21, Pages 276 & 278)

\* \* \* \* \*

Request of Eagle Bend Realty/Scott Davis for rezoning from A (Agricultural) to PR (Planned Residential) 11-B-05-RZ was before the Board of Commissioners. Property located on the northwest side of Pittman Road, southeast of Graybeal Road. Sixth Commission District.

Mr. Buzz Johnson, Development Services Director, Metropolitan Planning Commission, was present and spoke on the matter.

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

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

Mr. Scott Davis, applicant, was present and spoke on behalf of the request.

Ms. Manwella Ptacek, concerned citizen, was present and spoke in opposition to the request.

Mr. Paul Hardgraves, concerned citizen, was present and spoke in opposition to the request.

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

Commissioner Griess moved to approve 11-B-05-RZ - Request of Eagle Bend Realty/Scott Davis for rezoning from A (Agricultural) to PR (Planned Residential) at a density of 1-2 ½ dwelling units per acre. Property located on the northwest side of Pittman Road, southeast of Graybeal Road. Sixth Commission District. Commissioner Collins seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 16-2-0-1. Commissioners Cawood and Stephens voted no. Commissioner Jordan was absent from the evening session. (Book 21, Pages 277 & 278)

\* \* \* \* \*

Request of Eagle Bend Realty/Scott Davis for rezoning from A (Agricultural) and PR (Planned Residential) at 1-3 DU/AC to PR (Planned Residential) 11-C-05-RZ was before the Board of Commissioners. Property

located on the southeast side of Ball Road, southwest of Miller Creek Road.  
Sixth Commission District.

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

Commissioner Stephens moved to approve 11-C-05-RZ – Request Eagle Bend Realty/Scott Davis for rezoning from A (Agricultural) and PR (Planned Residential) as per Metropolitan Planning Commission’s Recommendation: Approve PR (Planned Residential) at a density of 1 to 4 dwelling units per acre. Property located on the southeast side of Ball Road, southwest of Miller Creek Road. Sixth Commission District. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the evening session. (Book 21, Page 278)

\* \* \* \* \*

Request of Eagle Bend Realty/Scott Davis for rezoning from A (Agricultural) and PR (Planned Residential) 11-D-05-RZ was before the Board of Commissioners. Property located on the northeast end of Bradley Lake Lane, northeast of Amherst Road. Third Commission District.

Mr. Scott Davis, applicant, was present and spoke on behalf of the request.

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

Commissioner Moody moved to approve 11-D-05-RZ - Request of Eagle Bend Realty/Scott Davis for rezoning from A (Agricultural) and PR (Planned Residential) as per Metropolitan Planning Commission’s

Recommendation: Approve PR (Planned Residential) at a density of 1 to 3 dwelling units per acre. Property located on the northeast end of Bradley Lake Lane, northeast of Amherst Road. Third Commission District. Commissioner Harmon seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the evening session. (Book 21, Pages 278 & 279)

\* \* \* \* \*

Request of North American Development Corporation for rezoning from PR (Planned Residential) at 1-3 DU/AC to PR (Planned Residential) at 1-3.5 DU/AC 11-F-05-RZ was before the Board of Commissioners. (Note: agenda states 1-5 DU/AC change to 1-3.5 DU/AC) Property located on the northeast side of Harvey Road, southeast side of S. Northshore Drive. Fifth Commission District.

Mr. Buzz Johnson, Development Services Director, Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Robert Campbell, Campbell and Associates, was present and spoke on the matter.

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

Commissioner Griess moved to approve 11-F-05-RZ - Request of North American Development Corporation for rezoning from PR (Planned Residential) at 1-3 DU/AC to PR (Planned Residential) at 1-3.5 DU/AC. Property located on the northeast side of Harvey Road, southeast side of S. Northshore Drive. Fifth Commission District. Commissioner Mills

seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the evening session. (Book 21, Pages 279 & 280)

\* \* \* \* \*

Request of Reveiz & Company, LLC for rezoning from LI (Light Industrial) to PC (Planned Commercial) 11-I-05-RZ was before the Board of Commissioners. Property located on the north side of Hardin Valley Road, west of Westcott Blvd. Sixth Commission District.

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

Commissioner Stephens moved to approve 11-I-05-RZ - Request of Reveiz & Company, LLC for rezoning from LI (Light Industrial) to PC (Planned Commercial) as per Metropolitan Planning Commission's Recommendation: Approve PC (Planned Commercial). Property located on the north side of Hardin Valley Road, west of Westcott Blvd. Sixth Commission District. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the evening session. (Book 21, Pages 280 & 281)

\* \* \* \* \*

Request of Episcopal School of Knoxville, Inc. for Northwest County Sector Plan Amendment from Public Institution to C (Commercial)

11-B-05-SP was before the Board of Commissioners. Property located on the northwest side of Lovell Road, northwest side of Gilbert Drive. Fifth Commission District.

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

Commissioner Griess moved to approve 11-B-05-SP - Request of Episcopal School of Knoxville, Inc. for Northwest County Sector Plan Amendment from Public Institution to C (Commercial) as per Metropolitan Planning Commission's Recommendation: Approve C (Commercial). Property located on the northwest side of Lovell Road, northwest side of Gilbert Drive. Fifth Commission District. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the evening session. (Book 21, Page 281)

\* \* \* \* \*

Request of Episcopal School of Knoxville, Inc. for rezoning from A (Agricultural) to PC (Planned Commercial) 11-J-05-RZ was before the Board of Commissioners. Property located on the northwest side of Lovell Road, northwest side of Gilbert Drive. Fifth Commission District.

