

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, January 28, 2002 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston. Commissioner Bowden was absent from the meeting. Also present were Mr. Mike Moyers, Knox County Law Director, Mr. Thomas Schumpert, Knox County Executive, Ms. Kathy Hamilton, Knox County Finance Director, and a member of the news media.

Commissioner Cooper, Chairman, presided.

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

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IN RE: ROLL CALL:

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

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IN RE: DEVOTIONAL:

Mr. Alec Woodhull, Head of College Leadership for Young Life at the University of Tennessee, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Collins led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

1. Without objection, Commissioner Cooper amended the agenda to add the following items: Resolution R-02-1-905 - Consideration of a resolution of the Commission of Knox County, Tennessee, encouraging Levi-Strauss Corporation to maintain its manufacturing presence in Knox County; Resolution R-02-1-906 - Consideration of a resolution of the Commission of Knox County, Tennessee, encouraging Plasti-Line Inc. to maintain its manufacturing presence in Knox County; Resolution R-02-1-907 Consideration of a resolution of the Commission of Knox County, Tennessee, encouraging Kmart Corporation to allow their retail stores to remain open in Knox County; and Resolution R-02-1-909 - Consideration of a resolution of the Commission of Knox County, Tennessee, encouraging Office Max to allow their retail stores to remain open in Knox County.

2. Without objection, Commissioner Cooper deferred the following item to the February 2002 meeting: Resolution R-02-1-601 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving an ambulance contract for Knox County.

3. Commissioner Cooper amended the agenda to add the following item: Ordinance O-01-12-104 - Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending O-01-11-101-SS, regarding the establishment of Board of Education Districts for the County of Knox.

4. Without objection, Commissioner Cooper amended the agenda to add the following items: Resolution R-02-1-113 - Consideration of a resolution of the Commission of Knox County, Tennessee, appointing

Robert Martin to the Sheriff's Merit Council; Resolution R-02-1-114 - Consideration of a resolution of the Commission of Knox County, Tennessee, appointing Launa Pennell as an alternate for the Sheriff's Merit Council; Resolution R-02-1-104 - Consideration of a resolution of the commission of Knox County, Tennessee, memorializing John Graber; and Resolution R-02-1-106 - Consideration of a resolution of the Commission of Knox County, Tennessee, honoring John "Casey" Owings for his service to his country fighting the war against terrorism. (Resolution R-02-2-106 was to be heard on the Consent Calendar)

5. Without objection, Commissioners Cawood and Stephens requested to be added as co-sponsors on the following Resolutions: Resolution R-02-1-905 and Resolution R-02-1-906. Commissioner Stephens also requested that the resolutions be submitted to State and Federal Delegations.

6. Without objection, Commissioner Cooper amended the agenda to defer the following item to the March 2002 meeting: Resolution R-02-1-902 - Consideration of a resolution of the Commission of Knox County, Tennessee, setting policies for the management and delivery of capital projects (except schools, road and projects costing less than \$250,000.00).

7. Without objection, Commissioner Cooper amended the agenda to hear the following item on the Consent Calendar: Resolution

R-02-1-105 - Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Commissioner Bruce Saltsman, Sr. for his contributions to Knox County.

8. At this time, Commissioner Cawood acknowledged the presence of Mr. Dwight VanDeVate, Knox County Sheriff's Department, who had suffered a brief illness.

Mr. VanDeVate, expressed his appreciation to Knox County for their many acts of kindness.

9. Without objection, Commissioner Cooper amended the agenda to defer the following item to the February 2002 meeting: Ordinance O-01-12-103 - Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding the setback and height requirements for commercial telecommunications towers. He also amended the agenda to add the following item: Resolution R-02-1-908 - Consideration of a resolution of the Commission of Knox County, Tennessee, condemning the cross-burning at the home of Newport Mayor Roland Dykes and urging all citizens to celebrate the legacy of Dr. Martin Luther King, Jr.

10. Commissioner Schmid moved to amend the agenda to add the discussion of the Sheriff's Department. Commissioner Medley seconded the motion.

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

Upon roll call vote to amended the agenda to add the discussion of the Sheriff's Department, Commissioners Collins, Moody, Medley,

Guthe, Schmid and Griess voted aye. Commissioners Jordan, Tindell, Arms, Leuthold, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted no. Commissioner Bowden was absent from the meeting.

The motion failed 6-12-0-1.

11. Commissioner Cooper amended the agenda to remove the following items from the Consent Calendar to be heard on the Regular Agenda: Resolution R-02-1-104 - Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing John Graber; and Resolution R-02-1-501- Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Knox Area Rescue Ministries in the amount of \$300,000.00 of Community Development Block Grant funds to rehabilitate the Men's Recovery Dormitory and provide an additional 20 units of housing.

12. Without objection, Commissioner Cooper amended the agenda to defer the following item to the February 2002 meeting: Resolution R-02-1-103 - Consideration of a resolution of the Commission of Knox County, Tennessee, honoring John Ray for his service to the Sheriff's Merit Council.

13. Without objection, Commissioner Cooper amended the agenda to defer the following item to the February 2002 meeting: Resolution R-02-1-101 - Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Austin-East High School for winning the 2001 Class 3A Football Championship.

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IN RE: CONSENT ITEMS:

1. Tax Refunds:

No request received.

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2. Notary Public Applications:

247 Notary Public Applications received.

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3. Reports of Officials: (Quarterly)

A. County Executive

B. County Law Director

C. Superintendent of Schools

D. Trustee

E. Medical Examiner

F. Sheriff

G. Public Libraries

H. Old Records

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4. Reports of County Agencies: (Quarterly)

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 McMillan seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSENT CALENDAR:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING CARL W. PARDON - R-02-1-102:

Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing Carl W. Pardon was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-1-102 Resolution of the Commission of Knox County, Tennessee, memorializing Carl W. Pardon. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING
COMMISSIONER BRUCE SALTSMAN, SR. FOR HIS
CONTRIBUTIONS TO KNOX COUNTY - R-02-1-105:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Commissioner Bruce Saltsman, Sr. for his contributions to Knox County was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-1-105 Resolution of the Commission of Knox County, Tennessee, honoring Commissioner Bruce Saltsman, Sr. for his contributions to Knox County. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING
CHANGE ORDER #10 FOR WEST VALLEY MIDDLE SCHOOL
PROJECT ACCOUNT IN THE SCHOOL CONSTRUCTION FUND AND
APPROVING THE MEDIATION AGREEMENT BETWEEN KNOX
COUNTY SCHOOLS AND BARBER AND MCMURRY, INC. -
R-02-1-201:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Change Order #10 for West Valley Middle

School project account in the School Construction Fund and approving the mediation agreement between Knox County Schools and Barber and McMurry, Inc. was before the Board of Commissioners

Commissioner Griess moved to approve Resolution R-02-1-201 Resolution of the Commission of Knox County, Tennessee, approving Change Order #10 for West Valley Middle School project account in the School Construction Fund and approving the mediation agreement between Knox County Schools and Barber and McMurry, Inc. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$20,000.00 FOR INTERSECTION IMPROVEMENTS AT CENTRAL
AVENUE PIKE AND WEST BEAVER CREEK DRIVE - R-02-1-401:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$20,000.00 for intersection improvements at Central Avenue Pike and West Beaver Creek Drive was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-1-401 Resolution of the Commission of Knox County, Tennessee, appropriating \$20,000.00 for intersection improvements at Central Avenue Pike and West

Beaver Creek Drive. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$4,000.00 AND APPROVING A GRANT CONTRACT BETWEEN THE
STATE OF TENNESSEE DEPARTMENT OF AGRICULTURE AND
KNOX COUNTY FOR THE DEVELOPMENT OF AN URBAN
FORESTRY EDUCATIONAL PROGRAM - R-02-1-402:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$4,000.00 and approving a grant contract between the State of Tennessee Department of Agriculture and Knox County for the development of an Urban Forestry Educational Program was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-1-402 Resolution of the Commission of Knox County, Tennessee, appropriating \$4,000.00 and approving a grant contract between the State of Tennessee Department of Agriculture and Knox County for the development of an Urban Forestry Educational Program. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye.

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$27,500.00 AND APPROVING AN ENGINEERING CONTRACT WITH CANNON AND CANNON, INC. FOR DESIGN AND CONSTRUCTION SUPPORT FOR THE HALLS CONVENIENCE CENTER - R-02-1-403:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$27,500.00 and approving an engineering contract with Cannon and Cannon, Inc. for design and construction support for the Halls Convenience Center was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-1-403 Resolution of the Commission of Knox County, Tennessee, appropriating \$27,500.00 and approving an engineering contract with Cannon and Cannon, Inc. for design and construction support for the Halls Convenience Center.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

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

CONTRACT AMENDMENT #2 TO MULTI-HEALTH SERVICES

CONTRACT GG-02-09191-00 - R-02-1-602:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving contract amendment #2 to Multi-Health Services Contract GG-02-09191-00 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-1-602 Resolution of the Commission of Knox County, Tennessee, approving contract amendment #2 to Multi-Health Services Contract GG-02-09191-00.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT FOR IMMUNIZATIONS - R-02-1-603:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement for immunizations was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-1-603 Resolution of the Commission of Knox County, Tennessee, approving a grant agreement for immunizations. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood,

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING
CONTRACT AMENDMENT #3 TO MULTI-HEALTH SERVICES
CONTRACT GG-02-09191-02 - R-02-1-604:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving contract amendment #3 to Multi-Health Services Contract GG-02-09191-02 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-1-604 Resolution of the Commission of Knox County, Tennessee, approving contract amendment #3 to Multi-Health Services Contract GG-02-09191-02.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, ACCEPTING
DEDICATION OF 3.16 ACRE PROPERTY ON BEAVER CREEK FOR
GREENWAY USE FROM THE KNOX LAND AND WATER
CONSERVANCY - R-02-1-701:

Consideration of a resolution of the Commission of Knox County, Tennessee, accepting dedication of 3.16 acre property on Beaver Creek for greenway use from the Knox Land and Water Conservancy was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-1-701 Resolution of the Commission of Knox County, Tennessee, accepting dedication of 3.16 acre property on Beaver Creek for greenway use from the Knox Land and Water Conservancy. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
CONTRACT WITH CHEROKEE ELECTRIC COMPANY, INC. FOR
INSTALLATION OF SOFTBALL FIELD LIGHTS AT ALCOAWAY
OPTIMIST PARK - R-02-1-702:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Cherokee Electric Company, Inc. for installation of softball field lights at Alcoaway Optimist Park was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-1-702 Resolution of the Commission of Knox County, Tennessee, approving a

contract with Cherokee Electric Company, Inc. for installation of softball field lights at Alcoaway Optimist Park. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$50,000.00 TO CONTINUE PROJECTS AT THREE RIDGES GOLF
COURSE - R-02-1-703:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$50,000.00 to continue projects at Three Ridges Golf Course was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-1-703 Resolution of the Commission of Knox County, Tennessee, appropriating \$50,000.00 to continue projects at Three Ridges Golf Course.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$168,371.00 AND APPROVING A ONE YEAR EXTENSION OF THE
PERSONAL PROPERTY AUDIT CONTRACT BETWEEN KNOX
COUNTY AND MENDOLA ASSOCIATES - R-02-1-801:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$168,371.00 and approving a one year extension of the personal property audit contract between Knox County and Mendola Associates was before the Board of Commissioners.

Commissioner Griess moved to recommend approval to the full commission of the resolution of the Commission of Knox County, Tennessee, appropriating \$168,371.00 and approving a one year extension of the personal property audit contract between Knox County and Mendola Associates. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, REDUCING THE
BUDGET OF THE GOVERNMENTAL LIBRARY FUND DUE TO AN
ENDING FUND BALANCE DEFICIT - R-02-1-802:

Consideration of a resolution of the Commission of Knox County, Tennessee, reducing the budget of the Governmental Library Fund

due to an ending Fund Balance deficit was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-1-802 Resolution of the Commission of Knox County, Tennessee, reducing the budget of the Governmental Library Fund due to an ending Fund Balance deficit. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$168,548.00 TO PAY EXPENSES AND COSTS ASSOCIATED WITH
THE MOST RECENT DELINQUENT PROPERTY TAX SALE -
R-02-1-803:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$168,548.00 to pay expenses and costs associated with the most recent Delinquent Property Tax Sale was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-1-803 Resolution of the Commission of Knox County, Tennessee, appropriating \$168,548.00 to pay expenses and costs associated with the most recent Delinquent Property Tax Sale. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody,

Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens,
Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye.

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING
CONDEMNATION OF TEMPORARY CONSTRUCTION EASEMENTS
FOR THE CONSTRUCTION OF TWO (2) SUB-BASEMENTS FOR
THE EAST TENNESSEE HISTORICAL CENTER - R-02-1-901:

Consideration of a resolution of the Commission of Knox
County, Tennessee, approving condemnation of temporary construction
easements for the construction of two (2) sub-basements for the East
Tennessee Historical Center was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-1-901
Resolution of the Commission of Knox County, Tennessee, approving
condemnation of temporary construction easements for the construction of
two (2) sub-basements for the East Tennessee Historical Center.

Commissioner Horner seconded the motion and upon roll call vote
Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid,
Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan,
Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent
from the meeting. The motion carried 18-0-0-1.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE
UPDATED SOUTH CITY SECTOR PLAN - R-02-1-904:**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the updated South City Sector Plan was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-1-904 Resolution of the Commission of Knox County, Tennessee, approving the updated South City Sector Plan. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, ENCOURAGING
LEVI-STRAUSS CORPORATION TO MAINTAIN ITS
MANUFACTURING PRESENCE IN KNOX COUNTY - R-02-1-905:**

Consideration of a resolution of the Commission of Knox County, Tennessee, encouraging Levi-Strauss Corporation to maintain its manufacturing presence in Knox County was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-1-905 Resolution of the Commission of Knox County, Tennessee, encouraging

Levi-Strauss Corporation to maintain its manufacturing presence in Knox County. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING JOHN
“CASEY” OWINGS FOR HIS SERVICE TO HIS COUNTRY
FIGHTING THE WAR AGAINST TERRORISM - R-02-1-106:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring John “Casey” Owings for his service to his country fighting the war against terrorism was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-1-106 Resolution of the Commission of Knox County, Tennessee, honoring John “Casey” Owings for his service to his country fighting the war against terrorism. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, ENCOURAGING
PLASTI-LINE INC. TO MAINTAIN ITS MANUFACTURING
PRESENCE IN KNOX COUNTY - R-02-1-906:

Consideration of a resolution of the Commission of Knox County, Tennessee, encouraging Plasti-Line Inc. to maintain its manufacturing presence in Knox County was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-1-906 Resolution of the Commission of Knox County, Tennessee, encouraging Plasti-Line Inc. to maintain its manufacturing presence in Knox County. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, ENCOURAGING
KMART CORPORATION TO ALLOW THEIR RETAIL STORES TO
REMAIN OPEN IN KNOX COUNTY - R-02-1-907:

Consideration of a resolution of the Commission of Knox County, Tennessee, encouraging Kmart Corporation to allow their retail stores to remain open in Knox County was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-1-907 Resolution of the Commission of Knox County, Tennessee, encouraging Kmart Corporation to allow their retail stores to remain open in Knox County. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, CONDEMNING
THE CROSS-BURNING AT THE HOME OF NEWPORT MAYOR
ROLAND DYKES AND URGING ALL CITIZENS TO CELEBRATE
THE LEGACY OF DR. MARTIN LUTHER KING, JR. - R-02-1-908:

Consideration of a resolution of the Commission of Knox County, Tennessee, condemning the cross-burning at the home of Newport Mayor Roland Dykes and urging all citizens to celebrate the legacy of Dr. Martin Luther King, Jr. was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-1-908 Resolution of the Commission of Knox County, Tennessee, condemning the cross-burning at the home of Newport Mayor Roland Dykes and urging all citizens to celebrate the legacy of Dr. Martin Luther King, Jr. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston

voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ENCOURAGING OFFICE MAX TO ALLOW THEIR RETAIL STORES TO REMAIN OPEN IN KNOX COUNTY - R-02-1-909:

Consideration of a resolution of the Commission of Knox County, Tennessee, encouraging Office Max to allow their retail stores to remain open in Knox County was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-1-909 Resolution of the Commission of Knox County, Tennessee, encouraging Office Max to allow their retail stores to remain open in Knox County.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

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

Commissioner Leuthold moved to approve the minutes of the previous meeting. Commissioner Mills seconded the motion and upon roll

call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

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

14. Commissioner Cooper amended the agenda to hear the following item at this time: Resolution R-02-1-104 - Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing John Graber.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING JOHN GRABER - R-02-1-104:

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

Commissioner Horner moved to approve Resolution R-02-1-104 - Resolution of the Commission of Knox County, Tennessee, memorializing John Graber. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

Ms. Kathy Akerman, Mr. Graber's daughter, was present to accept the resolution and expressed appreciation to the commission for the resolution.

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IN RE: ELECTIONS AND APPOINTMENTS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REAPPOINTING SAM FURROW AND ARLENE GARRISON TO THE PUBLIC BUILDING AUTHORITY BOARD - R-02-1-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, reappointing Sam Furrow and Arlene Garrison to the Public Building Authority Board was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-02-1-110 - Resolution of the Commission of Knox County, Tennessee, reappointing Sam Furrow and Arlene Garrison to the Public Building Authority Board. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REAPPOINTING MR. LAFAYETTE WILLIAMS AND COMMISSIONER FRANK

BOWDEN AND APPOINTING MRS. TEHEREH NAJMI TO THE

KNOX COUNTY AGRICULTURAL EXTENSION ADVISORY

COMMITTEE - R-02-1-111:

Consideration of a resolution of the Commission of Knox County, Tennessee, reappointing Mr. Lafayette Williams and Commissioner Frank Bowden and appointing Mrs. Tehereh Najmi to the Knox County Agricultural Extension Advisory Committee was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-02-1-111 - Resolution of the Commission of Knox County, Tennessee, reappointing Mr. Lafayette Williams and Commissioner Frank Bowden and appointing Mrs. Tehereh Najmi to the Knox County Agricultural Extension Advisory Committee. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE

COMMISSION OF KNOX COUNTY, TENNESSEE, REAPPOINTING

DR. MICHAEL M. MILLER TO THE KNOX COUNTY AIR

POLLUTION CONTROL BOARD - R-02-1-112:

Consideration of a resolution of the Commission of Knox County, Tennessee, reappointing Dr. Michael M. Miller to the Knox County Air Pollution Control Board was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-02-1-112 Resolution of the Commission of Knox County, Tennessee, reappointing Dr. Michael M. Miller to the Knox County Air Pollution Control Board.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING
ROBERT MARTIN TO THE SHERIFF'S MERIT COUNCIL -

R-02-1-113:

Consideration of a resolution of the Commission of Knox County, Tennessee, appointing Robert Martin to the Sheriff's Merit Council was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-02-1-113 - Resolution of the Commission of Knox County, Tennessee, appointing Robert Martin to the Sheriff's Merit Council. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING
LAUNA PENNELL AS AN ALTERNATE FOR THE SHERIFF'S
MERIT COUNCIL - R-02-1-114:

Consideration of a resolution of the Commission of Knox County, Tennessee, appointing Launa Pennell as an alternate for the Sheriff's Merit Council was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-02-1-114 - Resolution of the Commission of Knox County, Tennessee, appointing Launa Pennell as an alternate for the Sheriff's Merit Council. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: DRIVES AND ROADS:

IN RE: CONSIDERATION OF CLOSURE OF A PORTION OF
DOANE LANE. PROPERTY LOCATED ON THE NORTH END OF
DOANE LANE. DAWN COPPOCK, DAVID SEAL AND JAMES AND
MARTHA COPPOCK, PROPERTY OWNERS - (FIRST READING):

Consideration of closure of a portion of Doane Lane was before the Board of Commissioners on first reading. Property located on the north

end of Doane Lane. Dawn Coppock, David Seal and James and Martha Coppock, property owners.

Commissioner Cawood moved to approve the closure of a portion of Doane Lane on first reading. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1. Property located on the north end of Doane Lane. Dawn Coppock, David Seal and James and Martha Coppock, property owners.

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**IN RE: CONSIDERATION OF CLOSURE OF A PORTION OF
CANTON HOLLOW ROAD. PROPERTY LOCATED OFF OF
KINGSTON PIKE. KNOX COUNTY, PROPERTY OWNER - (FIRST
READING):**

Consideration of closure of a portion of Canton Hollow Road on first reading. Property located off of Kingston Pike was before the Board of Commissioners. Knox County, property owner.

Commissioner McMillan moved to approve the closure of a portion of Canton Hollow Road on first reading. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried

18-0-0-1. Property located off of Kingston Pike. Knox County, property owner.

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IN RE: CONSIDERATION OF CLOSURE OF RIGHT OF WAY OF CUNNINGHAM ROAD. PROPERTY LOCATED ON THE CORNER OF DRY GAP PIKE AND CUNNINGHAM ROAD. ROB BARGER AND BILL VAUGHAN, PROPERTY OWNERS - (FIRST READING):

Consideration of closure of right of way of Cunningham Road was before the Board of Commissioners on first reading. Property located on the corner of Dry Gap Pike and Cunningham Road. Rob Barger and Bill Vaughan, property owners.

Commissioner Cawood moved to approve the closure of right of way of Cunningham Road on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1. Property located on the corner of Dry Gap Pike and Cunningham Road. Rob Barger and Bill Vaughan, property owners.

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IN RE: CONSIDERATION OF CLOSURE OF A PORTION OF LAKE FRONT DRIVE. PROPERTY LOCATED OFF OF TEDFORD DRIVE. DAVID AND ELLEN LOVETT, PROPERTY OWNERS - (SECOND READING):

Consideration of closure of a portion of Lake Front Drive was before the Board of Commissioners on second reading. Property located off of Tedford Drive. David and Ellen Lovett, property owners.

Commissioner Cawood moved to approve the closure of a portion of Lake Front Drive on second reading. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1. Property located off of Tedford Drive. David and Ellen Lovett, property owners.

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IN RE: RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH KNOX AREA RESCUE MINISTRIES IN THE AMOUNT OF \$300,000.00 OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS TO REHABILITATE THE MEN'S RECOVERY DORMITORY AND PROVIDE AN ADDITIONAL 20 UNITS OF HOUSING - R-02-1-501:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Knox Area Rescue Ministries in the amount of \$300,000.00 of Community Development Block Grant

funds to rehabilitate the Men’s Recovery Dormitory and provide an additional 20 units of housing was before the Board of Commissioners.

Mr. Thomas Schumpert, Knox County Executive, and Ms. Hemal Tailor, Knox County Grants and Community Development Manager, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-02-1-501 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Knox Area Rescue Ministries in the amount of \$300,000.00 of Community Development Block Grant funds to rehabilitate the Men’s Recovery Dormitory and provide an additional 20 units of housing. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Collins recused himself from the vote. Commissioner Bowden was absent from the meeting. The motion carried 17-0-1-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING
THE MPC TO REZONE OLD ATLAS POWDER COMPANY ON
TIPTON STATION ROAD FROM HEAVY INDUSTRIAL TO
AGRICULTURAL - R-02-1-903:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting the MPC to rezone Old Atlas Powder

Company on Tipton Station Road from Heavy Industrial to Agricultural was before the Board of Commissioners.

Commissioner Cawood moved to refer this item to MPC.

Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING O-01-11-101-SS, REGARDING THE ESTABLISHMENT OF BOARD OF EDUCATION DISTRICTS FOR THE COUNTY OF KNOX - O-01-12-104 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending O-01-11-101-SS, regarding the establishment of Board of Education Districts for the County of Knox was before the Board of Commissioners on second reading.

Commissioner Leuthold moved to approve Ordinance O-01-12-104 - Ordinance of the Commission of Knox County, Tennessee, amending O-01-11-101-SS, regarding the establishment of Board of Education Districts for the County of Knox on second reading.

Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan,

Mills, Clark and Pinkston voted aye. Commissioner Bowden was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: DELEGATIONS TO BE HEARD:

1. Mr. Alonzo Montgomery, concerned citizen, was present and spoke concerning Universe Knoxville.

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

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

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IN RE: ZONING REQUESTS:

1. Consideration of the request of Metropolitan Planning Commission for adoption of the updated South City Sector Plan was before the Board of Commissioners.

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

Commissioner Pinkston moved to approve zoning request 12-B-01-SP - Request of Metropolitan Planning Commission for adoption of the updated South City Sector Plan. Commissioner Clark seconded the

motion and upon roll call vote Commissioners Jordan, Tindell, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Collins, Medley, Guthe and Arms arrived later in the meeting. Commissioners Bowden and Moody were absent from the meeting. The motion carried 13-0-0-6.

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2. Consideration of the request of Jack and Jeanette Jenkins for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the northwest side of Gardner Lane, northeast of Heiskell Road, Sixth Commission District.

Commissioner Stephens moved to approve zoning request 12-E-01-RZ - Request of Jack and Jeanette Jenkins for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 - 3 dwelling units per acre. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Tindell, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Collins, Medley and Arms arrived later in the meeting. Commissioners Bowden and Moody were absent from the meeting. The motion carried 14-0-0-5. Property located on the northwest side of Gardner Lane, northeast of Heiskell Road, Sixth Commission District.

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3. Consideration of the request of Jim Racek 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 Woody Drive, southeast of Sunnyview Lane, Fifth Commission District.

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

Commissioner Griess moved to approve zoning request 12-F-01-RZ - Request of Jim Racek for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per MPC's recommendation.

Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Tindell, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye.

Commissioners Collins, Medley and Arms arrived later in the meeting.

Commissioners Bowden and Moody were absent from the meeting. The motion carried 14-0-0-5. Property located on the north side of Woody Drive, southeast of Sunnyview Lane, Fifth Commission District.

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4. Consideration of the request of Eagle Bend Realty for rezoning from PR Planned Residential Zone @ 0.1 dwelling units per acre to PR Planned Residential Zone @ 1 - 6 dwelling units per acre was before the Board of Commissioners. Property located north of Fox Lonas Road, east of Cedar Bluff Road, Fifth Commission District.

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

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

Commissioner Leuthold moved to approve zoning request

12-I-01-RZ - Request of Eagle Bend Realty for rezoning from PR Planned Residential Zone @ 0.1 dwelling units per acre to PR Planned Residential Zone @ 1 - 4 dwelling units per acre as per MPC's recommendation.

Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Tindell, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Collins, Medley and Arms arrived later in the meeting. Commissioners Bowden and Moody were absent from the meeting. The motion carried 14-0-0-5. Property located north of Fox Lonas Road, east of Cedar Bluff Road, Fifth Commission District.

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5. Consideration of the request of Clay Properties, 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 Westland Drive, east of Middleton Place, Fifth Commission District.

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

Commissioner Griess moved to approve zoning request 12-J-01-RZ - Request of Clay Properties, LLC for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1 - 5 dwelling units per acre as per MPC's recommendation. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Tindell, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Collins arrived later in the meeting. Commissioners Bowden and Moody were

absent from the meeting. The motion carried 16-0-0-3. Property located on the south side of Westland Drive, east of Middleton Place, Fifth Commission District.

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6. Consideration of the request of Pamela Youngquist for rezoning from OA Office Park Zone to CA General Business Zone was before the Board of Commissioners. Property located on the west side of Central Avenue Pike, north of Callahan Drive, Seventh Commission District.

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

Commissioner Horner moved to approve zoning request 12-K-01-RZ - Request of Pamela Youngquist for rezoning from OA Office Park Zone to CA General Business Zone as per MPC's recommendation. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Bowden and Moody were absent from the meeting. The motion carried 17-0-0-2. Property located on the west side of Central Avenue Pike, north of Callahan Drive, Seventh Commission District.

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IN RE: REZONING APPEALS:

1. Consideration of the appeal by J.C. Perkins of MPC's denial of North County Sector Plan Amendment from Light Industrial Zone to Commercial Zone was before the Board of Commissioners. Property

located on the northwest side of Callahan Drive, southwest of I-75, Sixth Commission District.

Mr. J.C. Perkins, appellant, was present and spoke on behalf of the appeal.

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

Commissioner Stephens moved to defer this item to the February 2002 meeting. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Bowden and Moody were absent from the meeting. The motion carried 17-0-0-2.

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2. Consideration of the appeal by J.C. Perkins of MPC denial of rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located on the northwest side of Callahan Drive, southwest of I-75, Sixth Commission District.

Mr. J.C. Perkins, appellant, was present and spoke on behalf of the appeal.

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

Commissioner Stephens moved to defer this item to the February 2002 meeting. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper,

McMillan, Mills, Clark and Pinkston voted aye. Commissioners Bowden and Moody were absent from the meeting. The motion carried 17-0-0-2.

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

**IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE
KNOX COUNTY ZONING ORDINANCE REQUIRING A SIGHT
TRIANGLE AT STREET INTERSECTIONS AND ESTABLISHING
MINIMUM STANDARDS - O-02-1-101 - (FIRST READING):**

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance requiring a sight triangle at street intersections and establishing minimum standards was before the Board of Commissioners on first reading.

Commissioner Cawood moved to approve Ordinance O-02-1-101 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance requiring a sight triangle at street intersections and establishing minimum standards on first reading.

Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Bowden and Moody were absent from the meeting. The motion carried 17-0-0-2.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE
KNOXVILLE/KNOX COUNTY MINIMUM SUBDIVISION
REGULATIONS REGARDING REVIEW CRITERIA FOR
SUBDIVISIONS BY TYPE, CRITERIA FOR DETERMINING THE
EXTENT OF A PARCEL TO BE INCLUDED ON A PLAT AND OTHER
RELATED SECTIONS - O-01-12-101 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knoxville/Knox County Minimum Subdivision Regulations regarding review criteria for subdivisions by type, criteria for determining the extent of a parcel to be included on a plat and other related sections was before the Board of Commissioners on second reading.

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

Commissioner Cawood moved to approve Ordinance O-01-12-101 - Ordinance of the Commission of Knox County, Tennessee, amending the Knoxville/Knox County Minimum Subdivision Regulations regarding review criteria for subdivisions by type, criteria for determining the extent of a parcel to be included on a plat and other related sections on second reading. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan,

Mills, Clark and Pinkston voted aye. Commissioners Bowden and Moody were absent from the meeting. The motion carried 17-0-0-2.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING ORDINANCE REGARDING PARKING STALL SIZES AND LAYOUT OF PARKING AREAS - O-01-12-102 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regarding parking stall sizes and layout of parking areas was before the Board of Commissioners.

Commissioner Griess moved to defer this item to the February 2002 meeting. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Bowden and Moody were absent from the meeting. The motion carried 17-0-0-2.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING ORDINANCE REGARDING THE SETBACK AND HEIGHT REQUIREMENTS FOR COMMERCIAL TELECOMMUNICATIONS TOWERS - O-01-12-103 - (SECOND READING):

This item was deferred to the February 2002 meeting. (See
Amendments to the Agenda, Page 309.)

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IN RE: ROLL CALL BY DISTRICTS:

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

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IN RE: ADJOURNMENT:

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

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KNOX COUNTY BOARD OF COMMISSIONERS

LEO COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, February 25, 2002 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston. Also present were Mr. Thomas Schumpert, Knox County Executive, Mr. Mike Moyers, Knox County Law Director, Sheriff Tim Hutchison, Ms. Kathy Hamilton, Director, Knox County Finance and news media.

Commissioner Cooper, Chairman, presided.

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

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IN RE: ROLL CALL: (Book 15/Page 349)

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

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IN RE: DEVOTIONAL: (Book 15/Page 349)

Reverend Joe Ballard, St. James Episcopal Church, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG: (Book 15/Page 349)

Sergeant Trott, Knox County Sheriff's Department led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA: (Book 15/Pages 350-351)

Without objection, Commissioner Cooper amended the agenda as follows:

1. Add R-02-2-502 - Resolution of the Commission of Knox County, Tennessee approving a contract with Seymour Septic Service for installation of septic tanks, drain fields, water lines and sewer connections for the Low and Moderate Income Homeowners Program to the consent agenda.

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2. Add R-02-2-807 - Resolution of the Commission of Knox County, Tennessee appropriating \$32,119.00 for the IV-D Child Support Enforcement Program to the consent agenda.

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3. Add R-02-2-911 - Resolution of the Commission of Knox County, Tennessee approving a proposed compromise settlement agreement in the litigation between the Knox County Board of Education and the Knox County Commission and other defendants to be heard after the consent calendar.

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4. Add under Drives and Roads:

E. Consideration of closure of a portion of Glen Echo Drive.

F. Consideration of closure of Mountain Pass Lane.

G. Consideration of closure of Rum Hill Lane.

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5. Withdraw under Rezoning Appeals: 8-E-01-SP - Appeal of John King of MPC denial of Sector Plan amendment from Low Density Residential to Office.

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6. Withdraw under Rezoning Appeals: 8-K-01-RZ - Appeal of John King of MPC denial of rezoning from A (Agricultural) to OA (Office Park).

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7. Remove from the consent agenda and add to the regular agenda R-02-2-101 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Austin-East High School for winning the 2001 Class 3A Football Championship.

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8. Remove from the consent agenda and add to the regular agenda R-02-2-102 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring John Ray for his service to the Sheriff's Merit Council.

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9. Remove from the consent agenda and add to the regular agenda R-02-2-701 - Consideration of a Resolution of the Commission of Knox County, Tennessee, appropriating \$43,000.00 and approving land transfer of 209 acres and a conservation easement on the Seven Islands Wildlife Refuge from Seven Islands Foundation.

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IN RE: CONSENT ITEMS: (Book 15/Page 351-352)

Tax Refunds:

No tax refunds received.

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Notary Public Applications:

187 Notary Public Applications received.

Commissioner Horner moved to approve the Consent Items.

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

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IN RE: CONSENT CALENDAR:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE MEMORIALIZING ELIZABETH “BETSY” THOMPSON PANICI: R-02-2-103: (Book 15/Page 352)

Consideration of a Resolution of the Commission of Knox County, Tennessee memorializing Elizabeth “Betsy” Thompson Panici was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-2-103 - Consideration of a Resolution of the Commission of Knox County, Tennessee memorializing Elizabeth “Betsy” Thompson Panici. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$424,000.00 AND APPROVING A CONTRACT WITH HENLEY ROOFING COMPANY, INC.

FOR RE-ROOFING OF WEST HAVEN ELEMENTARY SCHOOL AND SAM

E. HILL FAMILY COMMUNITY CENTER: R-02-2-201: (Book 15/Page 352-353)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$424,000.00 and approving a contract with Henley Roofing Company, Inc. for re-roofing of West Haven Elementary School and Sam E. Hill Family Community Center was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-2-201 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$424,000.00 and approving a contract with Henley Roofing Company, Inc. for re-roofing of West Haven Elementary School and Sam E. Hill Family Community Center. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING MULTIPLE CONTRACTS FOR MOWING SERVICES FOR THE KNOX COUNTY SCHOOLS

MAINTENANCE AND OPERATIONS DEPARTMENT: R-02-2-202: (Book 15/Page 353)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving multiple contracts for mowing services for the Knox County Schools Maintenance and Operations Department was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-2-202 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving multiple contracts for mowing services for the Knox County Schools Maintenance and Operations Department. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A
CONTRACT WITH KINGTON DRAIN FOR SPECIALIZED SEWER
SERVICES FOR THE KNOX COUNTY SCHOOLS MAINTENANCE AND
OPERATIONS DEPARTMENT: R-02-2-203: (Book 15/Page 354)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Kington Drain for specialized sewer services for the Knox County Schools Maintenance and Operations Department was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-2-203 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Kington Drain for specialized sewer services for the Knox County Schools Maintenance and Operations Department. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROPRIATING \$5,000.00 FOR
EXPENSES RELATED TO THE WORLD WAR II VETERANS
GRADUATION CEREMONY:R-02-2-204: (Book 15/Page 355)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$5,000.00 for expenses related to the World War II Veterans Graduation Ceremony was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-2-204 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$5,000.00 for expenses related to the World War II Veterans Graduation Ceremony with the following amendment appropriating up to \$5,000.00. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROPRIATING \$96,230.00 AND
APPROVING A CONTRACT WITH THE TREASURY DEPARTMENT OF
THE STATE OF TENNESSEE FOR INTERSECTION IMPROVEMENTS AT
CLINTON HIGHWAY AND EAST BEAVER CREEK DRIVE: R-02-2-401:
(Book 15/Page 355)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$96,230.00 and approving a contract with the Treasury

Department of the State of Tennessee for intersection improvements at Clinton Highway and East Beaver Creek Drive was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-2-401 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$96,230.00 and approving a contract with the Treasury Department of the State of Tennessee for intersection improvements at Clinton Highway and East Beaver Creek Drive. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROPRIATING \$4,950.00 TO
DEVELOP A WATERSHED EDUCATIONAL WEBSITE FOR KNOX
COUNTY: R-02-2-402: (Book 15/Page 356)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$4,950.00 to develop a watershed educational website for Knox County was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-2-402 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$4,950.00 to develop a watershed educational website for Knox County. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE AUTHORIZING A TECHNICAL
CORRECTION TO R-00-4-908 AND R-01-2-813 BY CHANGING ADDRESS
7113 ADAMS ROAD TO 7116 ADAMS ROAD: R-02-2-403: (Book 15/Page 357)

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing a technical correction to R-00-4-908 and R-01-2-813 by changing address 7113 Adams Road to 7116 Adams Road was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-2-403 - Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing a technical correction to R-00-4-908 and R-01-2-813 by changing address 7113 Adams Road to 7116 Adams Road. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING THE TRANSFER OF
THREE PARCELS OF PROPERTY TO THE DEVELOPMENT
CORPORATION: R-02-2-501: (Book 15/Page 357)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the transfer of three parcels of property to the Development Corporation was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-2-501 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the transfer of three parcels of property to the Development Corporation.

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH SEYMOUR SEPTIC SERVICE FOR INSTALLATION OF SEPTIC TANKS, DRAIN FIELDS, WATER LINES AND SEWER CONNECTIONS FOR THE LOW AND MODERATE INCOME HOMEOWNERS PROGRAM:
R-02-2-502: (Book 15/Page 358)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Seymour Septic Service for installation of septic tanks, drain fields, water lines and sewer connections for the Low and Moderate Income Homeowners Program was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-2-502 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Seymour Septic Service for installation of septic tanks, drain fields, water lines and sewer connections for the Low and Moderate Income Homeowners Program.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms,

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING CONTRACT AMENDMENT #1 TO THE FISCAL YEAR 2002 HIV/AIDS PREVENTION CONTRACT ADDING TO THE SCOPE OF SERVICES AND INCREASING THE CONTRACT PAYMENT BY \$20,786.00: R-02-2-601: (Book 15/Page 359)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving contract amendment #1 to the fiscal year 2002 HIV/AIDS Prevention Contract adding to the scope of services and increasing the contract payment by \$20,786.00 was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-2-601 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving contract amendment #1 to the fiscal year 2002 HIV/AIDS Prevention Contract adding to the scope of services and increasing the contract payment by \$20,786.00.

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE FISCAL YEAR 2002 HIV/AIDS PREVENTION CONTRACT: R-02-2-602: (Book 15/Page 359)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the fiscal year 2002 HIV/AIDS Prevention Contract was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-2-602 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the fiscal year 2002 HIV/AIDS Prevention Contract. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH SOCIAL SCIENCE RESEARCH INSTITUTE AT THE UNIVERSITY OF TENNESSEE TO PERFORM COMPUTER-ASSISTED TELEPHONE INTERVIEWING TO COLLECT BEHAVIORAL HEALTH RISK FACTOR STATISTICS: R-02-2-603: (Book 15/Page 360)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Social Science Research Institute at the University of Tennessee to perform computer-assisted telephone interviewing to collect behavioral health risk factor statistics was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-2-603 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Social Science Research Institute at the University of Tennessee to

perform computer-assisted telephone interviewing to collect behavioral health risk factor statistics. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE PURCHASE OF APPROXIMATELY 53 ACRES OF LAND FOR CONSTRUCTION OF THE NORTHWEST SPORTS COMPLEX:R-02-2-702: (Book 15/Page 361)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the purchase of approximately 53 acres of land for construction of the Northwest Sports Complex was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-2-702 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the purchase of approximately 53 acres of land for construction of the Northwest Sports Complex. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE INCREASING THE CAPITAL OUTLAY THRESHOLD FROM \$1,000.00 TO \$5,000.00 FOR THE FISCAL YEAR 2001-

2002, AND TO AMEND SECTION 7-7 OF THE KNOX COUNTY

PURCHASING DEPARTMENT MANUAL RELATIVE TO CAPITAL

PURCHASES: R-02-2-801: (Book 15/Page 361)

Consideration of a Resolution of the Commission of Knox County, Tennessee increasing the capital outlay threshold from \$1,000.00 to \$5,000.00 for the fiscal year 2001-2002, and to amend section 7-7 of the Knox County Purchasing Department Manual relative to capital purchases was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-2-801 - Consideration of a Resolution of the Commission of Knox County, Tennessee increasing the capital outlay threshold from \$1,000.00 to \$5,000.00 for the fiscal year 2001-2002, and to amend section 7-7 of the Knox County Purchasing Department Manual relative to capital purchases. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROPRIATING \$500,000.00 FOR
COUNTYWIDE FACILITIES AND \$235,000.00 FOR GENERAL PROJECT
MANAGEMENT FROM BOND PROCEEDS IN ACCORDANCE WITH THE 5
YEAR CAPITAL PLAN: R-02-2-802: (Book 15/Page 362)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$500,000.00 for Countywide Facilities and \$235,000.00

for General Project Management from bond proceeds in accordance with the 5 year Capital Plan was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-2-802 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$500,000.00 for Countywide Facilities and \$235,000.00 for General Project Management from bond proceeds in accordance with the 5 year Capital Plan.

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH EVANS CONTRACTING COMPANY, INC. FOR CONSTRUCTION OF A BUILDING FOR KNOX COUNTY PROPERTY MANAGEMENT TO BE LOCATED ON ALEXANDER STREET: R-02-2-803: (Book 15/Page 363)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Evans Contracting Company, Inc. for construction of a building for Knox County Property Management to be located on Alexander Street was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-2-803 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Evans Contracting Company, Inc. for construction of a building for Knox County Property Management to be located on Alexander Street.

Commissioner Horner seconded the motion and upon roll call vote Commissioners

Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE SALE OF SURPLUS PROPERTY, TAX MAP 90, PART OF PARCEL 123.06 TO WALT DICKSON: R-02-2-804: (Book 15/Page 364)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the sale of surplus property, tax map 90, part of parcel 123.06 to Walt Dickson was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-2-804 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the sale of surplus property, tax map 90, part of parcel 123.06 to Walt Dickson.

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE SALE OF BROWNLOW ELEMENTARY SCHOOL: R-02-2-805: (Book 15/Page 364)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the sale of Brownlow Elementary School was before the Board of Commissioners.

Mr. Dwight Gwinn, concerned citizen, was present and spoke on the matter.

Mr. David Dewhirst, working on the Brownlow Elementary School, was present and spoke on the matter.

Mr. Adam Cohn, working on the Brownlow Elementary School, was present and spoke on the matter.

Commissioner Griess moved to approve R-02-2-805 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the sale of Brownlow Elementary School. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE PUBLIC BUILDING AUTHORITY BUDGETS FOR FISCAL YEAR 2002-2003 FOR THE ANDREW JOHNSON BUILDING AND THE DWIGHT KESSEL GARAGE:R-02-2-806:
(Book 15/Page 365)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Public Building Authority Budgets for fiscal year 2002-2003 for the Andrew Johnson Building and the Dwight Kessel Garage was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-2-806 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the

Public Building Authority Budgets for fiscal year 2002-2003 for the Andrew Johnson Building and the Dwight Kessel Garage. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$32,119.00 FOR THE IV-D CHILD SUPPORT ENFORCEMENT PROGRAM: R-02-2-807: (Book 15/Page 366)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$32,119.00 for the IV-D Child Support Enforcement Program was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-2-807 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$32,119.00 for the IV-D Child Support Enforcement Program. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT CONTRACT

**WITH THE DISTRICT PUBLIC DEFENDERS OFFICE AND THE
TENNESSEE ARTS COMMISSION IN THE AMOUNT OF \$6,500.00:**

R-02-2-901: (Book 15/Page 366)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract with the District Public Defenders Office and the Tennessee Arts Commission in the amount of \$6,500.00 was before the Board of Commissioners.

Commissioner Griess moved to recommend approval to the full Commission R-02-2-901 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract with the District Public Defenders Office and the Tennessee Arts Commission in the amount of \$6,500.00. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE URGING THE TENNESSEE
CONGRESSIONAL DELEGATION TO SUPPORT THE HOMELAND
DEFENSE BLOCK GRANT PROGRAM PROPOSED BY PRESIDENT BUSH:**

R-02-2-902: (Book 15/Page 367)

Consideration of a Resolution of the Commission of Knox County, Tennessee urging the Tennessee Congressional Delegation to support the Homeland Defense Block Grant Program proposed by President Bush was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-2-902 - Consideration of a Resolution of the Commission of Knox County, Tennessee urging the Tennessee Congressional Delegation to support the Homeland Defense Block Grant Program proposed by President Bush. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE URGING THE KNOX COUNTY
LEGISLATIVE DELEGATION TO SUPPORT SENATE BILL 647 AND
HOUSE BILL 447 REGARDING REGISTRATION OF KEG BEER:
R-02-2-903: (Book 15/Page 368)

Consideration of a Resolution of the Commission of Knox County, Tennessee urging the Knox County Legislative Delegation to support Senate Bill 647 and House Bill 447 regarding registration of Keg Beer was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-2-903 - Consideration of a Resolution of the Commission of Knox County, Tennessee urging the Knox County Legislative Delegation to support Senate Bill 647 and House Bill 447 regarding registration of Keg Beer. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried

19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE URGING THE KNOX COUNTY
LEGISLATIVE DELEGATION TO OPPOSE SENATE BILL 2532 AND
HOUSE BILL 2612 REGARDING AESTHETIC ZONING: R-02-2-904: (Book
15/Page 368)**

Consideration of a Resolution of the Commission of Knox County, Tennessee urging the Knox County Legislative Delegation to oppose Senate Bill 2532 and House Bill 2612 regarding aesthetic zoning was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-2-904 - Consideration of a Resolution of the Commission of Knox County, Tennessee urging the Knox County Legislative Delegation to oppose Senate Bill 2532 and House Bill 2612 regarding aesthetic zoning. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING THE UPDATED SOUTH
COUNTY SECTOR PLAN: R-02-2-907: (Book 15/Page 369)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the updated South County Sector Plan was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-2-907 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the updated South County Sector Plan. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE UPDATED EAST CITY SECTOR PLAN: R-02-2-908: (Book 15/Page 370)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the updated East City Sector Plan was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-2-908 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the updated East City Sector Plan. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$130,000.00 FOR REIMBURSEMENT TO THE LAW DEPARTMENT FOR LEGAL EXPENSES

RELATED TO THE DEFENSE OF THE KNOX COUNTY SCHOOL BOARD

LAWSUIT: R-02-2-909: (Book 15/Page 370)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$130,000.00 for reimbursement to the Law Department for legal expenses related to the defense of the Knox County School Board Lawsuit was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-2-909 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$130,000.00 for reimbursement to the Law Department for legal expenses related to the defense of the Knox County School Board Lawsuit. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: Consideration of Acceptance of the following new Public Roads was before the Board of Commissioners. (*Book 15/Page 372*)

- A. Maremont Road in the Sterchi Village Subdivision. (District 6)
- B. Garden Walk Lane in the Hardin Fields Subdivision. (District 6)
- C. Wild Fern Lane in the Hardin Fields Subdivision. (District 6)
- D. Silver Grass Lane in the Hardin Fields Subdivision. (District 6)
- E. Pebble Pass Lane in the Volunteer Village Subdivision.
(District 8)
- F. Brook Haven Lane in the Brookhaven Subdivision. (District 6)
- G. Turkey Run Lane in the Brookhaven Subdivision. (District 6)

H. Meadow Top Lane in the Brookhaven Subdivision. (District 6)

I. Presidential Lane in the Potomac Place Subdivision. (District 6)

J. Cherry Blossom Lane in the Potomac Place Subdivision.

(District 6)

K. Hidden Glen Lane in the Hidden Glen Subdivision. (District 5)

L. Baldwin Station Lane in the Hidden Glen Subdivision.

(District 5)

M. Colby Station Lane in the Hidden Glen Subdivision. (District 5)

N. Quail Ridge Lane in the Whippoorwill Hollow Subdivision.

(District 9)

O. Deer Trot Lane in the Whippoorwill Hollow Subdivision.

(District 9)

P. Quail Ridge Lane in the Whippoorwill Hollow Subdivision.

(District 9)

Q. Alice Springs Lane in the Willow Springs Subdivision.

(District 8)

R. Precious Lane in the Willow Springs Subdivision. (District 8)

Commissioner Griess moved to approve Acceptance of the above new Public Roads. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING A PROPOSED
COMPROMISE SETTLEMENT AGREEMENT IN THE LITIGATION
BETWEEN THE KNOX COUNTY BOARD OF EDUCATION AND THE
KNOX COUNTY COMMISSION AND OTHER DEFENDANTS: R-02-2-911:
(Book 15/Page 372)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a proposed compromise settlement agreement in the litigation between the Knox County Board of Education and the Knox County Commission and other defendants was before the Board of Commissioners.

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

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

Commissioner Arms moved to approve R-02-2-911 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a proposed compromise settlement agreement in the litigation between the Knox County Board of Education and the Knox County Commission and other defendants with the following amendments: In the agreement add the following paragraph:

REFERENDUM ON RAISING THE CONTRACT APPROVAL THRESHOLD:

Upon formal request of the Board of Education, the Knox County Commission will propose an amendment to the Knox County Charter and Knox County Purchasing Ordinance raising the \$50,000 contract approval threshold to a higher figure to be determined by agreement between the Board of Education and the County Commission. The Charter amendment shall then be placed on the ballot for a

public referendum per the provisions of Knox County Charter 8.05(D). In the Resolution add a paragraph to read as follows: Whereas, the Commission by this agreement, under the authority of Knox County Charter 3.08(D), would grant retroactive authority for the Board of Education's hiring of counsel for the purpose of this litigation, so that the Board may pay its legal counsel for his services in this case from appropriated Board of Education Funds. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, Mills, Clark and Pinkston voted aye. The motion carried 18-1-0-0. Commissioner McMillan voted no.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING AUSTIN-EAST HIGH SCHOOL FOR WINNING THE 2001 CLASS 3A FOOTBALL CHAMPIONSHIP: R-02-2-101: (Book 15/Page 374)

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Austin-East High School for winning the 2001 Class 3A Football Championship was before the Board of Commissioners.

Head Coach Staton Stevens, and players Gentry Ford, Charles Jackson, Devin Gibson, Jim Watts and Stephen Booker were present to accept the resolution and expressed appreciation to the commission for the resolution.

Commissioners Jordan and Bowden moved to approve R-02-2-101 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Austin-East High School for winning the 2001 Class 3A Football Championship. All Commissioners seconded the motion and upon roll call vote

Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING JOHN RAY FOR HIS SERVICE TO THE SHERIFF'S MERIT COUNCIL: R-02-2-102: (Book 15/Page 374)

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring John Ray for his service to the Sheriff's Merit Council was before the Board of Commissioners.

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

Mr. John Ray, was present to accept the resolution and expressed appreciation to the Commission for the resolution.

Commissioners Pinkston and Clark moved to approve R-02-2-102 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring John Ray for his service to the Sheriff's Merit Council. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING: (Book 15/Page 375)

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

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

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IN RE: ELECTIONS AND APPOINTMENTS: (Book 15/Page 375-376)

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPOINTING PAUL FORTUNATO AS THE KNOXVILLE AREA CHAMBER PARTNERSHIP REPRESENTATIVE TO THE AIR QUALITY MANAGEMENT BOARD: R-02-2-110: (Book 15/Page 375)

Consideration of a Resolution of the Commission of Knox County, Tennessee appointing Paul Fortunato as the Knoxville Area Chamber Partnership representative to the Air Quality Management Board was before the Board of Commissioners.

Commissioner Cawood moved to approve R-02-2-110 - Consideration of a Resolution of the Commission of Knox County, Tennessee appointing Paul Fortunato as the Knoxville Area Chamber Partnership representative to the Air Quality Management Board. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley,

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE REAPPOINTING OF KENNETH GRESHAM TO THE HISTORIC ZONING COMMISSION: R-02-2-111: (Book 15/Page 376)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the reappointing of Kenneth Gresham to the Historic Zoning Commission was before the Board of Commissioners.

Commissioner Cawood moved to approve R-02-2-111 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the reappointing of Kenneth Gresham to the Historic Zoning Commission.

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

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IN RE: DRIVES AND ROADS: (Book 15/Pages 377-381)

Road Closures:

IN RE: CONSIDERATION OF CLOSURE OF A PORTION OF DOANE LANE. PROPERTY LOCATED ON THE NORTH END OF DOANE LANE. PROPERTY OWNERS: DAWN COPPOCK, DAVID SEAL AND JAMES AND MARTHA COPPOCK. SECOND READING: (Book 15/Page 377)

Consideration of closure of a portion of Doane Lane was before the Board of Commissioners on second reading. Property located on the north end of Doane Lane. Property owners: Dawn Coppock, David Seal and James and Martha Coppock.

Commissioner McMillan moved to approve Consideration of closure of a portion of Doane Lane on second reading. Property located on the north end of Doane Lane. Property owners: Dawn Coppock, David Seal and James and Martha Coppock. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF CLOSURE OF A PORTION OF CANTON

HOLLOW ROAD. PROPERTY LOCATED OFF OF KINGSTON PIKE.

PROPERTY OWNERS: KNOX COUNTY: SECOND READING: (Book

15/Page 378)

Consideration of closure of a portion of Canton Hollow Road was before the Board of Commissioners on second reading. Property located off of Kingston Pike. Property owners: Knox County.

Commissioner McMillan moved to approve Consideration of closure of a portion of Canton Hollow Road on second reading. Property located off of Kingston Pike. Property owners: Knox County. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood,

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

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IN RE: CONSIDERATION OF CLOSURE OF RIGHT OF WAY OF CUNNINGHAM ROAD. PROPERTY LOCATED ON THE CORNER OF DRY GAP PIKE AND CUNNINGHAM ROAD. PROPERTY OWNERS: ROB BARGER AND BILL VAUGHN: SECOND READING: (Book 15/Page 378)

Consideration of closure of right of way of Cunningham Road was before the Board of Commissioners on second reading. Property located on the corner of Dry Gap Pike and Cunningham Road. Property owners: Rob Barger and Bill Vaughn.

Commissioner Cawood moved to approve Consideration of closure of right of way of Cunningham Road on second reading. Property located on the corner of Dry Gap Pike and Cunningham Road. Property owners: Rob Barger and Bill Vaughn. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF CLOSURE OF RIGHT OF WAY OF SCHAAD ROAD. PROPERTY LOCATED ON THE CORNER OF PLEASANT RIDGE ROAD AND SCHAAD ROAD. PROPERTY OWNERS: SCHAAD PROPERTIES. FIRST READING: (Book 15/Page 379)

Consideration of closure of right of way of Schaad Road was before the Board of Commissioners on first reading. Property located on the corner of Pleasant Ridge Road and Schaad Road. Property owners: Schaad Properties.

Commissioner Cawood moved to approve Consideration of closure of right of way of Schaad Road on first reading. Property located on the corner of Pleasant Ridge Road and Schaad Road. Property owners: Schaad Properties.

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

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IN RE: CONSIDERATION OF CLOSURE OF A PORTION OF GLEN ECHO DRIVE. PROPERTY LOCATED IN THE ECHO VALLEY SUBDIVISION. PROPERTY OWNER: SCOTT SMITH: FIRST READING:
(Book 15/Page 379)

Consideration of closure of a portion of Glen Echo Drive was before the Board of Commissioners on first reading. Property located in the Echo Valley Subdivision. Property owner: Scott Smith.

Commissioner Cawood moved to approve Consideration of closure of a portion of Glen Echo Drive on first reading. Property located in the Echo Valley Subdivision. Property owner: Scott Smith. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF CLOSURE OF MOUNTAIN PASS LANE.

PROPERTY LOCATED IN THE ECHO VALLEY SUBDIVISION.

PROPERTY OWNER: SCOTT SMITH: FIRST READING: (Book 15/Page 380)

Consideration of closure of Mountain Pass Lane was before the Board of Commissioners on first reading. Property located in the Echo Valley Subdivision. Property owner: Scott Smith

Commissioner Cawood moved to approve Consideration of closure of Mountain Pass Lane on first reading. Property located in the Echo Valley Subdivision. Property owner: Scott Smith. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF CLOSURE OF RUM HILL LANE.

PROPERTY LOCATED IN THE ECHO VALLEY SUBDIVISION.

PROPERTY OWNER: SCOTT SMITH: FIRST READING: (Book 15/Page 381)

Consideration of closure of Rum Hill Lane was before the Board of Commissioners on first reading. Property located in the Echo Valley Subdivision. Property owner: Scott Smith.

Commissioner Cawood moved to approve Consideration of closure of Rum Hill Lane on first reading. Property located in the Echo Valley Subdivision. Property owner: Scott Smith.

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH KNOX-AIR FOR HANGAR SERVICES FOR THE KNOX COUNTY SHERIFF'S DEPARTMENT: R-02-2-301: (Book 15/Page 381)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Knox-Air for hangar services for the Knox County Sheriff's Department was before the Board of Commissioners.

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

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

Commissioner Leuthold moved to approve R-02-2-301 -

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Knox-Air for hangar services for the Knox County Sheriff's Department. Commissioner Cawood seconded the motion and upon roll call vote Commissioners

Jordan, Bowden, Collins, Tindell, Guthe, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 16-3-0-0. Commissioners Moody, Medley and Schmid voted no.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROPRIATING \$43,000.00 AND
APPROVING LAND TRANSFER OF 209 ACRES AND A CONSERVATION
EASEMENT ON THE SEVEN ISLANDS WILDLIFE REFUGE FROM
SEVEN ISLANDS FOUNDATION: R-02-2-701: (Book 15/Page 382)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$43,000.00 and approving land transfer of 209 acres and a conservation easement on the Seven Islands Wildlife Refuge from Seven Islands Foundation was before the Board of Commissioners.

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

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

Commissioner Leuthold moved to approve R-02-2-701 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$43,000.00 and approving land transfer of 209 acres and a conservation easement on the Seven Islands Wildlife Refuge from Seven Islands Foundation. Commissioner Tindell seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Bowden was absent from the vote.

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

**BOARD OF COMMISSIONERS TO CONDUCT AN INVESTIGATION OF
THE KNOX COUNTY SHERIFF'S DEPARTMENT PURSUANT TO
ARTICLE II, SECTION 2.02 H. OF THE KNOX COUNTY CHARTER TO
GATHER INFORMATION AND TO INVESTIGATE VIOLATIONS OF THE
KNOX COUNTY CHARTER BY THE KNOX COUNTY SHERIFF'S
DEPARTMENT: R-02-2-905: (Book 15/Page 383)**

Consideration of a Resolution of the Commission of Knox County, Tennessee charging the Knox County Board of Commissioners to conduct an investigation of the Knox County Sheriff's Department pursuant to Article II, Section 2.02 H. of the Knox County Charter to gather information and to investigate violations of the Knox County Charter by the Knox County Sheriff's Department was before the Board of Commissioners.

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

Commissioner Schmid moved to approve R-02-2-905 - Consideration of a Resolution of the Commission of Knox County, Tennessee charging the Knox County Board of Commissioners to conduct an investigation of the Knox County Sheriff's Department pursuant to Article II, Section 2.02 H. of the Knox County Charter to gather information and to investigate violations of the Knox County Charter by the Knox County Sheriff's Department with the following change: The caption and Resolution such read alleged violations. Commissioner Medley seconded the motion and upon roll call vote Commissioners Collins, Moody, Medley and Schmid voted aye. Commissioners Jordan, Bowden, Tindell, Guthe,

Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills,
Clark and Pinkston voted no. The motion failed 4-15-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE CHARGING THE OFFICE OF
INDEPENDENT AUDITOR OF KNOX COUNTY TO AUDIT ALL BANK
ACCOUNTS, BANK STATEMENTS AND CHECKS OF THE KNOX COUNTY
SHERIFF'S DEPARTMENT FROM 1/1/96 TO 12/31/01, DEVELOP A
WRITTEN STANDARD FOR THE DISBURSEMENT OF ALL DRUG
ACCOUNT MONIES USING THE STANDARDS IN PLACE FOR THE
MAJOR MUNICIPALITIES OF THE STATE OF TENNESSEE AND THE
FEDERAL BUREAU OF INVESTIGATIONS, AND CHARGING THE KNOX
COUNTY SHERIFF'S DEPARTMENT TO SUBMIT TO THE KNOX
COUNTY BOARD OF COMMISSIONERS A LIST OF ALL CAPITAL
PROJECTS OF ANY VALUE FOR THE TIME PERIOD OF 1/1/96 TO
12/31/01 AND TO PLACE ALL MONIES AND PROPERTIES SEIZED IN
THE COURSE OF THEIR LAW ENFORCEMENT DUTIES TO BE PLACED
IN THE CONTROL OF THE KNOX COUNTY OFFICE OF FINANCE
R-02-2-906: (Book 15/Page 384-386)

Consideration of a Resolution of the Commission of Knox County,
Tennessee charging the office of Independent Auditor of Knox County to audit all
bank accounts, bank statements and checks of the Knox County Sheriff's
Department from 1/1/96 to 12/31/01, develop a written standard for the
disbursement of all drug account monies using the standards in place for the major
municipalities of the State of Tennessee and the Federal Bureau of Investigations,

and charging the Knox County Sheriff's Department to submit to the Knox County Board of Commissioners a list of all capital projects of any value for the time period of 1/1/96 to 12/31/01 and to place all monies and properties seized in the course of their law enforcement duties to be placed in the control of the Knox County Office of Finance was before the Board of Commissioners.

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

Commissioner Schmid moved to defer to the March Board of Commissioners meeting R-02-2-906 - Consideration of a Resolution of the Commission of Knox County, Tennessee charging the office of Independent Auditor of Knox County to audit all bank accounts, bank statements and checks of the Knox County Sheriff's Department from 1/1/96 to 12/31/01, develop a written standard for the disbursement of all drug account monies using the standards in place for the major municipalities of the State of Tennessee and the Federal Bureau of Investigations, and charging the Knox County Sheriff's Department to submit to the Knox County Board of Commissioners a list of all capital projects of any value for the time period of 1/1/96 to 12/31/01 and to place all monies and properties seized in the course of their law enforcement duties to be placed in the control of the Knox County Office of Finance. Commissioner Medley seconded the motion.

Commissioner Griess moved as a substitute motion to postpone indefinitely R-02-2-906 - Consideration of a Resolution of the Commission of Knox County, Tennessee charging the office of Independent Auditor of Knox County to audit all bank accounts, bank statements and checks of the Knox County Sheriff's Department from 1/1/96 to 12/31/01, develop a written standard for the disbursement of all drug account monies using the standards in place for the major

municipalities of the State of Tennessee and the Federal Bureau of Investigations, and charging the Knox County Sheriff's Department to submit to the Knox County Board of Commissioners a list of all capital projects of any value for the time period of 1/1/96 to 12/31/01 and to place all monies and properties seized in the course of their law enforcement duties to be placed in the control of the Knox County Office of Finance. Commissioner Guthe seconded the motion and upon roll call vote

Commissioners Jordan, Bowden, Collins, Tindell, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-1-0. Commissioner Moody abstained from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE REQUESTING THAT THE STATE DEPARTMENT OF TRANSPORTATION REGULATE COMMERCIAL TRUCK TRAFFIC ON MIDDLEBROOK PIKE: R-02-2-910: (Book 15/Page 386)

Consideration of a Resolution of the Commission of Knox County, Tennessee requesting that the State Department of Transportation regulate commercial truck traffic on Middlebrook Pike was before the Board of Commissioners.

Commissioner Medley moved to approve R-02-2-910 - Consideration of a Resolution of the Commission of Knox County, Tennessee requesting that the State Department of Transportation regulate commercial truck traffic on Middlebrook Pike. Commissioner Moody seconded the motion and upon roll call

vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ORDINANCES ON FIRST READING: (Book 15/Page 387)

No Ordinances received on first reading.

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IN RE: ORDINANCES ON SECOND READING: (Book 15/Page 387)

No Ordinances received on second reading.

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IN RE: DELEGATIONS TO BE HEARD: (Book 15/Page 387)

1. Mr. Tom Spangler, Knox County Sheriff's Department, was present and spoke on Commissioner's Moody's Lawsuit with the Sheriff.

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IN RE: ROLL CALL: 6:00 P.M. EVENING SESSION: (Book 15/Page 387)

Those responding were Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston.

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IN RE: ZONING REQUEST: (Book 15/Pages 388-394)

1. Request of Metropolitan Planning Commission for adoption of the updated East City Sector Plan 1-E-02-SP was before the Board of Commissioners.

(Book 15/Page 388)

Commissioner Mills moved to approve 1-E-02-SP - Request of Metropolitan Planning Commission for adoption of the updated East City Sector Plan. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Moody, Medley, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, Mills, Clark and Pinkston voted aye. Commissioners Guthe, Arms, Tindell and McMillan were absent from the vote. The motion carried 15-0-0-4.

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2. Request of Metropolitan Planning Commission for adoption of the updated South County Sector Plan 11-C-01-SP was before the Board of Commissioners. (*Book 15/Page 388*)

Commissioner Cawood moved to approve 11-C-01-SP - Request of Metropolitan Planning Commission for adoption of the updated South County Sector Plan. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Moody, Medley, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, Mills, Clark and Pinkston voted aye. Commissioners Guthe, Arms, Tindell and McMillan were absent from the vote. The motion carried 15-0-0-4.

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3. Request of Scott K. Tucker for rezoning from RA (Low Density Residential) to A (Agricultural) 12-C-01-RZ was before the Board of Commissioners. Property located on the south side of Belt Road, west side of Odell Road. (Ninth Commission District). (*Book 15/Page 388*)

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

Commissioner Clark moved to approve 12-C-01-RZ - Request of Scott K. Tucker for rezoning from RA (Low Density Residential) to A (Agricultural) as per Metropolitan Planning Commission's Recommendation: Approve A (Agricultural) with the following condition: Permitted uses shall be limited to any use permitted by a RA Zoning that is also permitted in the zone, with the exception that up to three farm animals may be maintained on the property as pets. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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4. Request of Daniel C. Kerbo for rezoning from RA (Low Density Residential), F (Floodway) to A (Agricultural), F (Floodway) 1-D-02-RZ was before the Board of Commissioners. Property located on the northeast side of Kern Road, southeast of Brown Drive. Seventh Commission District. (*Book 15/Page 389*)

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

Commissioner Horner moved to approve 1-D-02-RZ - Request of Daniel C. Kerbo for rezoning from RA (Low Density Residential), F (Floodway) to A (Agricultural), F (Floodway) as per Metropolitan Planning Commission's Recommendation: Approve A (Agricultural) and F (Floodway). Commissioner Cooper seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold,

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

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5. Request of West Point Ventures, LLC for a Northwest County Sector Plan Amendment from Agricultural and Rural Residential to Low Density Residential 1-C-02-SP was before the Board of Commissioners. Property located on the south side of W. Emory Road, north of Oak Ridge Highway, north end of Pebblepass Road. Sixth Commission District. (*Book 15/Page 390*)

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

Commissioner Stephens moved to approve 1-C-02-SP - Request of West Point Ventures, LLC for a Northwest County Sector Plan Amendment from Agricultural and Rural Residential to Low Density Residential as per Metropolitan Planning Commission's Recommendation: Approve LDR (Low Density Residential). Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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6. Request of West Pointe Ventures, LLC for rezoning from A (Agricultural) and I (Industrial) to PR (Planned Residential) 1-I-02-RZ was before the Board of Commissioners. Property located on the south side of W. Emory Road, north of Oak Ridge Highway, north end of Pebblepass Road. Sixth Commission District. (*Book 15/Page 390*)

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

Commissioner Stephens moved to approve 1-I-02-RZ - Request of West Pointe Ventures, LLC for rezoning from A (Agricultural) and I (Industrial) to PR (Planned Residential) 1-I-02-RZ 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, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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7. Request of James R. White for rezoning from A (Agricultural) to PR (Planned Residential) 1-K-02-RZ was before the Board of Commissioners. Property located on the northwest side of Andes Road, northeast side of Middlebrook Pike. Sixth Commission District. *(Book 15/Page 391)*

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

Commissioner Stephens moved to approve 1-K-02-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 Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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8. Request of Don Stewart Construction for rezoning from A (Agricultural) to RAE (Single Family Exclusive) 1-M-02-RZ was before the Board of Commissioners. Property located south of Kanuga Drive, Southeast of Wachese Lane. Sixth Commission District. *(Book 15/Page 392)*

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

Mr. Don Stewart, applicant, was present and spoke on behalf of the request.

Commissioner Stephens moved to approve 1-M-02-RZ - Request of Don Stewart Construction for rezoning from A (Agricultural) to RAE (Single Family Exclusive) as per Metropolitan Planning Commission's Recommendation: Approve RAE (Single Family Exclusive). Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried
19-0-0-0.

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9. Request of Metropolitan Planning Commission for rezoning from A (Agricultural), RA (Low Density Residential) and OA (Office Park) to LI (Light Industrial) 1-Q-02-RZ was before the Board of Commissioners. Property located on the north and south sides of Callahan Drive, west of I-75 and east of Old Callahan Road, and east and west side of Keck Road. Sixth Commission District. *(Book 15/Page 392)*

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

Mr. J. C. Perkins, was present and spoke on the matter.

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

Commissioner Stephens moved to approve 1-Q-02-RZ - Request of Metropolitan Planning Commission for rezoning from A (Agricultural), RA (Low Density Residential) and OA (Office Park) to LI (Light Industrial) as per Metropolitan Planning Commission's Recommendation: Approve LI (Light Industrial). Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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10. Request of Rufus Smith, Jr. for rezoning from A (Agricultural) to PR (Planned Residential) 1-U-02-RZ was before the Board of Commissioners.

Property located on the northeast and southwest sides of Murphy Road, southeast of Tazewell Pike. Seventh and Eighth Commission Districts. (**Book 15/Page 393**)

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

Commissioner Mills moved to approve 1-U-02-RZ - Request of Rufus Smith, 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 3 dwellings per acre east of Murphy Road and 1 to 5 units per acre west of Murphy Road. Commissioner Horner seconded the motion

and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: REZONING APPEALS: (Book 15/Pages 394-395)

1. Appeal by J. C. Perkins of MPC denial of North County Sector Plan Amendment from Light Industrial to Commercial 11-B-01-SP was before the Board of Commissioners. Property located on the northwest side of Callahan Drive, southwest of I-75. Sixth Commission District. **(Book 15/Page 394)**

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

Mr. J. C. Perkins, applicant, was present and spoke on the matter.

Commissioner Guthe moved to rezone to CA on the Appeal by J. C. Perkins of MPC denial of North County Sector Plan Amendment from Light Industrial to Commercial. Commissioner Arms seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Moody, Arms and Cawood voted aye. Commissioners Collins, Medley, Schmid, Leuthold, Griess, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted no. Commissioners Tindell and Guthe abstained from the vote. The motion failed 5-12-2-0.

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2. Appeal by J. C. Perkins of MPC denial of rezoning from A (Agricultural) to CA (General Business) 10-E-01-RZ was before the Board of Commissioners. Property located on the northwest side of Callahan Drive, southwest of I-75. Sixth Commission District. **(Book 15/Page 394)**

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

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

Commissioner Leuthold moved to withdraw from the agenda 10-E-01-RZ - Appeal by J. C. Perkins of MPC denial of rezoning from A (Agricultural) to CA (General Business). Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING

ORDINANCE:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE

COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE KNOX

COUNTY ZONING ORDINANCE REGARDING PARKING STALL SIZES

AND LAYOUT OF PARKING AREAS: O-01-12-102: SECOND READING:

(Book 15/Page 395-397)

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Zoning Ordinance regarding parking stall sizes and layout of parking areas was before the Board of Commissioners on second reading.

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

Commissioner McMillan moved to approve with the following change: 10 feet inside the line (measuring straight across from one line to the other) on 0-01-12-102 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Zoning Ordinance regarding parking stall sizes and layout of parking areas on second reading. Commissioner Cawood seconded the motion.

Commissioner Arms moved as a substitute motion to approve Metropolitan Planning Commission's recommendation as presented (9 feet). Commissioner Guthe seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Moody, Medley, Guthe, Schmid, Arms and Griess voted aye. Commissioners Tindell, Leuthold, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted no. Commissioner Stephens abstained from the vote. The substitute motion failed 9-9-1-0.

Commissioner Leuthold moved as a substitute motion to change to 9 1/2 feet on 0-01-12-102 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Zoning Ordinance regarding parking stall sizes and layout of parking areas on second reading. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Bowden, Tindell, Leuthold, Cawood, Stephens, Horner and Cooper voted aye. Commissioners Jordan, Collins, Moody, Medley, Guthe, Schmid, Arms, Griess, McMillan, Mills, Clark and Pinkston voted no. The substitute motion failed 7-12-0-0.

Commissioner Arms moved as a substitute motion to leave the ordinance that exists now in force (no minimum width, just square footage) on 0-01-12-102 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Zoning Ordinance regarding parking stall sizes and layout of parking areas on second reading. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Moody, Medley, Guthe, Schmid, Arms, Griess, Cawood, Stephens, Horner and Cooper voted aye. Commissioners Collins, Tindell, Leuthold, McMillan, Mills, Clark and Pinkston voted no. The substitute motion carried 12-7-0-0.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE KNOX COUNTY ZONING ORDINANCE REGARDING THE SETBACK AND HEIGHT REQUIREMENTS FOR COMMERCIAL TELECOMMUNICATIONS TOWERS: 0-01-12-103: SECOND READING: (Book 15/Page 397)

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Zoning Ordinance regarding the setback and height requirements for commercial telecommunications towers was before the Board of Commissioners on second reading.

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

Mr. Steve Roth, Attorney, was present and spoke on the matter.

Commissioner Cawood moved to approve 0-01-12-103 - Consideration of an Ordinance of the Commission of Knox County, Tennessee

amending the Knox County Zoning Ordinance regarding the setback and height requirements for commercial telecommunications towers on second reading with amendments suggested by Mr. Roth. Commissioner Jordan seconded the motion.

Commissioner Collins moved as a substitute motion to amend 0-01-12-103 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Zoning Ordinance regarding the setback and height requirements for commercial telecommunications towers on second reading with amendments to go back to what Metropolitan Planning Commission's recommendation was with respect to the location of the tower in its relationship to the property line. (Which states the tower can be no closer than a 110 % of its height to the property line as opposed to an adjacent structure on another piece of property). Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Collins, Medley, Leuthold, Cawood and Stephens voted aye. Commissioners Jordan, Bowden, Tindell, Moody, Guthe, Schmid, Arms, Griess, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted no. The substitute motion failed 5-14-0-0.

Upon roll call of the original motion to approve 0-01-12-103 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Zoning Ordinance regarding the setback and height requirements for commercial telecommunications towers on second reading as amended in January, Commissioners Jordan, Bowden, Tindell, Moody, Guthe, Schmid, Arms, Griess, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Collins, Medley, Leuthold, Cawood and Stephens voted no. The original motion carried 14-5-0-0.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE KNOX
COUNTY ZONING ORDINANCE REQUIRING A SIGHT TRIANGLE AT
STREET INTERSECTIONS AND ESTABLISHING MINIMUM
STANDARDS: 0-02-1-101: SECOND READING: (Book 15/Page 398-399)

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Zoning Ordinance requiring a sight triangle at street intersections and establishing minimum standards was before the Board of Commissioners on second reading.

Commissioner Cawood moved to approve 0-02-1-101 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Zoning Ordinance requiring a sight triangle at street intersections and establishing minimum standards on second reading. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ADJOURNMENT: (Book 15/Page 399)

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

LEO COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, March 25, 2002 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston. Commissioner Stephens was absent from the meeting. Also present were Mr. Mike Moyers, Knox County Law Director, Mr. Thomas Schumpert, Knox County Executive, Ms. Kathy Hamilton, Knox County Finance Director, and members of the news media.

Commissioner Cooper, Chairman, presided.

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

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IN RE: *ROLL CALL:*

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

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IN RE: *AMENDMENTS TO THE AGENDA:*

1. Without objection, Commissioner Cooper amended the agenda to hear the following Delegations after amendments to the agenda: Mr. Jim Vulna, Knox County Zoo, and Ms. Ann Pope and Mr. Tom Vallentine, Dogwood Arts.

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IN RE: DEVOTIONAL:

Mr. Phil Chaney, Minister of Music at Sevier Heights Baptist Church, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Jordan led the Pledge of Allegiance to the Flag.

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

2. Without objection, Commissioner Cooper amended the agenda to add the following item to the consent agenda: Resolution R-02-3-206 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving a change order for the Halls Elementary School renovation project; and to defer the following item to the April 2002 meeting: Resolution R-02-3-904 - Consideration of a resolution of the Commission of Knox County, Tennessee, establishing the Knox County Building Commission and setting policies for the approval, management and delivery of capital projects (except schools, roads and projects costing less than \$250,000.00). He also amended the agenda to hear the following item after completion of the Consent Calendar - Resolution R-02-3-804 - Consideration of a resolution authorizing the issuance and providing the details of not to exceed \$7,700,000 General Obligation Refunding Bonds, of Knox County, Tennessee; authorizing and directing the sale thereof for public purposes; levying and pledging taxes and making provision for the payment thereof; for the purpose of refunding certain prior obligations of the

Public Building Authority of the County of Knox and the City of Knoxville, Tennessee; and taking other actions with respect thereto.

3. Without objection, Commissioner Cooper amended the agenda to add the following item and defer it to the April 2002 meeting: Resolution R-02-3-111 - Consideration of a resolution of the Commission of Knox County, Tennessee, appointing a 4th District representative to replace Mike Hammond on the Government Efficiency Panel. He also amended the agenda to withdraw the following item: Resolution R-02-3-901 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving the recognition of Companies with home office in Knox County and a minimum of 5 out-of-state locations by placement of their company logo on all "Welcome to Knox County" signs.

4. Without objection, Commissioner Cooper amended the agenda to hear the following item on the Consent Calendar: Resolution R-02-3-905 - Consideration of a resolution of the Commission of Knox County, Tennessee, supporting the Department of Energy Oak Ridge Operations' Reindustrialization Program.

5. Without objection, Commissioner Cooper amended the agenda to defer the following item to a later date: Resolution R-02-3-103 - Consideration of a resolution of the Commission of Knox County, Tennessee, commending the University of Tennessee and welcoming the University's 21st President Dr. John W. Schumaker.

6. Without objection, Commissioner Cooper amended the agenda to add the following item to be heard on the Consent Calendar: Resolution R-02-3-104 - Consideration of a resolution of the Commission of

Knox County, Tennessee, honoring Mike Hammond for his dedication and service to the community as Chairman of the Government Efficiency Panel.

7. Without objection, Commissioner Cooper amended the agenda to defer the following item to the April 2002 meeting: Resolution R-02-3-101 - Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Sarah Moore Greene on her 90th birthday.

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IN RE: **DELEGATIONS TO BE HEARD:**

1. Mr. Jim Vulna, Executive Director for the Knoxville Zoo, was present and spoke concerning funding for the Knoxville Zoo.

Mr. Tim Adams, Director of Education at the Knoxville Zoo and parrot “Enstein” were present and spoke concerning the Knoxville Zoo.

There was also a presentation given by the Knoxville Zoo in which various animals were displayed.

2. Mr. Ed Paseley, Executive Director for the Dogwood Arts Festival, was present and spoke concerning the Dogwood Arts Festival and presented a painting to the Commission for their support.

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IN RE: **CONSENT ITEMS:**

1. Tax Refunds:

No request received.

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2. Notary Public Applications:

165 Notary Public Applications received.

Commissioner Griess moved to approve all consent items.

Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSENT CALENDAR:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING SARAH MOORE GREENE ON HER 90TH BIRTHDAY - R-02-3-101:

This item was deferred to the April 2002 meeting. (See Amendments to the Agenda, Page 4)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING DR. LUCY SCROGGIE - R-02-3-102:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Dr. Lucy Scroggie was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-02-3-102 - Resolution of the Commission of Knox County, Tennessee, honoring Dr. Lucy Scroggie. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell,

Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING MIKE
HAMMOND FOR HIS DEDICATION AND SERVICE TO THE
COMMUNITY AS CHAIRMAN OF THE GOVERNMENT
EFFICIENCY PANEL - R-02-3-104:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Mike Hammond for his dedication and service to the community as Chairman of the Government Efficiency Panel was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-02-3-104 - Resolution of the Commission of Knox County, Tennessee, honoring Mike Hammond for his dedication and service to the community as Chairman of the Government Efficiency Panel. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the meeting. The motion carried 18-0-0-1.

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

**\$34,450.00 AND APPROVING THE PURCHASE OF PROPERTY AT
416 HEMBREE STREET - R-02-3-202:**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving \$34,450.00 and approving the purchase of property at 416 Hembree Street was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-02-3-202 - Resolution of the Commission of Knox County, Tennessee, approving \$34,450.00 and approving the purchase of property at 416 Hembree Street. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the meeting. The motion carried 18-0-0-1.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
CONTRACT WITH AERC.COM, INC. FOR FLUORESCENT LIGHT
TUBE RECYCLING SERVICES FOR THE KNOX COUNTY SCHOOLS
MAINTENANCE AND OPERATIONS DEPARTMENT - R-02-3-203:**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with AERC.com, Inc. for fluorescent light tube recycling services for the Knox County Schools Maintenance and Operations Department was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-02-3-203 - Resolution of the Commission of Knox County, Tennessee, approving a contract with AERC.com, Inc. for fluorescent light tube recycling services for the Knox County Schools Maintenance and Operations Department. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE
PURCHASE OF PROPERTY AT 808 EAST FIFTH AVENUE FOR
\$6,450.00 - R-02-3-204:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the purchase of property at 808 East Fifth Avenue for \$6,450.00 was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-02-3-204 - Resolution of the Commission of Knox County, Tennessee, approving the purchase of property at 808 East Fifth Avenue for \$6,450.00. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
CONTRACT WITH SCRUGGS, INC. TO PURCHASE KITCHEN
EQUIPMENT FOR BEARDEN HIGH SCHOOL IN THE AMOUNT OF
\$143,992.00 - R-02-3-205:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Scruggs, Inc. to purchase kitchen equipment for Bearden High School in the amount of \$143,992.00 was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-02-3-205 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Scruggs, Inc. to purchase kitchen equipment for Bearden High School in the amount of \$143,992.00. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
CHANGE ORDER FOR THE HALLS ELEMENTARY SCHOOL
RENOVATION PROJECT - R-02-3-206:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a change order for the Halls Elementary School renovation project was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-02-3-206 - Resolution of the Commission of Knox County, Tennessee, approving a change order for the Halls Elementary School renovation project. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$19,500.00 FOR TILE REPLACEMENT AT THE KNOX COUNTY DETENTION FACILITY - R-02-3-301:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$19,500.00 for tile replacement at the Knox County Detention Facility was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-02-3-301 - Resolution of the Commission of Knox County, Tennessee, appropriating \$19,500.00 for tile replacement at the Knox County Detention Facility. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan,

Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$4,302,555.69 AND APPROVING A CONTRACT WITH APAC CONSTRUCTION FOR CONSTRUCTION OF HARDIN VALLEY ROAD PHASE II ROAD IMPROVEMENT PROJECT - R-02-3-401:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$4,302,555.69 and approving a contract with APAC Construction for construction of Hardin Valley Road Phase II Road Improvement Project was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-02-3-401 - Resolution of the Commission of Knox County, Tennessee, appropriating \$4,302,555.69 and approving a contract with APAC Construction for construction of Hardin Valley Road Phase II Road Improvement Project. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the meeting. The motion carried 18-0-0-1.

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

\$1,095,300.00 FOR APPRAISALS AND RIGHT-OF-WAY

ACQUISITIONS FOR DRY GAP PIKE, PHASE II - R-02-3-402:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$1,095,300.00 for appraisals and right-of-way acquisitions for Dry Gap Pike, Phase II was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-02-3-402 - Resolution of the Commission of Knox County, Tennessee, appropriating \$1,095,300.00 for appraisals and right-of-way acquisitions for Dry Gap Pike, Phase II. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
HOT MIX HAULING AND PLACING TERM BID CONTRACT WITH
RENFRO CONSTRUCTION FOR APPROXIMATELY \$2,900,000.00 -
R-02-3-403:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a hot mix hauling and placing term bid contract with Renfro Construction for approximately \$2,900,000.00 was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-02-3-403 - Resolution of the Commission of Knox County, Tennessee, approving a hot mix hauling and placing term bid contract with Renfro Construction for approximately \$2,900,000.00. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$115,000.00 FOR GRINDING OPERATIONS AT KNOX COUNTY'S
YARD WASTE FACILITIES - R-02-3-404:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$115,000.00 for grinding operations at Knox County's Yard Waste Facilities was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-02-3-404 - Resolution of the Commission of Knox County, Tennessee, appropriating \$115,000.00 for grinding operations at Knox County's Yard Waste Facilities. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper,

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE CONTINUATION OF THE KNOX COUNTY INDIGENT CARE PROGRAM FROM JULY 1, 2002 THROUGH JUNE 30, 2003 THROUGH THE RENEWAL OF THE INDIGENT CARE CONTRACT, IN THE AMOUNT OF \$5,250,000.00 - R-02-3-601:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the continuation of the Knox County Indigent Care Program from July 1, 2002 through June 30, 2003 through the renewal of the Indigent Care Contract, in the amount of \$5,250,000.00 was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-02-3-601 - Resolution of the Commission of Knox County, Tennessee, approving the continuation of the Knox County Indigent Care Program from July 1, 2002 through June 30, 2003 through the renewal of the Indigent Care Contract, in the amount of \$5,250,000.00. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the meeting. The motion carried 18-0-0-1.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
CONTRACT WITH RIVER SPORTS OUTFITTERS FOR OUTFITTER
SERVICES AT KNOX COUNTY PARKS - R-02-3-701:**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with River Sports Outfitters for outfitter services at Knox County Parks was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-02-3-701 - Resolution of the Commission of Knox County, Tennessee, approving a contract with River Sports Outfitters for outfitter services at Knox County Parks. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the meeting. The motion carried 18-0-0-1.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
CONTRACT FOR KNOX COUNTY SPORTS LEAGUE OFFICIALS
WITH THE OFFICIAL SOURCE, INC. - R-02-3-702:**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract for Knox County Sports League Officials with the Official Source, Inc. was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-02-3-702 - Resolution of the Commission of Knox County, Tennessee, approving a contract for Knox County Sports League Officials with the Official Source, Inc. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE
FIVE-YEAR CAPITAL PLAN FOR FISCAL YEAR 2003-2007 -

R-02-3-801:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the five-year Capital Plan for fiscal year 2003-2007 was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-02-3-801 - Resolution of the Commission of Knox County, Tennessee, approving the five-year Capital Plan for fiscal year 2003-2007. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the meeting. The motion carried 18-0-0-1.

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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-02-3-803:

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 Cawood moved to approve Resolution R-02-3-803 - 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 Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE
PBA BUDGET FOR FISCAL YEAR 2002-2003 FOR THE CITY-
COUNTY BUILDING - R-02-3-805:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the PBA Budget for fiscal year 2002-2003 for the City-County Building was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-02-3-805 - Resolution of the Commission of Knox County, Tennessee, approving the PBA Budget for fiscal year 2002-2003 for the City-County Building. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE
PURCHASE OF A TEMPORARY CONSTRUCTION EASEMENT OF
THE TWO SUB-BASEMENTS OF THE EAST TENNESSEE
HISTORICAL CENTER - R-02-3-902:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the purchase of a temporary construction easement of the two sub-basements of the East Tennessee Historical Center was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-02-3-902 - Resolution of the Commission of Knox County, Tennessee, approving the purchase of a temporary construction easement of the two sub-basements of the East Tennessee Historical Center. Commissioner

Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE
CONDEMNATION OF A TEMPORARY CONSTRUCTION EASEMENT
FOR CONSTRUCTION OF THE TWO SUB-BASEMENTS OF THE
EAST TENNESSEE HISTORICAL CENTER - R-02-3-903:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the condemnation of a temporary construction easement for construction of the two sub-basements of the East Tennessee Historical Center was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-02-3-903 - Resolution of the Commission of Knox County, Tennessee, approving the condemnation of a temporary construction easement for construction of the two sub-basements of the East Tennessee Historical Center. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, SUPPORTING
THE DEPARTMENT OF ENERGY OAK RIDGE OPERATIONS’
REINDUSTRIALIZATION PROGRAM - R-02-3-905:

Consideration of a resolution of the Commission of Knox County, Tennessee, supporting the Department of Energy Oak Ridge Operations’ Reindustrialization Program was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-02-3-905 - Resolution of the Commission of Knox County, Tennessee, supporting the Department of Energy Oak Ridge Operations’ Reindustrialization Program. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: ACCEPTANCE OF NEW PUBLIC ROADS

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

- A. Mallard Bay Drive, Mallard Bay Subdivision, District 5.
- B. Bay View Drive, Mallard Bay Subdivision, District 5.
- C. Blue Teal Lane, Mallard Bay Subdivision, District 5.
- D. Canvas Back Lane, Mallard Bay Subdivision, District 5.

Commissioner Cawood moved to approve acceptance of the above new public roads. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the meeting. The motion carried 18-0-0-1.

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

8. Without objection, Commissioner Cooper amended the agenda to withdraw the following item: Resolution R-02-3-201 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving the sale of a mobile unit constructed by the special population students in the Byington-Solway Technology Center Carpentry program. Sale price is \$9,200.00.

9. At this time, there was discussion regarding the lawsuit against the Knox County School Board.

Mr. Mike Moyers, Knox County Law Director, Mr. Brian Hornback, Knox County School Board member, and Mr. Thomas Schumpert, Knox County Executive, were present and spoke on the matter.

Commissioner Guthe moved to add a resolution to the agenda to rescind action taken at the February 2002 meeting regarding the settlement of the lawsuit against the Knox County School Board. There was no second to the motion. The motion failed for lack of a second.

No action was taken.

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IN RE: CONSIDERATION OF A RESOLUTION AUTHORIZING
THE ISSUANCE AND PROVIDING THE DETAILS OF NOT TO
EXCEED \$7,700,000 GENERAL OBLIGATION REFUNDING BONDS,
OF KNOX COUNTY, TENNESSEE; AUTHORIZING AND DIRECTING
THE SALE THEREOF FOR PUBLIC PURPOSES; LEVYING AND
PLEDGING TAXES AND MAKING PROVISION FOR THE PAYMENT
THEREOF; FOR THE PURPOSE OF REFUNDING CERTAIN PRIOR
OBLIGATIONS OF THE PUBLIC BUILDING AUTHORITY OF THE
COUNTY OF KNOX AND THE CITY OF KNOXVILLE, TENNESSEE;
AND TAKING OTHER ACTIONS WITH RESPECT THERETO -
R-02-3-804:

Consideration of a resolution authorizing the issuance and providing the details of not to exceed \$7,700,000 General Obligation Refunding Bonds, of Knox County, Tennessee; authorizing and directing the sale thereof for public purposes; levying and pledging taxes and making provision for the payment thereof; for the purpose of refunding certain prior obligations of the Public Building Authority of the County of Knox and the City of Knoxville, Tennessee; and taking other actions with respect thereto was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-02-3-804 - Resolution authorizing the issuance and providing the details of not to exceed \$7,700,000 General Obligation Refunding Bonds, of Knox County, Tennessee; authorizing and directing the sale thereof for public purposes; levying and pledging taxes and making provision for the payment thereof; for the purpose of refunding certain prior obligations of the Public

Building Authority of the County of Knox and the City of Knoxville, Tennessee; and taking other actions with respect thereto. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS

MEETING:

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

Commissioner Leuthold moved to approve the minutes of the previous meeting. The motion was seconded and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Arms was absent from the vote. Commissioner Stephens was absent from the meeting. The motion carried 17-0-0-2.

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IN RE: ELECTIONS AND APPOINTMENTS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, RE-APPOINTING

THREE MEMBERS AND AN ALTERNATE TO THE KNOX COUNTY

BOARD OF EQUALIZATION - R-02-3-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, re-appointing three members and an alternate to the Knox County Board of Equalization was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution R-02-3-110 - Resolution of the Commission of Knox County, Tennessee, re-appointing three members and an alternate to the Knox County Board of Equalization and that the following individuals be appointed: John F. Ray, Sarah Moore Greene, Ben Jaco and alternate Van Badgett. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Arms was absent from the vote. Commissioner Stephens was absent from the meeting. The motion carried 17-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING A 4TH DISTRICT REPRESENTATIVE TO REPLACE MIKE HAMMOND ON THE GOVERNMENT EFFICIENCY PANEL - R-02-3-111:

This item was deferred to the April 2002 meeting. (See Amendments to the Agenda, Page 3)

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IN RE: DRIVES AND ROADS:

**IN RE: CONSIDERATION OF CLOSURE OF RIGHT OF WAY OF
SCHAAD ROAD. PROPERTY LOCATED ON THE CORNER OF
PLEASANT RIDGE ROAD AND SCHAAD ROAD. SCHAAD
PROPERTIES, PROPERTY OWNERS - (SECOND READING):**

Consideration of closure of right of way of Schaad Road was before the Board of Commissioners on second reading. Property located on the corner of Pleasant Ridge Road and Schaad Road. Schaad Properties, property owners.

Commissioner Bowden moved to approve the closure of right of way of Schaad Road on second reading. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye.

Commissioner Arms was absent from the vote. Commissioner Stephens was absent from the meeting. The motion carried 17-0-0-2. Property located on the corner of Pleasant Ridge Road and Schaad Road. Schaad Properties, property owners.

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**IN RE: CONSIDERATION OF CLOSURE OF A PORTION OF
GLEN ECHO DRIVE. PROPERTY LOCATED IN THE ECHO VALLEY
SUBDIVISION. SCOTT SMITH, PROPERTY OWNER - (SECOND
READING):**

Consideration of closure of a portion of Glen Echo Drive was before the Board of Commissioners on second reading. Property located in the Echo Valley Subdivision. Scott Smith, property owner.

Commissioner Bowden moved to approve the closure of a portion of Glen Echo Drive on second reading. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Arms was absent from the vote. Commissioner Stephens was absent from the meeting. The motion carried 17-0-0-2. Property located in the Echo Valley Subdivision. Scott Smith, property owner.

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IN RE: CONSIDERATION OF CLOSURE OF MOUNTAIN PASS
LANE. PROPERTY LOCATED IN THE ECHO VALLEY
SUBDIVISION. SCOTT SMITH, PROPERTY OWNER - (SECOND
READING):

Consideration of closure of Mountain Pass Lane was before the Board of Commissioners on second reading. Property located in the Echo Valley Subdivision. Scott Smith, property owner.

Commissioner Bowden moved to approve the closure of Mountain Pass Lane on second reading. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye.

Commissioner Arms was absent from the vote. Commissioner Stephens was absent from the meeting. The motion carried 17-0-0-2. Property located in the Echo Valley Subdivision. Scott Smith, property owner.

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IN RE: CONSIDERATION OF CLOSURE OF RUM HILL LANE.

PROPERTY LOCATED IN THE ECHO VALLEY SUBDIVISION.

SCOTT SMITH, PROPERTY OWNER - (SECOND READING):

Consideration of closure of Rum Hill Lane was before the Board of Commissioners on second reading. Property located in the Echo Valley Subdivision. Scott Smith, property owner.

Commissioner Bowden moved to approve the closure of Rum Hill Lane on second reading. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Arms was absent from the vote. Commissioner Stephens was absent from the meeting. The motion carried 17-0-0-2. Property located in the Echo Valley Subdivision. Scott Smith, property owner.

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

10. Commissioner Cooper amended the agenda to hear Resolution R-02-3-802.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
STATE GRANT FOR THE IV-D REFEREE PROGRAM - R-02-3-802:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a State Grant for the IV-D Referee Program was before the Board of Commissioners.

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

Commissioner Leuthold moved to defer to the April 2002 meeting the resolution of the Commission of Knox County, Tennessee, approving a State Grant for the IV-D Referee Program. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Arms was absent from the vote. Commissioner Stephens was absent from the meeting. The motion carried 17-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
NON-EXCLUSIVE AMBULANCE CONTRACT WITH AMR, INC. -
R-02-3-602:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a non-exclusive ambulance contract with AMR, Inc. was before the Board of Commissioners.

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

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

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

3. Ms. Christina Gregory, concerned citizen, was present and spoke concerning the ambulance contract.

4. Mr. George Hamilton, concerned citizen, was present and spoke concerning crime in Knox County.

5. Mr. Ted Frye, concerned citizen, was present and spoke concerning the ambulance contract.

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

Mrs. Angie Nesbitt, Minutes Clerk to the Knox County Clerk, called the roll. Those Commissioners responding were Commissioners Bowden, Tindell, Moody, Guthe, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills, Clark and Pinkston. Commissioners Collins, Medley and Schmid arrived later in the meeting. Commissioners Jordan, Stephens and Cooper were absent from the meeting.

Commissioner Tindell, Vice-Chairman, presided.

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

11. Commissioner Griess moved to defer the following item to the April 2002 meeting: Zoning Request 2-C-02-RZ - Request of Kenna

Stephens, Larry Bailey for rezoning from OB Office, Medical and Related Services and A Agricultural Zone and RA Low Density Residential Zone, property located on the southeast side of West Beaver Creek Drive, southeast of Autumn View Lane, Sixth Commission District. Commissioner Horner seconded the motion and upon roll call vote Commissioners Bowden, Tindell, Moody, Guthe, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Collins, Medley and Schmid arrived later in the meeting. Commissioners Jordan, Stephens and Cooper were absent from the meeting. The motion carried 13-0-0-6.

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IN RE: ZONING REQUESTS:

1. Consideration of the request of Metropolitan Community Church for street name change from unnamed right-of-way to Redeemer Lane was before the Board of Commissioners. Street located between Tranquilla Drive and dead-end. Fourth Commission District.

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

Commissioner Pinkston moved to approve zoning request 12-B-01-SP - Request of Metropolitan Community Church for street name change from unnamed right-of-way to Redeemer Lane. Commissioner Griess seconded the motion and upon roll call vote Commissioners Bowden, Tindell, Moody, Medley, Guthe, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Collins and Schmid arrived later in the meeting. Commissioners Jordan, Stephens and

Cooper were absent from the meeting. The motion carried 14-0-0-5. Street located between Tranquilla Drive and dead-end. Fourth Commission District.

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2. Consideration of the request of Bruce Hodge, Jr. for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located on the southeast side of Hillside Avenue, northeast side of Overland Street. Eighth Commission District.

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

Commissioner Mills moved to approve zoning request 2-B-02-RZ - Request of Bruce Hodge, Jr. for rezoning from A Agricultural Zone to RA Low Density Residential Zone. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Bowden, Tindell, Moody, Medley, Guthe, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Collins and Schmid arrived later in the meeting. Commissioners Jordan, Stephens and Cooper were absent from the meeting. The motion carried 14-0-0-5. Property located on the southeast side of Hillside Avenue, northeast side of Overland Street. Eighth Commission District.

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3. Consideration of the request of Kenna Stephens, Larry Bailey for rezoning from OB Office, Medical and Related Services and A

Agricultural Zone and RA Low Density Residential Zone was before the Board of Commissioners.

This item was deferred to the April 2002 meeting. (See Amendments to the Agenda, Page 29)

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4. Consideration of the request of Ralph Teague for rezoning from PR Planned Residential and A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located on the northwest side of East Emory Road, northwest of Thomas Lane. Seventh Commission District.

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

Commissioner Horner moved to approve zoning request 2-D-02-RZ - Request of Ralph Teague for rezoning from PR Planned Residential and A Agricultural Zone to RA Low Density Residential Zone as per MPC's recommendation. Commissioner Mills seconded the motion and upon roll call vote Commissioners Bowden, Tindell, Moody, Medley, Guthe, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Collins and Schmid arrived later in the meeting. Commissioners Jordan, Stephens and Cooper were absent from the meeting. The motion carried 14-0-0-5. Property located on the northwest side of East Emory Road, northwest of Thomas Lane. Seventh Commission District.

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5. Consideration of the request of Carley Keck for rezoning from CA General Business Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the Southwest side of Chapman Highway, southwest of Sevierville Pike. Ninth Commission District.

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

Commissioner Pinkston moved to approve zoning request 2-E-02-RZ - Request of Carley Keck for rezoning from CA General Business Zone to PR Planned Residential Zone at a density of 1-10 dwelling units per acre as per MPC's recommendation. Commissioner Clark seconded the motion and upon roll call vote Commissioners Bowden, Tindell, Moody, Medley, Guthe, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Collins and Schmid arrived later in the meeting. Commissioners Jordan, Stephens and Cooper were absent from the meeting. The motion carried 14-0-0-5. Property located on the Southwest side of Chapman Highway, southwest of Sevierville Pike. Ninth Commission District.

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6. Consideration of the request of Cardinal Enterprises, Inc. 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 Governor John Sevier Highway, south of Holbert Lane. Eighth Commission District.

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

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

Commissioner McMillan moved to approve zoning request 2-H-02-RZ - Request of Cardinal Enterprises, Inc. for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1-5 dwelling units per acre as per MPC's recommendation. Commissioner Mills seconded the motion and upon roll call vote Commissioners Bowden, Tindell, Moody, Medley, Guthe, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills and Pinkston voted aye. Commissioners Collins and Schmid arrived later in the meeting. Commissioners Jordan, Stephens, Cooper and Clark were absent from the meeting. The motion carried 13-0-0-6. Property located on the northwest side of East Governor John Sevier Highway, south of Holbert Lane. Eighth Commission District.

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7. Consideration of the request of Clay 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 Westland Drive, east of Middleton Place. Fifth Commission District.

No one was present to represent the request.

Without objection, Commissioner Tindell deferred this item to the end of the day's agenda.

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8. Consideration of the request of CEE BEE Partnership for North County Sector Plan amendment from LI Light Industrial, RR Rural Residential and SLPA Slope Protection Area Zone to HI Heavy Industrial and SLPA Slope Protection Area Zone was before the Board of Commissioners. Property located on the west side of I-75, north of East Raccoon Valley Drive. Sixth Commission District.

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

Commissioner Horner moved to approve zoning request 2-B-02-SP - CEE BEE Partnership for North County Sector Plan amendment from LI Light Industrial, RR Rural Residential and SLPA Slope Protection Area Zone to HI Heavy Industrial and SLPA Slope Protection Area Zone as per MPC's recommendation. Commissioner Griess seconded the motion and upon roll call vote Commissioners Bowden, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills and Pinkston voted aye. Commissioners Collins arrived later in the meeting. Commissioners Jordan, Stephens, Cooper and Clark were absent from the meeting. The motion carried 14-0-0-5. Property located on the west side of I-75, north of East Raccoon Valley Drive. Sixth Commission District.

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9. Consideration of the request of CEE BEE Partnership for rezoning from CA General Business Zone to I Industrial Zone was before the Board of Commissioners. Property located on the west side of I-75,

north of East Raccoon Valley Drive. Sixth Commission District.

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

Commissioner Horner moved to approve zoning request 2-C-02-SP - Request of CEE BEE Partnership for rezoning from CA General Business Zone to I Industrial Zone as per MPC's recommendation. Commissioner Griess seconded the motion and upon roll call vote Commissioners Bowden, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills and Pinkston voted aye. Commissioners Collins arrived later in the meeting. Commissioners Jordan, Stephens, Cooper and Clark were absent from the meeting. The motion carried 14-0-0-5. Property located on the west side of I-75, north of East Raccoon Valley Drive. Sixth Commission District.

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10. Consideration of the request of CEE BEE Partnership for North County Sector Plan amendment from C Commercial and SLPA Slope Protection Area Zone to HI Heavy Industrial and SLPA Slope Protection Area Zone was before the Board of Commissioners. Property located on the west side of I-75, north of East Raccoon Valley Drive. Sixth Commission District.

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

Commissioner Horner moved to approve zoning request 2-C-02-SP - Request of CEE BEE Partnership for North County Sector Plan amendment from C Commercial and SLPA Slope Protection Area Zone to

HI Heavy Industrial and SLPA Slope Protection Area Zone as per MPC's recommendation. Commissioner Griess seconded the motion and upon roll call vote Commissioners Bowden, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills and Pinkston voted aye. Commissioners Collins arrived later in the meeting.

Commissioners Jordan, Stephens, Cooper and Clark were absent from the meeting. The motion carried 14-0-0-5. Property located on the west side of I-75, north of East Raccoon Valley Drive. Sixth Commission District.

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11. Consideration of the request of CEE BEE Partnership for rezoning from CA General Business and CB Business and Manufacturing Zone to I Industrial Zone was before the Board of Commissioners. Property located on the northwest side of East Raccoon Valley Drive, northeast side of I-75. Sixth Commission District.

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

Commissioner Horner moved to approve zoning request 2-L-02-RZ - Request of CEE BEE Partnership for rezoning from CA General Business and CB Business and Manufacturing Zone to I Industrial Zone as per MPC's recommendation. Commissioner Griess seconded the motion and upon roll call vote Commissioners Bowden, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills and Pinkston voted aye. Commissioners Collins arrived later in the meeting. Commissioners Jordan, Stephens, Cooper and Clark

were absent from the meeting. The motion carried 14-0-0-5. Property located on the west side of I-75, north of East Raccoon Valley Drive. Sixth Commission District.

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12. Consideration of the request of Eagle Bend Realty for rezoning from RA Low Density Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the northwest side of Lovell Road, northeast of Gray Oaks Lane. Sixth Commission District.