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

Commissioner Griess moved to approve 11-J-05-RZ - Request of Episcopal School of Knoxville, Inc. for rezoning from A (Agricultural) to PC (Planned Commercial) as per Metropolitan Planning Commission's Recommendation: Approve PC (Planned Commercial). Property located

on the northwest side of Lovell Road, northwest side of Gilbert Drive. Fifth Commission District. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the evening session. (Book 21, Pages 281 & 282)

\* \* \* \* \*

Request of Cardinal Enterprises, Inc. for rezoning from A (Agricultural) to PR (Planned Residential) 11-K-05-RZ was before the Board of Commissioners. Property located on the northeast side of Thompson Road, southeast of Hardin Valley Road. Sixth Commission District.

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

Commissioner Stephens moved to approve 11-K-05-RZ - Request of Cardinal Enterprises, Inc. for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1 to 4 dwelling units per acre. Property located on the northeast side of Thompson Road, southeast of Hardin Valley Road. Sixth Commission District. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the evening session. (Book 21, Pages 282 & 283)

\* \* \* \* \*



Request of Victor Jernigan for rezoning from A (Agricultural) to PR (Planned Residential) 11-M-05-RZ was before the Board of Commissioners. Property located on the southeast side of W. Governor John Sevier Highway, northwest side of Tipton Station Road. Ninth Commission District.

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

Commissioner Pinkston moved to approve 11-M-05-RZ - Request of Victor Jernigan for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1 to 5 dwelling units per acre. Property located on the southeast side of W. Governor John Sevier Highway, northwest side of Tipton Station Road. Ninth Commission District. Commissioner Clark seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the evening session. (Book 21, Page 283)

\* \* \* \* \*

Request of Eagle Bend Realty/Scott Davis for rezoning from A (Agricultural) to PR (Planned Residential) 11-N-05-RZ was before the Board of Commissioners. Property located on the northwest side of E. Emory Road, northeast of Edith Keller Lane. Eighth Commission District.

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

Commissioner Mills moved to approve 11-N-05-RZ - Request of Eagle Bend Realty/Scott Davis for rezoning from A (Agricultural) to PR

(Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1 to 4 dwelling units per acre. Property located on the northwest side of E. Emory Road, northeast of Edith Keller Lane. Eighth Commission District. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the evening session. (Book 21, Page 284)

\* \* \* \* \*

Request of Ben Testerman Construction Company for rezoning from A (Agricultural) to PR (Planned Residential) 11-R-05-RZ was before the Board of Commissioners. Property located on the northwest side of Hardin Valley Road, southeast side of Sam Lee Road, northeast of Steele Road. Sixth Commission District.

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

Mr. Buzz Johnson, Development Services Director, Metropolitan Planning Commission, was present and spoke on the matter.

Commissioner Cawood moved to approve 11-R-05-RZ - Request of Ben Testerman Construction Company for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1 to 4 dwelling units per acre. Property located on the northwest side of Hardin Valley Road, southeast side of Sam Lee Road, northeast of Steele Road. Sixth Commission District. Commissioner Stephens seconded the motion

and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the evening session. (Book 21, Pages 284 & 285)

\* \* \* \* \*

Request of Roy Anderson for rezoning from A (Agricultural) to PR (Planned Residential) 11-S-05-RZ was before the Board of Commissioners. Property located on the southwest side of Pedigo Road, northwest of E. Emory Road. Seventh Commission District.

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

Commissioner Horner moved to approve 11-S-05-RZ - Request of Roy Anderson for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1 to 3 dwelling units per acre. Property located on the southwest side of Pedigo Road, northwest of E. Emory Road. Seventh Commission District. Commissioner Moore seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Jordan was absent from the evening session. (Book 21, Pages 285 & 286)

\* \* \* \* \*

**IN RE:**      **ADJOURNMENT: (Book 21, Page 286)**

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

---

SCOTT MOORE, CHAIRMAN



KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Special Session on Monday, December 12, 2005 at 10:00 a.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston. Commissioner Schmid was absent from the meeting. Also present were Mr. Mike Moyers, Knox County Law Director, Mr. Richard Walls, Knox County Internal Auditor, and news media.

Commissioner Moore, Chairman, presided.

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

\* \* \* \* \*

**IN RE: DISCUSSION AND POSSIBLE ACTION REGARDING  
THE APPOINTMENT OF AN INTERIM JUDGE TO SERVE THE  
REMAINING TERM OF JUDGE CAREY E. GARRETT: (BK. 21, PGS.  
252-A AND 252B**

Discussion and possible action regarding the appointment of an interim judge to serve the remaining term of Judge Carey E. Garrett was before the Board of Commissioners.

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

No action was taken.

Commissioner Collins moved to adjourn the meeting. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Hammond,

Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills,  
Clark and Pinkston. Commissioner Schmid was absent from the meeting.

\* \* \* \* \*

**IN RE:**      **ADJOURNMENT:**

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

---

SCOTT MOORE, CHAIRMAN