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

Commissioner Cawood moved to defer this item to the April 2002 meeting. Commissioner Griess seconded the motion and upon roll call vote Commissioners Bowden, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills and Pinkston voted aye. Commissioners Collins arrived later in the meeting. Commissioners Jordan, Stephens, Cooper and Clark were absent from the meeting. The motion carried 14-0-0-5.

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IN RE: REZONING APPEALS:

1. Consideration of the appeal by Boyd Baker of MPC denial of Northwest Sector Plan amendment from LDR Low Density Residential Zone to C Commercial Zone was before the Board of Commissioners. Property located on the north side of Dutchtown Road, west of North Cedar Bluff Road. Fifth Commission District.

Mr. Boyd Baker, appellant, was present and spoke on behalf of the request.

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

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

Commissioner Leuthold moved to defer consideration on this item for 60 days; refer this item to the Board of Zoning and Appeals; and refund the rezoning appeal fee. Commissioner Griess seconded the motion and upon roll call vote Commissioners Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills and Pinkston voted aye. Commissioners Jordan, Stephens, Cooper and Clark were absent from the meeting. The motion carried 15-0-0-4.

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2. Consideration of the appeal by Boyd Baker of MPC denial of rezoning from RA Low Density Residential Zone to CA General Business Zone was before the Board of Commissioners. Property located on the north side of Dutchtown Road, west of North Cedar Bluff Road. Fifth Commission District.

Mr. Boyd Baker, appellant, was present and spoke on behalf of the request.

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

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

Commissioner Leuthold moved to defer consideration on this item for 60 days; refer this item to the Board of Zoning and Appeals; and refund the rezoning appeal fee. Commissioner Griess seconded the motion and upon roll call vote Commissioners Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills and Pinkston voted aye. Commissioners Jordan, Stephens, Cooper and Clark were absent from the meeting. The motion carried 15-0-0-4.

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IN RE: ZONING REQUESTS - (CONTINUED):

13. Consideration of the request of Clay 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 Westland Drive, east of Middleton Place. Fifth Commission District.

No one was present to represent the request.

Commissioner Griess moved to defer this item to the April 2002 meeting. Commissioner Medley seconded the motion and upon roll call vote Commissioners Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills and Pinkston voted aye. Commissioners Jordan, Stephens, Cooper and Clark were absent from the meeting. The motion carried 15-0-0-4.

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IN RE: ROLL CALL BY DISTRICTS:

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

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IN RE: ADJOURNMENT:

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

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KNOX COUNTY BOARD OF COMMISSIONERS

BILLY TINDELL, VICE-CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, April 22, 2002 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston. Also present were Mr. Mike Moyers, Knox County Law Director, Mr. Thomas Schumpert, Knox County Executive, Ms. Kathy Hamilton, Director, Knox County Finance and news media.

Commissioner Cooper, Chairman, presided.

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

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IN RE: ROLL CALL: (Book 16, Pg. 41)

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

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IN RE: DEVOTIONAL: (Book 16, Pg. 41)

Joseph Smith, New Friendship Missionary Baptist Church gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG: (Book 16, Pg. 41)

Commissioner Moody led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA: (Book 16, Pgs. 41, 42 & 43)

Without objection, Commissioner Cooper amended the agenda as follows:

1. Add R-02-4-104 - Consideration of a Resolution of the Commission of Knox County, Tennessee declaring April 22, 2002 as Kasetsart University Day, and hear after Consent Calendar.

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2. Hear on Consent Calendar R-02-4-401 - Resolution of the Commission of Knox County, Tennessee approving a change order on hot mix hauling and placing contract with Renfro Construction. At this time there was a request to pull R-02-4-401 from the Consent Calendar.

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3. Pull from the Consent Calendar and hear on the Regular Agenda R-02-4-102 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Sarah Moore Greene on her 90th birthday.

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4. Defer to May Board of Commissioners meeting R-02-4-101 - Consideration of a Resolution of the Commission of Knox County, Tennessee memorializing Jerry Sharp.

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5. Add R-02-4-701 to the Regular Agenda Resolution of the Commission of Knox County, Tennessee approving a lease agreement with the State of Tennessee for House Mountain Park.

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6. Pull from the Consent Calendar and add to Regular Agenda

R-02-4-905 - Consideration of a Resolution of the Commission of Knox County, Tennessee urging the Legislative Delegation to compel the Department of Energy to expedite clean up of a hazardous waste site in South Knoxville.

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7. Defer to the June Board of Commissioners meeting R-02-4-103 - Consideration of a Resolution of the Commission of Knox County, Tennessee commending The University of Tennessee and welcoming the University's 21st President Dr. John W. Shumaker.

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8. Withdraw from the Consent Agenda and hear on the Rezoning Agenda at 6:00 p.m. this evening R-02-4-904 - Resolution of the Commission of Knox County, Tennessee approving the Corridor Study (Alternative E), including six plan amendment recommendations, and related amendments to the Northwest County Sector Plans.

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IN RE: CONSENT ITEMS: (Book 16, Pg. 43)

Tax Refunds:

No Tax Refunds received.

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Notary Public Applications.

161 Notary Public Applications received.

Commissioner Griess moved to approve the Consent Items.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms,

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

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IN RE: CONSENT CALENDAR: (Book 16, Pg. 44)

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$2,579,000.00 FOR ROOFING AND HVAC WORK FOR THE REMAINDER OF FISCAL YEAR 2002: R-02-4-201: (Bk. 16, Pg. 44)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$2,579,000.00 for roofing and HVAC work for the remainder of fiscal year 2002 was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-4-201 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$2,579,000.00 for roofing and HVAC work for the remainder of fiscal year 2002. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH B & B ROOFING FOR RE-ROOFING OF HALLS MIDDLE SCHOOL: R-02-4-202: (Book 16, Pg. 44 and 45)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with B & B Roofing for re-roofing of Halls Middle School was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-4-202 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with B & B Roofing for re-roofing of Halls Middle School.

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH CURTIS CONSTRUCTION COMPANY FOR RENOVATION OF THE PROFESSIONAL DEVELOPMENT TECHNOLOGY CENTER:R-02-4-203:
(Book 16, Pg. 45 and 46)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Curtis Construction Company for renovation of the Professional Development Technology Center was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-4-203 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Curtis Construction Company for renovation of the Professional Development Technology Center. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody,

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$253,125.00 FOR A REPLACEMENT PROGRAM FOR THE STX RADIOS BEING USED BY THE KNOX COUNTY SHERIFF'S DEPARTMENT: R-02-4-301: (Book 16, Pg. 46)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$253,125.00 for a replacement program for the STX radios being used by the Knox County Sheriff's Department was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-4-301 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$253,125.00 for a replacement program for the STX radios being used by the Knox County Sheriff's Department. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH THE STATE OF TENNESSEE DEPARTMENT OF HEALTH FOR THE

PROVISION OF CERTIFICATE ISSUANCE FROM THE BIRTH RECORD

DATABASE: R-02-4-601: (Book 16, Pg. 46 and 47)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with the State of Tennessee Department of Health for the provision of certificate issuance from the birth record database was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-4-601 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with the State of Tennessee Department of Health for the provision of certificate issuance from the birth record database. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH HELEN ROSS MCNABB CENTER, INC. FOR OPERATION OF THE KNOX COUNTY DETOXIFICATION CENTER: R-02-4-602: (Book 16, Pg. 47 and 48)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Helen Ross McNabb Center, Inc. for operation of the Knox County Detoxification Center was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-4-602 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Helen Ross McNabb Center, Inc. for operation of the Knox County Detoxification Center. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT CONTRACT BETWEEN THE STATE OF TENNESSEE DEPARTMENT OF CHILDREN'S SERVICES AND JOHN TARLETON HOME FOR CHILDREN FOR THE PROVISION OF AFTERCARE SERVICES FOR YOUNG ADULTS LEAVING THE STATE'S CUSTODY: R-02-4-603: (Book 16, Pg. 48)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Grant Contract between the State of Tennessee Department of Children's Services and John Tarleton Home for Children for the provision of aftercare services for young adults leaving the State's custody was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-4-603 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Grant Contract between the State of Tennessee Department of Children's Services and John Tarleton Home for Children for the provision of aftercare services for young adults leaving the State's custody. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody,

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING FUNDS AND APPROVING SITE IMPROVEMENTS AT JOHN TARLETON HOME AND ANIMAL CENTER: R-02-4-604: (Book 16, Pg. 49)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating funds and approving site improvements at John Tarleton Home and Animal Center was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-4-604 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating funds and approving site improvements at John Tarleton Home and Animal Center. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE INITIAL RESOLUTION AUTHORIZING THE INCURRENCE OF INDEBTEDNESS BY KNOX COUNTY, TENNESSEE, OF NOT TO EXCEED \$4,500,000.00 BY THE EXECUTION WITH A PUBLIC BUILDING AUTHORITY OF A LOAN AGREEMENT OF OTHER INSTRUMENT EVIDENCING SUCH INDEBTEDNESS, TO

**PROVIDE FUNDING FOR CERTAIN PUBLIC WORKS PROJECTS, AND TO
FUND THE INCIDENTAL AND NECESSARY EXPENSES RELATED
THERE TO: R-02-4-802: (Book 16, Pg. 49 and 50)**

Consideration of a Resolution of the Commission of Knox County, Tennessee Initial Resolution authorizing the incurrence of indebtedness by Knox County, Tennessee, of not to exceed \$4,500,000.00 by the execution with a Public Building Authority of a loan agreement of other instrument evidencing such indebtedness, to provide funding for certain public works projects, and to fund the incidental and necessary expenses related thereto was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-4-802 - Consideration of a Resolution of the Commission of Knox County, Tennessee Initial Resolution authorizing the incurrence of indebtedness by Knox County, Tennessee, of not to exceed \$4,500,000.00 by the execution with a Public Building Authority of a loan agreement of other instrument evidencing such indebtedness, to provide funding for certain public works projects, and to fund the incidental and necessary expenses related thereto. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE TO APPROVE THE EXECUTION AND
DELIVERY OF ONE OR MORE LOAN AGREEMENTS FOR THE PURPOSE
OF PROVIDING FUNDS FOR FINANCING CERTAIN PUBLIC WORKS**

PROJECTS FOR KNOX COUNTY, TENNESSEE: R-02-4-803: (Book 16, Pg. 50 and 51)

Consideration of a Resolution of the Commission of Knox County, Tennessee to approve the execution and delivery of one or more loan agreements for the purpose of providing funds for financing certain public works projects for Knox County, Tennessee was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-4-803 - Consideration of a Resolution of the Commission of Knox County, Tennessee to approve the execution and delivery of one or more loan agreements for the purpose of providing funds for financing certain public works projects for Knox County, Tennessee. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CHANGE ORDER TO RFP 9084 TO ADD OFFICE SPACE TO THE PROPERTY MANAGEMENT SURPLUS BUILDING AT A COST OF \$50,818.00: R-02-4-804: (Book 16, Pg. 51 and 52)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a change order to RFP 9084 to add office space to the Property Management Surplus Building at a cost of \$50,818.00 was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-4-804 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a change order to RFP 9084 to add office space to the Property Management Surplus Building at a cost of \$50,818.00. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT CONTRACT FROM FEMA FOR SUPPORT OF LOCAL EMERGENCY MANAGEMENT ACTIVITIES: R-02-4-901: (Book 16, Pg. 52)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract from FEMA for support of local emergency management activities was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-4-901 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract from FEMA for support of local emergency management activities. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE ESTABLISHING THE KNOX COUNTY
BUILDING COMMISSION AND SETTING POLICIES FOR THE
APPROVAL, MANAGEMENT AND DELIVERY OF CAPITAL PROJECTS
(EXCEPT SCHOOLS): R-02-4-902: (Book 16, Pg. 52 and 53)**

Consideration of a Resolution of the Commission of Knox County, Tennessee establishing the Knox County Building Commission and setting policies for the approval, management and delivery of capital projects (except schools) was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-4-902 - Consideration of a Resolution of the Commission of Knox County, Tennessee establishing the Knox County Building Commission and setting policies for the approval, management and delivery of capital projects (except schools). Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE SUPPORTING REPEAL OF THE 10-
YEAR RULE FOR SINGLE-FAMILY MORTGAGE REVENUE BONDS:
R-02-4-903: (Book 16, Pg. 53 and 54)**

Consideration of a Resolution of the Commission of Knox County, Tennessee supporting repeal of the 10-year rule for single-family Mortgage Revenue Bonds was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-4-903 - Consideration of a Resolution of the Commission of Knox County, Tennessee supporting repeal of the 10-year rule for single-family Mortgage Revenue Bonds. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: AMENDMENT TO THE AGENDA: (Book 16, Pg. 54)

Resolution R-02-4-904 - Resolution of the Commission of Knox County, Tennessee approving the Corridor Study (Alternative E), including six plan amendment recommendations, and related amendments to the Northwest County Sector Plans was heard at the 6:00 p.m. Rezoning.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE URGING THE LEGISLATIVE DELEGATION TO COMPEL THE DEPARTMENT OF ENERGY TO EXPEDITE CLEAN UP OF A HAZARDOUS WASTE SITE IN SOUTH KNOXVILLE: R-02-4-905: (Book 16, Pg. 54 and 55)

Consideration of a Resolution of the Commission of Knox County, Tennessee urging the Legislative Delegation to compel the Department of Energy to expedite clean up of a hazardous waste site in South Knoxville was before the Board of Commissioners.

Commissioner Pinkston moved to approve R-02-4-905 Consideration of a Resolution of the Commission of Knox County, Tennessee urging the

Legislative Delegation to compel the Department of Energy to expedite clean up of a hazardous waste site in South Knoxville with the following amendment: to include any sites in Knox County and calling upon the city to be involved that has hazardous waste. Commissioner Clark seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE DECLARING APRIL 22, 2002 AS
KASETSART UNIVERSITY DAY: R-02-4-104: (Book 16, Pg. 55)

Consideration of a Resolution of the Commission of Knox County, Tennessee declaring April 22, 2002 as Kasetsart University Day was before the Board of Commissioners.

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

Dr. Songkram Thammincha, Liaison Officer, University of Tennessee, was present and introduced the students.

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

Commissioner Leuthold moved to approve R-02-4-104 -
Consideration of a Resolution of the Commission of Knox County, Tennessee declaring April 22, 2002 as Kasetsart University Day. The Full Commission seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess,

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

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IN RE: CONSIDERATION OF APPROVAL OF MINUTES OF THE PREVIOUS MEETING: (Book 16, Pg. 55 and 56)

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, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ELECTIONS AND APPOINTMENTS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPOINTING A 4TH DISTRICT REPRESENTATIVE TO REPLACE MIKE HAMMOND ON THE GOVERNMENT EFFICIENCY PANEL: R-02-4-110: (Book 16, Pg. 56)

Consideration of a Resolution of the Commission of Knox County, Tennessee appointing a 4th District representative to replace Mike Hammond on the Government Efficiency Panel was before the Board of Commissioners.

Commissioner Schmid moved to approve R-02-4-110 - Consideration of a Resolution of the Commission of Knox County, Tennessee appointing a 4th

District representative to replace Mike Hammond on the Government Efficiency Panel with the following name: Mr. Mike Ehrhardt. Commissioner Guthe seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: DRIVES AND ROADS: (Book 16, Pg. 57)

Consideration of closure of right-of-way of Benton Drive was before the Board of Commissioners on first reading. Property located off Higdon Drive. Property owners: Scott Simpson.

Commissioner McMillan moved to approve Consideration of closure of right-of-way of Benton Drive on first reading. Property located off Higdon Drive. Property owners: Scott Simpson. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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Consideration of closure of right-of-way of Paramount Road was before the Board of Commissioners on first reading. Property located off Terry Drive. Property owners: Neal C. Allen, Kenneth A. Parigin, Gary T. Dupler and Albert C. and Geraldine H. Johnson.

Commissioner McMillan moved to approve Consideration of closure of right-of-way of Paramount Road on first reading. Property located off Terry Drive. Property owners: Neal C. Allen, Kenneth A. Parigin, Gary T. Dupler and Albert C. and Geraldine H. Johnson. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING SARAH MOORE GREENE ON HER 90TH BIRTHDAY: R-02-4-102: (Book 16, Pg. 58)

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Sarah Moore Greene on her 90th birthday was before the Board of Commissioners.

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

Ms. Sarah Moore Greene, was present and spoke on the matter.

Commissioners Jordan and Bowden moved to approve R-02-4-102 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Sarah Moore Greene on her 90th birthday. The full Commission seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING A CHANGE ORDER ON
HOT MIX HAULING AND PLACING CONTRACT WITH RENFRO
CONSTRUCTION: R-02-4-401: (Book 16, Pg. 58 and 59)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a change order on hot mix hauling and placing contract with Renfro Construction was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve R-02-4-401 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a change order on hot mix hauling and placing contract with Renfro Construction. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING A NON-EXCLUSIVE
AMBULANCE CONTRACT WITH AMR, INC.: R-02-4-605: (Book 16, Pg. 59
and 60)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a non-exclusive ambulance contract with AMR, Inc. was before the Board of Commissioners.

Mr. Richard Walls, Knox County Internal Auditor, was present and spoke on the matter.

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

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

Ms. Susan Brown, representing Rural Metro, was present and spoke on the matter.

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

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

Commissioner Leuthold moved to deny R-02-4-605 - Resolution of the Commission of Knox County, Tennessee approving a non-exclusive ambulance contract with AMR, Inc. Commissioner Mills seconded the motion.

At this time there was a call for the question to end debate and vote on the resolution and upon roll call vote Commissioners Bowden, Cawood, Stephens, Horner, McMillan and Mills voted aye. Commissioners Jordan, Collins, Tindell, Moody, Medley, Guthe, Schmid, Leuthold, Griess, Cooper, Clark and Pinkston voted no. Commissioner Arms was absent from the vote. The motion on call for the question failed 6-12-0-1.

Upon roll call of the original motion to deny R-02-4-605 - Resolution of the Commission of Knox County, Tennessee approving a non-exclusive ambulance contract with AMR, Inc., Commissioners Pinkston, Clark, Mills, McMillan, Cooper, Horner, Stephens, Cawood, Griess, Leuthold, Arms, Medley,

Moody, Tindell, Collins, Bowden and Jordan voted aye. Commissioners Schmid and Guthe voted no. The original motion carried 17-2-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A LEASE AGREEMENT WITH THE STATE OF TENNESSEE FOR HOUSE MOUNTAIN PARK: R-02-4-701: (Book 16, Pg. 60 and 61)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a lease agreement with the State of Tennessee for House Mountain Park was before the Board of Commissioners.

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

Commissioner Mills moved to approve R-02-4-701 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a lease agreement with the State of Tennessee for House Mountain Park based on final approval from the Law Department. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A STATE GRANT FOR THE IV-D REFEREE PROGRAM: R-02-4-801: (Book 16, Pg. 61 and 62)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a State Grant for the IV-D Referee Program was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-02-4-801 -

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a State Grant for the IV-D Referee Program. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried

19-0-0-0.

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IN RE: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING KNOX
COUNTY CODE 2-583 AND 2-585 REGARDING CHANGE ORDERS:
0-02-4-101: FIRST READING: (Book 16, Pg. 62)

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Knox County Code 2-583 and 2-585 regarding change orders was before the Board of Commissioners on first reading.

Commissioner Leuthold moved to approve 0-02-4-101 -

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Knox County Code 2-583 and 2-585 regarding change orders on first reading. Commissioner Pinkston seconded the motion and upon roll call vote

Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: DELEGATIONS TO BE HEARD: (Book 16, Pg. 62 and 63)

1. Mr. George Hamilton, was present and spoke on crime in Knox County.
2. Mr. Ted Frye, was present and spoke on crime in Knoxville and Knox County.
3. Mr. Jim Golden, was present and spoke on Victims Rights Week.

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IN RE: ROLL CALL: 6:00 P.M. REZONINGS: (Book 16, Pg. 63)

Those Commissioners responding were Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston.

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IN RE: AMENDMENTS TO THE AGENDA (EVENING SESSION) (Book 16, Pg. 63)

Without objection, Commissioner Cooper amended the evening agenda as follows:

1. Defer to the May Board of Commissioners meeting 2-C-02-RZ - Request of Kenna Stephens, Larry Bailey for rezoning from OB (Office, Medical, and Related Services) and A (Agricultural) to RA (Low Density Residential)

* * * * *

2. Withdraw from the agenda R-02-4-904 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Corridor Study (Alternative E), including six plan amendment recommendations, and related amendments to the Northwest County Sector Plans.

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IN RE: ZONING REQUESTS: (Book 16, pg. 63)

1. Request of MPC for approval of Walker Springs/Mars Hill Road Corridor Study and related amendments to the Northwest City and Northwest County Sector Plans 9-B-01-MP was before the Board of Commissioners. (Book 16, Pg. 64 and 65)

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

Mr. John Bynon, concerned citizen, representing the West Hills Community, was present and spoke on the matter.

Mr. George Wilkerson, concerned citizen, was present and spoke on the matter.

Ms. Sue Mauer, President, Crestwood Hills Homeowners Association, was present and spoke on the matter.

Mr. Coleman Hoffman, representing Mr. David Gibson, property owner, was present and spoke on the matter.

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

Commissioner Medley moved to approve 9-B-01-MP - Request of MPC for approval of Walker Springs/Mars Hill Road Corridor Study and related

amendments to the Northwest City and Northwest County Sector Plans.

Commissioner Moody seconded the motion.

Commissioner Guthe moved as a substitute motion to defer to the May Board of Commissioners meeting 9-B-01-MP - Request of MPC for approval of Walker Springs/Mars Hill Road Corridor Study and related amendments to the Northwest City and Northwest County Sector Plans. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Guthe, Schmid, Arms, Griess, Horner, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Moody, Medley, Leuthold, Cawood, Stephens and Cooper voted no. The substitute motion carried 13-6-0-0.

* * * * *

2. Request of Clay Properties for rezoning from A (Agricultural) to PR (Planned Residential) 2-I-02- RZ was before the Board of Commissioners. Property located on the south side of Westland Drive, east of Middleton Place. Fifth Commission District. (Book 16, Pg. 65)

Commissioner Griess moved to defer to the May Board of Commissioners meeting 2-I-02-RZ -Request of Clay Properties for rezoning from A (Agricultural) to PR (Planned Residential). Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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3. Request of Eagle Bend Realty for rezoning from RA (Low Density Residential) to PR (Planned Residential) 2-N-02-RZ was before the Board of

Commissioners. Property located on the northwest side of Lovell Road, northeast of Gray Oaks Lane. Sixth Commission District. (Book 16, Pg. 65 and 66)

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

Commissioner Cawood moved to approve 2-N-02-RZ - Request of Eagle Bend Realty for rezoning from RA (Low Density Residential) to PR (Planned Residential). Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the northwest side of Lovell Road, northeast of Gray Oaks Lane. Sixth Commission District.

* * * * *

4. Request of Central Avenue Partners for rezoning from A (Agricultural) to T (Transition) 9-G-01-RZ was before the Board of Commissioners. Property located on the west side of Central Avenue Pike, south of Barberry Drive. Seventh Commission District. (Book 16, Pg. 66)

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

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

Commissioner Horner moved to approve 9-G-01-RZ -Request of Central Avenue Partners for rezoning from A (Agricultural) to T (Transition). Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid,

Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the west side of Central Avenue Pike, south of Barberry Drive. Seventh Commission District.

* * * * *

5. Request of Gordon N. Newman for rezoning from A (Agricultural) to CA General Business 3-B-02-RZ was before the Board of Commissioners. Property located on the south side of Asheville Highway, west of Brakebill Road. Eighth Commission District. (Book 16, Pg. 66 and 67)

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

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

Commissioner McMillan moved to approve 3-B-02-RZ - Request of Gordon N. Newman for rezoning from A (Agricultural) to CA General Business as per Metropolitan Planning Commissions Recommendation: Approve CA (General Business). Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the south side of Asheville Highway, west of Brakebill Road. Eighth Commission District.

* * * * *

6. Request of John Wehrenberg for Northwest County Sector Plan Amendment from Agricultural/Rural Residential to LDR (Low Density Residential)

3-A-02-SP was before the Board of Commissioners. Property located on the west side of Roberts Road, north of Washington Pike. Eighth Commission District. (Book 16, Pg. 67 and 68)

Mr. Robert Campbell, was present and spoke on behalf of the request.

Mr. David Simmons, was present and spoke on behalf of the request.

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

There was no response.

Commissioner Mills moved to approve 3-A-02-SP - Request of John Wehrenberg for Northwest County Sector Plan Amendment from Agricultural/Rural Residential to LDR (Low Density Residential). Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the west side of Roberts Road, north of Washington Pike. Eighth Commission District.

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7. Request of John Wehrenberg for rezoning from A (Agricultural) to PR (Planned Residential) 3-D-02-RZ was before the Board of Commissioners.

Property located on the west side of Roberts Road, north of Washington Pike.

Eighth Commission District. (Book 16, Pg. 68)

Mr. Robert Campbell, was present and spoke on behalf of the request.

Mr. David Simmons, was present and spoke on behalf of the request.

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

There was no response.

Commissioner Mills moved to approve 3-D-02-RZ - Request of John Wehrenberg for rezoning from A (Agricultural) to PR (Planned Residential).

Commissioner McMillan seconded the motion and upon roll call vote

Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the west side of Roberts Road, north of Washington Pike. Eighth Commission District.

* * * * *

8. Request of Brian Hall for Northeast County Sector Plan Amendment from LI (Light Industrial) to LDR (Low Density Residential) 3-D-02-SP was before the Board of Commissioners. Property located on the east side of Armstrong Road, southeast side of Darby Drive, south of Rutledge Pike. Eighth Commission District (Book 16, Pg. 69)

Without objection, Commissioner Cooper deferred Request of Brian Hall to the May Board of Commissioners meeting.

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9. Request of Brian Hall for rezoning from I (Industrial) to PR (Planned Residential) 3-H-02-RZ was before the Board of Commissioners. Property located

on the east side of Armstrong Road, Southeast side of Darby Drive, south of Rutledge Pike. Eighth Commission District. (Book 16, Pg. 69)

Without objection, Commissioner Cooper deferred Request of Brian Hall to the May Board of Commissioners meeting.

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IN RE: AMENDMENT TO THE AGENDA: (Book 16, Pg. 69)

At this time Commissioner Tindell chaired the meeting.

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10. Request of B. L. Ball for rezoning from A (Agricultural) to PR (Planned Residential) 3-I-02-RZ was before the Board of Commissioners. Property located on the north side of Bluegrass Road, west of Autumn Ridge Drive. Fifth Commission District. (Book 16, Pg. 69 and 70)

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

Mr. B. L. Ball, applicant, was present and spoke on the matter.

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

Mr. Brian Hornback, representing Autumn Ridge Subdivision, was present and spoke in opposition to the request.

Commissioner Griess moved to approve 3-I-02-RZ - Request of B. L. Ball for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1-4.5 dwelling units per acre. Commissioner Guthe seconded the motion.

Commissioner Leuthold moved as a substitute motion the approve PR (Planned Residential) at a density of 1-2 1/2 dwelling units per acre the Request of B. L. Ball for rezoning from A (Agricultural) to PR Planned Residential.

Commissioner McMillan seconded the motion and upon roll call vote Commissioners Leuthold, Stephens and McMillan voted aye. Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Griess, Cawood, Horner, Cooper, Mills, Clark and Pinkston voted aye. The substitute motion failed 3-16-0-0.

Upon roll call of the original motion to approve 3-I-02-RZ - Request of B. L. Ball for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1-4.5 dwelling units per acre, Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Griess, Cawood, Horner, Cooper, Mills, Clark and Pinkston voted aye. Commissioners Leuthold, Stephens and McMillan voted no. The original motion carried 16-3-0-0. Property located on the north side of Bluegrass Road, west of Autumn Ridge Drive. Fifth Commission District.

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11. Request of Dick Bales for rezoning from A (Agricultural) to CA (General Business) 3-K-02-RZ was before the Board of Commissioners. Property located on the southwest side of Central Avenue Pike, southeast of West Emory Road. Sixth Commission District. (Book 16, Pg. 71)

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

There was no response.

Commissioner Cawood moved to approve 3-K-02-RZ -Request of Dick Bales for rezoning from A (Agricultural) to CA (General Business) as per Metropolitan Planning Commission's Recommendation: Approve CA (General Business). Property located on the southwest side of Central Avenue Pike, southeast of West Emory Road. Sixth Commission District. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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12. Request of Earl Taylor for rezoning from RA (Low Density Residential) to A (Agricultural) 3-L-02-RZ was before the Board of Commissioners. Property located on the east side of Hampson Lane, south of Nubbin Ridge Road. Fourth Commission District. (Book 16, Pg. 71 and 72)

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

There was no response.

Mr. Richard Smith, representing Dean Smith Realty Company, was present and spoke on the matter.

Commissioner Schmid moved to approve 3-L-02-RZ -Request of Earl Taylor for rezoning from RA (Low Density Residential) to A (Agricultural). Property located on the east side of Hampson Lane, south of Nubbin Ridge Road. Fourth Commission District. Commissioner Guthe seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley,

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

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13. Request of Ric Mixon for rezoning from PR (Planned Residential)/F (Floodway) at 3 DU/AC and PR (Planned Residential) at 1-3 DU/AC to PR (Planned Residential)/F (Floodway) at 3.5 DU/AC and PR (Planned Residential) at 3.5 DU/AC 3-M-02-RZ was before the Board of Commissioners. Property located on the southeast side of Old Maynardville Pike, southwest of Maynardville Pike. Seventh Commission District. (Book 16, Pg. 72)

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

There was no response.

Commissioner Horner moved to defer to the May Board of Commissioners meeting 3-M-02-RZ - Request of Ric Mixon for rezoning from PR (Planned Residential)/F (Floodway) at 3 DU/AC and PR (Planned Residential) at 1-3 DU/AC to PR (Planned Residential)/F (Floodway) at 3.5 DU/AC and PR (Planned Residential) at 3.5 DU/AC. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Guthe was absent from the vote. The motion carried 18-0-0-1.

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IN RE: REZONING APPEALS: (Book 16, Pg. 73)

1. Appeal of James R. Stallings of MPC denial of Commercial Sector Plan Designation 3-C-02-SP was before the Board of Commissioners. Property

located on the west side of Three Points Road, northwest side of Rutledge Pike.

(Book 16, Pg. 73 and 74)

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

Mr. William Stallings, representing applicant, was present and spoke on the matter.

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

Mr. Roger White, area resident, was present and spoke in opposition to the request.

Ms. Dawn Alice, area resident, was present and spoke in opposition to the request.

Ms. Patricia Reese, area resident, was present and spoke in opposition to the request.

Commissioner McMillan moved to deny 3-C-02-SP - Appeal of James R. Stallings of MPC denial of Commercial Sector Plan Designation.

Commissioner Mills seconded the motion.

Commissioner Pinkston moved as a substitute motion to approve 3-C-02-SP - Appeal of James R. Stallings of MPC denial of Commercial Sector Plan Designation. Commissioner Clark seconded the motion and upon roll call vote Commissioners Collins, Tindell, Moody, Arms, Griess, Cawood, Horner, Cooper, Clark and Pinkston voted aye. Commissioners Jordan, Bowden, Medley, Schmid, Leuthold, Stephens, McMillan and Mills voted no. Commissioner Guthe was absent from the vote. The substitute motion carried 10-8-0-1. Property located on the west side of Three Points Road, northwest side of Rutledge Pike.

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2. Appeal of James R. Stallings of MPC denial of rezoning from A (Agricultural) to CB (Business and Manufacturing) 3-G-02-RZ was before the Board of Commissioners. Property located on the west side of Three Points Road, northwest side of Rutledge Pike. Eighth Commission District. (Book 16, Pg. 74 and 75)

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

Mr. William Stallings, representing applicant, was present and spoke on the matter.

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

Mr. Roger White, area resident, was present and spoke in opposition to the request.

Ms. Dawn Alice, area resident, was present and spoke in opposition to the request.

Ms. Patricia Reese, area resident, was present and spoke in opposition to the request.

Commissioner McMillan moved to deny 3-G-02-RZ- Appeal of James R. Stallings of MPC denial of rezoning from A (Agricultural) to CB (Business and Manufacturing). Commissioner Mills seconded the motion.

Commissioner Pinkston moved as a substitute motion to approve 3-G-02-RZ - Appeal of James R. Stallings of MPC denial of rezoning from A (Agricultural) to CB (Business and Manufacturing). Commissioner Clark seconded the motion and upon roll call vote Commissioners Collins, Tindell,

Moody, Arms, Griess, Cawood, Horner, Cooper, Clark and Pinkston voted aye. Commissioners Jordan, Bowden, Medley, Schmid, Leuthold, Stephens, McMillan and Mills voted no. Commissioner Guthe was absent from the vote. The substitute motion carried 10-8-0-1. Property located on the west side of Three Points Road, northwest side of Rutledge Pike. Eighth Commission District.

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IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING

ORDINANCE: (Book 16, Pg. 75)

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE KNOX COUNTY ZONING ORDINANCE DEALING WITH THE DELETION OF HOG AND LIVESTOCK STORAGE AND OTHER AGRICULTURAL USES FROM THE CA (COMMERCIAL) ZONE, AND OTHER RELATED SECTIONS: 0-02-4-102: (FIRST READING) (Book 16, Pg. 75 and 76)

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Zoning Ordinance dealing with the deletion of hog and livestock storage and other agricultural uses from the CA (Commercial) zone, and other related sections was before the Board of Commissioners on first reading.

Without objection, Commissioner Tindell deferred to the May Board of Commissioners meeting 0-02-4-102 Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Zoning Ordinance dealing with the deletion of hog and livestock storage and other

agricultural uses from the CA (Commercial) zone, and other related sections on first reading.

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IN RE: ADJOURNMENT: (Book 16, Pg. 76)

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

BILLY TINDELL, VICE CHAIRMAN

LEO COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Special Session on Thursday, May 23, 2002 at 11:00 a.m. at the Seven Islands Wildlife Refuge. Those members present were Commissioners Collins, Tindell, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, McMillan and Clark. Commissioners Jordan, Bowden, Moody, Medley, Stephens, Cooper, Mills and Pinkston were absent from the meeting. Also present were Mr. Thomas Schumpert, Knox County Executive, Ms. Kathy Hamilton, Knox County Finance Director, Mr. Mike Moyers, Knox County Law Director, and members of the news media.

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IN RE: KNOX COUNTY BUDGET PRESENTATION FOR 2001-2002: (Book 16/Page 77)

Knox County Budget Presentation for 2001-2002 was before the Board of Commissioners.

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

No action was taken.

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IN RE: ADJOURNMENT: (Book 16/Page 77)

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

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KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Tuesday, May 28, 2002 at 9:00 a.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, McMillan, Mills, Clark and Pinkston. Commissioners Jordan, Bowden, Medley and Cooper were absent from the meeting. Also present was Mr. Mike Moyers, Knox County Law Director, Ms. Kathy Hamilton, Knox County Finance Director, Mr. Thomas Schumpert, Knox County Executive, and members of the news media.

Commissioner Tindell, Vice-Chairman, presided.

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

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IN RE: ROLL CALL: (Book 16/Page 78)

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

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG: (Book 16/Page 78)

City Councilwoman Jean Teague, led the Pledge of Allegiance to the Flag.

* * * * *

IN RE: ZONING REQUESTS: (Book 16/Pages 78-87)

1. Consideration of the request of Metropolitan Planning Commission for approval of Walker Springs/Mars Hill Road Corridor Study and related amendments Northwest County Sector Plan was before the Board of Commissioners. (*Book 16/Page 78*)

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

Mr. Coleman Hoffman, representing applicant, was present and spoke on behalf of the request.

Mr. John Bynon, representing West Hills Community Association, was present and spoke on the matter.

Mr. Chris Granju, Stormwater Management Coordinator for Knox County, was present and spoke on the matter.

Commissioner Griess moved to defer this item to the June 2002 meeting. Also included in the motion was to defer the following item to the June 2002 meeting: Resolution R-02-5-902 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving the Corridor Study (Alternate E), including six plan amendment recommendations and related amendments to the Northwest County Sector Plan. Commissioner Schmid seconded the motion and upon roll call vote Commissioners Collins, Tindell, Guthe, Schmid, Arms, Griess, Cawood, Stephens, Horner, McMillan, Mills, and Pinkston voted aye. Commissioners Moody and Leuthold voted no. Commissioners Jordan, Bowden, Medley, Cooper and Clark were absent from the meeting. The motion carried 12-2-0-5.

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2. Consideration of the request of Clay 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 Westland Drive, east of Middleton Place. Fifth Commission District. (*Book 16/Page 79-80*)

Mr. Walt Lane, representing Clay Properties, was present and spoke on behalf of the request.

Commissioner Tindell, Vice-Chairman, asked if there was any opposition to the request. There was no response.

Commissioner Griess moved to approve zoning request 2-I-02-RZ - Request of Clay Properties for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1-5 dwelling units per acre as per MPC's recommendation. Commissioner Arms seconded the motion and upon roll call vote Commissioners Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, McMillan, Mills and Pinkston voted aye. Commissioners Jordan, Bowden, Medley, Cooper and Clark were absent from the meeting. The motion carried 14-0-0-5. Property located on the south side of Westland Drive, east of Middleton Place. Fifth Commission District.

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3. Consideration of the request of Brian Hall for Northeast 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 Armstrong Road, southeast side of Darby Drive, south of Rutledge Pike. Eighth Commission District. (*Book 16/Page 80*)

Mr. James Householder, area resident, was present and spoke in opposition to the request.

Commissioner McMillan moved to deny zoning request 3-D-02-SP - Request of Brian Hall for Northeast County Sector Plan Amendment from LI Light Industrial Zone to LDR Low Density Residential Zone. Commissioner Mills seconded the motion and upon roll call vote Commissioners Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, McMillan, Mills and Pinkston voted aye. Commissioners Jordan, Bowden, Medley, Cooper and Clark were absent from the meeting. The motion carried 14-0-0-5. Property located on the east side of Armstrong Road, southeast side of Darby Drive, south of Rutledge Pike. Eighth Commission District.

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4. Consideration of the request of Brian Hall for rezoning from I Industrial Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the east side of Armstrong Road, southeast side of Darby Drive, south of Rutledge Pike. Eighth Commission District. (*Book 16/Page 81*)

Mr. James Householder, area resident, was present and spoke in opposition to the request.

Commissioner McMillan moved to deny zoning request 8-H-02-RZ - Request of Brian Hall for rezoning from I Industrial Zone to PR Planned Residential Zone. Commissioner Mills seconded the motion and upon roll call vote Commissioners Collins, Tindell, Moody, Guthe,

Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, McMillan, Mills and Pinkston voted aye. Commissioners Jordan, Bowden, Medley, Cooper and Clark were absent from the meeting. The motion carried 14-0-0-5. Property located on the east side of Armstrong Road, southeast side of Darby Drive, south of Rutledge Pike. Eighth Commission District.

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IN RE: AMENDMENTS TO THE AGENDA: (Book 16/Page 82)

1. Without objection, Commissioner Tindell amended the agenda to withdraw the following items: Rezoning Appeal - 1-D-02-SP Rezoning Appeal of Boyd Baker of MPC denial of Northwest Sector Plan amendment from LDR Low Density Residential Zone to C Commercial Zone, property located on the north side of Dutchtown Road, west of North Cedar Bluff Road, Fifth Commission District; and Rezoning Appeal 1-C-02-RZ - Rezoning Appeal of Boyd Baker of MPC denial of rezoning from RA Low Density Residential Zone to CA General Business Zone, property located on the north side of Dutchtown Road, west of North Cedar Bluff Road, Fifth Commission District.

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IN RE: ZONING REQUESTS - (CONTINUED):

5. Request of Ric Mixon for rezoning from PR Planned Residential/F Floodway Zone @ 3 dwelling units per acre and PR Planned Residential Zone @ 1-3 dwelling units per acre to PR Planned Residential/F Floodway Zone @ 3.5 dwelling units per acre and PR Planned Residential Zone @ 3.5 dwelling units per acre was before the Board of Commissioners.

Property located on the southeast side of Old Maynardville Pike, southwest of Maynardville Pike. Seventh Commission District. *(Book 16/Page 82)*

Commissioner Tindell, Vice-Chairman, asked if there was any opposition to the request. There was no response.

Commissioner Horner moved to approve zoning request 3-M-02-RZ - Request of Ric Mixon for rezoning from PR Planned Residential/F Floodway Zone @ 3 dwelling units per acre and PR Planned Residential Zone @ 1-3 dwelling units per acre to PR Planned Residential Zone and PR Planned Residential/F Floodway Zone @ 3.5 dwelling units as per MPC's recommendation. Commissioner Schmid seconded the motion and upon roll call vote Commissioners Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, McMillan, Mills and Pinkston voted aye. Commissioners Jordan, Bowden, Medley, Cooper and Clark were absent from the meeting. The motion carried 14-0-0-5. Property located on the southeast side of Old Maynardville Pike, southwest of Maynardville Pike. Seventh Commission District.

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6. Consideration of the request of David O. Robinette for rezoning from RA Low Density Residential/F Floodway Zone to OA Office Park/F Floodway Zone was before the Board of Commissioners. Property located on the north side of George Williams Road, east of South Peters Road. Fifth Commission District. *(Book 16/Page 83)*

Mr. Buzz Johnson, Development Services Director for Metropolitan Planning Commission, and Mr. Mike Moyers, Knox County Law Director, were present and spoke on the matter.

Commissioner Tindell, Vice-Chairman, asked if there was any opposition to the request. There was no response.

Commissioner Griess moved to approve zoning request 4-C-02-RZ - Request of David O. Robinette for rezoning from RA Low Density Residential/F Floodway Zone to OA Office Park/F Floodway Zone with the condition: prior to development, meet all requirements of County Engineering and Public Works regarding the floodway, consistent with the requirement of Article 5.70.04 of the Knox County Zoning Ordinance as per MPC's recommendation. Commissioner Arms seconded the motion and upon roll call vote Commissioners Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Jordan, Bowden, Medley and Cooper were absent from the meeting. The motion carried 15-0-0-4. Property located on the north side of George Williams Road, east of South Peters Road. Fifth Commission District.

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7. Consideration of the request of Ila and Eric Davis for rezoning from PR Planned Residential Zone to A Agricultural Zone was before the Board of Commissioners. Property located on the north side of East Emory Road, northeast of Tazewell Pike, southwest of Findhorn Boulevard. Eighth Commission District. (*Book 16/Page 84*)

Commissioner Tindell, Vice-Chairman, asked if there was any opposition to the request. There was no response.

Commissioner Mills moved to approve zoning request 4-G-02-RZ - Request of Ila and Eric Davis for rezoning from PR Planned Residential Zone to A Agricultural Zone. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Jordan, Bowden, Medley and Cooper were absent from the meeting. The motion carried 15-0-0-4. Property located on the north side of East Emory Road, northeast of Tazewell Pike, southwest of Findhorn Boulevard. Eighth Commission District.

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8. Consideration of the request of Benny Clark for rezoning from A Agricultural and I Industrial Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located on the west side of Ball Camp Byington Road, north of Crossland Road. Sixth Commission District. (*Book 16/Page 85*)

Commissioner Tindell, Vice-Chairman, asked if there was any opposition to the request. There was no response.

Commissioner Cawood moved to approve zoning request 4-H-02-RZ - Request of Benny Clark for rezoning from A Agricultural and I Industrial Zone to RA Low Density Residential Zone. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Jordan, Bowden, Medley and Cooper were absent from the

meeting. The motion carried 15-0-0-4. Property located on the west side of Ball Camp Byington Road, north of Crossland Road. Sixth Commission District.

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9. Consideration of the request of Scott Davis - Eagle Bend Realty for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located west of Hart Road, southwest of Bluegrass Road, north of Garland Road. Fifth Commission District. (*Book 16/Page 86*)

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

Commissioner Tindell, Vice-Chairman, asked if there was any opposition to the request. There was no response.

Commissioner Griess moved to approve zoning request 4-L-02-RZ - Request of Scott Davis - Eagle Bend Realty for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1-3 dwelling units per acre as per MPC's recommendation. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Jordan, Bowden, Medley and Cooper were absent from the meeting. The motion carried 15-0-0-4. Property located west of Hart Road, southwest of Bluegrass Road, north of Garland Road. Fifth Commission District.

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10. Consideration of the request of S & E Properties for rezoning from RA Low Density Residential Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the north side of Ball Camp Pike, southwest of Byington-Solway Road. Sixth Commission District. (*Book 16/Page 86-87*)

Commissioner Tindell, Vice-Chairman, asked if there was any opposition to the request. There was no response.

Commissioner Cawood moved to approve zoning request 4-P-02-RZ - Request of S & E Properties for rezoning from RA Low Density Residential Zone to PR Planned Residential Zone at 1 - 2.5 dwelling units per acre as per MPC's recommendation. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Jordan, Bowden, Medley and Cooper were absent from the meeting. The motion carried 15-0-0-4. Property located on the north side of Ball Camp Pike, southwest of Byington-Solway Road. Sixth Commission District.

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IN RE: REZONING APPEALS: (*Book 16/Page 87-89*)

1. Consideration of the appeal of Southern Shade Nursery Company of MPC denial of Northwest Sector Plan amendment from Low Density Residential Zone to Commercial Zone was before the Board of Commissioners. Property located on the north side of Middlebrook Pike, east side of Overton Lane. Third Commission District. (*Book 16/Page 87*)

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

Mr. Derrick Price, representing Southern Shade Nursery Company, was present and spoke on behalf of the appeal.

Mr. Leon May, and Ms. Jane Hensley, adjoining property owners, were present and spoke in opposition to the appeal.

Commissioner Moody moved to deny rezoning appeal 4-A-02-SP - Appeal of Southern Shade Nursery Company of MPC denial of Northwest Sector Plan amendment from Low Density Residential Zone to Commercial Zone. Commissioner Leuthold seconded the motion.

Commissioner Griess moved as a substitute motion to defer this item to the June 2002 meeting. Commissioner Mills seconded the motion and upon voice vote the substitute motion failed.

Upon roll call vote of the original motion to deny rezoning appeal 4-A-02-SP - Appeal of Southern Shade Nursery Company of MPC denial of Northwest Sector Plan amendment from Low Density Residential Zone to Commercial Zone, Commissioners Collins, Tindell, Moody, Guthe, Schmid, Leuthold, Griess, Stephens, Horner, McMillan, Mills and Clark voted aye. Commissioners Cawood and Pinkston voted no. Commissioner Arms was absent from the vote. Commissioners Jordan, Bowden, Medley and Cooper were absent from the meeting. The motion carried 12-2-0-5. Property located on the north side of Middlebrook Pike, east side of Overton Lane. Third Commission District.

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2. Consideration of the appeal of Southern Shade Nursery Company for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located on the north side of Middlebrook Pike, east side of Overton Lane. Third Commission District. (*Book 16/Page 88-89*)

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

Mr. Derrick Price, representing Southern Shade Nursery Company, was present and spoke on behalf of the appeal.

Mr. Leon May, and Ms. Jane Hensley, adjoining property owners, were present and spoke in opposition to the appeal.

Commissioner Moody moved to deny rezoning appeal 4-O-02-RZ - Appeal of Southern Shade Nursery Company for rezoning from A Agricultural Zone to CA General Business Zone. Commissioner Leuthold seconded the motion.

Commissioner Griess moved as a substitute motion to defer this item to the June 2002 meeting. Commissioner Mills seconded the motion and upon voice vote the substitute motion failed.

Upon roll call vote of the original motion to deny rezoning appeal 4-O-02-RZ - Appeal of Southern Shade Nursery Company for rezoning from A Agricultural Zone to CA General Business Zone, Commissioners Collins, Tindell, Moody, Guthe, Schmid, Leuthold, Griess, Stephens, Horner, McMillan, Mills and Clark voted aye. Commissioners Cawood and Pinkston voted no. Commissioner Arms was absent from the vote. Commissioners Jordan, Bowden, Medley and Cooper were absent

from the meeting. The motion carried 12-2-0-5. Property located on the north side of Middlebrook Pike, east side of Overton Lane. Third Commission District.

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IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING
ORDINANCE:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE
KNOX COUNTY ZONING ORDINANCE DEALING WITH THE
DELETION OF HOG AND LIVESTOCK STORAGE AND OTHER
AGRICULTURAL USES FROM THE CA COMMERCIAL ZONE AND
OTHER RELATED SECTIONS - O-02-5-101 - (FIRST READING):
(Book 16/Page 90)

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance dealing with the deletion of hog and livestock storage and other agricultural uses from the CA Commercial Zone and other related sections was before the Board of Commissioners on first reading.

Commissioner McMillan moved to approve Ordinance O-02-5-101 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance dealing with the deletion of hog and livestock storage and other agricultural uses from the CA Commercial Zone and other related sections on first reading. Commissioner Pinkston seconded the motion.

Commissioner Horner moved as a substitute motion to refer this item to MPC. Commissioner Schmid seconded the motion and upon roll call vote Commissioners Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Jordan, Bowden, Medley and Cooper were absent from the meeting. The substitute motion carried 15-0-0-4.

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

(Book 16/Page 91)

2. At this time, Mr. Mike Moyers, Knox County Law Director, acknowledged the presence of the following interns for the Knox County Law Department: Mr. Jess Maples, Senior at Farragut High School, and Ms. Paige Melton, Graduate of Farragut High School.

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IN RE: ROLL CALL - (2:00 P.M.): (Book 16/Page 91)

Ms. Martha Smiddy, Administrative Assistant to the Knox County Clerk, called the roll. Those Commissioners responding were seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting.

Commissioner Cooper, Chairman, presided.

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IN RE: DEVOTIONAL: (Book 16/Page 91)

Chaplain Gale Lyon, Knox County Sheriff's Department

Chaplains Core, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG: (Book 16/Page 91)

Commissioner Guthe led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA - (CONTINUED): (Book 16/Page 92)

3. At this time, Mr. H.M. Freels, Knox County resident, addressed the commission regarding a warranty deed for property purchased from Knox County.

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

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4. Without objection, Commissioner Cooper amended the agenda to add the following item to be heard on the Consent Agenda:
Resolution R-02-5-102 - Consideration of a resolution of the Commission of Knox County, Tennessee, honoring the Webb High School Girl's Tennis Team for winning the Tennessee State Championship.

5. Commissioner Cooper amended the agenda to defer the following item to the June 2002 meeting: Resolution R-02-5-101 -

Consideration of a resolution of the Commission of Knox County,
Tennessee, memorializing Jerry Sharp.

6. Commissioner Cooper amended the agenda to remove the following item from the Consent Agenda to be heard on the Regular Agenda: Resolution R-02-5-801 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Maximus for Performance Review Services.

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IN RE: CONSENT ITEMS: (Book 16/Page 92-93)

1. Tax Refunds:

No request received.

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2. Notary Public Applications:

235 Notary Public Applications received.

Commissioner Griess moved to approve all consent items.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSENT CALENDAR:

IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING
JERRY SHARP - R-02-5-101: (Book 16/Page 93)

This item was deferred to the June 2002 meeting. (See
Amendments to the Agenda, Page 92)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING THE
WEBB HIGH SCHOOL GIRL'S TENNIS TEAM FOR WINNING THE
TENNESSEE STATE CHAMPIONSHIP - R-02-5-102: (Book 16/Page
93)

Consideration of a resolution of the Commission of Knox
County, Tennessee, honoring the Webb High School Girl's Tennis Team for
winning the Tennessee State Championship was before the Board of
Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-
102 Resolution of the Commission of Knox County, Tennessee, honoring
the Webb High School Girl's Tennis Team for winning the Tennessee State
Championship. Commissioner Griess seconded the motion and upon roll
call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe,
Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper,
McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was
absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
CONTRACT WITH MCNAUGHTON BOOK SERVICE FOR LEASED
BOOK SERVICES FOR THE KNOX COUNTY LIBRARY - R-02-5-201:
(Book 16/Page 94)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with McNaughton Book Service for leased book services for the Knox County Library was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-201 Resolution of the Commission of Knox County, Tennessee, approving a contract with McNaughton Book Service for leased book services for the Knox County Library. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
CONTRACT FOR SALE OF A KNOX COUNTY SCHOOLS BUILDING
TRADES PROGRAM HOUSE LOCATED AT 1413 PATRICIA CIRCLE -
R-02-5-202: (Book 16/Page 95)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract for sale of a Knox County Schools

Building Trades Program house located at 1413 Patricia Circle was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-202 Resolution of the Commission of Knox County, Tennessee, approving a contract for sale of a Knox County Schools Building Trades Program house located at 1413 Patricia Circle. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
CONTRACT FOR ATHLETIC INSURANCE FOR THE KNOX COUNTY
SCHOOL SYSTEM - R-02-5-203: (Book 16/Page 95)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract for athletic insurance for the Knox County School System was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-203 Resolution of the Commission of Knox County, Tennessee, approving a contract for athletic insurance for the Knox County School System. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan,

Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH BELLSOUTH BUSINESS SYSTEMS FOR TELEPHONE SERVICE FOR THE KNOX COUNTY SCHOOL SYSTEM FOR FISCAL YEAR 2003 - R-02-5-204: (Book 16/Page 96)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Bellsouth Business Systems for telephone service for the Knox County School System for fiscal year 2003 was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-204 Resolution of the Commission of Knox County, Tennessee, approving a contract with Bellsouth Business Systems for telephone service for the Knox County School System for fiscal year 2003. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$645,900.00 AND APPROVING A CONTRACT WITH DIXIE

ROOFING, INC. FOR COMPLETE RE-ROOFING OF POWELL HIGH SCHOOL - R-02-5-205: (Book 16/Page 97)

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$645,900.00 and approving a contract with Dixie Roofing, Inc. for complete re-roofing of Powell High School was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-205 Resolution of the Commission of Knox County, Tennessee, appropriating \$645,900.00 and approving a contract with Dixie Roofing, Inc. for complete re-roofing of Powell High School. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH DESIGN AND CONSTRUCTION SERVICES, INC. FOR RENOVATIONS TO GRESHAM MIDDLE SCHOOL - R-02-5-206: (Book 16/Page 98)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Design and Construction Services, Inc. for renovations to Gresham Middle School was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-206 Resolution of the Commission of Knox County, Tennessee, approving a contract with Design and Construction Services, Inc. for renovations to Gresham Middle School. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$347,729.00 AND APPROVING A CONTRACT WITH DIXIE
ROOFING, INC. FOR PARTIAL RE-ROOFING OF BYINGTON
SOLWAY TECHNOLOGY CENTER, OAKWOOD SCHOOL, RICHARD
YOAKLEY SCHOOL AND WEST HILLS ELEMENTARY - R-02-5-207:
(Book 16/Page 98)

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$347,729.00 and approving a contract with Dixie Roofing, Inc. for partial re-roofing of Byington Solway Technology Center, Oakwood School, Richard Yoakley School and West Hills Elementary was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-207 Resolution of the Commission of Knox County, Tennessee, appropriating \$347,729.00 and approving a contract with Dixie Roofing, Inc. for partial re-roofing of Byington Solway Technology Center, Oakwood

School, Richard Yoakley School and West Hills Elementary. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$7,700.00 FOR REPLACEMENT OF THE RADIO SYSTEM
REPEATER AT THE KNOX COUNTY DETENTION FACILITY -
R-02-5-301: (Book 16/Page 99)

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$7,700.00 for replacement of the Radio System Repeater at the Knox County Detention Facility was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-301 Resolution of the Commission of Knox County, Tennessee, appropriating \$7,700.00 for replacement of the Radio System Repeater at the Knox County Detention Facility. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
STATE-AID AGREEMENT WITH THE TENNESSEE DEPARTMENT
OF TRANSPORTATION FOR RESURFACING KIMBERLIN HEIGHTS
ROAD, PROJECT NO. 47051-8402-04 - R-02-5-401: (Book 16/Page 100)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a State-Aid Agreement with the Tennessee Department of Transportation for resurfacing Kimberlin Heights Road, Project No. 47051-8402-04 was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-401 Resolution of the Commission of Knox County, Tennessee, approving a State-Aid Agreement with the Tennessee Department of Transportation for resurfacing Kimberlin Heights Road, Project No. 47051-8402-04.

Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
STATE-AID AGREEMENT WITH THE TENNESSEE DEPARTMENT
OF TRANSPORTATION FOR RESURFACING OLD CALLAHAN
ROAD, PROJECT NO. 47078-8403-04 - R-02-5-402: (Book 16/Page 101)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a State-Aid Agreement with the Tennessee Department of Transportation for resurfacing Old Callahan Road, Project No. 47078-8403-04 was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-402 Resolution of the Commission of Knox County, Tennessee, approving a State-Aid Agreement with the Tennessee Department of Transportation for resurfacing Old Callahan Road, Project No. 47078-8403-04. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A STATE-AID AGREEMENT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION FOR RESURFACING KIMBERLIN HEIGHTS ROAD, PROJECT NO. 47035-8405-04 - R-02-5-403: (Book 16/Page 101)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a State-Aid Agreement with the Tennessee Department of Transportation for resurfacing Kimberlin Heights Road, Project No. 47035-8405-04 was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-403 Resolution of the Commission of Knox County, Tennessee, approving a

State-Aid Agreement with the Tennessee Department of Transportation for resurfacing Kimberlin Heights Road, Project No. 47035-8405-04.

Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
STATE-AID AGREEMENT WITH THE TENNESSEE DEPARTMENT
OF TRANSPORTATION FOR RESURFACING KIMBERLIN HEIGHTS
ROAD, PROJECT NO. 47035-8406-04 - R-02-5-404: (Book 16/Page 102)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a State-Aid Agreement with the Tennessee Department of Transportation for resurfacing Kimberlin Heights Road, Project No. 47035-8406-04 was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-404 Resolution of the Commission of Knox County, Tennessee, approving a State-Aid Agreement with the Tennessee Department of Transportation for resurfacing Kimberlin Heights Road, Project No. 47035-8406-04.

Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan,

Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$823,680.00 FOR APPRAISALS AND RIGHT OF WAY ACQUISITIONS FOR THE KARNS CONNECTOR PROJECT - R-02-5-405: (Book 16/Page 103)

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$823,680.00 for appraisals and right of way acquisitions for the Karns Connector Project was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-405 Resolution of the Commission of Knox County, Tennessee, appropriating \$823,680.00 for appraisals and right of way acquisitions for the Karns Connector Project. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$612,505.85 AND APPROVING A CONTRACT WITH SOUTHERN CONSTRUCTOR, INC. FOR CONSTRUCTION OF A SALT STORAGE

SHED AND VEHICLE/TRUCK WASH BUILDING ON KNOX COUNTY

PROPERTY - R-02-5-406: (Book 16/Page 104)

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$612,505.85 and approving a contract with Southern Constructor, Inc. for construction of a salt storage shed and vehicle/truck wash building on Knox County property was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-406 Resolution of the Commission of Knox County, Tennessee, appropriating \$612,505.85 and approving a contract with Southern Constructor, Inc. for construction of a salt storage shed and vehicle/truck wash building on Knox County property. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$69,000.00 AND APPROVING A PROPOSAL BY WILBUR SMITH
ASSOCIATES TO PROVIDE PROFESSIONAL SERVICES TO
CONDUCT A COUNTY-WIDE INTERSECTION EVALUATION TO
PRIORITIZE INTERSECTIONS FOR IMPROVEMENT - R-02-5-407:
(Book 16/Page 104-105)

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$69,000.00 and approving a proposal by Wilbur Smith Associates to provide professional services to conduct a County-wide intersection evaluation to prioritize intersections for improvement was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-407 Resolution of the Commission of Knox County, Tennessee, appropriating \$69,000.00 and approving a proposal by Wilbur Smith Associates to provide professional services to conduct a County-wide intersection evaluation to prioritize intersections for improvement. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$129,814.24 AND APPROVING A CONTRACT WITH WILBUR SMITH ASSOCIATES TO PROVIDE FINAL CONSTRUCTION PLANS FOR THE DUTCHTOWN ROAD IMPROVEMENT PROJECT - R-02-5-408:
(Book 16/Page 105)

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$129,814.24 and approving a contract with Wilbur Smith Associates to provide final construction plans for the

Dutchtown Road improvement project was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-408 Resolution of the Commission of Knox County, Tennessee, appropriating \$129,814.24 and approving a contract with Wilbur Smith Associates to provide final construction plans for the Dutchtown Road improvement project. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$115,000.00 FROM THE SOLID WASTE FUND BALANCE TO BUY EQUIPMENT AND CONTAINERS TO COMPLETE RECYCLING PROGRAM IN KNOX COUNTY SCHOOLS AND OTHER COUNTY BUILDINGS - R-02-5-409: (Book 16/Page 106)

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$115,000.00 from the Solid Waste fund balance to buy equipment and containers to complete recycling program in Knox County Schools and other county buildings was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-409 Resolution of the Commission of Knox County, Tennessee,

appropriating \$115,000.00 from the Solid Waste fund balance to buy equipment and containers to complete recycling program in Knox County Schools and other county buildings. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
MEMORANDUM OF UNDERSTANDING BETWEEN KNOX COUNTY
HEALTH DEPARTMENT AND KNOX COUNTY SCHOOL SYSTEM
FOR THE PROVISION OF SCHOOL-BASED NURSING SERVICES
FOR THE PERIOD JULY 1, 2002 THROUGH JUNE 30, 2003 -
R-02-5-601: (Book 16/Page 107)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a Memorandum of Understanding between Knox County Health Department and Knox County School System for the provision of school-based nursing services for the period July 1, 2002 through June 30, 2003 was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-601 Resolution of the Commission of Knox County, Tennessee, approving a Memorandum of Understanding between Knox County Health Department and Knox County School System for the provision of school-based nursing

services for the period July 1, 2002 through June 30, 2003. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
CONTRACT BETWEEN THE STATE OF TENNESSEE AND THE
GOVERNMENT OF KNOX COUNTY FOR THE PROVISION OF
HIV/AIDS CENTERS OF EXCELLENCE SERVICES - R-02-5-602:
(Book 16/Page 108)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract between the State of Tennessee and the Government of Knox County for the provision of HIV/AIDS Centers of Excellence services was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-602 Resolution of the Commission of Knox County, Tennessee, approving a contract between the State of Tennessee and the Government of Knox County for the provision of HIV/AIDS Centers of Excellence services. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan,

Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING
AMENDMENT TWO TO CONTRACT GU-00-02770-00 BETWEEN THE
STATE OF TENNESSEE DEPARTMENT OF AGRICULTURE AND
KNOX COUNTY, REGARDING RETAIL FOOD STORE INSPECTIONS
R-02-5-603: (Book 16/Page 109)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving amendment two to contract GU-00-02770-00 between the State of Tennessee Department of Agriculture and Knox County, regarding retail food store inspections was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-603 Resolution of the Commission of Knox County, Tennessee, approving amendment two to contract GU-00-02770-00 between the State of Tennessee Department of Agriculture and Knox County, regarding retail food store inspections. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
CONTRACT BETWEEN THE STATE OF TENNESSEE DEPARTMENT
OF HEALTH AND KNOX COUNTY FOR ADMINISTRATION OF
ENVIRONMENTAL HEALTH PROGRAMS -

R-02-5-604: (Book 16/Page 110)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract between the State of Tennessee Department of Health and Knox County for administration of Environmental Health Programs was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-604 Resolution of the Commission of Knox County, Tennessee, approving a contract between the State of Tennessee Department of Health and Knox County for administration of Environmental Health Programs.

Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING
AMENDMENT NO. 4 TO CONTRACT GG-02-09191-03 BETWEEN
THE STATE OF TENNESSEE DEPARTMENT OF HEALTH AND

KNOX COUNTY REGARDING HOMELAND SECURITY - R-02-5-605:

(Book 16/Page 110)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving amendment No. 4 to contract GG-02-09191-03 between the State of Tennessee Department of Health and Knox County regarding Homeland Security was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-605 Resolution of the Commission of Knox County, Tennessee, approving amendment No. 4 to contract GG-02-09191-03 between the State of Tennessee Department of Health and Knox County regarding Homeland Security. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$150.00 FOR TRUSTEE COMMISSION FOR THE PUBLIC IMPROVEMENT FUND - R-02-5-802: (Book 16/Page 111)

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$150.00 for Trustee Commission for the Public Improvement Fund was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-802 Resolution of the Commission of Knox County, Tennessee,

appropriating \$150.00 for Trustee Commission for the Public Improvement Fund. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$39,000.00 FOR TRUSTEE COMMISSION FOR THE HOTEL-MOTEL
FUND - R-02-5-803: (Book 16/Page 112)

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$39,000.00 for Trustee Commission for the Hotel-Motel fund was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-803 Resolution of the Commission of Knox County, Tennessee, appropriating \$39,000.00 for Trustee Commission for the Hotel-Motel fund. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING A
TECHNICAL CORRECTION TO RESOLUTIONS R-00-4-908 AND
R-01-2-813 AND APPROPRIATING FUNDS TO CONDEMNATION OF
THE PROPERTY LOCATED AT 7116 ADAMS ROAD - R-02-5-804:
(Book 16/Page 112-113)

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing a technical correction to Resolutions R-00-4-908 and R-01-2-813 and appropriating funds to condemnation of the property located at 7116 Adams Road was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-804 Resolution of the Commission of Knox County, Tennessee, authorizing a technical correction to Resolutions R-00-4-908 and R-01-2-813 and appropriating funds to condemnation of the property located at 7116 Adams Road. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN
AUDIT CONTRACT WITH CHERRY, BEKAERT AND HOLLAND,
L.L.P. FOR FISCAL YEAR 2001-2002 - R-02-5-805: (Book 16/Page 113)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an audit contract with Cherry, Bekaert and Holland, L.L.P. for fiscal year 2001-2002 was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-805 Resolution of the Commission of Knox County, Tennessee, approving an audit contract with Cherry, Bekaert and Holland, L.L.P. for fiscal year 2001-2002. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
FUNDS FOR THE COST OF ISSUANCE OF QZAB BONDS AND FOR
THE ISSUANCE COSTS FOR THE 2001 BOND ISSUE - R-02-5-806:
(Book 16/Page 114)

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating funds for the cost of issuance of QZAB Bonds and for the issuance costs for the 2001 Bond Issue was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-806 Resolution of the Commission of Knox County, Tennessee, appropriating funds for the cost of issuance of QZAB Bonds and for the

issuance costs for the 2001 Bond Issue. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING
UNCLAIMED BALANCE OF ACCOUNTS REMITTED TO STATE
TREASURER UNDER UNCLAIMED PROPERTY ACT - R-02-5-807:
(Book 16/Page 115)

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting unclaimed balance of accounts remitted to State Treasurer under Unclaimed Property Act was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-807 Resolution of the Commission of Knox County, Tennessee, requesting unclaimed balance of accounts remitted to State Treasurer under Unclaimed Property Act. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
CONTRACT WITH STEPHENS, INC. FOR FINANCIAL ADVISORY
SERVICES - R-02-5-808: (Book 16/Page 115)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Stephens, Inc. for Financial Advisory Services was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-808 Resolution of the Commission of Knox County, Tennessee, approving a contract with Stephens, Inc. for Financial Advisory Services. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, SUPPORTING
THE CITY OF KNOXVILLE IN THEIR EFFORTS TO ENCOURAGE
HIGH PRIORITY OF THE I-40/BROADWAY/JAMES WHITE
PARKWAY INTERCHANGE IMPROVEMENTS - R-02-5-901: (Book
16/Page 116)**

Consideration of a resolution of the Commission of Knox County, Tennessee, supporting the City of Knoxville in their efforts to

encourage high priority of the I-40/Broadway/James White Parkway interchange improvements was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-5-901 Resolution of the Commission of Knox County, Tennessee, supporting the City of Knoxville in their efforts to encourage high priority of the I-40/Broadway/James White Parkway interchange improvements.

Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: ACCEPTANCE OF NEW PUBLIC ROADS: (Book 16/Page 117)

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

- A. Almanac Lane at Freeman's Farm Subdivision, District 6.
- B. Winter Berry Lane at Freeman's Farm Subdivision, District 6.
- C. Alice Springs Lane at Willow Springs Subdivision, Unit 3, District 8.
- D. Delighted Lane at Willow Springs Subdivision, Unit 3, District 8.

Commissioner Horner moved to approve acceptance of the above new public roads. Commissioner Griess seconded the motion and

upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING: (Book 16/Page 117)

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

Commissioner Leuthold moved to approve the minutes of the previous meeting. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: ELECTIONS AND APPOINTMENTS: (Book 16/Page 118-119)

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, CONFIRMING THE APPOINTMENT OF MIKE CHESNEY TO THE TENNESSEE TECHNOLOGY DEVELOPMENT AUTHORITY - R-02-5-110: (Book 16/Page 118)

Consideration of a resolution of the Commission of Knox County, Tennessee, confirming the appointment of Mike Chesney to the Tennessee Technology Development Authority was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-02-5-110 Resolution of the Commission of Knox County, Tennessee, confirming the appointment of Mike Chesney to the Tennessee Technology Development Authority. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE
REAPPOINTING RICHARD MAPLES TO THE BOARD OF
DIRECTORS OF THE DEVELOPMENT CORPORATION OF KNOX
COUNTY - R-02-5-111: (Book 16/Page 119)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the reappointing Richard Maples to the Board of Directors of the Development Corporation of Knox County was before the Board of Commissioners.

Commissioner Pinkston moved to approve Resolution R-02-5-111 - Resolution of the Commission of Knox County, Tennessee, approving the reappointing Richard Maples to the Board of Directors of the

Development Corporation of Knox County. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, REAPPOINTING
MEMBERS TO THE KNOX COUNTY INDUSTRIAL DEVELOPMENT
BOARD AND HEALTH, EDUCATIONAL AND HOUSING FACILITIES
BOARD - R-02-5-112: (Book 16/Page 119)

Consideration of a resolution of the Commission of Knox County, Tennessee, reappointing members to the Knox County Industrial Development Board and Health, Educational and Housing Facilities Board was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-02-5-112 Resolution of the Commission of Knox County, Tennessee, reappointing members to the Knox County Industrial Development Board and Health, Educational and Housing Facilities Board and that the following individuals be appointed: Richard Cate, Dan Hogan, Alvin Nance and Lew Weems. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan,

Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: DRIVES AND ROADS: (Book 16/Page 120-122)

IN RE: CONSIDERATION OF CLOSURE OF EXCESS RIGHT-OF-WAY ALONG RUTLEDGE PIKE. PROPERTY LOCATED OFF RUTLEDGE PIKE. GEORGE AKANS, PROPERTY OWNER - (FIRST READING): (Book 16/Page 120)

Consideration of closure of excess right-of-way along Rutledge Pike was before the Board of Commissioners on first reading. Property located off Rutledge Pike. George Akans, property owner.

Commissioner McMillan moved to approve the closure of excess right-of-way along Rutledge Pike on first reading. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1. Property located off Rutledge Pike. George Akans, property owner.

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IN RE: CONSIDERATION OF CLOSURE OF RIGHT-OF-WAY OF BENTON DRIVE. PROPERTY LOCATED OFF HIGDON DRIVE. SCOTT SIMPSON, PROPERTY OWNER - (SECOND READING): (Book 16/Page 121)

Consideration of closure of right-of-way of Benton Drive was before the Board of Commissioners on second reading. Property located off Higdon Drive. Scott Simpson, property owner.

Commissioner McMillan moved to approve the closure of right-of-way of Benton Drive on second reading. Commissioner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye.

Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1. Property located off Higdon Drive. Scott Simpson, property owner.

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**IN RE: CONSIDERATION OF CLOSURE OF RIGHT-OF-WAY OF
PARAMOUNT ROAD. PROPERTY LOCATED OFF TERRY DRIVE.
NEAL C. ALLEN, KENNETH A. PARIGIN, GARY T. DUPLER AND
ALBERT C. AND GERALDINE H. JOHNSON, PROPERTY OWNERS -
(SECOND READING): (Book 16/Page 122)**

Consideration of closure of right-of-way of Paramount Road was before the Board of Commissioners on second reading. Property located off Terry Drive. Neal C. Allen, Kenneth A. Parigin, Gary T. Dupler and Albert C. and Geraldine H. Johnson, property owners.

Commissioner McMillan moved to approve the closure of right-of-way of Paramount Road on second reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess,

Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried

18-0-0-1. Property located off Terry Drive. Neal C. Allen, Kenneth A. Parigin, Gary T. Dupler and Albert C. and Geraldine H. Johnson, property owners.

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IN RE: RESOLUTIONS:

**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$8.6 MILLION FROM BOND REVENUES FOR THE SCHOOL
CONSTRUCTION FUND - R-02-5-208: (Book 16/Page 122)**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$8.6 million from bond revenues for the School Construction Fund was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve Resolution R-02-5-208 - Resolution of the Commission of Knox County, Tennessee, appropriating \$8.6 million from bond revenues for the School Construction Fund. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan,

Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH MAXIMUS FOR PERFORMANCE REVIEW SERVICES - R-02-5-801: (Book 16/Page 123)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Maximus for Performance Review Services was before the Board of Commissioners.

Ms. Kathy Hamilton, Knox County Finance Director, and Mr. Mike Reeves, Purchasing Agent for the Knox County Purchasing Department, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-02-5-801 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Maximus for Performance Review Services. Commissioner Moody seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: AMENDMENTS TO THE AGENDA - (CONTINUED): (Book 16/Page 124)

7. At this time, Commissioner Arms addressed the Commission regarding Cellular Phone Safety.

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IN RE: RESOLUTIONS - (CONTINUED):

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN APPROPRIATION FOR THE SETTLEMENT OF TWO CONDEMNATION LAWSUITS - R-02-5-809: (Book 16/Page 124)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an appropriation for the settlement of two condemnation lawsuits was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve Resolution R-02-5-809 - Resolution of the Commission of Knox County, Tennessee, approving an appropriation for the settlement of two condemnation lawsuits. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, ADOPTING A
CURFEW FOR KNOX COUNTY - O-02-5-101 - (FIRST READING):

(Book 16/Page 125)

Consideration of an Ordinance of the Commission of Knox County, Tennessee, adopting a curfew for Knox County was before the Board of Commissioners on first reading.

Commissioner Arms moved to defer this item indefinitely. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Griess voted no. Commissioner Medley was absent from the meeting. The motion carried 17-1-0-1.

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IN RE: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING KNOX
COUNTY CODE §2-583 AND 2-585 REGARDING CHANGE ORDERS -

O-02-4-101 - (SECOND READING): (Book 16/Page 126)

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code §2-583 and 2-585

regarding change orders was before the Board of Commissioners on second reading.

Commissioner Leuthold moved to approve Ordinance O-02-4-101 - Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code §2-583 and 2-585 regarding change orders on second reading. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: DELEGATIONS TO BE HEARD: (Book 16/Page 126)

1. Mr. George Hamilton, concerned citizen, was present and spoke concerning crime in Knox County.

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IN RE: ROLL CALL BY DISTRICTS: (Book 16/Page 127)

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

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IN RE: ADJOURNMENT: (Book 16/Page 127)

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

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KNOX COUNTY BOARD OF COMMISSIONERS

LEO COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, June 24, 2002 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston. Also present were Mr. Thomas Schumpert, Knox County Executive, Mr. Mike Moyers, Knox County Law Director, Ms. Kathy Hamilton, Director, Knox County Finance, Dr. Charles Lindsay, Superintendent, Knox County Schools and news media.

Commissioner Cooper, Chairman, presided.

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

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IN RE: **ROLL CALL:** (Book 16/Pg. 128)

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

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IN RE : **AMENDMENT TO THE AGENDA:** (Book 16/Pg. 128)

At this time Mr. Thomas Schumpert, Knox County Executive, requested the Commission to observe a moment of silence for Hayden Melton, who passed away due to a drowning accident at Concord Pool.

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IN RE: **DEVOTIONAL:** (Book 16/Pg. 128)

Reverend Michael Broadnax, Bethel African Methodist Episcopal Church gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG: (Book 16/Pg. 129)

Commissioner Mills led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA: (Book 16/ Pgs. 129-131)

Without objection, Commissioner Cooper amended the agenda as follows:

1. Add R-02-6-808 - Resolution of the Commission of Knox County, Tennessee approving a contract with Hillcrest Medical Nursing Institute, Inc. for an Intergovernmental Transfer for benefits of Nursing Homes.

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2. Add R-02-6-809 - Resolution of the Commission of Knox County, Tennessee approving Amendment One to Contract GU-02-02889-00 and Amendment One to Contract RV-02-0147-00 between the State of Tennessee Department of Finance and Administration Bureau of TennCare and Knox County Government regarding Intergovernmental Transfer for benefits of Nursing Homes.

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3. Withdraw from the agenda R-02-6-203 - Resolution of the Commission of Knox County, Tennessee approving the acquisition of approximately 4.5 acres on the west side of A. L. Lotts Elementary School for future expansion of the campus by eminent domain if necessary.

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4. Withdraw from the agenda R-02-6-205 - Resolution of the Commission of Knox County, Tennessee appropriating \$1,050,000.00 for the purchase of the Air Products and chemicals property and additional properties for the consolidation of maintenance of the Fifth Avenue area.

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5. Withdraw from the agenda R-02-6-207 - Resolution of the Commission of Knox County, Tennessee approving the renewal of a Special Education Ancillary Services agreement with Helen Ross McNabb Center.

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6. Remove from the consent agenda and add to the regular agenda R-02-6-805 - 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, 2002 and ending June 30, 2003.

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7. Remove from the consent agenda and add to the regular agenda R-02-6-806 - Resolution of the Commission of Knox County, Tennessee establishing the Knox County Tax Rate for the Fiscal Year beginning July 1, 2002 and ending June 30, 2003.

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8. Remove from the consent agenda and add to the Regular Agenda R-02-6-807 - Resolution of the Commission of Knox County, Tennessee approving the five year Capital Plan for Fiscal Years 2003-2007.

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9. Defer to the July Board of Commissioners meeting R-02-6-101- Resolution of the Commission of Knox County, Tennessee memorializing Jerry Sharp.

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10. Remove from Consent Calendar and add to Regular Agenda
R-02-6-102 - Resolution of the Commission of Knox County, Tennessee
commending Dr. Eli Fly and welcoming Dr. John W. Shumaker as the 21st
President of the University of Tennessee.

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11. Defer to the July Board of Commissioners meeting 2-C-02-RZ -
Request of Kenna Stephens, Larry Bailey for rezoning from OB (Office, Medical,
and Related Services) and A (Agricultural) to RA (Low Density Residential)

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IN RE: CONSENT ITEMS: (Book 16/Pg. 131)

1. Tax Refunds:

No tax refunds reported.

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Notary Public Applications:

185 Notary Public Applications reported.

Commissioner Schmid moved to approve the Consent Items.

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

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE COMMENDING DR. ELI FLY AND
WELCOMING DR. JOHN W. SHUMAKER AS THE 21ST PRESIDENT OF
THE UNIVERSITY OF TENNESSEE: R-02-6-102: (Book 16/Pg. 131)**

Consideration of a Resolution of the Commission of Knox County,
Tennessee commending Dr. Eli Fly and welcoming Dr. John W. Shumaker as the

21st President of the University of Tennessee was before the Board of Commissioners.

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

Dr. Eli Fly, was present and expressed appreciation to the Commission for the Resolution.

Dr. John W. Shumaker, was present and expressed appreciation to the Commission for the Resolution.

Commissioner Medley moved to approve R-02-6-102 - Consideration of a Resolution of the Commission of Knox County, Tennessee commending Dr. Eli Fly and welcoming Dr. John W. Shumaker as the 21st President of the University of Tennessee. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSENT CALENDAR: (Book 16/Pgs. 132-146)

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING THE BEARDEN HIGH SCHOOL BOYS SOCCER TEAM FOR WINNING THE STATE CHAMPIONSHIP AND ITS NUMBER ONE NATIONAL RANKING: R-02-6-103: (Book 16/Pg. 132)

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring the Bearden High School Boys Soccer Team for winning the State Championship and its Number One National Ranking was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-6-103 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring the Bearden High School Boys Soccer Team for winning the State Championship and its Number One National Ranking. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH
IRWIN SEATING COMPANY IN THE AMOUNT OF
\$180,278.00 FOR AUDITORIUM SEATING FOR HALLS HIGH SCHOOL,
GRESHAM MIDDLE SCHOOL AND NORTHWEST MIDDLE SCHOOL:
R-02-6-201: (Book 16/Pg. 133)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Irwin Seating Company in the amount of \$180,278.00 for auditorium seating for Halls High School, Gresham Middle School and Northwest Middle School was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-6-201 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Irwin Seating Company in the amount of \$180,278.00 for auditorium seating for Halls High School, Gresham Middle School and Northwest Middle School.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms,

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH TENN-ED PRODUCTS COMPANY IN THE AMOUNT OF \$253,753.00 FOR TELESCOPING GYMNASIUM BLEACHERS FOR CARTER HIGH SCHOOL, GRESHAM MIDDLE SCHOOL, NORTHWEST MIDDLE SCHOOL, SOUTH DOYLE MIDDLE SCHOOL AND VINE MIDDLE SCHOOL: R-02-6-202: (Book 16/Pg 134)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with TENN-ED Products Company in the amount of \$253,753.00 for Telescoping Gymnasium Bleachers for Carter High School, Gresham Middle School, Northwest Middle School, South Doyle Middle School and Vine Middle School was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-6-202 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Tenn-Edd Products Company in the amount of \$253,753.00 for Telescoping Gymnasium Bleachers for Carter High School, Gresham Middle School, Northwest Middle School, South Doyle Middle School and Vine Middle School. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$71,775.00 AND

APPROVING A CONTRACT WITH LINDSAY AND MAPLES ARCHITECTS, INC. FOR THE RE-ROOFING OF KARNS HIGH SCHOOL:R-02-6-204:

(Book 16/Pg. 135)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$71,775.00 and approving a contract with Lindsay and Maples Architects, Inc. for the re-roofing of Karns High School was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-6-204 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$71,775.00 and approving a contract with Lindsay and Maples Architects, Inc. for the re-roofing of Karns High School. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$1,497,500.00 TO CONSTRUCT AND EQUIP THE HALLS BRANCH LIBRARY:R-0-2-6-206:

(Book 16/Pg. 135)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$1,497,500.00 to construct and equip the Halls Branch Library was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-6-206 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$1,497,500.00 to construct and equip the Halls Branch Library. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan,

Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE BUDGET FOR THE 51447 SPECIAL REVENUE DRUG FUND: R-02-6-301: (Book 16/Pg. 136)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the budget for the 51447 Special Revenue Drug Fund was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-6-301 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the budget for the 51447 Special Revenue Drug Fund. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$170,755.00 FOR APPRAISALS AND PROPERTY NEGOTIATIONS BY REAL ESTATE SERVICES PROFESSIONALS FOR THE KARNS CONNECTOR ROAD IMPROVEMENT PROJECT: R-02-6-401: (Book 16/Pg. 136)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$170,755.00 for appraisals and property negotiations by Real Estate Services Professionals for the Karns Connector Road Improvement Project was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-6-401 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$170,755.00 for appraisals and property negotiations by Real Estate Services Professionals for the Karns Connector Road Improvement Project. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING AN AGREEMENT FOR
THE SALE OF .099 ACRE PARCEL TO THE TENNESSEE DEPARTMENT
OF TRANSPORTATION FOR LOVELL ROAD WIDENING PROJECT:
R-02-6-402: (Book 16/Pg. 137)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an agreement for the sale of .099 acre parcel to the Tennessee Department of Transportation for Lovell Road widening project was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-6-402 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving an agreement for the sale of .099 acre parcel to the Tennessee Department of Transportation for Lovell Road widening project. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING THE 2002 ANNUAL
ACTION PLAN AS PART OF THE 2002-2005 CONSOLIDATED PLAN FOR
HOUSING AND COMMUNITY DEVELOPMENT: R-02-6-501: (Book 16/Pg.
138)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the 2002 Annual Action Plan as part of the 2002-2005 Consolidated Plan for Housing and Community Development was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-6-501 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the 2002 Annual Action Plan as part of the 2002-2005 Consolidated Plan for Housing and Community Development. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING THE KNOX COUNTY
HOUSING AND COMMUNITY DEVELOPMENT CONSOLIDATED PLAN
FOR PROGRAM YEARS 2002-2005: R-02-6-502: (Book 16/Pg. 138)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Knox County Housing and Community Development Consolidated Plan for Program Years 2002-2005 was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-6-502 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the

Knox County Housing and Community Development Consolidated Plan for Program Years 2002-2005. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT BETWEEN
THE KNOX COUNTY HEALTH DEPARTMENT AND HELEN ROSS
MCNABB CENTER FOR SERVICES TO CHILDREN UNDER THE
GOVERNOR’S COMMUNITY PREVENTION INITIATIVE FOR CHILDREN
GRANT: R-02-6-601: (Book 16/Pg. 139)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract between the Knox County Health Department and Helen Ross McNabb Center for services to children under the Governor’s Community Prevention Initiative for Children Grant was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-6-601 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract between the Knox County Health Department and Helen Ross McNabb Center for services to children under the Governor’s Community Prevention Initiative for Children Grant. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING A GRANT AGREEMENT
WITH THE STATE OF TENNESSEE DEPARTMENT OF HEALTH FOR
THE PROVISION OF ALCOHOL AND DRUG ABUSE SERVICES:**

R-02-6-602: (Book 16/Pg. 140)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement with the State of Tennessee Department of Health for the provision of Alcohol and Drug Abuse Services was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-6-602 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement with the State of Tennessee Department of Health for the provision of Alcohol and Drug Abuse Services. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING A MULTI-SERVICE
HEALTH CONTRACT WITH THE STATE OF TENNESSEE DEPARTMENT
OF HEALTH AND APPROPRIATING KNOX COUNTY MATCH DOLLARS
IN THE AMOUNT OF \$26,806.00: R-02-6-603: (Book 16/Pgs. 140 & 141)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Multi-Service Health Contract with the State of Tennessee Department of Health and appropriating Knox County match dollars in the amount of \$26,806.00 was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-6-603 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Multi-Service Health Contract with the State of Tennessee Department of Health and appropriating Knox County match dollars in the amount of \$26,806.00.

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A LEASE OF PROPERTY AT MELTON HILL PARK FOR OPERATION OF RADIO CONTROL

AIRPLANES: R-02-6-701: (Book 16/Pg. 141)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a lease of property at Melton Hill Park for operation of Radio Control Airplanes was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-6-701 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a lease of property at Melton Hill Park for operation of Radio Control Airplanes.

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$50,000.00 FROM

UNDESIGNATED GENERAL FUND BALANCE FOR A ONE TIME

OPERATING TRANSFER TO THE GOVERNMENT LIBRARY FUND:

R-02-6-801: (Book 16/Pg. 142)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$50,000.00 from undesignated General Fund Balance for a one time operating transfer to the Government Library Fund was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-6-801 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$50,000.00 from undesignated General Fund Balance for a one time operating transfer to the Government Library Fund. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROPRIATING \$60,000.00 FROM
THE RECREATION CONSTRUCTION FUND BALANCE FOR
REPLACEMENT OF TENNIS COURTS AT NORTHWEST MIDDLE
SCHOOL: R-02-6-802: (Book 16/Pgs. 142 & 143)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$60,000.00 from the Recreation Construction Fund balance for replacement of Tennis Courts at Northwest Middle School was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-6-802 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating

\$60,000.00 from the Recreation Construction Fund balance for replacement of Tennis Courts at Northwest Middle School. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$65,000.00 FOR THE PARKS ADMINISTRATION BUILDING AT JOHN TARLETON: R-02-6-803: (Book 16/Pg. 143)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$65,000.00 for the Parks Administration Building at John Tarleton was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-6-803 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$65,000.00 for the Parks Administration Building at John Tarleton. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING FUNDS FOR ADDITIONAL AUDIT FEES FOR FY2002: R-02-6-804: (Book 16/Pg. 144)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating funds for additional audit fees for FY2002 was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-6-804 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating funds for additional audit fees for FY2002. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried

19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$2,948,000.00 FOR THE PERMANENT ANIMAL CENTER CONSTRUCTION: R-02-6-901: (Book 16/Pg. 144)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$2,948,000.00 for the permanent animal center construction was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-6-901 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$2,948,000.00 for the permanent animal center construction. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A LEASE ON HILLCREST MEDICAL INSTITUTION: R-02-6-902: (Book 16/Pg. 145)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a lease on Hillcrest Medical Institution was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-6-902 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a lease on Hillcrest Medical Institution. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE TO EXPAND THE SCOPE OF THE FOOD POLICY COUNCIL TO BECOME A JOINT VENTURE BETWEEN THE CITY OF KNOXVILLE AND KNOX COUNTY BY INCREASING ITS MEMBERSHIP TO INCLUDE SIX APPOINTMENTS BY THE KNOX COUNTY EXECUTIVE: R-02-6-903: (Book 16/Pg 145)

Consideration of a Resolution of the Commission of Knox County, Tennessee to expand the scope of the Food Policy Council to become a joint venture between the City of Knoxville and Knox County by increasing its membership to include six appointments by the Knox County Executive was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-6-903 - Consideration of a Resolution of the Commission of Knox County, Tennessee to expand the

scope of the Food Policy Council to become a joint venture between the City of Knoxville and Knox County by increasing its membership to include six appointments by the Knox County Executive. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF ACCEPTANCE OF NEW COUNTY

ROADS: (Book 16/Pg. 146)

- A. Rayworth Trail at Foxworth Subdivision Unit IV. (District 6)
- B. Encounter Trail at Foxworth Subdivision Unit IV. (District 6)
- C. Emerald Pointe Lane at Emerald Pointe Subdivision. (District 6)
- D. Ellery Lane at Emerald Pointe Subdivision. (District 6)
- E. Rayworth Trail at Foxworth Subdivision Unit III. (District 6)

Commissioner Griess moved to approve acceptance of new county roads.

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

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

(Book 16/Pg. 147)

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

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

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IN RE: ELECTIONS AND APPOINTMENTS: (Book 16/Pgs. 147-149)

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE REAPPOINTMENT OF IRENE MEADOWS TO THE BOARD OF TRUSTEES OF THE RICHARD L. BEAN JUVENILE SERVICE CENTER: R-02-6-110: (Book 16/Pg. 147)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the reappointment of Irene Meadows to the Board of Trustees of the Richard L. Bean Juvenile Service Center was before the Board of Commissioners.

Commissioner Cawood moved to approve R-02-6-110 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the reappointment of Irene Meadows to the Board of Trustees of the Richard L. Bean Juvenile Service Center. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE APPOINTMENT OF SHANE RHYNE TO THE KNOX COUNTY TOURIST COMMISSION: R-02-6-111: (Book 16/Pg. 148)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appointment of Shane Rhyne to the Knox County Tourist Commission was before the Board of Commissioners.

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

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

Mr. David Duncan, Chairman Elect of the Tourist Commission, was present and spoke on the matter.

Commissioner Collins moved to defer to the July Board of Commissioners meeting R-02-6-111 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appointment of Shane Rhyne to the Knox County Tourist Commission. Commissioner Tindell seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE REAPPOINTMENT OF HAROLD STEWART, STANLEY LADUKE, AND CAROLYN JETER AS JUDICIAL COMMISSIONERS: R-02-6-112: (Book 16/Pg. 148)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the reappointment of Harold Stewart, Stanley LaDuke, and Carolyn Jeter as Judicial Commissioners was before the Board of Commissioners.

Without objection, Commissioner Cooper deferred to the July Board of Commissioners meeting R-02-6-112 - Consideration of a Resolution of the

Commission of Knox County, Tennessee approving the reappointment of Harold Stewart, Stanley LaDuke, and Carolyn Jeter as Judicial Commissioners.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE APPOINTMENT OF FOUR LIBRARY BOARD MEMBERS TO THE KNOX COUNTY LIBRARY BOARD OF TRUSTEES: R-02-6-113: (Book 16/Pg. 149)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appointment of four Library Board members to the Knox County Library Board of Trustees was before the Board of Commissioners.

Commissioner Horner moved to approve R-02-6-113 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appointment of four Library Board members to the Knox County Library Board of Trustees. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: DRIVES AND ROADS: (Book 16/Pgs. 150-152)

1. Consideration of closure of excess right-of-way along Rutledge Pike was before the Board of Commissioners on second reading. Property located off Rutledge Pike. Property owner: George Akans. **(Book 16/Pg. 150)**

Commissioner McMillan moved to approve Consideration of closure of excess right-of-way along Rutledge Pike on second reading. Property located off

Rutledge Pike. Property owner: George Akans. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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2. Consideration of closure of right of way along Cunningham Road was before the Board of Commissioners on first reading. Property located on Cunningham Road. Property owner: Samantha Allen. (*Book 16/Pg. 150*)

Commissioner McMillan moved to defer to the July Board of Commissioners meeting Consideration of closure of right of way along Cunningham Road on first reading. Property located on Cunningham Road. Property owner: Samantha Allen. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Schmid, Leuthold, Cawood, Stephens, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Guthe, Arms, Griess and Horner voted no. The motion carried 15-4-0-0.

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3. Consideration of closure of Ghiradelli Road was before the Board of Commissioners on first reading. Property located on Beaver Creek Drive. Property owner: David Trantanella. (*Book 16/Pg. 151*)

Commissioner McMillan moved to approve Consideration of closure of Ghiradelli Road on first reading. Property located on Beaver Creek Drive.

Property owner: David Trantanella. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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4. Consideration of closure of Carl Valentine Drive was before the Board of Commissioners on first reading. Property located off Joe Hinton Road. Property owner: Eagle Pointe Partners. (*Book 16/Pg. 151*)

Commissioner McMillan moved to approve Consideration of closure of Carl Valentine Drive on first reading. Property located off Joe Hinton Road. Property owner: Eagle Pointe Partners. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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5. Consideration of closure of Marty McGuinness Circle, Jenny Cook Circle, Martha Knight Circle and Autumnwood Circle was before the Board of Commissioners on first reading. Property located off Bakertown Road, off Old Cedar Bluff Road, off Hibbert Road, and Lovell Road. Property owner: Walter M. Dickson. (*Book 16/Pg. 151*)

Commissioner McMillan moved to approve Consideration of closure of Marty McGuinness Circle, Jenny Cook Circle, Martha Knight Circle and Autumnwood Circle on first reading. Property located off Bakertown Road, off Old Cedar Bluff Road, off Hibbert Road, and Lovell Road. Property owner:

Walter M. Dickson. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE 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, 2002 AND ENDING JUNE 30, 2003: R-02-6-805: (Book 16/Pg. 152-154)

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, 2002 and ending June 30, 2003 was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve R-02-6-805 - 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, 2002 and ending June 30, 2003 with changes as presented by the Knox County Finance Committee of additions in the recommended budget of the County Executive by the following amounts:

1. Afro American Appalachian Arts Festival \$5,000.00
2. Beck Cultural Exchange Center (Cap) \$5,000.00

3. Big Brothers, Big Sisters	\$2,500.00
4. Boys and Girls Club	\$5,000.00
5. Buy.com Tour	\$5,000.00
6. Film Commission	\$5,000.00
7. Helen Ross McNabb Center	\$5,000.00
8. James White Fort	\$5,000.00
9. Junior Achievement	\$5,000.00
10. Knoxville Information and Referral (211)	\$5,000.00
11. Knoxville Symphony	\$5,000.00
12. Knoxville Volunteer Emergency Rescue Squad	\$5,000.00
13. Lonsdale Homecoming	\$2,000.00
14. Martin Luther King Jr. Commemorative	\$3,000.00
15. Mechanicsville Medical Clinic	\$5,000.00
16. Second Harvest Food Bank	\$5,000.00
17. Volunteer Ministry Center (for additional dental)	\$5,000.00
18. Knoxville Zoo	\$5,000.00
19. Tennessee Senior Baseball	\$2,500.00
20. Ramsey House	\$2,000.00
21. Emerald Avenue Youth	\$2,000.00
22. Wesley House	\$5,000.00
23. Community Kids	\$5,000.00
24. Keep Knoxville Beautiful	\$5,000.00
25. Tennessee Valley Fair	\$2,000.00
26. Alzheimer's Association	\$2,000.00

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE ESTABLISHING THE KNOX COUNTY TAX RATE FOR THE FISCAL YEAR BEGINNING JULY 1, 2002 AND ENDING JUNE 30, 2003: R-02-6-806:(Book 16/Pg. 154)

Consideration of a Resolution of the Commission of Knox County, Tennessee establishing the Knox County Tax Rate for the Fiscal Year beginning July 1, 2002 and ending June 30, 2003 was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve R-02-6-806 - Consideration of a Resolution of the Commission of Knox County, Tennessee establishing the Knox County Tax Rate for the Fiscal Year beginning July 1, 2002 and ending June 30, 2003. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE FIVE YEAR CAPITAL PLAN FOR FISCAL YEARS 2003-2007: R-02-6-807: (Book 16/Pg. 155)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the five year Capital Plan for Fiscal Years 2003-2007 was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve R-02-6-807 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the five year Capital Plan for Fiscal Years 2003-2007. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A
CONTRACT WITH HILLCREST MEDICAL NURSING INSTITUTE, INC.
FOR AN INTERGOVERNMENTAL TRANSFER FOR BENEFITS OF
NURSING HOMES:R-02-6-808:(Book 16/Pg. 155)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Hillcrest Medical Nursing Institute, Inc. for an Intergovernmental Transfer for benefits of Nursing Homes was before the Board of Commissioners.

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

Commissioner Griess moved to withdraw from the agenda R-02-6-808 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Hillcrest Medical Nursing Institute, Inc. for

an Intergovernmental Transfer for benefits of Nursing Homes. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AMENDMENT ONE TO CONTRACT GU-02-02889-00 AND AMENDMENT ONE TO CONTRACT RV-02-0147-00 BETWEEN THE STATE OF TENNESSEE DEPARTMENT OF FINANCE AND ADMINISTRATION BUREAU OF TENNCARE AND KNOX COUNTY GOVERNMENT REGARDING INTERGOVERNMENTAL TRANSFER FOR BENEFITS OF NURSING HOMES: R-02-6-809: (Book 16/Pg. 156)

Resolution of the Commission of Knox County, Tennessee approving Amendment One to Contract GU-02-02889-00 and Amendment One to Contract RV-02-0147-00 between the State of Tennessee Department of Finance and Administration Bureau of TennCare and Knox County Government regarding Intergovernmental Transfer for benefits of Nursing Homes was before the Board of Commissioners.

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

Commissioner Griess moved to withdraw from the agenda R-02-6-809 - Resolution of the Commission of Knox County, Tennessee approving Amendment One to Contract GU-02-02889-00 and Amendment One to Contract RV-02-0147-00 between the State of Tennessee Department of Finance and Administration Bureau of TennCare and Knox County Government regarding

Intergovernmental Transfer for benefits of Nursing Homes. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ORDINANCES ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING KNOX
COUNTY CODE 6-35 REPEALING THE PROHIBITION AGAINST WOLF-
HYBRID DOGS: 0-02-6-101: FIRST READING: (Book 16/Pg. 157)

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Knox County Code 6-35 repealing the prohibition against Wolf-hybrid dogs was before the Board of Commissioners on first reading.

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

Commissioner Horner moved to approve on first reading 0-02-6-101 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Knox County Code 6-35 repealing the prohibition against Wolf-hybrid dogs. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING 2-446 OF
THE KNOX COUNTY CODE (0-90-9-119, AS AMENDED) REGARDING

PROMOTION OF TOURISM: FIRST READING: 0-02-6-102: (Book 16/Pg. 158)

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending 2-446 of the Knox County Code (0-90-9-119, as amended) regarding promotion of tourism was before the Board of Commissioners on first reading.

Mr. David Duncan, Tourist Commission, was present and spoke on the matter.

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

Mr. Jeff Tallman, Tourist Commission, was present and spoke on the matter.

Ms. Gloria Ray, Sports Corporation, was present and spoke on the matter.

Ms. Jill Thompson, Executive Director, Knoxville Tourism Alliance, was present and spoke on the matter.

Commissioner Leuthold moved to approve Consideration of an Ordinance 0-02-6-102 - of the Commission of Knox County, Tennessee amending 2-446 of the Knox County Code (0-90-9-119, as amended) regarding promotion of tourism on first reading with the following amendment: The second reading will be at the Regular July Board of Commissioners meeting. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, Mills and Clark voted aye. Commissioner Pinkston abstained from the vote. Commissioner McMillan was absent from the vote. The motion carried 17-0-1-1.

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IN RE: DELEGATIONS TO BE HEARD: (Book 16/Pg. 159)

1. Mr. Alonzo Montgomery was present and spoke on the Wheel Tax and Schools.

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IN RE: ROLL CALL: 6:00 P.M. (Book 16/Pg. 159)

Ms. Kim Ellis, minutes Clerk to Knox County Clerk called the roll. Those Commissioners responding were Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Cooper, McMillan, Mills, Clark and Pinkston. Commissioner Horner arrived later.

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IN RE: REZONINGS: (Book 16/Pg. 159-171)

1. Request of Knox County for a street name change from Mike Campbell Drive to Regal Lane 5-A-02-SNC was before the Board of Commissioners. Street located between Doris Circle and Dead-end. Seventh Commission District. ((***Book 16/Pg. 159***))

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

Commissioner Cooper moved to approve 5-A-02-SNC - Request of Knox County for a street name change from Mike Campbell Drive to Regal Lane. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Horner was absent from the vote.

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2. Request of MPC for approval of Walker Springs/Mars Hill Road Corridor Study and related amendments Northwest County Sector Plan.

9-B-01-MP was before the Board of Commissioners. (*Book 16/Pg. 160*)

Mr. Coleman Hoffman, was present and spoke on the matter.

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

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

Commissioner Moody moved to approve 9-B-01-MP - Request of MPC for approval of Walker Springs/Mars Hill Road Corridor Study and related amendments Northwest County Sector Plan. Commissioner Medley seconded the motion.

Commissioner Schmid moved as a substitute motion to defer to the July Board of Commissioners meeting 9-B-01-MP - Request of MPC for approval of Walker Springs/Mars Hill Road Corridor Study and related amendments Northwest County Sector Plan. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Guthe, Schmid, Griess, Cawood, Stephens, Horner, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Tindell, Moody, Medley, Arms, Leuthold and Cooper voted no. The substitute motion carried 13-6-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE CORRIDOR STUDY (ALTERNATE E), INCLUDING SIX PLAN AMENDMENT RECOMMENDATIONS, RELATED AMENDMENTS TO THE NORTHWEST COUNTY SECTOR PLAN: R-02-6-904: (Book 16/Pg. 161)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Corridor Study (Alternate E), including six plan amendment recommendations, related amendments to the Northwest County Sector Plan was before the Board of Commissioners.

Commissioner Moody moved to approve R-02-6-904 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Corridor Study (Alternate E), including six plan amendment recommendations, related amendments to the Northwest County Sector Plan. Commissioner Medley seconded the motion.

Commissioner Schmid moved as a substitute motion to defer to the July Board of Commissioners meeting R-02-6-904 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Corridor Study (Alternate E), including six plan amendment recommendations, related amendments to the Northwest County Sector Plan. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Guthe, Schmid, Griess, Cawood, Stephens, Horner, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Tindell, Moody, Medley, Arms, Leuthold and Cooper voted no. The substitute motion carried 13-6-0-0.

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3. Request of Johnnie Conner for Northwest County Sector Plan Amendment from LDR (Low Density Residential/SLPA (Slope Protection Area) and SP (Stream Protection) to C (Commercial/SLPA (Slope Protection Area) and SP (Stream Protection) 4-D-02-SP was before the Board of Commissioners. Property located on the south side of Oak Ridge Highway, southwest of Weaver Road. (**Book 16/Pg. 162**)

Ms. Johnnie Conner, applicant, was present and spoke on behalf of the request.

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

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

Commissioner Cawood moved to extend backzoning line east to connect to Conner boundary line. (approximately 8 acres total to the rezoning). Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the south side of Oak Ridge Highway, southwest of Weaver Road.

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4. Request of Johnnie Conner for rezoning from A (Agricultural) to CA (General Business) 4-J-02-RZ was before the Board of Commissioners. Property located on the south side of Oak Ridge Highway, southwest of Weaver Road.

(Book 16/Pg. 162)

Ms. Johnnie Conner, applicant, was present and spoke on behalf of the request.

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

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

Commissioner Cawood moved to extend backzoning line east to connect to Conner boundary line. (approximately 8 acres total to the rezoning).

Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the south side of Oak Ridge Highway, southwest of Weaver Road.

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5. Request of Metropolitan Planning Commission for the Knox County Board of Commissioners for rezoning from I (Industrial) and F (Floodway) to A (Agricultural) and F (Floodway) 4-M-02-RZ was before the Board of Commissioners. Property located on the south side of Tipton Station Road, southwest of Goddard Road. Ninth Commission District. (*Book 16/Pg. 163*)

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

Mr. Bobby Knight, representing the Homeowners Association, was present and spoke on the matter.

Commissioner Tindell moved to defer to the August Board of Commissioners meeting 4-M-02-RZ - Request of Metropolitan Planning Commission for the Knox County Board of Commissioners for rezoning from I (Industrial) and F (Floodway) to A (Agricultural) and F (Floodway).

Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Collins, Tindell, Moody, Guthe, Schmid, Arms, Griess, Cawood, Stephens, Cooper, McMillan and Mills voted aye. Commissioners Bowden, Medley, Leuthold, Clark and Pinkston voted no. Commissioner Horner was absent from the vote. The motion carried 13-5-0-1. Property located on the south side of Tipton Station Road, southwest of Goddard Road. Ninth Commission District.

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6. Request of David Kirby for rezoning from A (Agricultural) to RA (Low Density Residential) 5-B-02-RZ was before the Board of Commissioners. Property located on the southwest side of Harmon Road, northwest of Gregory Lane. Sixth Commission District. (*Book 16/Pg. 164*)

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

Commissioner Stephens moved to approve 5-B-02-RZ - Request of David Kirby for rezoning from A (Agricultural) to RA (Low Density Residential). Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the southwest side of Harmon Road, northwest of Gregory Lane. Sixth Commission District.

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7. Request of Paul H. Dobbins for rezoning from RB (General Residential) to CA (General Business) 5-E-02-RZ was before the Board of Commissioners. Property located on the northeast side of Central Avenue Pike, northwest of Dante Road. Seventh Commission District. (*Book 16/Pg. 164*)

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

Commissioner Horner moved to approve 5-E-02-RZ -Request of Paul H. Dobbins for rezoning from RB (General 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, Bowden, Collins, Tindell, Moody, Medley,

Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the northeast side of Central Avenue Pike, northwest of Dante Road. Seventh Commission District.

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8. Request of Robert Stewart for rezoning from A (Agricultural) to RA (Low Density Residential) 5-F-02-RZ was before the Board of Commissioners. Property located on the south side of E. Emory Road, northeast side of Elegant Drive. Seventh Commission District. (*Book 16/Pg. 165*)

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

Commissioner Horner moved to approve 5-F-02-RZ - Request of Robert Stewart 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, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the south side of E. Emory Road, northeast side of Elegant Drive. Seventh Commission District.

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9. Request of William Jones for Southwest County Sector Plan Amendment from LDR (Low Density Residential and SP (Stream Protection) to O (Office) and SP (Stream Protection) 5-A-02-SP was before the Board of Commissioners. Property located on the west side of S. Peters Road, north of Linksvue Drive. Fifth Commission District. (*Book 16/Pg. 166*)

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

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

Commissioner Leuthold moved to approve 5-A-02-SP -

Request of William Jones for Southwest County Sector Plan Amendment from LDR (Low Density Residential and SP (Stream Protection) to O (Office) and SP (Stream Protection) as per Metropolitan Planning Commission's Recommendation: Approve O (Office). Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried

19-0-0-0. Property located on the west side of S. Peters Road, north of Linksvue Drive. Fifth Commission District.

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10. Request of William Jones for rezoning from A (Agricultural) and F(Floodway) to OB (Office, Medical, and Related Services) and F (Floodway) 5-G-02-RZ was before Board of Commissioners. Property located on the west side of S. Peters Road, north of Linksvue Drive. Fifth Commission District. (*Book 16/Pg. 166*)

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

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

Commissioner Leuthold moved to approve 5-G-02-RZ - Request of William Jones for rezoning from A (Agricultural) and F(Floodway) to OA (Office Park) and F (Floodway) as per Metropolitan Planning Commission's Recommendation: Approve OA (Office Park) and F (Floodway). Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the west side of S. Peters Road, north of Linksvue Drive. Fifth Commission District.

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11. Request of Don Duncan for rezoning from A (Agricultural) to PR (Planned Residential) 5-H-02-RZ was before the Board of Commissioners. Property located on the southwest side of Norris Freeway, northeast side of Mayes Chapel Road, south of Freeway Heights Drive. Seventh Commission District.
(Book 16/Pg. 167)

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

Commissioner Horner moved to approve 5-H-02-RZ - Request of Don Duncan for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1-5 dwelling units per acre. Commissioner Cooper seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the southwest side of

Norris Freeway, northeast side of Mayes Chapel Road, south of Freeway Heights Drive. Seventh Commission District.

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12. Request of Lovell Station, LLC for a Northwest County Sector Plan Amendment from LDR (Low Density Residential) to O (Office) 5-B-02-SP was before the Board of Commissioners. Property located on the Southeast side of Lovell Road, south of Alameda Drive. Sixth Commission District. (**Book 16/Pg. 168**)

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

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

Commissioner Cawood moved to approve 5-B-02-SP -Request of Lovell Station, LLC for a Northwest County Sector Plan Amendment from LDR (Low Density Residential) to O (Office) as per Metropolitan Planning Commission's Recommendation: Approve O (Office). Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the Southeast side of Lovell Road, south of Alameda Drive. Sixth Commission District.

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13. Request of Lovell Station, LLC for rezoning from A (Agricultural) and TO (Technology Overlay) to OB (Office, Medical, and Related Services) and TO (Technology Overlay) 5-J-02-RZ was before the Board of Commissioners.

Property located on the southeast side of Lovell Road, south of Alameda Drive.

Sixth Commission District. (*Book 16/Pg. 168*)

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

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

Commissioner Cawood moved to approve 5-J-02-RZ - Request of Lovell Station, LLC for rezoning from A (Agricultural) and TO (Technology Overlay) to OB (Office, Medical, and Related Services) and TO (Technology Overlay) as per Metropolitan Planning Commission's Recommendation: Approve OB (Office, Medical, and Related Services) and TO (Technology Overlay).

Commissioner Stephens seconded the motion and upon roll call vote

Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the southeast side of Lovell Road, south of Alameda Drive. Sixth Commission District.

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14. Request of Southland and Group, Inc. for rezoning from RB (General Residential) to PR (Planned Residential) 5-K-02-RZ was before the Board of Commissioners. Property located on the south end of Fernbank Road, south of Millertown Pike. Eighth Commission District. (*Book 16/Pg. 169*)

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

Commissioner Mills moved to approve 5-K-02-RZ -Request of Southland and 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 1-5 dwelling units per acre). Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the south end of Fernbank Road, south of Millertown Pike. Eighth Commission District

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15. Request of Marvin Shafer for rezoning from PR (Planned Residential) to A (Agricultural) 5-L-02-RZ was before the Board of Commissioners. Property located on the north side of Jenkins Road, east of Summer Spring Blvd. Fifth Commission District. (*Book 16/Pg. 170*)

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

Mr. Scott Williams, representing Marvin Shafer, was present and spoke on behalf of the request.

Commissioner Leuthold moved to approve 5-L-02-RZ - Request of Marvin Shafer for rezoning from PR (Planned Residential) to A (Agricultural) as per Metropolitan Planning Commission's Recommendation: Approve A (Agricultural). Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-1-0-0. Commissioner Schmid voted no. Property located on the north side of Jenkins Road, east of Summer Spring Blvd. Fifth Commission District.

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16. Request of Fred Long Construction Concepts for rezoning from A (Agricultural) to (PR (Planned Residential) 5-M-02-RZ was before the Board of Commissioners. Property located on the northwest side of Bruce Smith Road, southwest of Choto Road. Fifth Commission District. (*Book 16/Pg. 170*)

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

Commissioner Griess moved to approve 5-M-02-RZ - Request of Fred Long Construction Concepts for rezoning from A (Agricultural) to (PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation:

Approve PR (Planned Residential) at density of 1-3 dwelling units per acre.

Commissioner Arms seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the northwest side of Bruce Smith Road, southwest of Choto Road. Fifth Commission District

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17. Request of General Shale Application for a Surface Mining Permit 5-H-02-UR was before the Board of Commissioners. Property located on the north side of Millertown Pike, east of Harris Road. Eighth Commission District. (*Book 16/Pg. 171*)

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

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

Mr. Melbert Lee, concerned citizen, was present and spoke in favor of the request.

Reverend Keith Elliott, concerned citizen, was present and spoke in favor of the request.

Mr. G. W. Heurd, concerned citizen, was present and spoke in favor of the request.

Mr. Cecil Meek, Attorney, and resident of Millertown Pike was present and spoke on the matter.

Mr. Harold Fortson, was present and spoke in opposition to the request.

Ms. Pat Crumley, was present and spoke in opposition to the request.

Mr. Kevin Stair, was present and spoke in opposition to the request.

Ms. Lisa Starbuck, representing Northeast Knox Preservation Association, was present and spoke in opposition to the request.

Commissioner Griess moved to approve 5-H-02-UR Request of General Shale Application for a Surface Mining Permit per Metropolitan Planning Commission's Recommendation with 13 conditions attached and also with the addition of the agreement Commissioner Mills has negotiated for the community with General Shale. Commissioner Collins seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Moody, Medley, Guthe, Schmid, Arms, Griess, Cawood, Stephens, Horner, Clark and Pinkston voted aye. Commissioners Tindell, Leuthold, Cooper, McMillan and Mills voted no. The motion carried 14-5-0-0. Property located on the north side of Millertown Pike, east of Harris Road. Eighth Commission District.

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IN RE: **ADJOURNMENT:** *(Book 16/Pg. 172)*

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

LEO COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, July 22, 2002 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston. Commissioner Medley was absent from the meeting. Also present were Mr. Thomas Schumpert, Knox County Executive, Mr. Mike Moyers, Knox County Law Director, and members of the news media.

Commissioner Cooper, Chairman, presided.

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

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IN RE: ROLL CALL: (Book 16/Pg. 175)

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

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IN RE: DEVOTIONAL: (Book 16/Pg. 175)

Mr. Josh Hartwigsen, Associate Minister at Karns Church of Christ, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG: (Book 16/Pg. 175)

Commissioner Moody led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA: (Book 16/Pgs. 176-178)

1. Without objection, Commissioner Cooper amended the agenda to add the following item to be heard after the Consent Agenda:
Resolution R-02-7-603 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving a non-exclusive ambulance contract with Rural/Metro of Tennessee, L.P.

2. Without objection, Commissioner Cooper amended the agenda to hear the following items after Resolution R-02-7-603: Ordinance O-02-6-102 - Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending §2-446 of the Knox County Code (O-90-9-119, as amended) regarding promotion of tourism; and Resolution R-02-7-905 - Consideration of a resolution of the Commission of Knox County, Tennessee, abolishing the Tourist Commission and approving a contract for the promotion of tourism in Knox County.

3. Without objection, Commissioner Cooper amended the agenda to add the following item to be heard after Resolution R-02-7-905:
Resolution R-02-7-804 - Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$35,000.00 for purchase of artifacts for the East Tennessee Historical Center.

4. Without objection, Commissioner Cooper amended the agenda to withdraw the following item: Resolution R-02-7-201 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving Alternate #5 to the South Tech Center in the amount

of \$84,000.00 to be funded by E-Rate money obtained through the Knox County Schools Technology Department.

5. Without objection, Commissioner Cooper amended the agenda to add the following items: Resolution R-02-7-703 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving an emergency services access easement for Fi-Shock at the Forks of the River Industrial Park; and Resolution R-02-7-803 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving the bonds of Knox County Public Officials for elective terms running 2002-2006.

6. Without objection, Commissioner Cooper amended the agenda to add the following item to be heard at the end of the Regular agenda: Discussion regarding the Library Board's search and appointment of a new Director for the Knox County Public Libraries.

7. Without objection, Commissioner Cooper amended the agenda to defer the following item to the October 2002 meeting: Resolution R-02-7-904 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving the Corridor Study (Alternate E), including six plan amendment recommendations and related amendments to the Northwest County Sector Plan.

8. Commissioner Cooper amended the agenda to remove the following items from the Consent Agenda to be heard on the Regular Agenda: Resolution R-02-7-202 - Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$246,000.00 for facilities reassessments; and Resolution R-02-7-102 - Consideration of a

resolution of the Commission of Knox County, Tennessee, memorializing Jerry Sharp.

9. Without objection, Commissioner Cooper amended the agenda to add the following item to be heard at the end of the Regular Agenda: Resolution R-02-7-805 - Consideration of a resolution of the Commission of Knox County, Tennessee, expressing an intent to commit HUD HOME funds for Positively Living's Parkridge Harbor Housing Project upon the meeting of certain conditions.

10. Without objection, Commissioner Cooper amended the agenda to withdraw the following item: Resolution R-02-7-701 - Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$100,000.00 for improvements at Powell-Levi Park.

11. At this time, Mr. Dean Rice, from Congressman John Duncan's office, addressed the Commission regarding a letter from Mr. Jessie Roberson, Assistant Secretary of Energy for Environmental Management, regarding the resolution approved by the Knox County Commission regarding contaminated sites in Knoxville, Tennessee.

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IN RE: CONSENT ITEMS: (Book 16/Pg. 178)

1. Tax Refunds:

No request received.

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2. Notary Public Applications:

140 Notary Public Applications received.

Commissioner Mills moved to approve all Consent Items.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSENT CALENDAR: (Book 16/Pgs. 179-194)

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, RECOGNIZING JULY 14TH - 20TH AS “PROBATION AND PAROLE OFFICERS WEEK” AND HONORING THE PROBATION AND PAROLE OFFICERS OF THE TENNESSEE BOARD OF PROBATION AND PAROLE, THE JUVENILE COURTS AND THE COMMUNITY CORRECTIONS DEPARTMENT - R-02-7-101: (Book 16/Pg. 179)

Consideration of a resolution of the Commission of Knox County, Tennessee, recognizing July 14th - 20th as “Probation and Parole Officers Week” and honoring the probation and parole officers of the Tennessee Board of Probation and Parole, the Juvenile Courts and the Community Corrections Department was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-7-101 Resolution of the Commission of Knox County, Tennessee, recognizing July 14th - 20th as “Probation and Parole Officers Week” and honoring the

probation and parole officers of the Tennessee Board of Probation and Parole, the Juvenile Courts and the Community Corrections Department. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$50,000.00 FOR LAND ACQUISITION COSTS - R-02-7-203: (Book
16/Pg. 180)

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$50,000.00 for land acquisition costs was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-7-203 Resolution of the Commission of Knox County, Tennessee, appropriating \$50,000.00 for land acquisition costs. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$3,903,575.00 FOR ROOFING AND HVAC UPGRADES - R-02-7-204:
(Book 16/Pg. 180)**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$3,903,575.00 for roofing and HVAC upgrades was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-7-204 Resolution of the Commission of Knox County, Tennessee, appropriating \$3,903,575.00 for roofing and HVAC upgrades. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried
18-0-0-1.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
CONTRACT WITH MERIT CONSTRUCTION COMPANY FOR PORCH
MODIFICATIONS AT HISTORIC KNOX HIGH SCHOOL IN THE
AMOUNT OF \$132,400.00 - R-02-7-205: (Book 16/Pg. 181)**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Merit Construction Company

for porch modifications at Historic Knox High School in the amount of \$132,400.00 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-7-205 Resolution of the Commission of Knox County, Tennessee, approving a contract with Merit Construction Company for porch modifications at Historic Knox High School in the amount of \$132,400.00. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$10,272.00 AND APPROVING THE ADDITION OF ONE EMPLOYEE TO THE VOLUNTEER SERVICES PROGRAM STAFF TO FACILITATE CITIZENS VOLUNTEERING WITH THE KNOX COUNTY SHERIFF'S DEPARTMENT - R-02-7-301: (Book 16/Pg. 182)

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$10,272.00 and approving the addition of one employee to the Volunteer Services Program staff to facilitate citizens volunteering with the Knox County Sheriff's Department was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-7-301 Resolution of the Commission of Knox County, Tennessee, appropriating

\$10,272.00 and approving the addition of one employee to the Volunteer Services Program staff to facilitate citizens volunteering with the Knox County Sheriff's Department. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
CONTRACT WITH THE TENNESSEE DEPARTMENT OF
TRANSPORTATION FOR REPLACEMENT OF BRIDGE AND
APPROACHES OVER FLAT CREEK - R-02-7-401: (Book 16/Pg. 183)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Transportation for replacement of bridge and approaches over Flat Creek was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-7-401 Resolution of the Commission of Knox County, Tennessee, approving a contract with the Tennessee Department of Transportation for replacement of bridge and approaches over Flat Creek. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried

18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$30,385.00 AND APPROVING A CONTRACT WITH THE U.S.
GEOLOGICAL SURVEY FOR STREAM AND RAIN DATA
COLLECTION FOR PERIOD JULY 1, 2001 TO JUNE 30, 2002 -
R-02-7-402: (Book 16/Pg. 183)

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$30,385.00 and approving a contract with the U.S. Geological Survey for stream and rain data collection for period July 1, 2001 to June 30, 2002 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-7-402 Resolution of the Commission of Knox County, Tennessee, appropriating \$30,385.00 and approving a contract with the U.S. Geological Survey for stream and rain data collection for period July 1, 2001 to June 30, 2002.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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

\$750,000.00 FOR APPRAISALS AND RIGHT-OF-WAY

ACQUISITIONS FOR THE SHERRILL BOULEVARD CONNECTOR -

R-02-7-403: (Book 16/Pg. 184)

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$750,000.00 for appraisals and right-of-way acquisitions for the Sherrill Boulevard Connector was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-7-403 Resolution of the Commission of Knox County, Tennessee, appropriating \$750,000.00 for appraisals and right-of-way acquisitions for the Sherrill Boulevard Connector. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$1,243,408.80 AND APPROVING A CONTRACT WITH ROGERS
GROUP, INC., FOR THE SHERRILL BOULEVARD CONNECTOR
ROAD PROJECT - R-02-7-404: (Book 16/Pg. 185)

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$1,243,408.80 and approving a contract with Rogers Group, Inc., for the Sherrill Boulevard Connector Road Project was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-7-404 Resolution of the Commission of Knox County, Tennessee, appropriating \$1,243,408.80 and approving a contract with Rogers Group, Inc., for the Sherrill Boulevard Connector Road Project. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN
AGREEMENT BETWEEN THE CITY OF KNOXVILLE AND THE
KNOX COUNTY HEALTH DEPARTMENT FOR USE OF THE
FACILITIES OF THE SOUTH KNOXVILLE COMMUNITY CENTER
AS A SOUTH KNOXVILLE BRANCH OF THE HEALTH
DEPARTMENT - R-02-7-601: (Book 16/Pg. 186)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement between the City of Knoxville and the Knox County Health Department for use of the facilities of the South Knoxville Community Center as a South Knoxville Branch of the Health Department was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-7-601 Resolution of the Commission of Knox County, Tennessee, approving an

agreement between the City of Knoxville and the Knox County Health Department for use of the facilities of the South Knoxville Community Center as a South Knoxville Branch of the Health Department.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
TRANSITIONAL LIVING AGREEMENT BETWEEN THE KNOX
COUNTY COMMUNITY SERVICES AGENCY AND JOHN TARLETON
HOME FOR THE PROVISION OF TRANSITIONAL LIVING
SERVICES TO ASSIST YOUTH IN THE KNOX COUNTY AREA IN
THE TRANSITION TO ADULT SOCIETY - R-02-7-602: (Book 16/Pg.
187)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a transitional living agreement between the Knox County Community Services Agency and John Tarleton Home for the provision of transitional living services to assist youth in the Knox County area in the transition to adult society was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-7-602 Resolution of the Commission of Knox County, Tennessee, approving a

transitional living agreement between the Knox County Community Services Agency and John Tarleton Home for the provision of transitional living services to assist youth in the Knox County area in the transition to adult society. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$100,000.00 FOR IMPROVEMENTS AT SEVEN ISLANDS WILDLIFE
REFUGE - R-02-7-702: (Book 16/Pg. 188)

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$100,000.00 for improvements at Seven Islands Wildlife Refuge was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-7-702 Resolution of the Commission of Knox County, Tennessee, appropriating \$100,000.00 for improvements at Seven Islands Wildlife Refuge.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$136,500.00 FOR GENERAL PROJECT MANAGEMENT FOR FISCAL
YEAR 2003 - R-02-7-801: (Book 16/Pg. 188)**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$136,500.00 for general project management for fiscal year 2003 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-7-801 Resolution of the Commission of Knox County, Tennessee, appropriating \$136,500.00 for general project management for fiscal year 2003.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$400,000.00 FOR COUNTYWIDE FACILITIES IMPROVEMENT FOR
FISCAL YEAR 2003 - R-02-7-802: (Book 16/Pg. 189)**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$400,000.00 for countywide facilities improvement for fiscal year 2003 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-7-802 Resolution of the Commission of Knox County, Tennessee, appropriating

\$400,000.00 for countywide facilities improvement for fiscal year 2003.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT WITH THE DISTRICT PUBLIC DEFENDER'S OFFICE AND THE EDWARD BYRNE MEMORIAL GRANT IN THE AMOUNT OF \$92,220.00 - R-02-7-902: (Book 16/Pgs. 189 & 190)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement with the District Public Defender's Office and the Edward Byrne Memorial Grant in the amount of \$92,220.00 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-7-902 Resolution of the Commission of Knox County, Tennessee, approving a grant agreement with the District Public Defender's Office and the Edward Byrne Memorial Grant in the amount of \$92,220.00. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried

18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
GRANT AGREEMENT WITH THE DISTRICT PUBLIC DEFENDER'S
OFFICE AND THE EAST TENNESSEE FOUNDATION IN THE
AMOUNT OF \$4,000.00 - R-02-7-903: (Book 16/Pg. 190)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement with the District Public Defender's Office and the East Tennessee Foundation in the amount of \$4,000.00 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-7-903 Resolution of the Commission of Knox County, Tennessee, approving a grant agreement with the District Public Defender's Office and the East Tennessee Foundation in the amount of \$4,000.00. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried

18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
GRANT AGREEMENT BETWEEN THE STATE OF TENNESSEE,

DEPARTMENT OF MILITARY, TENNESSEE MANAGEMENT
AGENCY AND KNOXVILLE-KNOX COUNTY IN THE AMOUNT OF
\$5,000.00 - R-02-7-906: (Book 16/Pg. 191)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement between the State of Tennessee, Department of Military, Tennessee Management Agency and Knoxville-Knox County in the amount of \$5,000.00 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-7-906 Resolution of the Commission of Knox County, Tennessee, approving a grant agreement between the State of Tennessee, Department of Military, Tennessee Management Agency and Knoxville-Knox County in the amount of \$5,000.00. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
NON-EXCLUSIVE AMBULANCE CONTRACT WITH RURAL/METRO
OF TENNESSEE, L.P. - R-02-7-603: (Book 16/Pg. 192)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a non-exclusive ambulance contract with Rural/Metro of Tennessee, L.P. was before the Board of Commissioners.

Mr. Thomas Schumpert, Knox County Executive, and Ms. Susan Brown, Southern Regional President for Rural Metro, was present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-02-7-603 - Resolution of the Commission of Knox County, Tennessee, approving a non-exclusive ambulance contract with Rural/Metro of Tennessee, L.P. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING
§2-446 OF THE KNOX COUNTY CODE (O-90-9-119, AS AMENDED)
REGARDING PROMOTION OF TOURISM - O-02-6-102 - (SECOND
READING): (Book 16/Pg. 193)

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending §2-446 of the Knox County Code (O-90-9-119, as amended) regarding promotion of tourism was before the Board of Commissioners on second reading.

Commissioner Leuthold moved to approve Ordinance O-02-6-102 - Ordinance of the Commission of Knox County, Tennessee, amending §2-446 of the Knox County Code (O-90-9-119, as amended) regarding promotion of tourism on second reading. Commissioner Horner

seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye.

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ABOLISHING THE TOURIST COMMISSION AND APPROVING A CONTRACT FOR THE PROMOTION OF TOURISM IN KNOX COUNTY - R-02-7-905: (Book 16/Pg. 193)

Consideration of a resolution of the Commission of Knox County, Tennessee, abolishing the Tourist Commission and approving a contract for the promotion of tourism in Knox County was before the Board of Commissioners.

Mr. Mike Moyers, Knox County Law Director, and Mr. Tom Jones, Attorney at Jones, Meadows and Wall Law Firm, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-02-7-905 - Resolution of the Commission of Knox County, Tennessee, abolishing the Tourist Commission and approving a contract for the promotion of tourism in Knox County with the amendment: on Page 2 of the Professional Services Contract, Item 1.1 Scope of Service, Items (k) and (l) should be amended to read as follows: (k) will compile attendance

figures for the top cultural/historic sites in Knox County; and; and (l) otherwise perform in accordance with those Performance Based Measures set forth in Exhibit A hereto. Also included in the amendment is to include the attached Exhibit A. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$35,000.00 FOR PURCHASE OF ARTIFACTS FOR THE EAST
TENNESSEE HISTORICAL CENTER - R-02-7-804: (Book 16/Pg. 194)

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$35,000.00 for purchase of artifacts for the East Tennessee Historical Center was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-02-7-804 - Resolution of the Commission of Knox County, Tennessee, appropriating \$35,000.00 for purchase of artifacts for the East Tennessee Historical Center. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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

(Book 16/Pg. 195)

12. Commissioner Cooper amended the agenda to hear the following item at this time: Resolution R-02-7-102 - Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing Jerry Sharp.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING
JERRY SHARP - R-02-7-102: (Book 16/Pg. 195)**

Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing Jerry Sharp was before the Board of Commissioners.

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

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

Commissioners Horner, Cooper and Mills moved to approve Resolution R-02-7-102 - Resolution of the Commission of Knox County, Tennessee, memorializing Jerry Sharp. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye.

Commissioner Medley was absent from the meeting. The motion carried

18-0-0-1.

Family members of Jerry Sharp were present to accept the resolution and expressed appreciation to the commission for the resolution.

Commissioner Cooper requested a moment of silence for the memory of Jerry Sharp.

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

(Book 16/Pg. 196)

13. Without objection, Commissioner Cooper amended the agenda to hear the following item at this time: Discussion regarding the Library Board's search and appointment of a new Director for the Knox County Public Libraries.

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IN RE: DISCUSSION REGARDING THE LIBRARY BOARD'S

SEARCH AND APPOINTMENT OF A NEW DIRECTOR FOR THE

KNOX COUNTY PUBLIC LIBRARIES: (Book 16/Pg. 197)

Discussion regarding the Library Board's search and appointment of a new Director for the Knox County Public Libraries was before the Board of Commissioners.

Mr. Charles Davenport, President of the Knox County Library Board, was present and spoke on the matter.

No action was taken.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS

MEETING: (Book 16/Pg. 197)

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

Commissioner Leuthold moved to approve the minutes of the previous meeting. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: ELECTIONS AND APPOINTMENTS: (Book 16/Pgs. 197 & 198)

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE APPOINTMENT OF SHANE RHYNE TO THE KNOX COUNTY TOURIST COMMISSION - R-02-7-110: (Book 16/Pg. 197 & 198)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the appointment of Shane Rhyne to the Knox County Tourist Commission was before the Board of Commissioners.

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

Commissioner Collins moved to suspend the rules and approve Resolution R-02-7-110 - Resolution of the Commission of Knox County, Tennessee, approving the appointment of Shane Rhyne to the Knox County

Tourist Commission with the notation that the vote on this resolution occurred before the resolution abolishing the Tourist Commission (R-02-7-105). Commissioner Tindell seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE
REAPPOINTMENT OF HAROLD STEWART, STANLEY LADUKE
AND CAROLYN JETER AS JUDICIAL COMMISSIONERS -
R-02-7-111: (Book 16/Pg. 198)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the reappointment of Harold Stewart, Stanley LaDuke and Carolyn Jeter as Judicial Commissioners was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-02-7-111 - Resolution of the Commission of Knox County, Tennessee, approving the reappointment of Harold Stewart, Stanley LaDuke and Carolyn Jeter as Judicial Commissioners. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried

18-0-0-1.

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IN RE: DRIVES AND ROADS: (Book 16/Pg. 199 - 202)

**IN RE: CONSIDERATION OF CLOSURE OF RIGHT OF WAY
ALONG CUNNINGHAM ROAD. PROPERTY LOCATED ON
CUNNINGHAM ROAD. SAMANTHA ALLEN, PROPERTY OWNER. -
(FIRST READING): (Book 16/Pg. 199)**

Consideration of closure of right of way along Cunningham Road was before the Board of Commissioners on first reading. Property located on Cunningham Road. Samantha Allen, property owner.

Commissioner Horner moved to approve the closure of right of way along Cunningham Road on first reading. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried

18-0-0-1. Property located on Cunningham Road. Samantha Allen, property owner.

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**IN RE: CONSIDERATION OF CLOSURE OF PORTION OF
RIGHT OF WAY OF OLD CANTON HOLLOW ROAD. PROPERTY
LOCATED ON THE CORNER OF CANTON HOLLOW ROAD AND**

KINGSTON PIKE. SHUBERT/SCHAAD PROPERTIES, PROPERTY

OWNER - (FIRST READING): (Book 16/Pg. 200)

Consideration of closure of portion of right of way of Old Canton Hollow Road was before the Board of Commissioners on first reading. Property located on the corner of Canton Hollow Road and Kingston Pike. Shubert/Schaad Properties, property owner.

Commissioner Horner moved to approve the closure of portion of right of way of Old Canton Hollow Road on first reading. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1. Property located on the corner of Canton Hollow Road and Kingston Pike. Shubert/Schaad Properties, property owner.

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IN RE: CONSIDERATION OF CLOSURE OF GHIRADELLI ROAD. PROPERTY LOCATED ON BEAVER CREEK ROAD. DAVID TRANTANELLA, PROPERTY OWNER - (SECOND READING): (Book 16/Pg. 201)

Consideration of closure of Ghiradelli Road was before the Board of Commissioners on second reading. Property located on Beaver Creek Road. David Trantanella, property owner.

Commissioner Horner moved to approve the closure of Ghiradelli Road on second reading. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins,

Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye.

Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1. Property located on Beaver Creek Road. David Trantanella, property owner.

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IN RE: CONSIDERATION OF CLOSURE OF CARL VALENTINE DRIVE. PROPERTY LOCATED OFF JOE HINTON ROAD. EAGLE POINTE PARTNERS, PROPERTY OWNER - (SECOND READING):

(Book 16/Pg. 201)

Consideration of closure of Carl Valentine Drive was before the Board of Commissioners on second reading. Property located off Joe Hinton Road. Eagle Pointe Partners, property owner.

Commissioner Horner moved to approve the closure of Carl Valentine Drive on second reading. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye.

Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1. Property located off Joe Hinton Road. Eagle Pointe Partners, property owner.

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IN RE: CONSIDERATION OF CLOSURE OF MARTY MCGUINNESS CIRCLE, JENNY COOK CIRCLE, MARTHA KNIGHT CIRCLE AND AUTUMNWOOD CIRCLE. PROPERTY LOCATED OFF

BAKERTOWN ROAD, OFF OLD CEDAR BLUFF ROAD, OFF

HIBBERT ROAD AND LOVELL ROAD. WALTER M. DICKSON,

PROPERTY OWNER - (SECOND READING): (Book 16/Pg. 202)

Consideration of closure of Marty McGuinness Circle, Jenny Cook Circle, Martha Knight Circle and Autumnwood Circle was before the Board of Commissioners on second reading. Property located off Bakertown Road, off Old Cedar Bluff Road, off Hibbert Road and Lovell Road. Walter M. Dickson, property owner.

Commissioner Horner moved to approve the closure of Marty McGuinness Circle, Jenny Cook Circle, Martha Knight Circle and Autumnwood Circle on second reading. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1. Property located off Bakertown Road, off Old Cedar Bluff Road, off Hibbert Road and Lovell Road. Walter M. Dickson, property owner.

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IN RE: RESOLUTIONS: (Book 16/Pgs. 203-207)

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$246,000.00 FOR FACILITIES REASSESSMENTS - R-02-7-202: (Book 16/Pg. 203)

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$246,000.00 for facilities reassessments was before the Board of Commissioners.

Mr. Mike Moyers, Knox County Law Director, Mr. Roy Mullins, Assistant Superintendent for Administrative Services for Knox County Schools, Mr. Doug Whitted, Facilities Manager for Knox County Schools, and Mr. Thomas Schumpert, Knox County Executive, were present and spoke on the matter.

Commissioner Leuthold moved to approve Resolution R-02-7-202 - Resolution of the Commission of Knox County, Tennessee, appropriating \$246,000.00 for facilities reassessments subject to review and approval of the contract by the Knox County Law Director and Knox County Executive. Commissioner Horner seconded the motion and upon roll call vote Commissioners Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Stephens, Horner, Cooper and Clark voted aye. Commissioners Bowden, Collins, Griess, Cawood, McMillan, Mills and Pinkston voted no. Commissioner Jordan was absent from the vote. Commissioner Medley was absent from the meeting. The motion carried 10-7-0-2.

This item was reconsidered later on the day's agenda. (See Page 224.)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN EMERGENCY SERVICES ACCESS EASEMENT FOR FI-SHOCK AT

THE FORKS OF THE RIVER INDUSTRIAL PARK - R-02-7-703: (Book 16/Pg. 204)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an emergency services access easement for Fi-Shock at the Forks of the River Industrial Park was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve Resolution R-02-7-703 - Resolution of the Commission of Knox County, Tennessee, approving an emergency services access easement for Fi-Shock at the Forks of the River Industrial Park. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Clark and Pinkston voted aye. Commissioner Mills was absent from the vote. Commissioner Medley was absent from the meeting. The motion carried 17-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE BONDS OF KNOX COUNTY PUBLIC OFFICIALS FOR ELECTIVE TERMS RUNNING 2002-2006 - R-02-7-803: (Book 16/Pg. 204 & 205)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the bonds of Knox County Public Officials

for elective terms running 2002-2006 was before the Board of Commissioners.

Commissioner Leuthold moved to approve Resolution R-02-7-803 - Resolution of the Commission of Knox County, Tennessee, approving the bonds of Knox County Public Officials for elective terms running 2002-2006. Commissioner Moody seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Clark and Pinkston voted aye. Commissioner Mills was absent from the vote. Commissioner Medley was absent from the meeting. The motion carried 17-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE
EDWARD BYRNE MEMORIAL GRANT FOR SUBSTANCE ABUSE
TREATMENT FOR DRUG COURT PARTICIPANTS - R-02-7-901:
(Book 16/Pg. 205)

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the Edward Byrne Memorial Grant for substance abuse treatment for Drug Court participants was before the Board of Commissioners.

Commissioner Cawood moved to approve Resolution

R-02-7-901 - Resolution of the Commission of Knox County, Tennessee, approving the Edward Byrne Memorial Grant for substance abuse treatment for Drug Court participants. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Clark and Pinkston voted aye. Commissioner Mills was absent from the vote. Commissioner Medley was absent from the meeting. The motion carried 17-0-0-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, EXPRESSING AN
INTENT TO COMMIT HUD HOME FUNDS FOR POSITIVELY
LIVING'S PARKRIDGE HARBOR HOUSING PROJECT UPON THE
MEETING OF CERTAIN CONDITIONS - R-02-7-805: (Book 16/Pg.
206)

Consideration of a resolution of the Commission of Knox County, Tennessee, expressing an intent to commit HUD HOME funds for Positively Living's Parkridge Harbor Housing Project upon the meeting of certain conditions was before the Board of Commissioners.

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

Commissioner Horner moved to approve Resolution R-02-7-805 Resolution of the Commission of Knox County, Tennessee, expressing an intent to commit HUD HOME funds for Positively Living's Parkridge Harbor Housing Project upon the meeting of certain conditions.

Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Clark and Pinkston voted aye. Commissioner Mills was absent from the vote. Commissioner Medley was absent from the meeting. The motion carried 17-0-0-2.

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IN RE: ORDINANCES ON FIRST READING: (Book 16/Pgs. 207 & 208)

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ESTABLISHING A SYSTEM OF PERSONNEL ADMINISTRATION, CREATING A PERSONNEL BOARD AND DEFINING ITS MEMBERSHIP AND DUTIES, DEFINING THE DUTIES OF THE HUMAN RESOURCES MANAGER, SETTING FORTH THE RIGHTS OF EMPLOYEES OF KNOX COUNTY, ESTABLISHING PERSONNEL POLICIES FOR HIRING, PROMOTING, DISCIPLINING, AND DISMISSING EMPLOYEES, AND SETTING FORTH ATTENDANCE POLICIES - O-02-7-101 - (FIRST READING): (Book 16/Pg. 207)

Consideration of an Ordinance of the Commission of Knox County, Tennessee, establishing a system of Personnel Administration, creating a Personnel Board and defining its membership and duties, defining the duties of the Human Resources Manager, setting forth the rights of employees of Knox County, establishing Personnel Policies for hiring,

promoting, disciplining, and dismissing employees, and setting forth attendance policies was before the Board of Commissioners on first reading.

Commissioner Cawood moved to approve Ordinance O-02-7-101 - Ordinance of the Commission of Knox County, Tennessee, establishing a system of Personnel Administration, creating a Personnel Board and defining its membership and duties, defining the duties of the Human Resources Manager, setting forth the rights of employees of Knox County, establishing Personnel Policies for hiring, promoting, disciplining, and dismissing employees, and setting forth attendance policies on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Clark and Pinkston voted aye. Commissioner Mills was absent from the vote. Commissioner Medley was absent from the meeting. The motion carried

17-0-0-2.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING
CHAPTER 2 ARTICLE III OF THE KNOX COUNTY CODE
REGARDING ORGANIZATION OF THE EXECUTIVE BRANCH OF
KNOX COUNTY GOVERNMENT - O-02-7-102 - (FIRST READING):
(Book 16/Pg. 208)

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Chapter 2 Article III of the Knox County

Code regarding organization of the Executive Branch of Knox County Government was before the Board of Commissioners on first reading.

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

Commissioner Cawood moved to approve Ordinance O-02-7-102 – Ordinance of the Commission of Knox County, Tennessee, amending Chapter 2 Article III of the Knox County Code regarding organization of the Executive Branch of Knox County Government on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: ORDINANCES ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING KNOX
COUNTY CODE §6-35, REPEALING THE PROHIBITION AGAINST
WOLF HYBRID DOGS - O-02-6-101 - (SECOND READING): (Book
16/Pg. 209)

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code §6-35, repealing the

prohibition against wolf hybrid dogs was before the Board of Commissioners on second reading.

Commissioner Cawood moved to approve Ordinance O-02-6-101 - Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code §6-35, repealing the prohibition against wolf hybrid dogs on second reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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

(Book 16/Pg. 210)

14. At this time, there was discussion regarding allegations of discrepancy between the terms of a termite contract and payment of bills by the Knox County School System.

The Commission requested the Knox County Internal Auditor to review this matter and report at a later date.

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IN RE: DELEGATIONS TO BE HEARD: (Book 16/Pg. 210)

Mr. Ted Frye, concerned citizen, was present and spoke concerning early voting.

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

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IN RE: ROLL CALL - (6:00 P.M.) (Book 16/Pg. 210)

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

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IN RE: ZONING REQUESTS: (Book 16/Pgs. 211-220)

1. Consideration of the request of MPC for approval of Walker Springs/Mars Hill Road Corridor Study and related amendments to the Northwest County Sector Plan was before the Board of Commissioners. ***(Book 16/Pg. 211)***

Commissioner Cooper deferred this item to the October 2002 meeting.

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2. Consideration of the request of Kenna Stephens, Larry Bailey for rezoning from OB Office, Medical and Related Services and A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located on the southeast side of West Beaver Creek Drive, southeast of Autumn View Lane. Sixth Commission District. ***(Book 16/Pg. 211)***

Without objection, Commissioner Cooper deferred this item to the August 2002 meeting.

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3. Consideration of the request of Walt Dickson for rezoning from I Industrial Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the east side of Ball Camp Byington Road, south of railroad right-of-way. Sixth Commission District. (*Book 16/Pg. 211*)

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

Commissioner Cawood moved to approve zoning request 5-I-02-RZ - Request of Walt Dickson for rezoning from I Industrial Zone to PR Planned Residential Zone at a density of 1 - 5 dwelling units per acre as per MPC's recommendation. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Arms and Horner arrived later in the meeting. Commissioner Medley was absent from the meeting. The motion carried 16-0-0-3. Property located on the east side of Ball Camp Byington Road, south of railroad right-of-way. Sixth Commission District.

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4. Consideration of the request of Eagle Bend Realty, Inc. for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located on the southeast side of South Northshore Drive, northeast of Knightsbridge Drive. Fourth Commission District. (*Book 16/Pg. 212*)

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

Commissioner Schmid moved to approve zoning request 5-V-02-RZ - Request of Eagle Bend Realty, Inc. for rezoning from A Agricultural Zone to RA Low Density Residential Zone. Commissioner Jordan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Arms and Horner arrived later in the meeting. Commissioner Medley was absent from the meeting. The motion carried 16-0-0-3. Property located on the southeast side of South Northshore Drive, northeast of Knightsbridge Drive. Fourth Commission District.

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5. Consideration of the request of William Furlong for rezoning from RA Low Density Residential Zone to OA Office Park Zone was before the Board of Commissioners. Property located on the northeast side of South Peters Road, southeast side of Sony Lane. Fifth Commission District. (*Book 16/Pg. 213*)

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

Commissioner Griess moved to approve zoning request 6-D-02-RZ - Request of William Furlong for rezoning from RA Low Density Residential Zone to OA Office Park Zone as per MPC's recommendation. The motion was seconded and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid,

Leuthold, Griess, Cawood, Stephens, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Arms and Horner arrived later in the meeting. Commissioner Medley was absent from the meeting. The motion carried 16-0-0-3. Property located on the northeast side of South Peters Road, southeast side of Sony Lane. Fifth Commission District.

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6. Consideration of the request of Victor Jernigan for a Northeast County Sector Plan amendment from Agricultural/Rural Residential Zone to Low Density Residential Zone was before the Board of Commissioners. Property located on the southeast side of Washington Pike, north of Edmondson Lane. Eighth Commission District. (*Book 16/Pg. 213*)

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

Commissioner Mills moved to approve zoning request 6-A-02-SP - Request of Victor Jernigan for a Northeast County Sector Plan amendment from Agricultural/Rural Residential Zone to Low Density Residential Zone. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Arms and Horner arrived later in the meeting. Commissioner Medley was absent from the meeting. The motion carried 16-0-0-3. Property located on the southeast side of Washington Pike, north of Edmondson Lane. Eighth Commission District.

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7. Consideration of the request of Victor Jernigan for rezoning from RA Low Density Residential Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the southeast side of Washington Pike, north of Edmondson Lane. Eighth Commission District. (*Book 16/Pg. 214*)

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

Commissioner McMillan moved to approve zoning request 6-E-02-RZ - Request of Victor Jernigan for rezoning from RA Low Density Residential Zone to PR Planned Residential Zone. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Arms and Horner arrived later in the meeting. Commissioner Medley was absent from the meeting. The motion carried 16-0-0-3. Property located on the southeast side of Washington Pike, north of Edmondson Lane. Eighth Commission District.

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8. Consideration of the request of Roger Glenn Allen for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located on the northeast side of Andersonville Pike, southeast side of McCloud Road. Seventh Commission District. (*Book 16/Pg. 215*)

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

Commissioner Griess moved to approve zoning request

6-F-02-RZ - Request of Roger Glenn Allen for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per MPC's recommendation.

Commissioner Cawood seconded the motion and upon roll call vote

Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid,

Leuthold, Griess, Cawood, Stephens, Cooper, McMillan, Mills, Clark and

Pinkston voted aye. Commissioners Arms and Horner arrived later in the

meeting. Commissioner Medley was absent from the meeting. The motion

carried 16-0-0-3. Property located on the northeast side of Andersonville

Pike, southeast side of McCloud Road. Seventh Commission District.

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9. Consideration of the request of Clifford Boling 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 Governor John Sevier Highway, southeast side of East Norton Road, southwest side of Harmon Road. Ninth Commission District. (*Book 16/Pg. 216*)

Mr. Clifford Boling, petitioner, was present and spoke on behalf of the request.

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

Commissioner Pinkston moved to approve zoning request

6-H-02-RZ - Request of Clifford Boling for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 - 5 dwelling units per

acre as per MPC's recommendation. Commissioner Clark seconded the

motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Arms and Horner arrived later in the meeting. Commissioner Medley was absent from the meeting. The motion carried 16-0-0-3. Property located on the northwest side of East Governor John Sevier Highway, southeast side of East Norton Road, southwest side of Harmon Road. Ninth Commission District.

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10. Consideration of the request of Tony Norman for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the northeast side of Collier Road, northwest of Helen Drive. Sixth Commission District. (**Book 16/Pg. 216**)

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

Commissioner Stephens moved to approve zoning request 6-I-02-RZ - Request of Tony Norman for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 - 3 dwelling units per acre as per MPC's recommendation. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Arms and Horner arrived later in the meeting. Commissioner Medley was absent from the meeting. The motion carried 16-0-0-3. Property located on

the northeast side of Collier Road, northwest of Helen Drive. Sixth Commission District.

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11. Consideration of the request of LBH Developers for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the west side of Hill Road, south of Cabbage Lane. Seventh Commission District. (*Book 16/Pg. 217*)

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

Commissioner Cawood moved to approve zoning request 6-J-02-RZ - Request of LBH Developers for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 - 3 dwelling units per acre as per MPC's recommendation. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Arms and Horner arrived later in the meeting. Commissioner Medley was absent from the meeting. The motion carried 16-0-0-3. Property located on the west side of Hill Road, south of Cabbage Lane. Seventh Commission District.

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12. Consideration of the request of S & E Properties for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the northwest side

of George Williams Road, southwest of Shelbyville Road. Fifth Commission District. (*Book 16/Pg. 218*)

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

Mr. Scott Smith, petitioner, was present and spoke on behalf of the request.

Mr. Eddie Sandford, adjacent property owner, and Mr. John Schoonmaker, concerned citizen, were present and spoke in opposition to the request.

Commissioner Schmid moved to approve zoning request 6-L-02-RZ - Request of S & E Properties for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 - 4 dwelling units per acre as per MPC's recommendation. Commissioner Pinkston seconded the motion.

Commissioner Leuthold moved as an amendment to approve zoning request 6-L-02-RZ - Request of S & E Properties for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 - 3 dwelling units per acre. Commissioner Stephens seconded the motion and upon roll call vote Commissioners Tindell, Leuthold, Stephens and McMillan voted aye. Commissioners Jordan, Bowden, Collins, Moody, Guthe, Schmid, Arms, Griess, Cawood, Cooper, Mills, Clark and Pinkston voted no. Commissioner Horner arrived later in the meeting. Commissioner Medley was absent from the meeting. The amendment failed 4-13-0-2.

Upon roll call vote of the motion to approve zoning request

6-L-02-RZ - Request of S & E Properties for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 - 4 dwelling units per acre as per MPC's recommendation, Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Griess, Cawood, Cooper, Mills, Clark and Pinkston voted aye. Commissioner Leuthold, Stephens and McMillan voted no. Commissioner Horner arrived later in the meeting. Commissioner Medley was absent from the meeting. The motion carried 14-3-0-2. Property located on the northwest side of George Williams Road, southwest of Shelbyville Road. Fifth Commission District.

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13. Consideration of the request of Tommy Hicks for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the southeast side of Greenwell Drive, northeast of Pedigo Road. Seventh Commission District. *(Book 16/Pg. 219)*

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

Commissioner Pinkston moved to approve zoning request 6-M-02-RZ - Request of Tommy Hicks for rezoning from A Agricultural Zone to PR Planned Residential Zone. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Horner arrived later in the meeting. Commissioner Medley was absent from the meeting. The motion carried 17-0-0-2. Property located on the

southeast side of Greenwell Drive, northeast of Pedigo Road. Seventh Commission District.

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IN RE: AMENDMENTS TO THE AGENDA - (CONTINUED):
(Book 16/Pg. 220)

15. Commissioner Cooper amended the agenda to hear the following items at the same time: Rezoning Appeal 6-B-02-SP - Appeal by Temple Baptist Church of Powell, Inc. of MPC's denial of Sector Plan amendment from Low Density Residential Zone to Office Zone; property located on the northeast side of Adams Road, southwest side of Beelertown Road, southeast of West Beaver Creek Drive; Sixth Commission District; and Rezoning Appeal 6-N-02-RZ - Appeal by Temple Baptist Church of Powell, Inc. of MPC's denial of rezoning from RA Low Density Residential Zone to OB Office, Medical and Related Services Zone; property located on the northeast side of Adams Road, southwest side of Beelertown Road, southeast of West Beaver Creek Drive, Sixth Commission District.

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IN RE: REZONING APPEALS: (Book 16/Pgs. 220-221)

Consideration of the following rezoning appeals was before the Board of Commissioners:

Rezoning Appeal 6-B-02-SP - Appeal by Temple Baptist Church of Powell, Inc. of MPC's denial of Sector Plan Amendment from Low Density Residential Zone to Office Zone; property located on the northeast side of Adams Road, southwest side of Beelertown Road,

southeast of West Beaver Creek Drive; Sixth Commission District; (**Book 16/Pg. 220 & 221**)

and

Rezoning Appeal 6-N-02-RZ - Appeal by Temple Baptist Church of Powell, Inc. of MPC's denial of rezoning from RA Low Density Residential Zone to OB Office, Medical and Related Services Zone; property located on the northeast side of Adams Road, southwest side of Beelertown Road, southeast of West Beaver Creek Drive, Sixth Commission District. (**Book 16/Pg. 220 & 221**)

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

Mr. Dave Ross, Business Administrator for Temple Baptist Church, was present and spoke on behalf of the appeal.

Ms. Betty Norman, area resident, was present and spoke in opposition to the appeal.

A recess was taken at this time.

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

(Book 16/Pg. 221)

16. Commissioner Griess moved to amend the agenda to reconsider the following item to be heard at this time: Consideration of the request of Tommy Hicks for rezoning from A Agricultural Zone to PR Planned Residential Zone; property located on the southeast side of Greenwell Drive, northeast of Pedigo Road, Seventh Commission District.

Commissioner Cooper seconded the motion and upon roll call vote

Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: ZONING REQUEST: (Book 16/Pg. 222)

Consideration of the request of Tommy Hicks for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the southeast side of Greenwell Drive, northeast of Pedigo Road. Seventh Commission District. *(Book 16/Pg. 222)*

Commissioner Griess moved to defer to the August 2002 meeting zoning request 6-M-02-RZ - Request of Tommy Hicks for rezoning from A Agricultural Zone to PR Planned Residential Zone. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: REZONING APPEALS - (CONTINUED): (Book 16/Pg. 222)

Consideration of the following rezoning appeals was before the Board of Commissioners:

Rezoning Appeal 6-B-02-SP - Appeal by Temple Baptist Church of Powell, Inc. of MPC's denial of Sector Plan Amendment from

Low Density Residential Zone to Office Zone; property located on the northeast side of Adams Road, southwest side of Beelertown Road, southeast of West Beaver Creek Drive; Sixth Commission District; (*Book 16/Pgs. 222 & 223*)

and

Rezoning Appeal 6-N-02-RZ - Appeal by Temple Baptist Church of Powell, Inc. of MPC's denial of rezoning from RA Low Density Residential Zone to OB Office, Medical and Related Services Zone; property located on the northeast side of Adams Road, southwest side of Beelertown Road, southeast of West Beaver Creek Drive, Sixth Commission District. (*Book 16/Pg. 223*)

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

Commissioner Griess moved to deny the following rezoning appeals: Rezoning Appeal 6-B-02-SP - Appeal by Temple Baptist Church of Powell, Inc. of MPC's denial of Sector Plan Amendment from Low Density Residential Zone to Office Zone;

and

Rezoning Appeal 6-N-02-RZ - Appeal by Temple Baptist Church of Powell, Inc. of MPC's denial of rezoning from RA Low Density Residential Zone to OB Office, Medical and Related Services Zone.

Commissioner Moody seconded the motion.

Commissioner Tindell moved as a substitute motion to approve the following rezoning appeals: Rezoning Appeal 6-B-02-SP - Appeal by

Temple Baptist Church of Powell, Inc. of MPC's denial of Sector Plan Amendment from Low Density Residential Zone to Office Zone;

and

Rezoning Appeal 6-N-02-RZ - Appeal by Temple Baptist Church of Powell, Inc. of MPC's denial of rezoning from RA Low Density Residential Zone to OB Office, Medical and Related Services Zone.

Commissioner Pinkston seconded the motion.

A recess was taken at this time.

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

(Book 16/Pg. 224)

17. Commissioner Guthe moved to amend the agenda to reconsider the following item to be heard at this time: Resolution R-02-7-202 Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$246,000.00 for facilities reassessments.

Commissioner Mills seconded the motion and upon roll call vote

Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid,

Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan,

Mills, Clark and Pinkston voted aye. Commissioner Medley was absent

from the meeting. The motion carried

18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE

COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING

\$246,000.00 FOR FACILITIES REASSESSMENTS - R-02-7-202: (Book 16/Pg. 224)

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$246,000.00 for facilities reassessments was before the Board of Commissioners.

Commissioner Guthe moved to defer to the August 2002 meeting Resolution R-02-7-202 - Resolution of the Commission of Knox County, Tennessee, appropriating \$246,000.00 for facilities reassessments. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Medley was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: REZONING APPEALS - (CONTINUED): (Book 16/Pg. 225 & 226)

Consideration of the following rezoning appeals was before the Board of Commissioners:

Rezoning Appeal 6-B-02-SP - Appeal by Temple Baptist Church of Powell, Inc. of MPC's denial of Sector Plan Amendment from Low Density Residential Zone to Office Zone; property located on the northeast side of Adams Road, southwest side of Beelertown Road, southeast of West Beaver Creek Drive; Sixth Commission District; (**Book 16/Pg. 225**)

and

Rezoning Appeal 6-N-02-RZ - Appeal by Temple Baptist Church of Powell, Inc. of MPC's denial of rezoning from RA Low Density Residential Zone to OB Office, Medical and Related Services Zone; property located on the northeast side of Adams Road, southwest side of Beelertown Road, southeast of West Beaver Creek Drive, Sixth Commission District. (*Book 16/Pg. 225*)

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

Upon roll call vote of the substitute motion to approve the following rezoning appeals: Rezoning Appeal 6-B-02-SP - Appeal by Temple Baptist Church of Powell, Inc. of MPC's denial of Sector Plan Amendment from Low Density Residential Zone to Office Zone;

and

Rezoning Appeal 6-N-02-RZ - Appeal by Temple Baptist Church of Powell, Inc. of MPC's denial of rezoning from RA Low Density Residential Zone to OB Office, Medical and Related Services Zone, Commissioners Tindell, Cawood, Stephens, Horner, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Jordan, Bowden, Collins, Moody, Guthe, Schmid, Arms, Leuthold, Griess and Cooper voted no. Commissioner Medley was absent from the meeting. The substitute motion failed 8-10-0-1.

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IN RE: **ROLL CALL BY DISTRICTS:** (*Book 16/Pg. 226*)

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

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IN RE: ADJOURNMENT: (Book 16/Pg. 226)

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

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KNOX COUNTY BOARD OF COMMISSIONERS

LEO COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, August 26, 2002 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston. Also present were Mr. Thomas Schumpert, Knox County Executive, Mr. Mike Moyers, Knox County Law Director, Ms. Kathy Hamilton, Director, Knox County Finance, Dr. Charles Lindsey, Superintendent, Knox County Schools and news media.

Commissioner Cooper, Chairman, presided.

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

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IN RE: AMENDMENT TO THE AGENDA: Bk. 16, Pg. 227)

Without objection, Commissioner Cooper amended the agenda to hear from Mr. Kent Whitworth, East Tennessee Historical Society, who expressed appreciation to the Commission for all their support for the East Tennessee Historical Society.

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IN RE: DEVOTIONAL: (Bk. 16, Pg. 227)

Reverend Larry Trotter, Associate Pastor, Concord United Methodist Church, gave the devotional.

Commissioner Leuthold read the 150th Psalms.

Mr. Alan Eleazer, Director of Music, Concord United Methodist Church, provided music.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:(Bk. 16, Pg. 228)

Commissioner Leo Cooper led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENT TO THE AGENDA: (Bk. 16, pg. 228)

Without objection, Commissioner Cooper amended the agenda to hear R-02-8-101 next on the agenda:

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE MEMORIALIZING CHARLIE ROBERTS:

R-02-8-101: (Bk. 16, Pg. 228)

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

Mr. Gary Roberts, was present and spoke on the matter.

Commissioner Cawood moved to approve R-02-8-101 - Consideration of a Resolution of the Commission of Knox County, Tennessee memorializing Charlie Roberts. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: AMENDMENT TO THE AGENDA: (Bk. 16, Pg. 228)

At this time Commissioner Tindell, Vice Chairman, presided.

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IN RE: AMENDMENT TO THE AGENDA: (Bk. 16, Pg. 228)

At this time Mr. Thomas Schumpert, Knox County Executive, gave a presentation honoring the four (4) retiring County Commissioners: Commissioner

Frank Leuthold, Commissioner Leo Cooper, Commissioner Frank Bowden and Commissioner Pat Medley.

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IN RE: AMENDMENTS TO THE AGENDA: (Bk. 16, Pg. 229)

Without objection, Commissioner Tindell amended the agenda to add and hear the following Honorary Resolutions R-02-8-102, R-02-8-103, R-02-8-104, R-02-8-105, R-02-8-106, R-02-8-107, R-02-8-108, R-02-8-109, R-02-8-112, R-02-8-113, R-02-8-114, R-02-8-115, and R-02-8-116 next on the agenda.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING TOMMY SCHUMPERT ON THE OCCASION OF HIS LEAVING KNOX COUNTY SERVICE:

R-02-8-102: (Bk. 16, Pg. 229)

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Tommy Schumpert on the occasion of his leaving Knox County Service was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-102 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Tommy Schumpert on the occasion of his leaving Knox County Service. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING FRANK BOWDEN ON THE

OCCASION OF HIS LEAVING KNOX COUNTY SERVICE: R-02-8-103: (Bk. 16, Pg. 230)

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Frank Bowden on the occasion of his leaving Knox County Service was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-103 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Frank Bowden on the occasion of his leaving Knox County Service. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING PAT MEDLEY ON THE OCCASION OF HER LEAVING KNOX COUNTY SERVICE: R-02-8-104: (Bk. 16, pg. 230 & 231)

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Pat Medley on the occasion of her leaving Knox County Service was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-104 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Pat Medley on the occasion of her leaving Knox County Service. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE HONORING FRANK LEUTHOLD ON
THE OCCASION OF HIS LEAVING KNOX COUNTY SERVICE: R-02-8-105:
(Bk. 16, Pg. 231)**

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Frank Leuthold on the occasion of his leaving Knox County Service was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-105 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Frank Leuthold on the occasion of his leaving Knox County Service. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE HONORING LEO COOPER ON THE
OCCASION OF HIS LEAVING KNOX COUNTY SERVICE: R-02-8-106: (Bk.
16, Pg. 231)**

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Leo Cooper on the occasion of his leaving Knox County Service was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-106 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Leo Cooper on the occasion of his leaving Knox County Service. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan,

Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING MARGARET MADDOX ON THE OCCASION OF HER LEAVING KNOX COUNTY SERVICE:

R-02-8-107: (Bk. 16, Pg. 232)

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Margaret Maddox on the occasion of her leaving Knox County Service was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-107 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Margaret Maddox on the occasion of her leaving Knox County Service. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING DIANE JABLONSKI ON THE OCCASION OF HER LEAVING KNOX COUNTY SERVICE:

R-02-8-108: (Bk. 16, Pg. 232 & 233)

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Diane Jablonski on the occasion of her leaving Knox County Service was before the Finance Committee.

Commissioner Griess moved to approve R-02-8-108 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Diane Jablonski on the occasion of her leaving Knox County Service. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING JIM MCCLAIN ON THE OCCASION OF HIS LEAVING KNOX COUNTY SERVICE: R-02-8-109: (Bk. 16, Pg. 233)

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Jim McClain on the occasion of his leaving Knox County Service was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-109 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Jim McClain on the occasion of his leaving Knox County Service. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING KATHY HAMILTON ON THE OCCASION OF HER LEAVING KNOX COUNTY SERVICE: R-02-8-112: (Bk. 16, Pg. 234)

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Kathy Hamilton on the occasion of her leaving Knox County Service was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-112 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Kathy Hamilton on the occasion of her leaving Knox County Service. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING MELISSA ZIEGLER ON THE OCCASION OF HER LEAVING KNOX COUNTY SERVICE:

R-02-8-113: (Bk.16, Pg. 234 & 235)

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Melissa Ziegler on the occasion of her leaving Knox County Service was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-113 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Melissa Ziegler on the occasion of her leaving Knox County Service. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE HONORING MOLLY PRATT ON THE
OCCASION OF HER LEAVING KNOX COUNTY SERVICE: R-02-8-114: (Bk.
16, Pg. 235)**

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Molly Pratt on the occasion of her leaving Knox County Service was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-114 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Molly Pratt on the occasion of her leaving Knox County Service. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE HONORING PATRICIA WATSON ON
THE OCCASION OF HER LEAVING KNOX COUNTY SERVICE:
R-02-8-115: (Bk. 16, Pgs. 235 & 236)**

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Patricia Watson on the occasion of her leaving Knox County Service was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-115 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Patricia Watson on the occasion of her leaving Knox County Service. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold,

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING JANET MCGAHA ON THE OCCASION OF HER LEAVING KNOX COUNTY SERVICE: R-02-8-116: (Bk. 16, Pg. 236)

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Janet McGaha on the occasion of her leaving Knox County Service was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-116 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Janet McGaha on the occasion of her leaving Knox County Service. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: AMENDMENTS TO THE AGENDA CONTINUED: (Bk. 16, Pgs. 236, 237, & 238)

Without objection, Commissioner Cooper amended the agenda as follows:

2. Add R-02-8-408 - Resolution approving a grant agreement between the State of Tennessee, Department of Military, Tennessee Emergency Management Agency and Knox County for reimbursement of Beaver Creek property acquisition in the amount of \$643,106.00.

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3. Add R-02-8-902 - Resolution urging the State of Tennessee to place a historical marker at the Sutherland Avenue Field.

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4. Remove R-02-8-901 - Resolution approving a Professional Services Contract with Willis of Tennessee off the consent agenda and add to the regular agenda.

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5. Add R-02-8-903 - Consideration of a Resolution of the Commission of Knox County, Tennessee calling upon the State to reopen Driver's License Renewal Offices to the consent calendar.

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6. Move O-02-8-103 - Ordinance authorizing a Charter Amendment Referendum on the question of restoring to Knox County the Elected office of Superintendent of Schools on first reading to be heard after discussion of the Library Board's search and appointment of a new Director.

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7. Remove R-02-8-208 - Resolution approving a contract with Henley Roofing Company for the re-roofing of Historic Knoxville High from the consent calendar and add to the regular agenda.

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8. Defer to the September Board of Commissioners meeting R-02-8-211 - Resolution approving a contract with CMS Viron Corporation for the provision of energy audit services for the provision of energy audit services and implementation of those audit recommendations.

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IN RE: CONSENT ITEMS: (Bk. 16, Pg. 238)

Tax Refunds:

No tax refunds received.

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211 Notary Public Applications received.

Commissioner Cawood moved to approve the Consent Items.

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

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IN RE: AMENDMENT TO THE AGENDA: (Bk. 16, Pg. 238)

Commissioner Moody acknowledged the presence of Mr. Harry Hughes, a third grader who is home schooled. Mr. Hughes is studying Government.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE 2002-2003 GENERAL PURPOSE SCHOOLS FUND BUDGET: R-02-8-202: (Bk. 16, Pgs. 238 & 239)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the 2002-2003 General Purpose Schools Fund Budget was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-202 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the 2002-2003 General Purpose Schools Fund Budget. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess,

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING CONTRACTS WITH BRYANT FENCE COMPANY, HARDWICK FENCE COMPANY, AND BLAZE FENCE COMPANY FOR FENCING SERVICES: R-02-8-203: (Bk. 16, Pg. 239)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving contracts with Bryant Fence Company, Hardwick Fence Company, and Blaze Fence Company for fencing services was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-203 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving contracts with Bryant Fence Company, Hardwick Fence Company, and Blaze Fence Company for fencing services. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$316,000.00 FOR THE ACQUISITION BY EMINENT DOMAIN OF APPROXIMATELY 4.5 ACRES OF LAND ADJACENT TO THE A. L. LOTT'S ELEMENTARY SCHOOL AT 9321 WESTLAND DRIVE: R-02-8-204: (Bk. 16, Pg. 240)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$316,000.00 for the acquisition by eminent domain of approximately 4.5 acres of land adjacent to the A. L. Lotts Elementary School at 9321 Westland Drive was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-204 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$316,000.00 for the acquisition by eminent domain of approximately 4.5 acres of land adjacent to the A. L. Lotts Elementary School at 9321 Westland Drive.

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH AIR PRODUCTS AND CHEMICALS, INC., AND APPROPRIATING \$1,023,000.00 FOR PROPERTY ACQUISITION AND COSTS RELATED TO THE RELOCATION OF SCHOOLS MAINTENANCE OPERATIONS FROM BAXTER AVENUE AND RULE HIGH SCHOOL TO THE FIFTH AVENUE SITE: R-02-8-205: (Bk. 16, Pgs. 240, & 241)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Air Products and Chemicals, Inc., and appropriating \$1,023,000.00 for property acquisition and costs related to the relocation of Schools Maintenance Operations from Baxter Avenue and Rule High School to the Fifth Avenue site was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-205 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a

contract with Air Products and Chemicals, Inc., and appropriating \$1,023,000.00 for property acquisition and costs related to the relocation of Schools Maintenance Operations from Baxter Avenue and Rule High School to the Fifth Avenue site. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH TENN-EDD PRODUCTS COMPANY FOR CAFETERIA SEATING AT KARNS MIDDLE SCHOOL: R-02-8-207: (Bk. 16, Pgs. 241 & 242)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Tenn-Edd Products Company for cafeteria seating at Karns Middle School was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-207 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Tenn-Edd Products Company for cafeteria seating at Karns Middle School.

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH REED CONSTRUCTION, WILLIAM S. TRIMBLE, AND CUSTOM DOORS FOR

WINDOW AND WINDOW REPLACEMENT SERVICES: R-02-8-209: (Bk. 16, Pg. 242)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Reed Construction, William S. Trimble, and Custom Doors for window and window replacement services was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-209 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Reed Construction, William S. Trimble, and Custom Doors for window and window replacement services. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried

19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT AGREEMENT BETWEEN THE STATE OF TENNESSEE DEPARTMENT OF EDUCATION AND KNOX COUNTY SCHOOLS FOR THE PROVISION OF AN ELEMENTARY DIAGNOSTIC CLASSROOM PROJECT: R-02-8-210: (Bk. 16, Pgs. 242 & 243)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement between the State of Tennessee Department of Education and Knox County Schools for the provision of an Elementary Diagnostic Classroom Project was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-210 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement between the State of Tennessee Department of Education and Knox County Schools for the provision of an Elementary Diagnostic Classroom Project. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A LEASE AGREEMENT BETWEEN THE KNOX COUNTY PUBLIC LIBRARY SYSTEM AND THE TENNESSEE SOCIETY SONS OF THE REVOLUTION: R-02-8-212: (Bk. 16, Pgs. 243, & 244)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a lease agreement between the Knox County Public Library System and the Tennessee Society Sons of the Revolution was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-212 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a lease agreement between the Knox County Public Library System and the Tennessee Society Sons of the Revolution. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING A GRANT CONTRACT
BETWEEN THE STATE OF TENNESSEE, DEPARTMENT OF FINANCE
AND ADMINISTRATION, OFFICE OF CRIMINAL JUSTICE PROGRAMS,
AND THE KNOX COUNTY SHERIFF'S OFFICE FOR A VOLUNTEER
SERVICES PROGRAM EXPANSION PROJECT: R-02-8-301: (Bk. 16, Pg. 244)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract between the State of Tennessee, Department of Finance and Administration, Office of Criminal Justice Programs, and the Knox County Sheriff's Office for a Volunteer Services Program Expansion Project was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-301 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract between the State of Tennessee, Department of Finance and Administration, Office of Criminal Justice Programs, and the Knox County Sheriff's Office for a Volunteer Services Program Expansion Project.

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

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING TERM CONTRACTS WITH
INTERSTATE BRANDS CORP./MERITA BAKERY FOR THE PROVISION
OF BREAD AND BREAD PRODUCTS; FLAV-O-RICH DAIRIES LLC FOR
THE PROVISION OF MILK, OTHER BEVERAGES AND ICE CREAM
PRODUCTS; AND THE IJ COMPANY FOR THE PROVISION OF**

PRODUCE, FOOD AND NON-FOOD ITEMS FOR VARIOUS

DEPARTMENTS OF KNOX COUNTY GOVERNMENT: R-02-8-302: (Bk. 16,

Pg. 245)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving term contracts with Interstate Brands Corp./Merita Bakery for the provision of bread and bread products; Flav-O-Rich Dairies LLC for the provision of milk, other beverages and ice cream products; and the IJ Company for the provision of produce, food and non-food items for various departments of Knox County Government was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-302 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving term contracts with Interstate Brands Corp./Merita Bakery for the provision of bread and bread products; Flav-O-Rich Dairies LLC for the provision of milk, other beverages and ice cream products; and the IJ Company for the provision of produce, food and non-food items for various departments of Knox County Government. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROPRIATING \$42,256.00 FOR
EVALUATION AND TESTING ON HARDIN VALLEY, PHASE II, ROAD
IMPROVEMENT PROJECT: R-02-8-401: (Bk. 16, Pg. 246)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$42,256.00 for evaluation and testing on Hardin Valley, Phase II, Road Improvement Project was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-401 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$42,256.00 for evaluation and testing on Hardin Valley, Phase II, Road Improvement Project. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION FOR THE WIDENING OF LOVELL ROAD FROM NORTH OF GILBERT DRIVE TO NORTH OF SCHAFFER ROAD: R-02-8-402: (Bk. 16, Pgs. 246 & 247)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with the Tennessee Department of Transportation for the widening of Lovell Road from north of Gilbert Drive to north of Schaffer Road was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-402 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with the Tennessee Department of Transportation for the widening of Lovell Road from north of Gilbert Drive to north of Schaffer Road. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING A TERM BID CONTRACT
WITH VOLUNTEER HIGHWAY SUPPLY CO., INC., FOR MARKING
MATERIALS AND ROAD STRIPING: R-02-8-403: (Bk. 16, Pg. 247)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a term bid contract with Volunteer Highway Supply Co., Inc., for marking materials and road striping was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-403 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a term bid contract with Volunteer Highway Supply Co., Inc., for marking materials and road striping. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROPRIATING \$61,512.00 AND
APPROVING A CONTRACT WITH WILBUR SMITH AND ASSOCIATES
FOR ROAD DESIGN OF WASHINGTON PIKE FROM WEST OF MILL
ROAD TO AYLESBURY DRIVE: R-02-8-404: (Bk. 16, Pgs. 247 & 248)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$61,512.00 and approving a contract with Wilbur Smith and Associates for road design of Washington Pike from west of Mill Road to Aylesbury Drive was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-404 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating

\$61,512.00 and approving a contract with Wilbur Smith and Associates for road design of Washington Pike from west of Mill Road to Aylesbury Drive.

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$34,525.00 AND APPROVING A CONTRACT WITH THE U. S. GEOLOGICAL SURVEY FOR OPERATION AND MANAGEMENT OF DATA FROM STREAM AND RAINFALL DATA IN KNOX COUNTY FOR FY2002-2003: R-02-8-405: (Bk. 16, Pgs. 248 & 249)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$34,525.00 and approving a contract with the U. S. Geological Survey for operation and management of data from stream and rainfall data in Knox County for FY2002-2003 was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-405 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$34,525.00 and approving a contract with the U. S. Geological Survey for operation and management of data from stream and rainfall data in Knox County for FY2002-2003. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROPRIATING \$109,787.00 AND
APPROVING A CONTRACT WITH THE TENNESSEE EMERGENCY
MANAGEMENT AGENCY FOR ACQUISITIONS AND DEMOLITION OF
FOUR CHRONICALLY FLOOD-PRONE HOUSES IN KNOX COUNTY:
R-02-8-406: (Bk. 16, Pg. 249)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$109,787.00 and approving a contract with the Tennessee Emergency Management Agency for acquisitions and demolition of four chronically flood-prone houses in Knox County was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-406 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$109,787.00 and approving a contract with the Tennessee Emergency Management Agency for acquisitions and demolition of four chronically flood-prone houses in Knox County. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROPRIATING \$67,000.00 TO
COMPLETE INFRASTRUCTURE NOT WITHIN THE CONSTRUCTION
CONTRACT AT THE NEW HALLS CONVENIENCE CENTER:
R-02-8-407: (Bk. 16, Pg. 250)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$67,000.00 to complete infrastructure not within the

construction contract at the new Halls Convenience Center was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-407 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$67,000.00 to complete infrastructure not within the construction contract at the new Halls Convenience Center. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT AGREEMENT BETWEEN THE STATE OF TENNESSEE, DEPARTMENT OF MILITARY, TENNESSEE EMERGENCY MANAGEMENT AGENCY AND KNOX COUNTY FOR REIMBURSEMENT OF BEAVER CREEK PROPERTY ACQUISITION IN THE AMOUNT OF \$643,106.00: R-02-8-408: (Bk. 16, Pgs. 250 & 251)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement between the State of Tennessee, Department of Military, Tennessee Emergency Management Agency and Knox County for reimbursement of Beaver Creek property acquisition in the amount of \$643,106.00 was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-408 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement between the State of Tennessee, Department of Military, Tennessee Emergency Management Agency and Knox County for reimbursement of Beaver

Creek property acquisition in the amount of \$643,106.00. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH JACK SPRATT CONSTRUCTION FOR CONSULTING SERVICES FOR HOUSING, LAND ACQUISITION AND CONSTRUCTION REPAIRS: R-02-8-501: (Bk. 16, Pgs. 251 & 252)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Jack Spratt Construction for consulting services for housing, land acquisition and construction repairs was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-501 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Jack Spratt Construction for consulting services for housing, land acquisition and construction repairs. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR

IMPROVEMENTS TO THE POWELL-LEVI PARK: R-02-8-502: (Bk. 16, Pg. 252)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the use of Community Development Block Grant Funds for improvements to the Powell-Levi Park was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-502 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the use of Community Development Block Grant Funds for improvements to the Powell-Levi Park. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH KNOXVILLE/KNOX COUNTY CAC IN THE AMOUNT OF \$25,000.00 FOR THE NORTH FAMILY SUPPORT CENTER: R-02-8-503: (Bk. 16, Pgs. 252 & 253)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Knoxville/Knox County CAC in the amount of \$25,000.00 for the North Family Support Center was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-503 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Knoxville/Knox County CAC in the amount of \$25,000.00 for the North Family Support Center. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody,

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH KNOXVILLE/KNOX COUNTY CAC IN THE AMOUNT OF \$150,000.00 FOR THE MINOR HOME REPAIR PROGRAM: R-02-8-504: (Bk. 16, Pg. 253)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Knoxville/Knox County CAC in the amount of \$150,000.00 for the Minor Home Repair Program was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-504 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Knoxville/Knox County CAC in the amount of \$150,000.00 for the Minor Home Repair Program. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH HELEN ROSS MCNABB CENTER IN THE AMOUNT OF \$96,000.00 FOR THE HOMELESS EDUCATIONAL LEARNING PROGRAM: R-02-8-505: (Bk. 16, Pgs. 253 & 254)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Helen Ross McNabb Center in the amount of \$96,000.00 for the Homeless Educational Learning Program was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-505 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Helen Ross McNabb Center in the amount of \$96,000.00 for the Homeless Educational Learning Program. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried
19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH HELEN ROSS MCNABB CENTER IN THE AMOUNT OF \$30,000.00 FOR THE MOTHER GOOSE CHILD DEVELOPMENT PROGRAM: R-02-8-506: (Bk. 16, Pgs. 254 & 255)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Helen Ross McNabb Center in the amount of \$30,000.00 for the Mother Goose Child Development Program was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-506 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Helen Ross McNabb Center in the amount of \$30,000.00 for the Mother Goose Child Development Program. Commissioner Horner seconded the

motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried

19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH HELEN ROSS MCNABB CENTER IN THE AMOUNT OF \$145,000.00 FOR THE NEIGHBORHOOD ENRICHMENT PROGRAM: R-02-8-507: (Bk. 16, Pg. 255)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Helen Ross McNabb Center in the amount of \$145,000.00 for the Neighborhood Enrichment Program was before the Board of Commissioners.

Commissioner Griess moved to recommend approval to the full Commission R-02-8-507 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Helen Ross McNabb Center in the amount of \$145,000.00 for the Neighborhood Enrichment Program.

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT AGREEMENT WITH THE STATE OF TENNESSEE FOR OPERATION OF THE WOMEN,

INFANTS AND CHILDREN (WIC) PROGRAM: R-02-8-601: (Bk. 16, Pgs. 255 & 256)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement with the State of Tennessee for operation of the Women, Infants and Children (WIC) Program was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-601 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement with the State of Tennessee for operation of the Women, Infants and Children (WIC) Program. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT AGREEMENT WITH THE UNIVERSITY OF SOUTH FLORIDA TO OPERATE THE FRIENDLY ACCESS AND WORKFORCE DEVELOPMENT TRAINING PROGRAM FOR COMMUNITY BASED SERVICE PROVIDERS FOR THE HEALTH OF MOTHERS, INFANTS AND YOUNG CHILDREN: R-02-8-602: (Bk. 16, Pgs. 256 & 257)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement with the University of South Florida to operate the Friendly Access and Workforce Development Training Program for community based service providers for the health of mothers, infants and young children was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-602 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement with the University of South Florida to operate the Friendly Access and Workforce Development Training Program for community based service providers for the health of mothers, infants and young children. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING CONTRACT HL000046 WITH THE STATE OF TENNESSEE DEPARTMENT OF CHILDREN'S SERVICES FOR CHILD CARE RESIDENTIAL SERVICES: R-02-8-603: (Bk. 16, Pg. 257)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving contract HL000046 with the State of Tennessee Department of Children's Services for child care residential services was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-603 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving contract HL000046 with the State of Tennessee Department of Children's Services for child care residential services. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING CONTRACT HL1000065 WITH THE STATE OF TENNESSEE DEPARTMENT OF CHILDREN'S SERVICES FOR CHILD CARE RESIDENTIAL SERVICES:R-02-8-604: (Bk. 16, Pg. 258)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving contract HL1000065 with the State of Tennessee Department of Children's Services for child care residential services was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-604 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving contract HL1000065 with the State of Tennessee Department of Children's Services for child care residential services. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$336,910.00 FROM BOND FUNDS FOR A MATCH TO FEDERAL FUNDS OF \$1,034,550.00 TO CONSTRUCT A GREENWAY BRIDGE FOR SEVEN ISLANDS PARK: R-02-8-801: (Bk. 16, Pgs. 258 & 259)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$336,910.00 from bond funds for a match to federal funds of \$1,034,550.00 to construct a Greenway Bridge for Seven Islands Park was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-801 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$336,910.00 from bond funds for a match to federal funds of \$1,034,550.00 to construct a Greenway Bridge for Seven Islands Park. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$150,000.00 FOR THE GOLF COURSE IMPROVEMENT FUND: R-02-8-802: (Bk. 16, Pg. 259)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$150,000.00 for the Golf Course Improvement Fund was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-802 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$150,000.00 for the Golf Course Improvement Fund. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$2,300,000.00 FOR CONSTRUCTION OF A CAC COMMUNITY KITCHEN: R-02-8-803: (Bk. 16, Pgs. 259 & 260)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$2,300,000.00 for construction of a CAC Community Kitchen was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-803 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$2,300,000.00 for construction of a CAC Community Kitchen. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AN INITIAL RESOLUTION AUTHORIZING THE INCURRENCE OF INDEBTEDNESS BY KNOX COUNTY, TENNESSEE, OF NOT TO EXCEED \$2,300,000.00 BY THE EXECUTION WITH THE PUBLIC BUILDING AUTHORITY OF THE COUNTY OF MONTGOMERY, TENNESSEE, OF A LOAN AGREEMENT OR OTHER INSTRUMENT EVIDENCING SUCH INDEBTEDNESS, TO PROVIDE FUNDING FOR CERTAIN PUBLIC WORKS PROJECTS, AND TO FUND THE INCIDENTAL AND NECESSARY EXPENSES RELATED THERETO: R-02-8-804: (Bk. 16, Pgs. 260 & 261)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an initial resolution authorizing the incurrence of indebtedness by Knox County, Tennessee, of not to exceed \$2,300,000.00 by the execution with the Public Building Authority of the County of Montgomery, Tennessee, of a loan agreement or other instrument evidencing such indebtedness,

to provide funding for certain public works projects, and to fund the incidental and necessary expenses related thereto was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-804 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving an initial resolution authorizing the incurrence of indebtedness by Knox County, Tennessee, of not to exceed \$2,300,000.00 by the execution with the Public Building Authority of the County of Montgomery, Tennessee, of a loan agreement or other instrument evidencing such indebtedness, to provide funding for certain public works projects, and to fund the incidental and necessary expenses related thereto. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE EXECUTION AND DELIVERY OF ONE OR MORE LOAN AGREEMENTS FOR THE PURPOSE OF PROVIDING FUNDS FOR FINANCING CERTAIN PUBLIC WORKS PROJECTS FOR KNOX COUNTY, TENNESSEE: R-02-8-805: (Bk. 16, Pgs. 261 & 262)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the execution and delivery of one or more loan agreements for the purpose of providing funds for financing certain public works projects for Knox County, Tennessee was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-805 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the execution and delivery of one or more loan agreements for the purpose of

providing funds for financing certain public works projects for Knox County, Tennessee.

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE CALLING UPON THE STATE TO REOPEN DRIVER'S LICENSE RENEWAL OFFICES: R-02-8-903: (Bk. 16, Pg. 262)

Consideration of a Resolution of the Commission of Knox County, Tennessee calling upon the State to reopen Driver's License Renewal Offices was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-8-903 - Consideration of a Resolution of the Commission of Knox County, Tennessee calling upon the State to reopen Driver's License Renewal Offices. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF ACCEPTANCE OF NEW PUBLIC ROADS: (Bk. 16, Pgs. 262 & 263)

Consideration of acceptance of new public roads was before the Board of Commissioners.

- A. Summer Oak Lane in the Oak Springs Subdivision. (District 7)

- B. Wind Chime Drive at Clayton Crossing Subdivision. (District 8)
- C. Rivers Run Drive at Rivers Run East Subdivision. (District 8)
- D. Royal River Drive at Rivers Run East Subdivision. (District 8)
- E. Reliant Lane at Rivers Run East Subdivision. (District 8)
- F. Steeplechase Drive at Whittington Creek (Hillshire). (District 5)
- G. Saint Petersburg Road at Whittington Creek (Hillshire). (District 5)
- H. Greywell Road at Whittington Creek (Hillshire). (District 5)
- I. Dover Cliff Lane at Whittington Creek (Hillshire). (District 5)
- J. Redgrave Road at Whittington Creek (Hillshire). (District 5)
- K. Steeds Fort Lane at Whittington Creek (Hillshire). (District 5)
- L. Red Hawk Lane at Shalom Subdivision. (District 6)
- M. Daisy May Lane at Daisy's Landing Subdivision. (District 8)

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

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IN RE: CONSIDERATION OF APPROVAL OF MINUTES OF THE

PREVIOUS MEETING: (Bk. 16, Pgs. 263 & 264)

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, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid,

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE APPOINTMENT OF SIX MEMBERS TO THE FOOD POLICY COUNCIL: R-02-8-110: (Bk. 16, Pg. 264)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appointment of six members to the Food Policy Council was before the Board of Commissioners.

Commissioner Cawood moved to approve R-02-8-110 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appointment of six members to the Food Policy Council. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING APPOINTMENTS TO THE TOURIST SPORTS DEVELOPMENT CORPORATION: R-02-8-111: (Bk. 16, Pgs. 264 & 265)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving appointments to the Tourist Sports Development Corporation was before the Board of Commissioners.

Commissioner Cawood moved to approve R-02-8-111 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving

appointments to the Tourist Sports Development Corporation. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: DISCUSSION REGARDING THE LIBRARY BOARD'S SEARCH AND APPOINTMENT OF A NEW DIRECTOR FOR THE KNOX COUNTY PUBLIC LIBRARIES: (Bk. 16, Pg. 265)

Discussion regarding the Library Board's search and appointment of a new Director for the Knox County Public Libraries was before the Board of Commissioners.

Mr. Wayne Pritchard, concerned citizen, was present and spoke on the matter.

Mr. Massimo Pigliucci, concerned citizen, was present and spoke on the matter.

No action was taken.

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IN RE: DRIVES AND ROADS: (Bk. 16, Pg. 265)

IN RE: CONSIDERATION OF CLOSURE OF RIGHT OF WAY ALONG CUNNINGHAM ROAD. PROPERTY LOCATED ON CUNNINGHAM ROAD. PROPERTY OWNERS: SAMANTHA ALLEN: SECOND READING: (Bk. 16, Pgs. 265 & 266)

Consideration of closure of right of way along Cunningham Road was before the Board of Commissioners on second reading. Property located on Cunningham Road. Property owners: Samantha Allen.

Commissioner McMillan moved to approve Consideration of closure of right of way along Cunningham Road on second reading. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on Cunningham Road. Property owners: Samantha Allen.

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IN RE: CONSIDERATION OF CLOSURE OF PORTION OF RIGHT OF WAY OF OLD CLINTON HOLLOW ROAD. PROPERTY LOCATED ON THE CORNER OF CANTON HOLLOW ROAD AND KINGSTON PIKE. PROPERTY OWNERS: SHUBERT/SCHAAD PROPERTIES: SECOND READING: (Bk. 16, Pg. 266)

Consideration of closure of portion of right of way of Old Clinton Hollow Road was before the Board of Commissioners on second reading. Property located on the corner of Canton Hollow Road and Kingston Pike. Property owners: Shubert/Schaad Properties.

Commissioner Cawood moved to approve Consideration of closure of portion of right of way of Old Clinton Hollow Road on second reading. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the corner of Canton Hollow Road and Kingston Pike. Property owners: Shubert/Schaad Properties.

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IN RE: ORDINANCES ON FIRST READING: (Bk. 16, Pg. 267)

IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING A
CHARTER AMENDMENT REFERENDUM ON THE QUESTION OF
RESTORING TO KNOX COUNTY THE ELECTED OFFICE OF
SUPERINTENDENT OF SCHOOLS:O-02-8-103: FIRST READING: (Bk. 16,
Pg. 267 & 268)

Consideration of an Ordinance of the Commission of Knox County, Tennessee authorizing a Charter Amendment Referendum on the question of restoring to Knox County the Elected Office of Superintendent of Schools on first reading.

Ms. Margaret Massey Cox, concerned citizen, was present and spoke in support of the Ordinance.

Mr. Daryl Kelly, concerned citizen, was present and spoke in support of the Ordinance.

Ms. Kay Frazier, concerned citizen, was present and spoke in support of the Ordinance.

Mr. Rob Sanders, concerned citizen, was present and spoke in support of the Ordinance.

Mr. Roy Arthur, concerned citizen, was present and spoke in support of the Ordinance.

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

Ms. Tamara Shepherd, concerned citizen, was present and spoke in opposition to the Ordinance.

Commissioner Griess moved to approve O-02-8-103 - Consideration of an Ordinance of the Commission of Knox County, Tennessee authorizing a Charter Amendment Referendum on the question of restoring to Knox County the Elected Office of Superintendent of Schools on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Guthe, Griess, Cawood, Stephens, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Moody, Medley, Schmid, Arms and Leuthold voted no. The motion carried 14-5-0-0.

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IN RE: AMENDMENT TO THE AGENDA: (Bk. 16, Pg. 268)

Without objection, Commissioner Cooper moved to hear Discussion regarding the Knox County Single Audit Program next on the agenda.

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IN RE: DISCUSSION REGARDING THE KNOX COUNTY SINGLE AUDIT REPORT: (Bk. 16, Pg. 268)

Discussion regarding the Knox County Single Audit Report was before the Board of Commissioners.

Mr. Terry Hotz, Managing Partner, Cherry, Bekaert & Holland, LLP, was present and spoke on the matter.

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

No action was taken.

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IN RE: RESOLUTIONS: CONTINUED: (Bk. 16, Pg. 268)

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$246,000.00 AND

APPROVING A CONTRACT WITH KAATZ, BINKLEY, JONES AND MORRIS ARCHITECTS, INC. FOR FACILITIES REASSESSMENTS:

R-02-8-201: (Bk. 16, Pg. 269)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$246,000.00 and approving a contract with Kaatz, Binkley, Jones and Morris Architects, Inc. for facilities reassessments was before the Board of Commissioners.

Mr. Doug Whitted, Project Facilities Manager, Knox County Schools, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-02-8-201 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$246,000.00 and approving a contract with Kaatz, Binkley, Jones and Morris Architects, Inc. for facilities reassessments. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$539,350.00 AND APPROVING A CONTRACT PURCHASE OF APPROXIMATELY 3.15 ACRES OF LAND WITH A HOUSE AND OUTBUILDINGS AT 4313 EMORY ROAD: R-02-8-206: (Bk. 16, Pgs. 269 & 270)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$539,350.00 and approving a contract purchase of approximately 3.15 acres of land with a house and outbuildings at 4313 Emory Road was before the Board of Commissioners.

Mr. Tom Hollendback, representing the Halls Bandboosters, Halls High School, was present and spoke on the matter.

No motion was made. This item failed for lack of a motion.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH HENLEY ROOFING COMPANY FOR THE RE-ROOFING OF HISTORIC KNOXVILLE HIGH: R-02-8-208: (Bk. 16, Pg. 270)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Henley Roofing Company for the re-roofing of Historic Knoxville High was before the Board of Commissioners.

Mr. Doug Whitted, Project Facilities Manager, Knox County Schools, was present and spoke on the matter.

Commissioner Leuthold moved to approve R-02-8-208 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Henley Roofing Company for the re-roofing of Historic Knoxville High. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING A TECHNICAL CORRECTION TO RESOLUTION 02-7-402 AND 02-7-403 BY CHANGING THE BUDGET YEAR FROM 2002-2003 TO 2001-2002: R-02-8-806: (Bk. 16, Pg. 271)

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing a technical correction to Resolution 02-7-402 and 02-7-403 by changing the Budget Year from 2002-2003 to 2001-2002 was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-02-8-806 - Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing a technical correction to Resolution 02-7-402 and 02-7-403 by changing the Budget Year from 2002-2003 to 2001-2002. Commissioner Arms seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A PROFESSIONAL SERVICES CONTRACT WITH WILLIS OF TENNESSEE:R-02-8-901: (Bk. 16, Pgs. 271 & 272)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Professional Services Contract with Willis of Tennessee was before the Board of Commissioners.

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

Commissioner Moody moved to approve R-02-8-901 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Professional Services Contract with Willis of Tennessee. Commissioner Medley

seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE URGING THE STATE OF TENNESSEE TO PLACE A HISTORICAL MARKER AT THE SUTHERLAND AVENUE FIELD: R-02-8-902: (Bk. 16, Pg. 272)

Consideration of a Resolution of the Commission of Knox County, Tennessee urging the State of Tennessee to place a historical marker at the Sutherland Avenue Field was before the Board of Commissioners.

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

Commissioner Schmid moved to approve R-02-8-902 - Consideration of a Resolution of the Commission of Knox County, Tennessee urging the State of Tennessee to place a historical marker at the Sutherland Avenue Field.

Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

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IN RE: ORDINANCES ON FIRST READING: (Bk. 16, Pg. 272)

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE ESTABLISHING AN EMS

MEDICAL SERVICES COST REVIEW BOARD: O-02-8-101: FIRST

READING: (Bk. 16, Pgs. 272 & 273)

Consideration of an Ordinance of the Commission of Knox County, Tennessee establishing an EMS Medical Services Cost Review Board was before the Board of Commissioners on first reading.

Commissioner Cawood moved to approve O-02-8-101 - Consideration of an Ordinance of the Commission of Knox County, Tennessee establishing an EMS Medical Services Cost Review Board on first reading.

Commissioner Horner

seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING KNOX COUNTY CODE 2-583 REGARDING COMMISSION CONTRACT

APPROVAL: O-02-8-102: FIRST READING: (Bk. 16, Pgs. 273 & 274)

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Knox County Code 2-583 regarding Commission contract approval was before the Board of Commissioners on first reading.

Commissioner Leuthold moved to approve O-02-8-102 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Knox County Code 2-583 regarding Commission contract approval on first reading. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and

Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING KNOX COUNTY CODE 2-2 (C) REGARDING COMMISSIONER EXPENSES: O-02-8-104: FIRST READING: (Bk. 16, Pg. 274)

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Knox County Code 2-2 (c) regarding Commissioner expenses was before the Board of Commissioners on first reading.

Commissioner Leuthold moved to approve O-02-8-104 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Knox County Code 2-2 (c) regarding Commissioner expenses on first reading. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

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IN RE: AMENDMENT TO THE AGENDA: (Bk. 16, Pg. 274)

Without objection, Commissioner Cooper amended the agenda to add O-02-8-105 and hear next on the agenda.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING ORDINANCE O-00-5-103 CREATING THE DEPARTMENT OF INTERNAL AUDIT: O-02-8-105: FIRST READING: (Bk. 16, Pgs. 274 & 275)

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Ordinance O-00-5-103 creating the Department of Internal Audit was before the Board of Commissioners on first reading.

Commissioner Collins moved to approve O-02-8-105 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Ordinance O-00-5-103 creating the Department of Internal Audit on first reading.

Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

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IN RE: ORDINANCES ON SECOND READING: (Bk. 16, Pg. 275)

**IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE ESTABLISHING A
SYSTEM OF PERSONNEL ADMINISTRATION, CREATING A PERSONNEL
BOARD AND DEFINING ITS MEMBERSHIP AND DUTIES, DEFINING
THE DUTIES OF THE HUMAN RESOURCES MANAGER, SETTING
FORTH THE RIGHTS OF EMPLOYEES OF KNOX COUNTY,
ESTABLISHING PERSONNEL POLICIES FOR HIRING, PROMOTING,
DISCIPLINING, AND DISMISSING EMPLOYEES, AND SETTING FORTH
ATTENDANCE POLICIES: O-02-7-101: SECOND READING: (Bk. 16, Pgs.
275 & 276)**

Consideration of an Ordinance of the Commission of Knox County, Tennessee establishing a system of Personnel Administration, creating a Personnel Board and defining its membership and duties, defining the duties of the Human

Resources Manager, setting forth the rights of employees of Knox County, establishing Personnel Policies for hiring, promoting, disciplining, and dismissing employees, and setting forth attendance policies was before the Board of Commissioners on second reading.

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

Ms. Phyllis Severance, Human Resource Director, was present and spoke on the matter.

Commissioner Cawood moved to approve O-02-7-101 - Consideration of an Ordinance of the Commission of Knox County, Tennessee establishing a system of Personnel Administration, creating a Personnel Board and defining its membership and duties, defining the duties of the Human Resources Manager, setting forth the rights of employees of Knox County, establishing Personnel Policies for hiring, promoting, disciplining, and dismissing employees, and setting forth attendance policies on second reading. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING CHAPTER 2
ARTICLE III OF THE KNOX COUNTY CODE REGARDING
ORGANIZATION OF THE EXECUTIVE BRANCH OF KNOX COUNTY
GOVERNMENT: O-02-7-102: SECOND READING: (Bk. 16, Pgs. 276 & 277)

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Chapter 2 Article III of the Knox County Code regarding

organization of the Executive Branch of Knox County Government was before the Board of Commissioners on second reading.

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

Commissioner Cawood moved to approve O-02-7-102 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Chapter 2 Article III of the Knox County Code regarding organization of the Executive Branch of Knox County Government on second reading.

Commissioner Griess

seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, Cooper, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Stephens was absent from the vote.

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IN RE: AMENDMENT TO THE AGENDA: (Bk. 16, Pg. 277)

At this time Commissioner Tindell, Vice-Chairman, chaired the evening session of the Board of Commissioners.

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IN RE: ROLL CALL: ZONING REQUESTS 6:00 P.M.: (Bk. 16, Pg. 277)

Those members present were Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills, Clark and Pinkston. Commissioners Stephens and Cooper were absent from the evening session.

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IN RE: AMENDMENT TO THE AGENDA: (Bk. 16, Pgs. 277 & 278)

Without objection, Commissioner Tindell amended the agenda to hear

4-M-02-RZ next on the agenda.

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IN RE: REZONING REQUESTS: (Bk 16., Pgs. 278-291)

1. Request of MPC for Knox County Commission for rezoning from I (Industrial) and F (Floodway) to A (Agricultural) and F (Floodway) 4-M-02-RZ was before the Board of Commissioners. Property located on the south side of Tipton Station Road, southwest of Goddard Road. (Ninth Commission District)

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

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

Mr. Bobby Dykes, concerned citizen, representing members of the Doyle Homeowners Association, was present and spoke on the matter.

Mr. Arthur Seymour, Jr., Attorney, representing the property owner Ms. Martha Schubert, widow of Morgan Schubert, was present and spoke on the matter.

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

Commissioner Pinkston moved to approve 4-M-02-RZ - Request of MPC for Knox County Commission for rezoning from I (Industrial) and F (Floodway) to A (Agricultural) and F (Floodway). Commissioner Clark seconded the motion and upon roll call vote Commissioners Bowden, Tindell, Medley, Arms, Leuthold, Cawood, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Jordan, Collins, Moody, Guthe, Schmid, Griess and Horner voted no. The motion carried 10-7-0-2. Commissioners Cooper and Stephens were

absent from the evening session. Property located on the south side of Tipton Station Road, southwest of Goddard Road. (Ninth Commission District) (Bk. 16, Pgs. 278 & 279)

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2. Request of Kenna Stephens, Larry Bailey for rezoning from OB (Office, Medical, and Related Services) and A (Agricultural) to RA (Low Density Residential) 2-C-02-RZ was before the Board of Commissioners. Property located on the southeast side of W. Beaver Creek Drive, southeast of Autumn View Lane. (Sixth Commission District)

Commissioner Cawood moved to refer back to Metropolitan Planning Commission 2-C-02-RZ - Request of Kenna Stephens, Larry Bailey for rezoning from OB (Office, Medical, and Related Services) and A (Agricultural) to RA (Low Density Residential). Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 17-0-0-2. Commissioners Stephens and Cooper were absent from the evening session. Property located on the southeast side of W. Beaver Creek Drive, southeast of Autumn View Lane. (Sixth Commission District) (Bk. 16, Pg. 279)

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3. Request of Tommy Hicks for rezoning from A (Agricultural) to PR (Planned Residential) 6-M-02-RZ was before the Board of Commissioners. Property located on the southeast side of Greenwell Drive, northeast of Pedigo Road. (Seventh Commission District)

Mr. Robert Campbell, was present and spoke on behalf of the request.

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

Commissioner Horner moved to approve 6-M-02-RZ - Request of Tommy Hicks for rezoning from A (Agricultural) to PR (Planned Residential) at 2.3 dwelling units per acre. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 17-0-0-2. Commissioners Stephens and Cooper were absent from the evening session. Property located on the southeast side of Greenwell Drive, northeast of Pedigo Road. (Seventh Commission District) (Bk. 16, Pg. 279 & 280)

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4. Request of Huber Properties for rezoning from RA (Low Density Residential) to OB (Office, Medical, and Related Services) 6-Q-02-RZ was before the Board of Commissioners. Property located on the southeast side of Middlebrook Pike, west of Roderick Road. (Fifth Commission District)

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

Commissioner Griess moved to approve 6-Q-02-RZ - Request of Huber Properties for rezoning from RA (Low Density Residential) to OB (Office, Medical, and Related Services) as per Metropolitan Planning Commission's Recommendation: Approve OB (Office, Medical, and Related Services) subject to the following conditions: Recording the deed restrictions, referenced in the attached July 9, 2002 letter from Huber Properties, LLC. Commissioner Arms seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess,

Cawood, Horner, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 17-0-0-2. Commissioners Stephens and Cooper were absent from the evening session. Property located on the southeast side of Middlebrook Pike, west of Roderick Road. (Fifth Commission District) (Bk. 16, Pgs. 280 & 281)

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5. Request of Amherst GP for rezoning from A (Agricultural) to PR (Planned Residential) 7-A-02-RZ was before the Board of Commissioners.

Property located on the northeast side of Amherst Road, south of Bradley Lake Lane. (Third Commission District)

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

Commissioner Moody moved to approve 7-A-02-RZ - Request of Amherst GP 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, Bowden, Collins, Tindell, Moody, Medley, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills, Clark and Pinkston voted aye. The motion carried

17-0-0-2. Commissioners Stephens and Cooper were absent from the evening session. Property located on the northeast side of Amherst Road, south of Bradley Lake Lane. (Third Commission District) (Bk. 16, Pg. 281)

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6. Request of Vernon Crawley for Northwest County Sector Plan Amendment from Technology Park to Office 7-B-02-SP was before the Board of

Commissioners. Property located on the north side of Dutchtown Road, west of Mabry Hood Road. (Sixth Commission District)

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

Commissioner Cawood moved to approve 7-B-02-SP - Request of Vernon Crawley for Northwest County Sector Plan Amendment from Technology Park to Office as per Metropolitan Planning Commission's Recommendation: Approve O (Office). Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 16-0-0-3. Commissioners Stephens, Cooper and Medley were absent from the evening session. Property located on the north side of Dutchtown Road, west of Mabry Hood Road. (Sixth Commission District) (Bk. 16, Pgs. 281 & 282)

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7. Request of Vernon Crawley for rezoning from BP (Business and Technology) and TO (Technology Overlay) to OB (Office, Medical, and Related Services) and TO (Technology Overlay) 7-C-02-RZ was before the Board of Commissioners. Property located on the north side of Dutchtown Road west of Mabry Hood Road. (Sixth Commission District)

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

Commissioner Cawood moved to approve 7-C-02-RZ - Request of Vernon Crawley for rezoning from BP (Business and Technology) and TO (Technology Overlay) to OB (Office, Medical, and Related Services) and TO (Technology Overlay) as per Metropolitan Planning Commission's

Recommendation: Approve OB (Office, Medical and Related Services) and TO (Technology Overlay). Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 16-0-0-3. Commissioners Stephens, Cooper and Medley were absent from the evening session. Property located on the north side of Dutchtown Road west of Mabry Hood Road. (Sixth Commission District) (Bk. 16, Pgs. 282 & 283)

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8. Request of Tim Carroll for rezoning from A (Agricultural) to PR (Planned Residential) 7-G-02-RZ was before the Board of Commissioners. Property located on the south side of Osprey Pointe Lane, southeast of S. Northshore Drive. (Fourth Commission District)

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

Commissioner Schmid moved to approve 7-G-02-RZ - Request of Tim Carroll 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 dwelling units per acre. Commissioner Guthe seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 16-0-0-3. Commissioners Stephens, Cooper and Medley were absent from the evening session. Property located on the south side of Osprey Pointe Lane, southeast of S. Northshore Drive. (Fourth Commission District) (Bk. 16, Pg. 283)

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9. Request of Louis Hofferbert for rezoning from PR (Planned Residential) at a density of 1 to 4 dwelling units per acre to PR (Planned Residential) at a density of 1 to 6 dwelling units per acre 7-J-02-RZ was before the Board of Commissioners. Property located on the west side of Brakebill Road, south of Asheville Highway. (Eighth Commission District)

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

Commissioner McMillan moved to approve 7-J-02-RZ - Request of Louis Hofferbert for rezoning from PR (Planned Residential) at a density of 1 to 4 dwelling units per acre to PR (Planned Residential) at a density of 1 to 6 dwelling units per acre as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 1 to 6 dwelling units per acre. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 16-0-0-3. Commissioners Stephens, Cooper and Medley were absent from the evening session. Property located on the west side of Brakebill Road, south of Asheville Highway. (Eighth Commission District) (Bk. 16, Pgs. 283 & 284)

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10. Request of Scott Smith for Northwest County Sector Plan Amendment from Transportation to Commercial 7-H-02-SP was before the Board of Commissioners. Property located on the west side of Schaeffer Road, north of Lovell Road. (Sixth Commission District)

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

Commissioner Cawood moved to approve 7-H-02-SP - Request of Scott Smith for Northwest County Sector Plan Amendment from Transportation to Commercial. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 16-0-0-3. Commissioners Stephens, Cooper and Medley were absent from the evening session. Property located on the west side of Schaeffer Road, north of Lovell Road. (Sixth Commission District) (Bk. 16, Pgs. 284 & 285)

* * * * *

11. Request of Scott Smith for rezoning from BP (Business and Technology) and TO (Technology Overlay) to CA (General Business) and TO (Technology Overlay) 7-K-02-RZ was before the Board of Commissioners. Property located on the west side of Schaeffer Road, north of Lovell Road. (Sixth Commission District)

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

Commissioner Cawood moved to approve 7-K-02-RZ - Request of Scott Smith for rezoning from BP (Business and Technology) and TO (Technology Overlay) to CA (General Business) and TO (Technology Overlay). Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 16-0-0-3. Commissioners Stephens, Cooper and Medley were absent from the evening session. Property located on the west side of Schaeffer Road, north of Lovell Road. (Sixth Commission District) (Bk. 16, Pg. 285)

* * * * *

12. Request of James Gheen and Garland Wilson for rezoning from A (Agricultural) to PR (Planned Residential) 7-L-02-RZ was before the Board of Commissioners. Property located on the southeast side of Westland Drive, southwest of Gettysvue Way. (Fifth Commission District)

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

Mr. Arthur Seymour, Jr., Attorney, representing the petitioner and developer, was present and spoke on the matter.

Mr. John King, Attorney, representing homeowners of Gettysvue Racket Club, was present and spoke in opposition to the request.

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

Commissioner Griess moved to approve 7-L-02-RZ- Request of James Gheen and Garland Wilson for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve MDR (Medium Density Residential). Commissioner Schmid seconded the motion.

Commissioner Leuthold moved as a substitute motion to defer to the September Board of Commissioners meeting 7-L-02-RZ - Request of James Gheen and Garland Wilson for rezoning from A (Agricultural) to PR (Planned Residential). Commissioner Arms seconded the motion and upon roll call vote Commissioners Bowden, Guthe, Arms, Leuthold and Clark voted aye. Commissioners Jordan, Collins, Tindell, Moody, Schmid, Cawood, Horner, McMillan, Mills and Pinkston voted no. Commissioner Griess abstained from the

vote. Commissioners Medley, Stephens and Cooper were absent from the meeting.

The substitute motion failed

5-10-1-3.

Upon roll call vote of the original motion to approve 7-L-02-RZ-Request of James Gheen and Garland Wilson for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Approve MDR (Medium Density Residential), Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Griess, Cawood, Horner, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Leuthold voted no. Commissioner Arms abstained from the vote. The original motion carried 14-1-1-3. Commissioners Stephens, Cooper and Medley were absent from the evening session. (Bk. 16, Pgs. 285, 286 & 287)

* * * * *

13. Request of H. R. Davis General Construction for Southwest County Sector Plan Amendment from LDR (Low Density Residential) to MDR (Medium Density Residential) 7-E-02-SP was before the Board of Commissioners. Property located on the northeast side of Idlewood Lane, southeast of Gleason Drive. (Fifth Commission District)

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

Commissioner Cawood moved to approve 7-E-02-SP - Request of H. R. Davis General Construction for Southwest County Sector Plan Amendment from LDR (Low Density Residential) to MDR (Medium Density Residential). Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Cawood, Horner, McMillan, Mills, Clark and Pinkston voted aye. Commissioner

Griess recused himself from the vote. The motion carried 15-0-1-3.

Commissioners Stephens, Cooper and Medley were absent from the evening session. Property located on the northeast side of Idlewood Lane, southeast of Gleason Drive. (Fifth Commission District) (Bk. 16, Pg. 287)

* * * * *

14. Request of H. R. Davis General Construction for rezoning from A (Agricultural) to PR (Planned Residential) 7-M-02-RZ was before the Board of Commissioners. Property located on the northeast side of Idlewood Lane, southeast of Gleason Drive. (Fifth Commission District)

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

Commissioner Cawood moved to approve 7-M-02-RZ - Request of H. R. Davis General Construction for rezoning from A (Agricultural) to PR (Planned Residential). Commissioner Horner seconded the motion and upon roll call vote

Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Cawood, Horner, McMillan, Mills, Clark and Pinkston voted aye.

Commissioner Griess recused himself from the vote. The motion carried 15-0-1-3.

Commissioners Stephens, Cooper and Medley were absent from the evening session. Property located on the northeast side of Idlewood Lane, southeast of Gleason Drive. (Fifth Commission District) (Bk. 16, Pgs. 287 & 288)

* * * * *

15. Request of Timber Outlet Investment, LLC for rezoning from RA (Low Density Residential) to PR (Planned Residential) 7-N-02-RZ was before the Board of Commissioners. Property located on the southwest side of Long Hollow Road, northwest of Pelleaux Road. (Seventh Commission District)

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

Commissioner Horner moved to approve 7-N-02-RZ - Request of Timber Outlet Investment, 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 3 dwelling units per acre. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 16-0-0-3. Commissioners Stephens, Cooper and Medley were absent from the evening session. Property located on the southwest side of Long Hollow Road, northwest of Pelleaux Road. (Seventh Commission District) (Bk. 16, Pgs. 288 & 289)

* * * * *

16. Request of Creative Tennessee Homes, LLC for rezoning from A (Agricultural) to PR (Planned Residential) 7-O-02-RZ was before the Board of Commissioners. Property located on the north side of E. Emory Road, east of Tazewell Pike. (Eighth Commission District)

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

Commissioner Mills moved to approve 7-O-02-RZ - Request of Creative Tennessee Homes, 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 5 dwelling units per acre. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe,

Schmid, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 16-0-0-3. Commissioners Stephens, Cooper and Medley were absent from the evening session. Property located on the north side of E. Emory Road, east of Tazewell Pike. (Eighth Commission District) (Bk. 16, Pg. 289)

* * * * *

17. Request of Eagle Bend Realty for rezoning from A (Agricultural) to CA (General Business) 7-Q-02-RZ was before the Board of Commissioners. Property located on the southside of Oak Ridge Highway, southwest of Schaad Road. (Sixth Commission District)

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

Commissioner Cawood moved to defer to the September Board of Commissioners meeting 7-Q-02-RZ - Request of Eagle Bend Realty for rezoning from A (Agricultural) to CA (General Business). Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 16-0-0-3. Commissioners Stephens, Cooper and Medley were absent from the evening session. Property located on the southside of Oak Ridge Highway, southwest of Schaad Road. (Sixth Commission District) (Bk. 16, Pgs. 289 & 290)

* * * * *

18. Request of Anthony Johnson for rezoning from A (Agricultural) to RA (Low Density Residential) 7-R-02-RZ was before the Board of Commissioners. Property located on the northside of Brown Gap Road, east side of Crippen Road. (Seventh Commission District)

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

Without objection, Commissioner Tindell deferred 7-R-02-RZ - Request of Anthony Johnson for rezoning from A (Agricultural) to RA (Low Density Residential) to the September Board of Commissioners meeting. Property located on the northside of Brown Gap Road, east side of Crippen Road. (Seventh Commission District) (Bk. 16, Pg. 290)

* * * * *

19. Request of Southland Group, Inc. for rezoning from A (Agricultural) to PR (Planned Residential) 7-S-02-RZ was before the Board of Commissioners. Property located on the northeast side of Greenwell Road, north of E. Emory Road. (Seventh Commission District)

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

Commissioner Horner moved to approve 7-S-02-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 Mills seconded the motion and upon roll call vote Commissioners Jordan, Bowden, Collins, Tindell, Moody, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Horner, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 16-0-0-3. Commissioners Stephens, Cooper and Medley were absent from the evening session. Property located on the northeast side of Greenwell Road, north of E. Emory Road. (Seventh Commission District) (Bk. 16, Pgs. 290 & 291)

* * * * *

IN RE: **ADJOURNMENT: (Bk. 16, Pg. 291)**

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

BILLY TINDELL, VICE-CHAIRMAN

LEO COOPER, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Special Session on Wednesday, September 4, 2002 at 1:00 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, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston. Also present were Mr. Mike Padgett, Knox County Clerk, Mr. Mike Moyers, Knox County Law Director, and members of the news media.

Mr. Mike Padgett, Knox County Clerk, presided.

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

* * * * *

IN RE: ROLL CALL:

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

* * * * *

IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Schmid led the Pledge of Allegiance to the Flag.

* * * * *

IN RE: CONSIDERATION OF REORGANIZATION OF THE KNOX COUNTY COMMISSION:

Consideration of reorganization of the Knox County Commission was before the Board of Commissioners.

Upon roll call for nominations for Chairman of the Board of Commissioners, Commissioner Pinkston passed. Commissioner Clark

passed. Commissioner Mills passed. Commissioner McMillan passed.
Commissioner Moore passed. Commissioner Horner passed. Commissioner
Stephens passed. Commissioner Cawood nominated Commissioner Larry
Stephens. Commissioner Griess passed. Commissioner Leuthold passed.
Commissioner Arms passed. Commissioner Schmid passed. Commissioner
Guthe passed. Commissioner Harmon passed. Commissioner Moody
passed. Commissioner Tindell passed. Commissioner Collins passed.
Commissioner Strickland passed. Commissioner Jordan nominated
Commissioner David Collins.

Upon roll call vote to elect the Chairman of the Board of
Commissioners, Commissioners Jordan, Strickland, Collins, Moody,
Harmon, Guthe, Schmid, Arms, Griess and Horner voted for Commissioner
Collins.

Commissioners Tindell, Leuthold, Cawood, Stephens, Moore, McMillan,
Mills, Clark and Pinkston voted for Commissioner Stephens. Commissioner
Collins received 10 votes. Commissioner Stephens received 9 votes.
Commissioner David Collins was elected Chairman of the Board of
Commissioners.

* * * * *

At this time, Mr. Mike Padgett, Knox County Clerk, stepped
down from the Chair and Commissioner Collins, Chairman, presided.

* * * * *

Upon roll call for nominations for Vice-Chairman of the Board
of Commissioners, Commissioner Jordan passed. Commissioner Strickland
nominated Commissioner Diane Jordan. Commissioner Collins passed.

Commissioner Tindell passed. Commissioner Moody passed.

Commissioner Harmon passed. Commissioner Guthe passed.

Commissioner Schmid passed. Commissioner Arms 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 Strickland moved that the nominations cease and that Commissioner Diane Jordan be elected Vice-Chairwoman by acclamation. 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.

* * * * *

Commissioner Collins appointed Commissioners Jordan, Harmon, Guthe, Griess and Horner to the Committee on Committees with Guthe as Chairman.

* * * * *

A fifteen minute recess was taken at this time.

* * * * *

Upon reconvention of the Board of Commissioners, Commissioner Guthe announced that the Committee on Committees

recommended the following Commissioners serve on the following

Committees:

Finance Committee: Commissioners Strickland, Tindell, Moody, Schmid, Griess, Cawood, Horner, McMillan and Pinkston.

Intergovernmental Committee: Commissioners Jordan, Tindell, Harmon, Guthe, Arms, Stephens, Horner, Mills and Clark.

Economic Development Committee: Commissioners Jordan, Moody, Schmid, Griess, Moore, McMillan and Pinkston.

Education Committee: Commissioners Strickland, Tindell, Harmon, Schmid, Leuthold, Stephens, Moore, Mills and Clark.

Human Services and Personnel Committee - Commissioners Strickland, Harmon, Leuthold, Cawood, Horner, Mills and Clark.

Roads and Public Works Committee - Commissioners Arms, Griess, Cawood, Stephens, Moore, McMillan and Pinkston.

Construction Oversight Committee - Commissioners Strickland, Tindell, Moody, Schmid, Leuthold, Stephens, Horner, Mills and Pinkston.

Beer Board - Commissioners Strickland, Moody, Harmon, Guthe, Arms, Leuthold and Griess.

Cable TV Committee - Commissioners Jordan, Collins, Harmon, Guthe, Arms, Stephens, Horner, McMillan and Clark.

Board of Zoning and Appeals - Commissioners Jordan, Collins, Harmon, Schmid, Leuthold, Cawood, Moore, McMillan and Pinkston.

Pension Board - Commissioners Jordan, Moody, Guthe and Griess.

Agenda Committee - Commissioners Griess, Clark, Guthe,
Moody, Mills, McMillan and Stephens.

(NON STANDING COMMITTEES)

Court Sub-Committee - Commissioners Strickland, Schmid,
Leuthold, Horner (Chairwoman) and McMillan.

Insolvency Board - Commissioners Moody, Stephens
(Chairman), Moore and Pinkston.

Procurement Procedures Committee - Commissioners Moody,
Schmid (Chairman), Leuthold, Griess and Mills.

Rules Committee - Commissioners Moody, Guthe, Griess,
Cawood and Horner (Chairwoman).

Vacant Property Review Committee - Commissioners Leuthold,
Cawood (Chairman) and Clark.

Tennessee County Services Committee - Commissioners
Jordan, Tindell, Moody and Horner.

* * * * *

At this time, each Committee elected its Chairman and Vice-
Chairman and reported as follows:

Finance Committee - Commissioner Griess - Chairman,
Commissioner Moody - Vice-Chairwoman.

Intergovernmental Committee: Commissioner Guthe -
Chairman, Commissioner Clark - Vice-Chairman.

Economic Development Committee: Commissioner Moody -
Chairwoman, Commissioner Schmid - Vice-Chairman.

Education Committee: Commissioner Clark - Chairman,
Commissioner Harmon - Vice-Chairman.

Human Services and Personnel Committee - Commissioner
Mills Chairman, Commissioner Leuthold - Vice-Chairman.

Roads and Public Works Committee - Commissioner McMillan
Chairman, Commissioner Moore - Vice-Chairman.

Construction Oversight Committee - Commissioner Stephens -
Chairman, Commissioner Horner - Vice-Chairwoman.

Beer Board - Commissioner Griess - Chairman, Commissioner
Guthe - Vice-Chairman.

Cable TV Committee - Commissioner Clark - Chairman,
Commissioner McMillan - Vice-Chairman.

Board of Zoning and Appeals - Commissioner Pinkston -
Chairman, Commissioner Leuthold - Vice-Chairman.

Pension Board - Chairman and Vice-Chairman to be selected at
a later date.

Commissioner Collins indicated the Government Efficiency
Panel Committee members would be appointed at a later date.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE
ORGANIZATION OF THE EXECUTIVE BRANCH OF KNOX COUNTY
GOVERNMENT - R-02-9-101-SS:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the organization of the Executive Branch of Knox County Government was before the Board of Commissioners.

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

Commissioner Griess moved to approve Resolution R-02-9-101-SS - Resolution of the Commission of Knox County, Tennessee, approving the organization of the Executive Branch of Knox County Government. Commissioner Horner 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: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE,
ACKNOWLEDGING AND APPROVING THE KNOX COUNTY
SHERIFF'S BOND - R-02-9-102-SS:

Consideration of a resolution of the Commission of Knox County, Tennessee, acknowledging and approving the Knox County Sheriff's Bond was before the Board of Commissioners.

Mr. Mike Ruble, Administrative Chief and Legal Counsel for the Knox County Sheriff's Department, was present and spoke on the matter.

Commissioner Horner moved to approve Resolution

R-02-9-102-SS - Resolution of the Commission of Knox County, Tennessee, acknowledging and approving the Knox County Sheriff's Bond.

Commissioner Arms 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.

RESOLUTION

A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE SHERIFF'S BOND.

RESOLUTION: R-02-9-102-SS

REQUESTED BY: SHERIFF

PREPARED BY: KNOX COUNTY LAW DIRECTOR

APPROVED AS TO FORM AND CORRECTNESS: /s/ Michael W. Moyers DIRECTOR OF LAW

APPROVED: September 4, 2002 Date

VETOED: _____ Date

VETO OVERRIDE: _____ Date

MINUTE BOOK _____ PAGE _____

WHEREAS, Pursuant to the provisions of TCA §8-8-103, the Sheriff's Bond, in amount not less than \$25,000, is to be acknowledged before and approved by the County Commission; and

WHEREAS, the Sheriff has acknowledged his Bond of \$25,000 before the Commission, and recommends that the Commission approve the Bond, spread it of Record, and keep a certified copy thereof.

NOW THEREFORE BE IT RESOLVED BY THE COMMISSION OF KNOX COUNTY AS FOLLOWS:

The Knox County Commission, in accordance with TCA §8-8-103, approves the Sheriff's Bond, a certified copy of which is attached hereto, incorporated by reference, and spread of Record.

BE IT FURTHER RESOLVED, that in accord with the provisions of TCA §8-8-103, the Bond shall be recorded in the office of the Register of Deeds, and immediately sent by registered mail to the Comptroller of the Treasury.

BE IT FURTHER RESOLVED, that if any notifications are to be made to effectuate this Resolution, then the County Clerk is hereby requested to forward a copy of this Resolution to the proper authority.

BE IT FURTHER RESOLVED, that this Resolution is to take effect from and after its passage, as provided by the Charter of Knox County, Tennessee, the public welfare requiring it.

Collins	<u>/s/ David</u> 9/10/02		Date
	Presiding Officer of the Commission		Date
	<u>/s/ Wm. Mike Padgett</u>	9/10/02	
	County Clerk	Date	
	Approved: /s/ Michael R. Ragsdale	9/10/02	
	County Executive	Date	

Vetoed: _____
County Executive **Date**

* * * * *

STATE OF TENNESSEE
COUNTY OF Knox
OFFICIAL STATUTORY BOND
FOR
COUNTY PUBLIC OFFICIALS
OFFICE OF Sheriff

KNOW ALL MEN BY THESE PRESENTS:

That Timothy Ray Hutchison of Knoxville (City or Town), County of Knox Tennessee, as Principal, and Hartford Fire Insurance Company as Surety, are held and firmly bound unto THE STATE OF TENNESSEE in the full amount of Twenty Five thousand and 00/100-----Dollars (\$25,000.00) lawful money of the United States of America for the full and prompt payment

whereof we bind ourselves, our representatives, successors and assigns, each jointly and severally, firmly and unequivocally by these presents.

WHEREAS, The said Principal was duly X elected ___ appointed to the Office of Sheriff of and for Knox County for the 4 year term beginning on the 1st day of September, 2002 and ending on the 31st day of August, 2006.

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH:

That if the said Timothy Ray Hutchison, Principal, shall:

1. Faithfully perform the duties of the office of Sheriff of Knox County during his term of office or his continuance therein; and,
2. Pay over to the persons authorized by law to receive them, all monies, properties, or things of value that may come into his hands during his term of office or his continuance therein without fraud or delay, and shall faithfully and safely keep all records required of him in his official capacity, and at the expiration of his term, or in case of his resignation or removal from office, shall turn over to his successor all records and property which have come into his hands, then this obligation shall be null and void; otherwise to remain in full force and effect.

WITNESS our hands and seals this 22nd day of August, 2002.

WITNESS--ATTEST:
Hutchison

PRINCIPAL - Timothy Ray

/s/ Dora Compton

/s/ Timothy Ray Hutchison

SURETY: Hartford Fire Insurance

COUNTERSIGNED BY: By: /s/ Lavonne Sherrod

Lavonne

Sherrod

N/A

Attorney-in-Fact

Tennessee Resident Agent

(attach evidence of authority to execute bond)

ACKNOWLEDGMENT OF PRINCIPAL

STATE OF TENNESSEE
COUNTY OF Knox

Before me, a Notary Public, of the State and county aforesaid, personally appeared Timothy Ray Hutchison with whom I am

personally acquainted and who, upon oath, acknowledged himself to be the individual who executed the foregoing bond, and he acknowledged to me that he executed the same.
Witness my hand and seal this 30th day of August, 2002.
My Commission Expires:

10-02, 2002. Alice
Loy
Notary Public

Form Prescribed by the Comptroller of the Treasury, State of Tennessee
Form Approved by the Attorney General, State of Tennessee

ACKNOWLEDGMENT OF SURETY

STATE OF TN
COUNTY OF Knox

Before me, a Notary Public, of the State and County aforesaid, personally appeared Lavonne Sherrod with whom I am personally acquainted and, who, upon oath, acknowledged himself to be the individual who executed the foregoing bond on behalf of Hartford Fire insurance Company, the within named Surety, a corporation duly licensed to do business in the State of Tennessee, and

that he as such individual being authorized so to do.
Witness my hand and seal this 22nd day of August, 2002.
My Commission Expires:
February 7, 2006. Carrie Jones
Notary Public

APPROVAL AND CERTIFICATION
SECTION I. (Applicable to all County Officials except Clerks of Chancery and Circuit Courts)

Bond and Sureties approved by Michael R. Ragsdale, County Executive of Knox County, on this 30th day of August, 2002.
Signed:
/s/ Michael R. Ragsdale
County Executive

CERTIFICATION:

I, Wm. Mike Padgett, County Clerk of Knox, County, hereby certify that the foregoing bond was approved by the Legislative Body of said county, in open session on the 30th day of August, 2002 and entered upon the minutes thereof.

Signed:
/s/ Wm. Mike Padgett
County Clerk

SECTION II. (Applicable only to Clerks of Chancery and Circuit Courts)

CERTIFICATION:

This is to certify that I have examined the foregoing bond and found the same to be sufficient and in conformity to law, that the sureties on the same are good and worth the penalty thereof and that the same has been entered upon the minutes of said court.

Signed:
/s/ Dale Workman
Judge of the Chancery

Circuit Court of and for said
County on this _____ day of
_____, 2002.

SECTION III. (Applicable to all County Officials' Bonds)
FOR USE BY REGISTER OF DEEDS

SECTION IV. (Applicable to all County Officials' Bonds)
ENDORSEMENT:

Filed with the Comptroller of the Treasury, State of Tennessee, this _____ day of _____, 2_____.

Signed:

Comptroller of the Treasury

IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING A
CHARTER AMENDMENT REFERENDUM ON THE QUESTION OF
RESTORING TO KNOX COUNTY THE ELECTED OFFICE OF

SUPERINTENDENT OF SCHOOLS - O-02-8-103 - (SECOND

READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, authorizing a Charter Amendment Referendum on the question of restoring to Knox County the Elected Office of Superintendent of Schools was before the Board of Commissioners on second reading.

Ms. Margaret Massey Cox and Mr. Ricky Hall, concerned citizens, Mr. Mike Moyers, Knox County Law Director, Ms. Gail Alley, representing the Democratic Party of Knox County, and Ms. Brenda Koch, concerned citizen, were present and spoke on the matter.

Commissioner Griess moved to approve Ordinance O-02-8-103 Ordinance of the Commission of Knox County, Tennessee, authorizing a Charter Amendment Referendum on the question of restoring to Knox County the Elected Office of Superintendent of Schools on second reading. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Collins, Guthe, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Jordan, Strickland, Tindell, Moody, Harmon, Schmid and Arms voted no. The motion failed 12-7-0-0. (2/3 majority vote required)

* * * * *

IN RE: ADJOURNMENT:

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

* * * * *

KNOX COUNTY BOARD OF COMMISSIONERS

DAVID COLLINS, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Special Session on Tuesday, September 10, 2002 at 3:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Strickland, Collins, Moody, Harmon, Guthe, Schmid, Arms, Leuthold, Cawood, Horner and Moore. Commissioners Tindell, Griess, Stephens, McMillan, Mills, Clark and Pinkston were absent from the meeting. Also present were Mr. Mike Moyers, Knox County Law Director, Mr. Mike Ragsdale, Knox County Executive, Mr. Richard Walls, Knox County Internal Auditor, Mr. John Werner, Knox County Finance Director, and a member of the news media.

Commissioner Collins, Chairman, presided.

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

* * * * *

IN RE: ROLL CALL:

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

* * * * *

IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Mr. John Werner, Knox County Finance Director, led the Pledge of Allegiance to the Flag.

At this time, Commissioner Collins requested a moment of silence for the one year anniversary of the September 11, 2001 Terrorist Attack on America.

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IN RE: AMENDMENTS TO THE AGENDA:

1. Commissioner Horner moved to suspend the rules to amend the agenda to add the following item: Item #2 - Consideration of a resolution of the Commission of Knox County, Tennessee, declaring September 11th “Patriot Day” in Knox County. The motion was seconded and upon roll call vote Commissioners Jordan, Strickland, Collins, Moody, Harmon, Guthe, Schmid, Arms, Leuthold, Cawood, Horner and Moore voted aye. Commissioners Tindell, Griess, Stephens, McMillan, Mills, Clark and Pinkston were absent from the meeting. The motion carried 12-0-0-7.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE ISSUANCE AND PROVIDING THE DETAILS OF NOT TO EXCEED \$70,000,000 GENERAL OBLIGATION INDEBTEDNESS OF KNOX COUNTY, TENNESSEE, FOR THE PURPOSE OF REFUNDING CERTAIN PRIOR OBLIGATIONS OF THE COUNTY THROUGH THE ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS OR BY ENTERING INTO ONE OR MORE LOAN AGREEMENTS BETWEEN KNOX COUNTY, TENNESSEE AND A TENNESSEE PUBLIC BUILDING AUTHORITY; LEVYING AND PLEDGING TAXES AND MAKING PROVISION FOR THE PAYMENT THEREOF; AUTHORIZING FORWARD DELIVERY AGREEMENTS WITH RESPECT TO THE BONDS AND/OR LOAN AGREEMENTS; APPROVING RELATED SWAP AGREEMENTS IN

**CONNECTION WITH ANY LOAN AGREEMENTS; AND TAKING ALL
OTHER NECESSARY ACTIONS WITH RESPECT TO THE
FOREGOING - R-02-9-103-SS:**

Consideration of a resolution of the Commission of Knox County, Tennessee, authorizing the issuance and providing the details of not to exceed \$70,000,000 general obligation indebtedness of Knox County, Tennessee, for the purpose of refunding certain prior obligations of the county through the issuance of General Obligation Refunding Bonds or by entering into one or more loan agreements between Knox County, Tennessee and a Tennessee Public Building Authority; levying and pledging taxes and making provision for the payment thereof; authorizing forward delivery agreements with respect to the bonds and/or loan agreements; approving related Swap Agreements in connection with any loan agreements; and taking all other necessary actions with respect to the foregoing was before the Board of Commissioners.

Mr. John Werner, Knox County Finance Director, Mr. Joe Ayres, Managing Director for Cumberland Securities, were present and spoke on the matter.

Commissioner Guthe moved to approve Resolution R-02-9-103-SS - Resolution of the Commission of Knox County, Tennessee, authorizing the issuance and providing the details of not to exceed \$70,000,000 general obligation indebtedness of Knox County, Tennessee, for the purpose of refunding certain prior obligations of the county through the issuance of General Obligation Refunding Bonds or by entering into one or more loan agreements between Knox County, Tennessee and a Tennessee

Public Building Authority; levying and pledging taxes and making provision for the payment thereof; authorizing forward delivery agreements with respect to the bonds and/or loan agreements; approving related Swap Agreements in connection with any loan agreements; and taking all other necessary actions with respect to the foregoing. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Moody, Harmon, Guthe, Schmid, Arms, Leuthold, Cawood, Horner and Moore voted aye. Commissioners Tindell, Griess, Stephens, McMillan, Mills, Clark and Pinkston were absent from the meeting. The motion carried 12-0-0-7.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, DECLARING
SEPTEMBER 11TH “PATRIOT DAY” IN KNOX COUNTY -

R-02-9-104-SS:

Consideration of a resolution of the Commission of Knox County, Tennessee, declaring September 11th “Patriot Day” in Knox County was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-9-104-SS - Resolution of the Commission of Knox County, Tennessee, declaring September 11th “Patriot Day” in Knox County. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Moody, Harmon, Guthe, Schmid, Arms, Leuthold, Cawood, Horner and Moore voted aye. Commissioners Tindell,

Griess, Stephens, McMillan, Mills, Clark and Pinkston were absent from the meeting. The motion carried 12-0-0-7.

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IN RE: ADJOURNMENT:

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

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KNOX COUNTY BOARD OF COMMISSIONERS

DAVID COLLINS, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, September 23, 2002 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, Arms, 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 Executive, Mr. John Werner, Knox County Finance Director, Mr. Richard Walls, Knox County Internal Auditor, and members of the news media.

Commissioner Collins, Chairman, presided.

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

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IN RE: ROLL CALL:

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

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IN RE: DEVOTIONAL:

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

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Moody led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

1. Commissioner Leuthold moved to suspend the rules and ratify the recommendations of the Committee on Committees report given at the Board of Commissioners Special Session meeting held on September 4, 2002. Commissioner Mills 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.

2. At this time, Mr. Mike Ragsdale, Knox County Executive, and Mr. Tim Hutchison, Knox County Sheriff, addressed the Commission regarding the recent train derailment in West Knoxville.

Commissioner Collins amended the agenda to add the following item to be heard at this time: Resolution R-02-9-102 - Consideration of a resolution of the Commission of Knox County, Tennessee, honoring the Emergency Service Agencies involved in the recent train derailment.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING THE EMERGENCY SERVICE AGENCIES INVOLVED IN THE RECENT TRAIN DERAILMENT - R-02-9-102:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring the Emergency Service Agencies involved in the recent train derailment was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-9-102 Resolution of the Commission of Knox County, Tennessee, honoring the Emergency Service Agencies involved in the recent train derailment. Commissioner Mills 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.

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

3. At this time, Evangelist Billy Bates presented a plaque to Commissioner Pinkston in appreciation for his dedicated service as a Knox County Commissioner.

Commissioner Pinkston expressed his appreciation to Mr. Bates for the plaque.

4. Commissioner Griess moved to amend the agenda to defer the following item to the October 2002 meeting: Resolution R-02-9-201 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with CMS Viron Corporation for the provision of energy audit services and implementation of those audit recommendations. Commissioner Clark 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.

5. Commissioner Collins amended the agenda to add the following item to be heard under Elections and Appointments: Resolution R-02-9-112 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving one appointment to the Knox County Library Board.

6. Commissioner Collins amended the agenda to add the following item to be heard under Elections and Appointments: Resolution R-02-9-111 - Consideration of a resolution of the Commission of Knox County, Tennessee, nominating one member of the Knox County Commission to serve on the Tennessee Technology Corridor Development Authority Board.

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IN RE: CONSENT ITEMS:

1. Tax Refunds:

No request received.

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2. Notary Public Applications:

176 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, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried

19-0-0-0.

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IN RE: CONSENT CALENDAR:

**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING
VICTOR C. HOBDAY - R-02-9-101:**

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

Commissioner Griess moved to approve Resolution R-02-9-101 Resolution of the Commission of Knox County, Tennessee, memorializing Victor C. Hobday. Commissioner Mills 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.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$696,500.00 AND APPROVING A CONTRACT TO PURCHASE 22.443
ACRES OF LAND FOR THE NEW RIDGEDALE ELEMENTARY
SCHOOL - R-02-9-204:**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$696,500.00 and approving a contract to

purchase 22.443 acres of land for the new Ridgedale Elementary School was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-9-204 Resolution of the Commission of Knox County, Tennessee, appropriating \$696,500.00 and approving a contract to purchase 22.443 acres of land for the new Ridgedale Elementary School. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
CONTRACT WITH C.M. HENLEY CO., LLC FOR RE-ROOFING OF
KARNS HIGH SCHOOL - R-02-9-205:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with C.M. Henley Co., LLC for re-roofing of Karns High School was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-9-205 Resolution of the Commission of Knox County, Tennessee, approving a contract with C.M. Henley Co., LLC for re-roofing of Karns High School. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE
ASSISTIVE TECHNOLOGY GRANT FOR A TOTAL OF \$35,000.00 -
R-02-9-209:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the Assistive Technology Grant for a total of \$35,000.00 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-9-209 Resolution of the Commission of Knox County, Tennessee, approving the Assistive Technology Grant for a total of \$35,000.00. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN
ADULT EDUCATION GRANT AGREEMENT WITH THE TENNESSEE
DEPARTMENT OF LABOR - R-02-9-210:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an Adult Education Grant Agreement with the Tennessee Department of Labor was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-9-210 Resolution of the Commission of Knox County, Tennessee, approving an Adult Education Grant Agreement with the Tennessee Department of Labor. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING
PLUMBING SERVICE CONTRACTS FOR THE KNOX COUNTY
SCHOOL SYSTEM - R-02-9-211:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving plumbing service contracts for the Knox County School System was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-9-211 Resolution of the Commission of Knox County, Tennessee, approving plumbing service contracts 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, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
GRANT AGREEMENT WITH TEMA FOR REIMBURSEMENT OF
\$13,600.00 FOR EXPENSES INCURRED IN DEVELOPING
WATERSHED FLOOD STUDIES - R-02-9-401:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement with TEMA for reimbursement of \$13,600.00 for expenses incurred in developing watershed flood studies was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-9-401 Resolution of the Commission of Knox County, Tennessee, approving a grant agreement with TEMA for reimbursement of \$13,600.00 for expenses incurred in developing watershed flood studies. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$204,700.00 FOR STORMWATER MANAGEMENT OPERATIONS FOR
FY 2002-2003 - R-02-9-402:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$204,700.00 for stormwater management operations for FY 2002-2003 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-9-402 Resolution of the Commission of Knox County, Tennessee, appropriating \$204,700.00 for stormwater management operations for FY 2002-2003. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$214,957.00 FOR CONSTRUCTION MANAGEMENT FOR FY 2002-
2003 - R-02-9-403:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$214,957.00 for construction management for FY 2002-2003 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-9-403 Resolution of the Commission of Knox County, Tennessee, appropriating \$214,957.00 for construction management for FY 2002-2003. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
MICROSURFACING CONTRACT WITH STRAWSER
INCORPORATED - R-02-9-404:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a microsurfacing contract with Strawser Incorporated was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-9-404 Resolution of the Commission of Knox County, Tennessee, approving a microsurfacing contract with Strawser Incorporated. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
STATE LITTER GRANT CONTRACT WITH THE TENNESSEE
DEPARTMENT OF TRANSPORTATION IN THE AMOUNT OF
\$160,725.00 - R-02-9-405:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a State Litter Grant Contract with the Tennessee Department of Transportation in the amount of \$160,725.00 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-9-405 Resolution of the Commission of Knox County, Tennessee, approving a State Litter Grant Contract with the Tennessee Department of Transportation in the amount of \$160,725.00. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
LEASE AGREEMENT WITH SAMUEL GENE ARNOLD FOR
PROPERTY USED AS THE POWELL CONVENIENCE CENTER -
R-02-9-406:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a lease agreement with Samuel Gene Arnold for property used as the Powell Convenience Center was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-9-406 Resolution of the Commission of Knox County, Tennessee, approving a lease agreement with Samuel Gene Arnold for property used as the Powell Convenience Center. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH IJAMS NATURE CENTER TO PROVIDE THE EARTH FLAG SOLID WASTE EDUCATION PROGRAM FOR PARTICIPATING KNOX COUNTY SCHOOLS - R-02-9-407:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Ijams Nature Center to provide the Earth Flag Solid Waste Education Program for participating Knox County Schools was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-9-407 Resolution of the Commission of Knox County, Tennessee, approving a contract with Ijams Nature Center to provide the Earth Flag Solid Waste Education Program for participating Knox County Schools. Commissioner Mills 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.

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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 METROPOLITAN DRUG COMMISSION

FOR THE PROVISION OF A PART TIME TOBACCO PREVENTION

PROJECT DIRECTOR - R-02-9-601:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement between the Knox County Health Department and the Metropolitan Drug Commission for the provision of a part time Tobacco Prevention Project Director was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-9-601 Resolution of the Commission of Knox County, Tennessee, approving a grant agreement between the Knox County Health Department and the Metropolitan Drug Commission for the provision of a part time Tobacco Prevention Project Director. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, PROVIDING FOR
ADDITIONAL APPROPRIATIONS TO CLOSE FISCAL YEAR 2002 -
R-02-9-803:

Consideration of a resolution of the Commission of Knox County, Tennessee, providing for additional appropriations to close fiscal year 2002 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-9-803 Resolution of the Commission of Knox County, Tennessee, providing for additional appropriations to close fiscal year 2002. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE
AMOUNTS DESIGNATED AT FISCAL YEAR ENDED JUNE 30, 2002 -
R-02-9-804:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the amounts designated at fiscal year ended June 30, 2002 was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-9-804 Resolution of the Commission of Knox County, Tennessee, approving the amounts designated at fiscal year ended June 30, 2002. Commissioner Mills 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.

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

CONTRACT WITH SPECTERA, INC. FOR A VISION COVERAGE

PROGRAM - R-02-9-805:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Spectera, Inc. for a vision coverage program was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-9-805 Resolution of the Commission of Knox County, Tennessee, approving a contract with Spectera, Inc. for a vision coverage program. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT WITH TEMA FOR STATE DOMESTIC

PREPAREDNESS PROGRAMS - R-02-9-902:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement with TEMA for State Domestic Preparedness Programs was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-9-902 Resolution of the Commission of Knox County, Tennessee, approving a grant agreement with TEMA for State Domestic Preparedness Programs. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING FUNDING AND CONSTRUCTION OF A NEW CHICKAMAUGA LOCK

R-02-9-903:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting funding and construction of a new Chickamauga Lock was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-9-903 Resolution of the Commission of Knox County, Tennessee, requesting funding and construction of a new Chickamauga Lock. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT WITH THE STATE OF TENNESSEE DEPARTMENT OF HUMAN SERVICES FOR THE IV-D CHILD SUPPORT ENFORCEMENT PROGRAM - R-02-9-904:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement with the State of Tennessee Department of Human Services for the IV-D Child Support Enforcement Program was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-9-904 Resolution of the Commission of Knox County, Tennessee, approving a grant agreement with the State of Tennessee Department of Human Services for the IV-D Child Support Enforcement Program. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
GRANT AGREEMENT WITH THE STATE OF TENNESSEE
COMMISSION ON CHILDREN AND YOUTH - R-02-9-905:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement with the State of Tennessee Commission on Children and Youth was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-9-905 Resolution of the Commission of Knox County, Tennessee, approving a grant agreement with the State of Tennessee Commission on Children and Youth. Commissioner Mills 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.

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IN RE: ACCEPTANCE OF NEW PUBLIC ROADS:

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

- A. Tully Road, Tully Subdivision, District 5.
- B. Tanner Lane, Tully Subdivision, District 5.
- C. Benjie Lane, Rutledge Pike Estates Subdivision, District 8.

Commissioner Griess moved to approve the above acceptance of new public roads. Commissioner Mills 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.

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IN RE: ELECTIONS AND APPOINTMENTS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING NINE APPOINTMENTS TO THE KNOX COUNTY BOARD OF ZONING APPEALS - R-02-9-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving nine appointments to the Knox County Board of Zoning Appeals was before the Board of Commissioners.

Commissioner Guthe moved to approve Resolution R-02-9-110 Resolution of the Commission of Knox County, Tennessee, approving nine appointments to the Knox County Board of Zoning Appeals and that the following individuals be appointed: Commissioners Diane Jordan, David Collins, Ivan Harmon, John Schmid, Mike Arms, Mark Cawood, Scott Moore, Mike McMillan and Howard Pinkston. Commissioner Horner 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, NOMINATING ONE MEMBER OF THE KNOX COUNTY COMMISSION TO SERVE ON THE TENNESSEE TECHNOLOGY CORRIDOR DEVELOPMENT AUTHORITY BOARD - R-02-9-111:

Consideration of a resolution of the Commission of Knox County, Tennessee, nominating one member of the Knox County Commission to serve on the Tennessee Technology Corridor Development Authority Board was before the Board of Commissioners.

Commissioner Moody moved to approve Resolution R-02-9-111 Resolution of the Commission of Knox County, Tennessee, nominating

one member of the Knox County Commission to serve on the Tennessee Technology Corridor Development Authority Board and that the following individual be appointed: Commissioner Craig Leuthold. Commissioner Pinkston 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING ONE
APPOINTMENT TO THE KNOX COUNTY LIBRARY BOARD -

R-02-9-112:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving one appointment to the Knox County Library Board was before the Board of Commissioners.

Commissioner Tindell moved to approve Resolution R-02-9-112 Resolution of the Commission of Knox County, Tennessee, approving one appointment to the Knox County Library Board and that the following individual be appointed: Steve Roberts. Commissioner Horner 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.

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IN RE: DRIVES AND ROADS:

**IN RE: CONSIDERATION OF CLOSURE OF A PORTION OF
COMMERCE ROAD. PROPERTY LOCATED ON THE CORNER OF
WEST EMORY ROAD AND COMMERCE ROAD. KNOX COUNTY,
PROPERTY OWNER - (FIRST READING):**

Consideration of closure of a portion of Commerce Road was before the Board of Commissioners on first reading. Property located on the corner of West Emory Road and Commerce Road. Knox County, property owner.

Commissioner Guthe moved to approve the closure of a portion of Commerce Road on first reading. Commissioner McMillan 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. Property located on the corner of West Emory Road and Commerce Road. Knox County, property owner.

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**IN RE: CONSIDERATION OF CLOSURE OF A PORTION OF
SOUTH NORTSHORE DRIVE. PROPERTY LOCATED ON
NORTSHORE DRIVE. ARMAND AND PEGGY GRECO, PROPERTY
OWNERS - (FIRST READING):**

Consideration of closure of a portion of South Northshore Drive was before the Board of Commissioners. Property located on Northshore Drive. Armand and Peggy Greco, property owners.

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

Commissioner Guthe moved to suspend the rules and approve the closure of a portion of South Northshore Drive on first and final reading. Commissioner Horner 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. Property located on Northshore Drive. Armand and Peggy Greco, property owners.

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IN RE: RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH CMS VIRON CORPORATION FOR THE PROVISION OF ENERGY AUDIT SERVICES AND IMPLEMENTATION OF THOSE AUDIT RECOMMENDATIONS - R-02-9-201:

This item was deferred to the October 2002 meeting. (See Amendments to the Agenda, Page __312__)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$539,350.00 AND APPROVING A CONTRACT PURCHASE OF

**APPROXIMATELY 3.15 ACRES OF LAND WITH A HOUSE AND
OUTBUILDINGS AT 4313 EMORY ROAD - R-02-9-202:**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$539,350.00 and approving a contract purchase of approximately 3.15 acres of land with a house and outbuildings at 4313 Emory Road was before the Board of Commissioners.

Mr. Doug Whitted, Facilities Manager for Knox County Schools, and Mr. Mike Moyers, Knox County Law Director, were present and spoke on the matter.

Commissioner Moore moved to approve Resolution R-02-9-202 Resolution of the Commission of Knox County, Tennessee, appropriating \$539,350.00 and approving a contract purchase of approximately 3.15 acres of land with a house and outbuildings at 4313 Emory Road. Commissioner Cawood seconded the motion.

Commissioner Griess moved as a substitute motion to defer Resolution R-02-9-202 to the November 2002 meeting; request KCDC to obtain a second appraisal and report back to the commission; and ask MPC for the recommended zoning. Commissioner Horner seconded the motion and upon roll call vote Commissioners Jordan, Collins, Guthe, Leuthold, Griess, Horner, McMillan, Mills and Pinkston voted aye. Commissioners Strickland, Tindell, Harmon, Schmid, Arms, Cawood, Stephens, Moore and Clark voted no. Commissioner Moody abstained from voting. The substitute motion failed 9-9-1-0.

Commissioner Griess moved to divide the question on Resolution R-02-9-202 and amend the appropriation amount from

\$539,350.00 to \$300,000.00. Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Clark, Horner, Griess, Leuthold and Guthe voted aye. Commissioners Pinkston, Mills, McMillan, Moore, Stephens, Cawood, Arms, Schmid, Harmon, Moody, Tindell, Collins, Strickland and Jordan voted no. The motion failed 5-14-0-0.

Upon roll call vote of the motion to appropriate \$539,350.00 on Resolution R-02-9-202, Commissioners Moore, Stephens, Cawood, Arms, Schmid, Harmon, Moody and Tindell voted aye. Commissioners Pinkston, Clark, Mills, McMillan, Horner, Griess, Leuthold, Guthe, Collins, Strickland and Jordan voted no. The motion failed 8-11-0-0.

Commissioner Griess moved to defer the contract purchase on Resolution R-02-9-202 to the October 2002 meeting. Commissioner Horner seconded the motion.

Commissioner Pinkston moved as a substitute motion to deny the contract purchase on Resolution R-02-9-202. Commissioner McMillan seconded the motion and upon roll call vote Commissioners Strickland, Tindell, Moody, McMillan and Pinkston voted aye. Commissioners Jordan, Collins, Harmon, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Moore, Mills and Clark voted no. The substitute motion failed 5-14-0-0.

Upon roll call vote of the motion to defer the contract purchase on Resolution R-02-9-202 to the October 2002 meeting, 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.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$1,047,500.00 AND APPROVING A CONTRACT TO PURCHASE 26.96**

**ACRES OF LAND FOR THE EXPANSION OF CARTER SCHOOL -
R-02-9-203:**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$1,047,500.00 and approving a contract to purchase 26.96 acres of land for the expansion of Carter School was before the Board of Commissioners.

Mr. Doug Whitted, Facilities Manager for Knox County Schools, was present and spoke on the matter.

Commissioner McMillan moved to defer to the November 2002 meeting Resolution R-02-9-203 - Resolution of the Commission of Knox County, Tennessee, appropriating \$1,047,500.00 and approving a contract to purchase 26.96 acres of land for the expansion of Carter School.

Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
CONTRACT WITH DR. MICHAEL GREER FOR SERVICES ON THE
CLINICAL TEAM AND ELEMENTARY DIAGNOSTIC CLASSROOM
FOR THE KNOX COUNTY SCHOOL SYSTEM - R-02-9-206:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Dr. Michael Greer for services on the Clinical Team and Elementary Diagnostic Classroom for the Knox County School System was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-9-206 Resolution of the Commission of Knox County, Tennessee, approving a contract with Dr. Michael Greer for services on the Clinical Team and Elementary Diagnostic Classroom for the Knox County School System. 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
CONTRACT WITH DR. LARRY BROWN FOR SERVICES ON THE
CLINICAL TEAM - R-02-9-207:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Dr. Larry Brown for services on the Clinical Team was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-9-207 Resolution of the Commission of Knox County, Tennessee, approving a contract with Dr. Larry Brown for services on the Clinical Team.

Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE
KNOX COUNTY SLIVER GRANT APPLICATION UNDER IDEA FOR
2002-2003 - R-02-9-208:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the Knox County Sliver Grant Application under IDEA for 2002-2003 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 Mills moved to approve Resolution R-02-9-208 Resolution of the Commission of Knox County, Tennessee, approving the Knox County Sliver Grant Application under IDEA for 2002-2003.

Commissioner Moore 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT FOR HEALTH BENEFITS WITH CIGNA HEALTHCARE R-02-9-801:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract for health benefits with Cigna Healthcare was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-9-801 Resolution of the Commission of Knox County, Tennessee, approving a contract for health benefits with Cigna Healthcare. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Horner voted no. The motion carried 18-1-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT FOR HEALTH BENEFITS WITH CARITEN HEALTHCARE - R-02-9-802:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract for health benefits with Cariten Healthcare was before the Board of Commissioners.

Mr. Mike Ragsdale, Knox County Executive, Mr. Rocky Goode, Willis Company, Ms. Phyllis Severance, Manager for Knox County Human Resources, and Ms. Bonnie Curran, Benefits Administrator for Knox County Human Resources, were present and spoke on the matter.

Commissioner Mills moved to approve Resolution R-02-9-802 Resolution of the Commission of Knox County, Tennessee, approving a contract for health benefits with Cariten Healthcare. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Horner voted no. The motion carried 18-1-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ASKING THE KNOX COUNTY LEGISLATIVE DELEGATION TO AMEND THE ACT ESTABLISHING THE LIBRARY BOARD OF TRUSTEES - R-02-9-901:

Consideration of a resolution of the Commission of Knox County, Tennessee, asking the Knox County Legislative Delegation to amend the act establishing the Library Board of Trustees was before the Board of Commissioners.

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

Commissioner Schmid moved to withdraw Resolution R-02-9-901 - Resolution of the Commission of Knox County, Tennessee, asking the Knox County Legislative Delegation to amend the act establishing the Library Board of Trustees. Commissioner Horner seconded the motion.

Commissioner Leuthold moved as a substitute motion to defer to the October 2002 meeting Resolution R-02-9-901A - Resolution of the Commission of Knox County, Tennessee, requesting Legislation to give the County Commission authority to confirm the Director of the Public Library. Commissioner Schmid 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.

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IN RE: ORDINANCES ON FIRST READING:

No ordinances received for first reading.

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IN RE: ORDINANCES ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, ESTABLISHING

AN EMS MEDICAL SERVICES COST REVIEW BOARD - O-02-8-101 -

(SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, establishing an EMS Medical Services Cost Review Board was before the Board of Commissioners on second reading.

Commissioner Mills moved to approve Ordinance O-02-8-101 Ordinance of the Commission of Knox County, Tennessee, establishing an EMS Medical Services Cost Review Board on second reading.

Commissioner Horner 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.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING KNOX COUNTY CODE §2-583 REGARDING COMMISSION CONTRACT APPROVAL - O-02-8-102 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code §2-583 regarding Commission contract approval was before the Board of Commissioners on second reading.

Commissioner Griess moved to approve Ordinance O-02-8-102 Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code §2-583 regarding Commission contract approval on second

reading. 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.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING KNOX
COUNTY CODE §2-2(C) REGARDING COMMISSIONERS’
EXPENSES - O-02-8-104 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code §2-2(c) regarding Commissioners’ expenses was before the Board of Commissioners on second reading.

Commissioner Griess moved to approve Ordinance O-02-8-104 Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code §2-2(c) regarding Commissioners’ expenses on second reading. Commissioner Guthe 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.

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

ORDINANCE O-00-5-103 CREATING A DEPARTMENT OF

INTERNAL AUDIT - O-02-8-105 - (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Ordinance O-00-5-103 creating a Department of Internal Audit was before the Board of Commissioners on second reading.

Commissioner Griess moved to approve Ordinance O-02-8-105 Ordinance of the Commission of Knox County, Tennessee, amending Ordinance O-00-5-103 creating a Department of Internal Audit on second reading. Commissioner Horner 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.

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IN RE: DELEGATIONS TO BE HEARD:

1. Commissioner Arms indicated he will resign as County Commissioner effective December 27, 2002.

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

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 Arms and Stephens were absent from the evening session.

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IN RE: ZONING REQUESTS:

1. Consideration of the request of Jack Sumner for rezoning from PC Planned Commercial/TO Technology Overlay Zone to CB Business and Manufacturing/TO Technology Overlay Zone was before the Board of Commissioners. Property located on the northeast side of Sellers Lane, northeast of Sherrill Boulevard. Fifth Commission District.

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

Commissioner Griess moved to approve zoning request 8-C-02-RZ - Request of Jack Sumner for rezoning from PC Planned Commercial/TO Technology Overlay Zone to CB Business and Manufacturing/TO Technology Overlay Zone as per MPC's recommendation. Commissioner Moody seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Arms and Stephens were absent from the meeting. The motion carried 17-0-0-2. Property located on the northeast side of Sellers Lane, northeast of Sherrill Boulevard. Fifth Commission District.

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2. Consideration of the request of E.L. Duncan Builder, Inc. for rezoning from A Agricultural Zone to PR Planned Residential Zone was

before the Board of Commissioners. Property located on the northwest side of Schaad Road, northeast of Todd Lane. Sixth Commission District.

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

Commissioner Cawood moved to approve zoning request 8-K-02-RZ - Request of E.L. Duncan Builder, Inc. for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 - 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, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Arms and Stephens were absent from the meeting. The motion carried 17-0-0-2. Property located on the northwest side of Schaad Road, northeast of Todd Lane. Sixth Commission District.

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3. Consideration of the request of Saddlebrook, Inc. for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the northwest side of South Northshore Drive, south of Choto Road. Fifth Commission District.

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

Commissioner Leuthold moved to approve zoning request 8-M-02-RZ - Request of Saddlebrook, Inc. for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density of 1 - 3 dwelling units per

acre as per MPC's recommendation. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Arms and Stephens were absent from the meeting. The motion carried

17-0-0-2. Property located on the northwest side of South Northshore Drive, south of Choto Road. Fifth Commission District.

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4. Consideration of the request of Roy Story for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the east side of McCloud Road, south of Blairwood Drive. Seventh Commission District.

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

Commissioner Horner moved to approve zoning request 8-N-02-RZ - Request of Roy Story for rezoning from A Agricultural Zone to PR Planned Residential Zone at 1 - 3 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, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Arms and Stephens were absent from the meeting. The motion carried 17-0-0-2. Property located on the east side of McCloud Road, south of Blairwood Drive. Seventh Commission District.

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5. Consideration of the request of Eagle Bend Realty for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located on the southside of Oak Ridge Highway, southwest of Schaad Road. Sixth Commission District.

Mr. Scott Davis, representing Eagle Bend Realty, was present and spoke on behalf of the request.

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

Commissioner Cawood moved to approve zoning request 7-Q-02-RZ - Request of Eagle Bend Realty for rezoning from A Agricultural 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, Mills, Clark and Pinkston voted aye. Commissioners Arms and Stephens were absent from the meeting. The motion carried

17-0-0-2. Property located on the southside of Oak Ridge Highway, southwest of Schaad Road. Sixth Commission District.

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6. Consideration of the request of Anthony Johnson for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located on the northside

of Brown Gap Road, east side of Crippen Road. Seventh Commission District.

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

Commissioner Horner moved to defer to the October 2002 meeting zoning request 7-R-02-RZ - Request of Anthony Johnson for rezoning from A Agricultural Zone to RA Low Density Residential Zone. Commissioner Griess seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Horner, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Moore voted no. Commissioners Arms and Stephens were absent from the meeting. The motion carried 16-1-0-2.

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7. Consideration of the request of Julian Ryan Murphey for approval of a Use on Review request for an aircraft landing field and hangar was before the Board of Commissioners. Property located on the north side of Hardin Valley Road, west of Steele Road. Sixth Commission District.

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

Commissioner Cawood moved to approve zoning request 5-E-02-UR - Request of Julian Ryan Murphey for approval of a Use on Review request for an aircraft landing field and hangar subject to 16 conditions as per MPC's recommendation. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan,

Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Arms and Stephens were absent from the meeting. The motion carried

17-0-0-2. Property located on the north side of Hardin Valley Road, west of Steele Road. Sixth Commission District.

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IN RE: ROLL CALL BY DISTRICTS:

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

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IN RE: ADJOURNMENT:

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

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KNOX COUNTY BOARD OF COMMISSIONERS

DAVID COLLINS, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, October 28, 2002 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, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston. Also present were Mr. John Owens, Chief Deputy Law Director, Mr. Mike Ragsdale, Knox County Executive and news media.

Commissioner Collins, Chairman, presided.

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

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IN RE: **ROLL CALL:**

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

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IN RE: **DEVOTIONAL:**

Reverend John Ross, Dean of St. John's Episcopal Cathedral gave the devotional.

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IN RE: **PLEDGE OF ALLEGIANCE TO THE FLAG:**

Mr. Jay Wormsley, Assistant Principal, Halls Middle School, and students from the following Middle Schools led the Pledge of Allegiance to the Flag:

Halls Middle School - Mr. Graham Brantley

Vine Middle School - Mr. Andrew Cooter

Farragut Middle School - Mr. Stephen Vesco

Holston Middle School - Ms. Branca Blair

Whittle Springs School - Mr. Kourtney McCollum and Ms. Emily Kurpatrick

South-Doyle School - Mr. Sterling Hensley

Carter Middle School - Mr. Nathan Horn

Powell Middle School - Ms. Morgan Holland

Cedar Bluff School - Ms. Sarah Yoder

Karns Middle School - Mr. Justin Blair

Northwest School - Mr. Tylor Snyder

Bearden Middle School - Mr. Hallerin Hill

Gresham School - Mr. Trevor Davis

West Valley School - Mr. Evan Kaiser

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IN RE: AMENDMENTS TO THE AGENDA:

Without objection, Commissioner Collins amended the agenda as follows:

1. Defer to the November Board of Commissioners meeting R-02-10-113

Resolution of the Commission of Knox County, Tennessee approving five appointments to the Emergency Medical Services (EMS) Cost Review Board.

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2. Withdraw from the agenda R-02-10-906 - Resolution of the Commission of Knox County, Tennessee re-instating the Efficiency Review Committee.

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3. Remove from consent calendar and add to the regular agenda
R-02-10-103 - Resolution of the Commission of Knox County, Tennessee
honoring Phyllis Severance.

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4. Add R-02-10-703 - Resolution of the Commission of Knox County,
Tennessee approving the second amendment to the lease agreement for the
professional management and operation of Three Ridges Golf Course.

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5. Add R-02-10-104 - Resolution of the Commission of Knox County,
Tennessee honoring Tom Varlan on the occasion of his nomination to serve as
Federal Judge, and urging support of his nomination to the consent calendar.

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6. Add R-02-10-204 - Resolution of the Commission of Knox County,
Tennessee approving a lease agreement between the Knox County Board of
Education and First Utility District to regular agenda.

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7. Add R-02-10-205 - Resolution of the Commission of Knox County,
Tennessee reappropriating \$1,700,000.00 which was designated in the close-out of
fiscal year 2001-2002 in the General Purpose School Fund. Remove from consent
agenda to regular agenda.

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8. Add R-02-10-206 - Resolution of the Commission of Knox County,
Tennessee approving a contract with Century Consultants, Ltd. for the provision of
a new student management system for Knox County Schools.

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9. Add R-02-10-207 - Resolution of the Commission of Knox County, Tennessee appropriating \$671,853.00 for the design of the new Ridgedale Elementary School and approving a contract with Kaatz, Binkley, Jones and Morris Architects.

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10. Add R-01-10-208 - Resolution of the Commission of Knox County, Tennessee approving a contract with Troy and Banks, Inc. for audit of utility bills of the School System.

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11. Defer to the November Board of Commissioners meeting under Zoning Requests 6-A-02-P - Request of MPC for approval of Wireless Communications Facilities Plan.

There was objection to defer 6-A-02-P Request of MPC for approval of Wireless Communications Facilities Plan. Upon voice vote the motion to defer carried 18-1-0-0. Commissioner Leuthold voted no.

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12. Defer to the November Board of Commissioners meeting R-02-10-102 Resolution of the Commission of Knox County, Tennessee honoring Daryl Chandler for being named National Assistant Coach of the Year.

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13. Defer to the November Board of Commissioners meeting R-02-10-904 Resolution of the Commission of Knox County, Tennessee requesting legislation to give the County Commission authority to confirm the Director of the Public Library.

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14. Defer to the November Board of Commissioners meeting R-02-10-902

Resolution of the Commission of Knox County, Tennessee approving the MPC Wireless Communication Facilities Plan.

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IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Collins heard from Dr. Mary Lou Kanipe, recognizing the Bearden High School Soccer Team for being named the #1 High School Soccer Team in America.

Dr. Kanipe recognized Mr. Eric Turner, Head Soccer Coach at Bearden High School and Mrs. Glenda Radcliff, Assistant Soccer Coach.

Commissioner Guthe also recognized Mr. Mike Ragsdale, Knox County Executive, and his administration for the signs that were made for the Soccer Team.

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IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Collins hear R-02-10-112 next on the agenda.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE APPOINTMENT OF DR. CLIFTON WOODS AS A MEMBER OF THE DEVELOPMENT CORPORATION BOARD: R-02-10-112:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appointment of Dr. Clifton Woods as a member of the Development Corporation Board was before the Board of Commissioners.

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

Dr. Clifton Woods, Professor of Chemistry, University of Tennessee, was present and spoke on the matter.

Commissioner Moody moved to approve R-02-10-112 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appointment of Dr. Clifton Woods as a member of the Development Corporation Board. All Commissioners 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.

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IN RE: CONSENT ITEMS:

TAX REFUNDS:

No tax refunds received.

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NOTARY PUBLIC APPLICATIONS:

201 Notary Public Applications received.

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REPORTS OF OFFICIALS:

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

H. Old Records

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REPORTS OF COUNTY AGENCIES:

- A. Department of Human Services
- B. Department of Child and Family Services
- C. Department of Air 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 Cawood 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, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSENT CALENDAR:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE MEMORIALIZING WILLIAM E. "BILL"

PADGETT, JR.: R-02-10-101:

Consideration of a Resolution of the Commission of Knox County, Tennessee memorializing William E. "Bill" Padgett, Jr. was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-10-101 - Consideration of a Resolution of the Commission of Knox County, Tennessee memorializing

William E. “Bill” Padgett, Jr. Commissioner Moore 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE HONORING TOM VARLAN ON THE
OCCASION OF HIS NOMINATION TO SERVE AS A FEDERAL JUDGE,
AND URGING SUPPORT FOR HIS NOMINATION: R-02-10-104:

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Tom Varlan on the occasion of his nomination to serve as a Federal Judge, and urging support for his nomination was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-10-104 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Tom Varlan on the occasion of his nomination to serve as a Federal Judge, and urging support for his nomination. Commissioner Moore 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROPRIATING \$1,950,000.00 TO
CONSTRUCT AND EQUIP THE FOUNTAIN CITY BRANCH LIBRARY
R-02-10-202:

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$1,950,000.00 to construct and equip the Fountain City Branch Library was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-10-202 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$1,950,000.00 to construct and equip the Fountain City Branch Library.

Commissioner Moore 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$10,000.00 FOR SITE STUDIES AND EVALUATIONS FOR THE POWELL BRANCH LIBRARY

PROJECT:R-02-10-203:

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$10,000.00 for site studies and evaluations for the Powell Branch Library Project was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-10-203 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$10,000.00 for site studies and evaluations for the Powell Branch Library Project.

Commissioner Moore 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.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH
CENTURY CONSULTANTS, LTD. FOR THE PROVISION OF A NEW
STUDENT MANAGEMENT SYSTEM FOR KNOX COUNTY SCHOOLS:**

R-02-10-206:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Century Consultants, Ltd. for the provision of a new student management system for Knox County Schools was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-10-206 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Century Consultants, Ltd. for the provision of a new student management system for Knox County Schools. Commissioner Moore 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.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROPRIATING \$671,853.00 FOR THE
DESIGN OF THE NEW RIDGEDALE ELEMENTARY SCHOOL AND
APPROVING A CONTRACT WITH KAATZ, BINKLEY, JONES AND
MORRIS ARCHITECTS: R-02-10-207:**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$671,853.00 for the design of the new Ridgedale

Elementary School and approving a contract with Kaatz, Binkley, Jones and Morris Architects was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-10-207 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$671,853.00 for the design of the new Ridgedale Elementary School and approving a contract with Kaatz, Binkley, Jones and Morris Architects. Commissioner Moore 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH TROY AND BANKS, INC. FOR AUDIT OF UTILITY BILLS OF THE SCHOOL SYSTEM: R-02-10-208:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Troy and Banks, Inc. for audit of utility bills of the School System was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-10-208 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Troy and Banks, Inc. for audit of utility bills of the School System. Commissioner Moore 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT CONTRACT IN THE AMOUNT OF \$698,203.00 BETWEEN THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY ORIENTED POLICING SERVICES (COPS) AND THE KNOX COUNTY SHERIFF'S DEPARTMENT FOR COPS IN SCHOOLS AND APPROPRIATING KNOX COUNTY MATCH DOLLARS IN THE AMOUNT OF \$327,661.00: R-02-10-301:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract in the amount of \$698,203.00 between the U.S. Department of Justice, Office of Community Oriented Policing Services (COPS) and the Knox County Sheriff's Department for Cops in Schools and appropriating Knox County match dollars in the amount of \$327,661.00 was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-10-301 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract in the amount of \$698,203.00 between the U.S. Department of Justice, Office of Community Oriented Policing Services (COPS) and the Knox County Sheriff's Department for Cops in Schools and appropriating Knox County match dollars in the amount of \$327,661.00. Commissioner Moore 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT CONTRACT IN THE AMOUNT OF \$616,700.00 BETWEEN THE U. S. DEPARTMENT OF

**JUSTICE OFFICE OF COMMUNITY ORIENTED POLICING SERVICES
(COPS) AND THE KNOX COUNTY SHERIFF'S DEPARTMENT FOR
COPSMORE02 AND APPROPRIATING KNOX COUNTY MATCH DOLLARS
IN THE AMOUNT OF \$154,175.00: R-02-10-302:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract in the amount of \$616,700.00 between the U. S. Department of Justice Office of Community Oriented Policing Services (COPS) and the Knox County Sheriff's Department for COPSMORE02 and appropriating Knox County match dollars in the amount of \$154,175.00 was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-10-302 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract in the amount of \$616,700.00 between the U. S. Department of Justice Office of Community Oriented Policing Services (COPS) and the Knox County Sheriff's Department for COPSMORE02 and appropriating Knox County match dollars in the amount of \$154,175.00. Commissioner Moore 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.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING A GRANT CONTRACT IN
THE AMOUNT OF \$222,321.00 FOR THE LOCAL LAW ENFORCEMENT
BLOCK GRANT AND APPROPRIATING KNOX COUNTY MATCH
DOLLARS IN THE AMOUNT OF \$222,232.00: R-02-10-303:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract in the amount of \$222,321.00 for the Local Law Enforcement Block Grant and appropriating Knox County match dollars in the amount of \$222,232.00 was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-10-303 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract in the amount of \$222,321.00 for the Local Law Enforcement Block Grant and appropriating Knox County match dollars in the amount of \$222,232.00.

Commissioner Moore 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$113,170.00 AND APPROVING A CONTRACT WITH NORFOLK SOUTHERN RAILWAY COMPANY FOR INSTALLATION OF AUTOMATIC WARNING DEVICES AT GRADE CROSSING ON MURPHY ROAD: R-02-10-401:

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$113,170.00 and approving a contract with Norfolk Southern Railway Company for installation of automatic warning devices at grade crossing on Murphy Road was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-10-401 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$113,170.00 and approving a contract with Norfolk Southern Railway Company for installation of automatic warning devices at grade crossing on Murphy Road. Commissioner Moore 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$8,250.00 FOR RIGHT OF WAY ACQUISITIONS FOR THE GULF PARK DRIVE SIDEWALK IMPROVEMENTS: R-02-10-402:

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$8,250.00 for right of way acquisitions for the Gulf Park Drive sidewalk improvements was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-10-402 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$8,250.00 for right of way acquisitions for the Gulf Park Drive sidewalk improvements. Commissioner Moore 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$22,300.00 AND APPROVING A CONTRACT WITH PTRL ENVIRONMENTAL SERVICES FOR WETLAND MITIGATION SITING AND PERMITTING FOR BALL CAMP PIKE RELOCATION AT ANDES ROAD: R-02-10-403:

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$22,300.00 and approving a contract with PTRL

Environmental Services for wetland mitigation siting and permitting for Ball Camp Pike relocation at Andes Road was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-10-403 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$22,300.00 and approving a contract with PTRL Environmental Services for wetland mitigation siting and permitting for Ball Camp Pike relocation at Andes Road. Commissioner Moore 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT AMENDMENT #2 WITH THE CITY OF OAK RIDGE FOR GREENWASTE DISPOSAL AT THE SOLWAY FACILITY: R-02-10-404:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract amendment #2 with the City of Oak Ridge for greenwaste disposal at the Solway Facility was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-10-404 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract amendment #2 with the City of Oak Ridge for greenwaste disposal at the Solway Facility. Commissioner Moore 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.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING A GRANT IN THE
AMOUNT OF \$135,930.00 FOR THE 2002-2003 JUVENILE
ACCOUNTABILITY BLOCK GRANT; AND APPROPRIATING KNOX
COUNTY MATCH DOLLARS IN THE AMOUNT OF \$13,595.00:
R-02-10-601:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant in the amount of \$135,930.00 for the 2002-2003 Juvenile Accountability Block Grant; and appropriating Knox County match dollars in the amount of \$13,595.00 was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-10-601 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant in the amount of \$135,930.00 for the 2002-2003 Juvenile Accountability Block Grant; and appropriating Knox County match dollars in the amount of \$13,595.00. Commissioner Moore 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.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING A LAND EXCHANGE
WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION FOR
PARK LAND AT NICHOLS BALL PARK TO ACCOMMODATE ROAD
WIDENING AT MIDDLEBROOK PIKE: R-02-10-701:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a land exchange with the Tennessee Department of

Transportation for park land at Nichols Ball Park to accommodate road widening at Middlebrook Pike was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-10-701 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a land exchange with the Tennessee Department of Transportation for park land at Nichols Ball Park to accommodate road widening at Middlebrook Pike.

Commissioner Moore 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$2,350,000.00 FOR LAND ACQUISITION AND CONSTRUCTION OF THE NORTHWEST SPORTS COMPLEX: R-02-10-702:

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$2,350,000.00 for land acquisition and construction of the Northwest Sports Complex was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-10-702 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$2,350,000.00 for land acquisition and construction of the Northwest Sports Complex. Commissioner Moore 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.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROPRIATING \$1,500,000.00 TO THE
CITY OF KNOXVILLE FOR ECONOMIC DEVELOPMENT AS REQUIRED
UNDER THE GROWTH PLAN AGREEMENT: R-02-10-801:**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$1,500,000.00 to the City of Knoxville for economic development as required under the growth plan agreement was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-10-801 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$1,500,000.00 to the City of Knoxville for economic development as required under the growth plan agreement. Commissioner Moore 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.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE AMENDING RESOLUTION
96-11-SS-102: R-02-10-802:**

Consideration of a Resolution of the Commission of Knox County, Tennessee amending Resolution 96-11-SS-102 was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-10-802 - Consideration of a Resolution of the Commission of Knox County, Tennessee amending Resolution 96-11-SS-102. Commissioner Moore 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE URGING THE TENNESSEE DEPARTMENT OF TRANSPORTATION TO FUND THE EXTENSION OF GILL ROAD TO EMORY ROAD IN POWELL: R-02-10-901:

Consideration of a Resolution of the Commission of Knox County, Tennessee urging the Tennessee Department of Transportation to fund the extension of Gill Road to Emory Road in Powell was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-10-901 - Consideration of a Resolution of the Commission of Knox County, Tennessee urging the Tennessee Department of Transportation to fund the extension of Gill Road to Emory Road in Powell. Commissioner Moore 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.

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IN RE: CONSIDERATION OF ACCEPTANCE OF NEW PUBLIC ROADS:

Consideration of acceptance of new public roads was before the Board of Commissioners.

- A. Kilbridge Drive at Stonehaven Subdivision, Unit 2. (District 8)
- B. Carowinds Lane at Stonehaven Subdivision, Unit 2. (District 8)
- C. Heumsdale Drive at Stonehaven Subdivision, Unit 2. (District 8)
- D. Parkstone Lane a Stonehaven Subdivision, Unit 2. (District 8)

E. Andover View Lane at Andover Court Subdivision. (District 4)

F. Admiral's Landing Blvd. at Admiral's Landing Subdivision
(District 4)

G. Giverney Circle at Admiral's Landing Subdivision. (District 4)

H. Saint Germaine Drive at Admiral's Landing Subdivision.
(District 4)

Commissioner Griess moved to approve the above acceptance of new public roads. Commissioner Moore 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.

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IN RE: CONSIDERATION OF APPROVAL OF MINUTES OF THE PREVIOUS MEETINGS: (AUGUST AND SEPTEMBER 2002)

Consideration of approval of minutes of the previous meetings August and September, 2002 was before the Board of Commissioners.

Commissioner Mills moved to approve the minutes of the previous meetings August and September, 2002. Commissioner Horner 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.

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IN RE: ELECTIONS AND APPOINTMENTS:

IN RE : CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING AN APPOINTMENT TO
THE KNOX COUNTY PERSONNEL BOARD: R-02-10-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an appointment to the Knox County Personnel Board was before the Board of Commissioners.

Commissioner Jordan moved to approve R-02-10-110 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving an appointment to the Knox County Personnel Board with the following name: Mr. John Davis. Commissioner Strickland 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING AN APPOINTMENT TO
THE KNOX COUNTY RAILROAD AUTHORITY: R-02-10-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an appointment to the Knox County Railroad Authority was before the Board of Commissioners.

Commissioner Guthe moved to approve R-02-10-111 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving an appointment to the Knox County Railroad Authority with the following name: Commissioner Scott Moore. Commissioner Horner 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE APPOINTMENT OF DALETA SAWYER, ROBERT LUNDGREN AND PAUL JONES TO THE EAST TENNESSEE REGIONAL FILM COMMISSION: R-02-10-114:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appointment of Daleta Sawyer, Robert Lundgren and Paul Jones to the East Tennessee Regional Film Commission was before the Board of Commissioners.

Commissioner Moody moved to approve R-02-10-114 -

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appointment of Daleta Sawyer, Robert Lundgren and Paul Jones to the East Tennessee Regional Film Commission. Commissioner Harmon 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE REAPPOINTMENT OF JANE BOLUS AND CARMEN TRANNELL TO THE KNOXVILLE/KNOX COUNTY ANIMAL BOARD: R-02-10-115:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the reappointment of Jane Bolus and Carmen Trannell to the Knoxville/Knox County Animal Board was before the Board of Commissioners.

Commissioner Leuthold moved to approve R-02-10-115 -

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

approving the reappointment of Jane Bolus and Carmen Trannell to the Knoxville/Knox County Animal Board. Commissioner Pinkston 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.

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IN RE: DRIVES AND ROADS:

IN RE: Consideration of closure of portion of Regal Lane was before the Board of Commissioners on first reading. Property located off Doris Circle. Property owners: Regal Cinemas, Inc.

Commissioner Guthe moved to approve Consideration of closure of portion of Regal Lane on first reading. Property located off Doris Circle. Property owners: Regal Cinemas, Inc. Commissioner McMillan 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.

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Consideration of closure of Commerce Road was before the Board of Commissioners on second reading. Property located on the corner of W. Emory Road and Commerce Road. Property owners: Knox County.

Commissioner McMillan moved to approve Consideration of closure of Commerce Road on second reading. Property located on the corner of W. Emory Road and Commerce Road. Property owners: Knox County. Commissioner Pinkston 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.

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IN RE: RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING PHYLLIS SEVERANCE:

R-02-10-103:

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

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

Commissioner Mary Lou Horner, was present and spoke on the matter.

Mr. Mike Ragsdale, Knox County Executive, was present and spoke on the matter and also introduced Dr. Francis Fogerson, Resources Manager for Knox County.

Ms. Phyllis Severance, former Resources Manager, was present and spoke on the matter.

Commissioner Horner moved to approve R-02-10-103 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Phyllis Severance. All Commissioners 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.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT TO
PURCHASE APPROXIMATELY 3.15 ACRES OF LAND WITH A HOUSE
AND OUTBUILDINGS AT 4313 EMORY ROAD: R-02-10-201:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract to purchase approximately 3.15 acres of land with a house and outbuildings at 4313 Emory Road was before the Board of Commissioners.

Commissioner Moore moved to defer to the November Board of Commissioners meeting R-02-10-201 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract to purchase approximately 3.15 acres of land with a house and outbuildings at 4313 Emory Road. Commissioner Horner 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.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING A LEASE AGREEMENT
BETWEEN THE KNOX COUNTY BOARD OF EDUCATION AND FIRST
UTILITY DISTRICT: R-02-10-204:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a lease agreement between the Knox County Board of Education and First Utility District was before the Board of Commissioners.

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

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

Mr. Ralph McCarter, General Manager, First Utility District, was present and spoke on the matter.

Commissioner Clark moved to approve R-02-10-204 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a lease agreement between the Knox County Board of Education and First Utility District. Commissioner Pinkston 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE REAPPROPRIATING \$1,700,000.00 WHICH WAS DESIGNATED IN THE CLOSEOUT OF FISCAL YEAR 2001-2002 IN THE GENERAL PURPOSE SCHOOL FUND:R-02-10-205:

Consideration of a Resolution of the Commission of Knox County, Tennessee reappropriating \$1,700,000.00 which was designated in the closeout of fiscal year 2001-2002 in the General Purpose School Fund was before the Board of Commissioners.

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

Commissioner Clark moved to approve R-02-10-205 - Consideration of a Resolution of the Commission of Knox County, Tennessee reappropriating \$1,700,000.00 which was designated in the closeout of fiscal year 2001-2002 in the General Purpose School Fund. Commissioner Harmon seconded the motion.

Commissioner Griess moved as a substitute motion to defer to the November Board of Commissioners meeting R-02-10-205 - Consideration of a Resolution of the Commission of Knox County, Tennessee reappropriating \$1,700,000.00 which was designated in the closeout of fiscal year 2001-2002 in the General Purpose School Fund. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING THE SECOND
AMENDMENT TO THE LEASE AGREEMENT FOR THE PROFESSIONAL
MANAGEMENT AND OPERATION OF THREE RIDGES GOLF COURSE:
R-02-10-703:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the second amendment to the lease agreement for the professional management and operation of Three Ridges Golf Course was before the Board of Commissioners.

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

Commissioner Tindell moved to approve R-02-10-703 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the second amendment to the lease agreement for the professional management and operation of Three Ridges Golf Course. Commissioner Arms 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE KNOX COUNTY PROCUREMENT MANUAL: R-02-10-803:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Knox County Procurement Manual was before the Board of Commissioners.

Commissioner Mills moved to approve R-02-10-803 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Knox County Procurement Manual. 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE RE-INSTATING THE GOVERNMENT EFFICIENCY PANEL: R-02-10-905:

Consideration of a Resolution of the Commission of Knox County, Tennessee re-instating the Government Efficiency Panel was before the Board of Commissioners.

Commissioner Mills moved to approve R-02-10-905 - Consideration of a Resolution of the Commission of Knox County, Tennessee re-instating the Government Efficiency Panel. Commissioner Jordan 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.

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

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

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1. Request of Knox County Emergency Services E-911 for street name change from unnamed easement to Henry Hollow Way 9-A-02-SNC was before the Board of Commissioners. Street located between Tarklin Valley Road and Dead-end. (Ninth Commission District)

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

Commissioner Pinkston moved to approve 9-A-02-SNC - Request of Knox County Emergency Services E-911 for street name change from unnamed easement to Henry Hollow Way as per Metropolitan Planning Commission's Recommendation: Approve Henry Hollow Way. Commissioner Clark 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.

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2. Request of MPC for approval of Walker Springs/Mars Hill Road Corridor Study and related amendments Northwest County Sector Plan 9-B-01-MP was before the Board of Commissioners.

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

Mr. Chris Granju, Knox County Stormwater Management Coordinator, was present and spoke on the matter.

Mr. David Gibson, area resident, was present and spoke on the matter.

Mr. A. B. Hardin, area resident, was present and spoke on the matter.

Ms. Sue Mauer, President, Crestwood Hills Homeowners, was present and spoke on the matter.

Commissioner Moody moved to approve Alternate E on 9-B-01-MP - Request of MPC for approval of Walker Springs/Mars Hill Road Corridor Study and related amendments Northwest County Sector Plan. Commissioner Harmon seconded the motion.

Commissioner Schmid moved as a substitute motion to accept Alternative D. There was no second to the motion. The substitute motion failed due to lack of a second.

Upon roll call of the original motion to approve Alternate E 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.

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IN RE: AMENDMENT TO THE AGENDA:

At this time R-02-10-903 was entered into the minutes and no action was taken.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING THE CORRIDOR STUDY
(ALTERNATE E), INCLUDING SIX PLAN AMENDMENT
RECOMMENDATIONS, AND RELATED AMENDMENTS TO THE
NORTHWEST COUNTY SECTOR PLAN: R-02-10-903:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Corridor Study (Alternate E), including six plan amendment recommendations, and related amendments to the Northwest County Sector Plan was before the Board of Commissioners.

No action was taken on R-02-10-903 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Corridor Study (Alternate E), including six plan amendment recommendations, and related amendments to the Northwest County Sector Plan.

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3. Request of MPC for approval of Wireless Communication Facilities Plan 6-A-02-P was before the Board of Commissioners.

Without objection, Commissioner Collins deferred 6-A-02-P - Request of MPC for approval of Wireless Communication Facilities Plan to the November Board of Commissioners meeting.

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4. Request of Anthony Johnson for rezoning from A (Agricultural) to RA (Low Density Residential) 7-R-02-RZ was before the Board of Commissioners. Property located on the northside of Brown Gap Road, east side of Crippen Road. Seventh Commission District.

Mr. Anthony Johnson, applicant, was present and spoke on behalf of the request.

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

Commissioner Horner moved to approve 7-R-02-EZ - Request of Anthony Johnson for rezoning from A (Agricultural) to RA (Low Density Residential). Commissioner Moore 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.

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5. Request of Russ Amanns for rezoning from A (Agricultural) to RA (Low Density Residential) 9-A-02-RZ was before the Board of Commissioners. Property located on the south side of Cunningham Road, east of Dry Gap Pike. Seventh Commission District.

Mr. Russ Amanns, applicant, was present and spoke on behalf of the request.

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

Commissioner Horner moved to approve 9-A-02-RZ Request of Russ Amanns for rezoning from A (Agricultural) to RA (Low Density Residential) as per Metropolitan Planning Commission's Recommendation: Approve RA (Low Density Residential). Commissioner Moore 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.
(Bk. 17, Pgs. 33 & 34)

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6. Request of William Farnham for rezoning from RA (Low Density Residential) to PR (Planned Residential) 9-C-02-RZ was before the Board of Commissioners. Property located on the northwest side of Tazewell Pike, northeast of Shannondale Road. Seventh Commission District.

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

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

Commissioner Moore moved to approve 9-C-02-RZ - Request of William Farnham 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 Horner 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. (Bk. 17, Pg. 34)

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7. Request of Sam Keck for rezoning from CA (General Business) to OB (Office, Medical, and Related Services) 9-I-02-RZ was before the Board of Commissioners. Property located on the northeast side of Chapman Highway, northwest side of White School Road. Ninth Commission District

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

Mr. Michael O'Bryant, representing Michael Brady Inc., was present and spoke on the matter.

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

Commissioner Pinkston moved to approve 9-I-02-RZ - Request of Sam Keck for rezoning from CA (General Business) to OB (Office, Medical, and Related Services) as per Metropolitan Planning Commission's Recommendation: Approve OB (Office, Medical, and Related Services). Commissioner Clark 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.

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8. Request of E. Doyle Johnson for Northeast County Sector Plan Amendment from AG/RR (Agricultural/Rural Residential) to LDR (Low Density Residential) 9-C-02-SP was before the Board of Commissioners. Property located on the east side of Washington Pike, north of Shipe Road. Eighth Commission District.

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

Commissioner Mills moved to approve 9-C-02-RZ - Request of E. Doyle Johnson for Northeast County Sector Plan Amendment from AG/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, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. The motion carried 19-0-0-0.

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9. Request of E. Doyle Johnson for rezoning from PR (Planned Residential) at 2 dwelling units per acre to PR (Planned Residential) at 3 dwelling units per acre 9-J-02-RZ was before the Board of Commissioners. Property located on the east side of Washington Pike, north of Shipe Road. Eighth Commission District.

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

Commissioner McMillan moved to approve 9-J-02-RZ - Request of E. Doyle Johnson for rezoning from PR (Planned Residential) at 2 dwelling units per acre to PR (Planned Residential) at 3 dwelling units per acre as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) at a density of 3 dwelling units per acre. Commissioner Mills 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.

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10. Request of Abe Tayeh for rezoning from A (Agricultural) to CB (Business and Manufacturing) 9-K-02-RZ was before the Board of Commissioners. Property located on the south side of Everett Road, east of Watt Road, north side of I-40/75. Sixth Commission District.

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

Commissioner Cawood moved to approve 9-K-02-RZ - Request of Abe Tayeh for rezoning from A (Agricultural) to CB (Business and Manufacturing) as per Metropolitan Planning Commission's Recommendation: Approve CB (Business and Manufacturing). Commissioner Stephens 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.

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IN RE: ADJOURNMENT:

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

DAVID COLLINS, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, November 18, 2002 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, Arms, 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 Executive, Mr. John Werner, Knox County Finance Director, Mr. Richard Walls, Knox County Internal Auditor, and members of the news media.

Commissioner Collins, Chairman, presided.

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

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IN RE: ROLL CALL:

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

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IN RE: DEVOTIONAL:

Mr. Mike Akins, former pastor at Trentville United Methodist Church, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Schmid led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

1. Commissioner Collins amended the agenda to add the following item: Special Order: Executive Session in the Small Assembly Room beginning at 4:00 p.m. and ending at 5:00 p.m. to receive information from Commission Attorney, Steve Roth, regarding Knox County Schools proposed settlement agreement.

2. Commissioner Collins amended the agenda to add the following item to be heard after completion of the Consent Items: Report from Mr. Mike Ragsdale, Knox County Executive, regarding a meeting with Mr. James Jarvis, Federal Court Judge, concerning jail overcrowding in Knox County.

3. Commissioner Collins amended the agenda to remove the following items from the Consent Calendar to be heard on the Regular Agenda: Resolution R-02-11-103 - Consideration of a resolution of the Commission of Knox County, Tennessee, proclaiming November 17-23, 2002 to be American Education Week; and Resolution R-02-11-104 - Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing Arthur Gloster Seymour, Sr.

4. Commissioner Collins amended the agenda to add the following items: Resolution R-02-11-405 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Natural Resources Recovery of Tennessee, L.L.C. for the provision of organics processing and site management services at the Solway Greenwaste Facility and the Forks of the River Convenience Center (to be heard on the Consent Calendar); and Resolution R-02-11-807 - Consideration of a

resolution of the Commission of Knox County, Tennessee, appropriating \$250,000.00 for design and construction of tenant improvements of 5,000 square foot office space to be utilized by the Knox County Purchasing Department.

5. Commissioner Collins amended the agenda to defer the following item to the December 2002 meeting: Resolution R-02-11-101 - Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Daryl Chandler for being named National Assistant Coach of the Year. He also amended the agenda to remove the following item from the Consent Calendar to be heard on the Regular Agenda:

Resolution

R-02-11-102 - Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Robbie McGowan for being named Tennessee Principal of the Year.

6. Commissioner Collins amended the agenda to remove the following item from the Consent Calendar to be heard on the Regular Agenda: Resolution R-02-11-203 - Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$1,700,000.00 which was designated in the closeout of fiscal year 2001-2002 in the General Purpose School Fund.

7. Commissioner Collins amended the agenda to defer the following item to the December 2002 meeting: Resolution R-02-11-202 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract to purchase approximately 3.15 acres of land with a house and outbuildings at 4313 Emory Road.

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IN RE: CONSENT ITEMS:

1. Tax Refunds:

No request received.

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2. Notary Public Applications:

173 Notary Public Applications received.

Commissioner Griess moved to approve all Consent Items.

Commissioner Horner 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.

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

8. At this time, Mr. Mike Ragsdale, Knox County Executive, introduced Mr. Anthony “Tony” Smith, Training Coordinator for the Knox County Human Resources Department.

Mr. Ragsdale also gave a report regarding a meeting held with Mr. James Jarvis, Federal Court Judge, concerning jail overcrowding in Knox County.

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IN RE: CONSENT CALENDAR:

**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING
ROBBIE MCGOWAN FOR BEING NAMED TENNESSEE PRINCIPAL
OF THE YEAR - R-02-11-102:**

This item was heard later on the day's agenda. (See Page 58).

**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, PROCLAIMING
NOVEMBER 17-23, 2002 TO BE AMERICAN EDUCATION WEEK -
R-02-11-103:**

This item was heard later on the day's agenda. (See Page 59).

**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING
ARTHUR GLOSTER SEYMOUR, SR. - R-02-11-104:**

This item was heard later on the day's agenda. (See Page 60).

**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$1,047,500.00 AND APPROVING A CONTRACT TO PURCHASE 26.96
ACRES OF LAND FOR THE EXPANSION OF CARTER SCHOOL -
R-02-11-201:**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$1,047,500.00 and approving a contract to purchase 26.96 acres of land for the expansion of Carter School was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-11-201 - Resolution of the Commission of Knox County, Tennessee, appropriating \$1,047,500.00 and approving a contract to purchase 26.96 acres of land for the expansion of Carter School. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$1,700,000.00 WHICH WAS DESIGNATED IN THE CLOSEOUT OF
FISCAL YEAR 2001-2002 IN THE GENERAL PURPOSE SCHOOL
FUND - R-02-11-203:

This item was heard later on the day's agenda. (See Page 60-61).

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
GRANT AGREEMENT WITH THE STATE OF TENNESSEE
DEPARTMENT OF STATE FOR PUBLIC LIBRARY SERVICES -

R-02-11-205:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement with the State of Tennessee Department of State for public library services was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-11-205 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement with the State of Tennessee Department of State for public library services. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
LEASE AGREEMENT BETWEEN THE KNOX COUNTY LIBRARY
SYSTEM AND THE EAST TENNESSEE HISTORICAL SOCIETY -

R-02-11-206:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a lease agreement between the Knox County Library System and the East Tennessee Historical Society was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution

R-02-11-206 - Resolution of the Commission of Knox County, Tennessee, approving a lease agreement between the Knox County Library System and the East Tennessee Historical Society. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$1,181,756.00 FOR RIGHT OF WAY ACQUISITIONS AND \$125,000.00
FOR APPRAISAL AND ACQUISITION SERVICES FOR
DUTCHTOWN ROAD IMPROVEMENT PROJECT - R-02-11-401:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$1,181,756.00 for right of way acquisitions and \$125,000.00 for appraisal and acquisition services for Dutchtown Road Improvement Project was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-01-11-401 - Resolution of the Commission of Knox County, Tennessee, appropriating \$1,181,756.00 for right of way acquisitions and \$125,000.00 for appraisal and acquisition services for Dutchtown Road Improvement Project. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$18,000.00 FOR ACQUISITION SERVICES FOR GULF PARK DRIVE SIDEWALK IMPROVEMENT PROJECT - R-02-11-402:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$18,000.00 for acquisition services for Gulf Park Drive sidewalk improvement project was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-11-402 - Resolution of the Commission of Knox County, Tennessee, appropriating \$18,000.00 for acquisition services for Gulf Park Drive sidewalk improvement project. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$1,422,720.00 FOR RIGHT OF WAY ACQUISITIONS AND \$124,665.00

FOR APPRAISAL AND ACQUISITION SERVICES FOR BALL CAMP

PIKE, PHASE I - R-02-11-403:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$1,422,720.00 for right of way acquisitions and \$124,665.00 for appraisal and acquisition services for Ball Camp Pike, Phase I was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-11-403 - Resolution of the Commission of Knox County, Tennessee, appropriating \$1,422,720.00 for right of way acquisitions and \$124,665.00 for appraisal and acquisition services for Ball Camp Pike, Phase I.

Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING
KNOX COUNTY'S APPLICATION FOR AN ORGANIC WASTE
PROCESSING FACILITY - R-02-11-404:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Knox County's application for an organic waste processing facility was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution

R-02-11-404 - Resolution of the Commission of Knox County, Tennessee, approving Knox County's application for an organic waste processing facility. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
CONTRACT WITH NATURAL RESOURCES RECOVERY OF
TENNESSEE, L.L.C. FOR THE PROVISION OF ORGANICS
PROCESSING AND SITE MANAGEMENT SERVICES AT THE
SOLWAY GREENWASTE FACILITY AND THE FORKS OF THE
RIVER CONVENIENCE CENTER - R-02-11-405:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Natural Resources Recovery of Tennessee, L.L.C. for the provision of organics processing and site management services at the Solway Greenwaste Facility and the Forks of the River Convenience Center was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-11-405 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Natural Resources Recovery of Tennessee, L.L.C. for the provision of organics processing and site management services at the Solway Greenwaste Facility and the Forks of the River Convenience Center.

Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING
AMENDMENT NO. 1 TO GRANT CONTRACT GG-03-09639-00
BETWEEN KNOX COUNTY, TENNESSEE AND THE STATE OF
TENNESSEE DEPARTMENT OF HEALTH ADDING \$47,740.00 FOR
ANTIBIOTIC BASELINE SURVEY, TOBACCO PREVENTION AND
BREAST AND CERVICAL CANCER - R-02-11-601:

Consideration of a resolution of the Commission of Knox
County, Tennessee, approving amendment No. 1 to grant contract
GG-03-09639-00 between Knox County, Tennessee and the State of
Tennessee Department of Health adding \$47,740.00 for antibiotic baseline
survey, tobacco prevention and breast and cervical cancer was before the
Board of Commissioners.

Commissioner Horner moved to approve Resolution
R-02-11-601 - Resolution of the Commission of Knox County, Tennessee,
approving amendment No. 1 to grant contract GG-03-09639-00 between
Knox County, Tennessee and the State of Tennessee Department of Health
adding \$47,740.00 for antibiotic baseline survey, tobacco prevention and
breast and cervical cancer. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
GRANT AGREEMENT BETWEEN KNOX COUNTY, TENNESSEE
AND THE STATE OF TENNESSEE DEPARTMENT OF HEALTH FOR
THE KNOX COUNTY IMMUNIZATION PROGRAM - R-02-11-602:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement between Knox County, Tennessee and the State of Tennessee Department of Health for the Knox County Immunization Program was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-11-602 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement between Knox County, Tennessee and the State of Tennessee Department of Health for the Knox County Immunization Program. Commissioner Mills 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.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$538,000.00 AS A COMMUNITY INVESTMENT IN ECONOMIC
DEVELOPMENT WITH THE DEVELOPMENT CORPORATION -**

R-02-11-801:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$538,000.00 as a community investment in economic development with the Development Corporation was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-11-801 - Resolution of the Commission of Knox County, Tennessee, appropriating \$538,000.00 as a community investment in economic development with the Development Corporation. Commissioner Mills 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.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$1,500,000.00 TO THE KNOX COUNTY HEALTH DEPARTMENT FOR
THE EMERGENCY SMALLPOX VACCINATION PROJECT -**

R-02-11-802:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$1,500,000.00 to the Knox County Health

Department for the emergency smallpox vaccination project was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-11-802 - Resolution of the Commission of Knox County, Tennessee, appropriating \$1,500,000.00 to the Knox County Health Department for the emergency smallpox vaccination project. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$700,000.00 FOR THE KNOXVILLE-KNOX COUNTY ANIMAL
SHELTER - R-02-11-803:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$700,000.00 for the Knoxville-Knox County Animal Shelter was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-11-803 - Resolution of the Commission of Knox County, Tennessee, appropriating \$700,000.00 for the Knoxville-Knox County Animal Shelter. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
CONTRACT TO SELL SURPLUS PROPERTY ON HARDIN VALLEY
ROAD - R-02-11-804:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract to sell surplus property on Hardin Valley Road was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-11-804- Resolution of the Commission of Knox County, Tennessee, approving a contract to sell surplus property on Hardin Valley Road. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
CONTRACT WITH KNOX CHAPMAN UTILITY DISTRICT TO
CONSTRUCT A WATER LINE IN SOUTH KNOX COUNTY -
R-02-11-806:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Knox Chapman Utility

District to construct a water line in South Knox County was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-11-806 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Knox Chapman Utility District to construct a water line in South Knox County. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING
INSTALLATION OF A TRAFFIC SIGNAL AT THE INTERSECTION
OF TAZEWELL PIKE, MURPHY ROAD AND KESTERBROOKE
BOULEVARD - R-02-11-901:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting installation of a traffic signal at the intersection of Tazewell Pike, Murphy Road and Kesterbrooke Boulevard was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-11-901 - Resolution of the Commission of Knox County, Tennessee, requesting installation of a traffic signal at the intersection of Tazewell Pike, Murphy Road and Kesterbrooke Boulevard. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, OPTING OUT OF
CHAPTER 862 OF THE PUBLIC ACTS OF 2002 REGARDING
CONTINUING EDUCATION FOR PLANNERS AND ZONING
OFFICIALS - R-02-11-904:

Consideration of a resolution of the Commission of Knox County, Tennessee, opting out of Chapter 862 of the Public Acts of 2002 regarding continuing education for planners and zoning officials was before the Board of Commissioners.

Commissioner Horner moved to approve Resolution R-02-11-904 - Resolution of the Commission of Knox County, Tennessee, opting out of Chapter 862 of the Public Acts of 2002 regarding continuing education for planners and zoning officials. Commissioner Mills 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.

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IN RE: ACCEPTANCE OF NEW PUBLIC ROADS:

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

A. Puritan Lane, Willow Springs Subdivision, Unit 4, District 8.

B. Carina Lane, Willow Springs Subdivision, Unit 4, District 8.

Commissioner Horner moved to approve the above acceptance of new public roads. Commissioner Mills 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.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS

MEETING:

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

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

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IN RE: ELECTIONS AND APPOINTMENTS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING FIVE
APPOINTMENTS TO THE EMERGENCY MEDICAL SERVICES
(EMS) COST REVIEW BOARD - R-02-11-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving five appointments to the Emergency Medical Services (EMS) Cost Review Board was before the Board of Commissioners.

Commissioner Mills moved to approve Resolution R-02-11-110 Resolution of the Commission of Knox County, Tennessee, approving five appointments to the Emergency Medical Services (EMS) Cost Review Board and that the following individuals be appointed: Mike Channell, John Geppi, Patricia A. McDaniel, Angela Ray and John Mills. Commissioner Guthe 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.

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IN RE: DRIVES AND ROADS - (TO BE CLOSED):

IN RE: CONSIDERATION OF CLOSURE OF A PORTION OF
REGAL LANE. PROPERTY LOCATED OFF DORIS CIRCLE. REGAL
CINEMAS, INC., PROPERTY OWNER - (SECOND READING):

Consideration of closure of a portion of Regal Lane was before the Board of Commissioners on second reading. Property located off Doris Circle. Regal Cinemas, Inc., property owner.

Commissioner McMillan moved to approve the closure of a portion of Regal Lane on second reading. Commissioner Guthe 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.

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IN RE: RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING ROBBIE MCGOWAN FOR BEING NAMED TENNESSEE PRINCIPAL OF THE YEAR - R-02-11-102:

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring Robbie McGowan for being named Tennessee Principal of the Year was before the Board of Commissioners.

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

Commissioner Pinkston moved to approve Resolution R-02-11-102 - Resolution of the Commission of Knox County, Tennessee, honoring Robbie McGowan for being named Tennessee Principal of the Year. Commissioner Clark 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.

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

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, PROCLAIMING NOVEMBER 17-23, 2002 TO BE AMERICAN EDUCATION WEEK - R-02-11-103:

Consideration of a resolution of the Commission of Knox County, Tennessee, proclaiming November 17-23, 2002 to be American Education Week was before the Board of Commissioners.

Mrs. Paula Brown, President of the Knox County Education Association, and Ms. Trish Russell, Vice-President of the Knox County Education Association, were present and spoke on the matter.

Commissioner Moody moved to approve Resolution R-02-11-103 - Resolution of the Commission of Knox County, Tennessee, proclaiming November 17-23, 2002 to be American Education Week. Commissioner Harmon 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.

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

9. At this time, Commissioner Collins acknowledged the presence of Ms. Jill Pugh, Senior Government Teacher, and students from Christian Academy of Knoxville.

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IN RE: RESOLUTIONS - (CONTINUED):

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, MEMORIALIZING ARTHUR GLOSTER SEYMOUR, SR. - R-02-11-104:

Consideration of a resolution of the Commission of Knox County, Tennessee, memorializing Arthur Gloster Seymour, Sr. was before the Board of Commissioners

Commissioner Moody moved to approve Resolution R-02-11-104 - Resolution of the Commission of Knox County, Tennessee, memorializing Arthur Gloster Seymour, Sr. All Commissioners 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.

At this time, Commissioner Collins requested a moment of silence for the memory of Arthur Gloster Seymour, Sr.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING \$1,700,000.00 WHICH WAS DESIGNATED IN THE CLOSEOUT OF FISCAL YEAR 2001-2002 IN THE GENERAL PURPOSE SCHOOL FUND - R-02-11-203:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$1,700,000.00 which was designated in the closeout of fiscal year 2001-2002 in the General Purpose School Fund was before the Board of Commissioners.

Mr. Ron McPherson, Supervisor of Financial Services and Accounting for Knox County Schools, and Mr. Jim Idol, Technology Supervisor for Knox County Schools, were present and spoke on the matter.

Commissioner Clark moved to approve Resolution R-02-11-203 Resolution of the Commission of Knox County, Tennessee, appropriating \$1,700,000.00 which was designated in the closeout of fiscal year 2001-2002 in the General Purpose School Fund. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Moore, McMillan, Clark and Pinkston voted aye. Commissioners Guthe and Horner voted no. Commissioner Mills was absent from the vote. The motion carried 16-2-0-1.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$607,260.00 FOR DESIGN OF THE ADDITIONS AND RENOVATIONS
TO HOLSTON MIDDLE SCHOOL AND APPROVAL OF A CONTRACT
WITH THE LEWIS GROUP ARCHITECTS - R-02-11-204:**

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$607,260.00 for design of the additions and renovations to Holston Middle School and approval of a contract with the Lewis Group Architects was before the Board of Commissioners.

Mr. Doug Whitted, Facilities Manager for Knox County Schools, and Mr. Roy Mullins, Assistant Superintendent of Administrative Services for Knox County Schools.

Commissioner Jordan moved to approve Resolution R-02-11-204 - Resolution of the Commission of Knox County, Tennessee, appropriating \$607,260.00 for design of the additions and renovations to Holston Middle School and approval of a contract with the Lewis Group Architects. Commissioner Strickland seconded the motion.

Commissioner McMillan moved as a substitute motion to defer to the December 2002 meeting Resolution R-02-11-204 - Resolution of the Commission of Knox County, Tennessee, appropriating \$607,260.00 for design of the additions and renovations to Holston Middle School and approval of a contract with the Lewis Group Architects. Commissioner Horner seconded the motion and upon roll call vote Commissioners Griess, Stephens, Horner, McMillan and Mills voted aye. Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Arms,

Leuthold, Cawood, Moore, Clark and Pinkston voted no. The substitute motion failed 5-14-0-0.

Upon roll call vote of the original motion to approve Resolution R-02-11-204 - Resolution of the Commission of Knox County, Tennessee, appropriating \$607,260.00 for design of the additions and renovations to Holston Middle School and approval of a contract with the Lewis Group Architects, 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A
GRANT AGREEMENT WITH THE FEDERAL CENTER FOR
SUBSTANCE ABUSE TREATMENT FOR OPERATION OF THE
KNOX COUNTY DRUG COURT - R-02-11-805:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement with the Federal Center for substance abuse treatment for operation of the Knox County Drug Court was before the Board of Commissioners.

Mr. Richard Baumgartner, Knox County Criminal Court Judge, was present and spoke on the matter.

Commissioner Griess moved to approve Resolution R-02-11-805 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement with the Federal Center for substance abuse

treatment for operation of the Knox County Drug Court. Commissioner Mills 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROPRIATING
\$250,000.00 FOR DESIGN AND CONSTRUCTION OF TENANT
IMPROVEMENTS OF 5,000 SQUARE FOOT OFFICE SPACE TO BE
UTILIZED BY THE KNOX COUNTY PURCHASING DEPARTMENT -
R-02-11-807:

Consideration of a resolution of the Commission of Knox County, Tennessee, appropriating \$250,000.00 for design and construction of tenant improvements of 5,000 square foot office space to be utilized by the Knox County Purchasing Department was before the Board of Commissioners.

Commissioner Griess moved to approve Resolution R-02-11-807 - Resolution of the Commission of Knox County, Tennessee, appropriating \$250,000.00 for design and construction of tenant improvements of 5,000 square foot office space to be utilized by the Knox County Purchasing Department. Commissioner Horner 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.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING
LEGISLATION TO GIVE COUNTY COMMISSION AUTHORITY TO
CONFIRM THE DIRECTOR OF THE PUBLIC LIBRARY -**

R-02-11-903:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting legislation to give the County Commission authority to confirm the Director of the Public Library was before the Board of Commissioners.

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

Commissioner Leuthold moved to approve Resolution R-02-11-903 - Resolution of the Commission of Knox County, Tennessee, requesting legislation to give the County Commission authority to confirm the Director of the Public Library with the following amendment: Change the caption to read as follows which incorporates the amendment:

Resolution of the Commission of Knox County, Tennessee, requesting legislation to place the Knox County Public Library System under the supervision of the Knox County Executive. Commissioner Schmid seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Arms, Leuthold, Griess, Stephens, Horner and Moore voted aye. Commissioners

Cawood, McMillan, Mills, Clark and Pinkston voted no. The motion carried 14-5-0-0.

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

10. Commissioner Collins amended the agenda to hear the following item after completion of the zoning agenda: Resolution R-02-11-905 - Consideration of a resolution of the Commission of Knox County, Tennessee, amending the Rules of the Knox County Commission.

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

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, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston. Commissioner Arms arrived later in the meeting.

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IN RE: ZONING REQUESTS:

1. Consideration of the request of MPC for approval of wireless communication facilities plan was before the Board of Commissioners.

Commissioner Guthe moved to approve zoning request 6-A-02-P - Request of MPC for approval of wireless communication facilities plan. Commissioner Harmon 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 Arms arrived later in the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE MPC WIRELESS COMMUNICATION FACILITIES PLAN -

R-02-11-902:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the MPC Wireless Communication Facilities Plan was before the Board of Commissioners.

No action was taken.

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2. Consideration of the request of Kenna Stephens/Larry Bailey for North County Sector Plan amendment from O Office Zone to MDR Medium Density Residential Zone was before the Board of Commissioners. Property located on the southeast side of West Beaver Creek Drive, southeast of Autumn View Lane. Sixth Commission District.

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

Commissioner Cawood moved to approve zoning request 10-D-02-SP - Request of Kenna Stephens/Larry Bailey for North County Sector Plan amendment from O Office Zone to MDR Medium 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, Arms,

Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens recused himself from the vote. The motion carried 18-0-1-0. Property located on the southeast side of West Beaver Creek Drive, southeast of Autumn View Lane. Sixth Commission District.

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3. Consideration of the request of Kenna Stephens/Larry Bailey for rezoning from OB Office, Medical and Related Services and A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the southeast side of West Beaver Creek Drive, Southeast of Autumn View Lane. Sixth Commission District.

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

Commissioner Cawood moved to approve zoning request 2-C-02-RZ - Request of Kenna Stephens/Larry Bailey for rezoning from OB Office, Medical and Related Services and A Agricultural Zone to PR Planned Residential Zone at 5 - 12 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, Arms, Leuthold, Griess, Cawood, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Stephens recused himself from the vote. The motion carried 18-0-1-0. Property located on the southeast side of West Beaver Creek Drive, Southeast of Autumn View Lane. Sixth Commission District.

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4. Consideration of the request of Walt Dickson for rezoning from RA Low Density Residential Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the north side of Andes Road, south of Ball Camp Pike. Sixth Commission District.

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

Commissioner Cawood moved to approve zoning request 10-M-02-RZ - Request of Walt Dickson for rezoning from RA Low Density Residential Zone to PR Planned Residential Zone at a density of 1 - 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, Arms, 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 Andes Road, south of Ball Camp Pike. Sixth Commission District.

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IN RE: REZONING APPEALS:

1. Consideration of the appeal by Scott Smith/Eric Moseley, applicant, of MPC's denial of Southwest County Sector Plan amendment from Agricultural and Rural Residential Zone to Low Density Residential Zone was before the Board of Commissioners. Property located on the north side of Early Road, northwest of Signal Point Road. Fifth Commission District.

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

Mr. Steve Roth, Attorney representing Scott Smith/Eric Moseley, was present and spoke on behalf of the appeal.

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

Mr. Trey Benefield, area resident, and Mr. Larry Vaughn, Attorney and area resident, were present and spoke in opposition to the appeal.

Commissioner Griess moved to approve rezoning appeal 10-B-02-SP - Appeal by Scott Smith/Eric Moseley, applicant, of MPC's denial of Southwest County Sector Plan amendment from Agricultural and Rural Residential Zone to Low Density Residential Zone. Commissioner Guthe seconded the motion.

Commissioner Leuthold moved as a substitute motion to uphold MPC's denial of rezoning Appeal 10-B-02-SP - Appeal by Scott Smith/Eric Moseley, applicant, of Southwest County Sector Plan amendment from Agricultural and Rural Residential Zone to Low Density Residential Zone. There was no second to the motion. The substitute motion failed due to lack of a second.

Upon roll call vote of the original motion to approve rezoning appeal 10-B-02-SP - Appeal by Scott Smith/Eric Moseley, applicant, of MPC's denial of Southwest County Sector Plan amendment from Agricultural and Rural Residential Zone to Low Density Residential Zone, Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon,

Guthe, Schmid, Arms, 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 north side of Early Road, northwest of Signal Point Road. Fifth Commission District.

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2. Consideration of the appeal by Scott Smith/Eric Moseley, applicant, of MPC's denial of rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located on the north side of Early Road, northwest of Signal Point Road. Fifth Commission District.

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

Mr. Steve Roth, Attorney representing Scott Smith/Eric Moseley, was present and spoke on behalf of the appeal.

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

Mr. Trey Benefield, area resident, and Mr. Larry Vaughn, Attorney and area resident, were present and spoke in opposition to the appeal.

Commissioner Griess moved to approve rezoning appeal 10-H-02-RZ - Appeal by Scott Smith/Eric Moseley, applicant of MPC's denial of rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-2 dwelling units per acre with the conditions that the developer agrees to restrict the property to square footage and building material restrictions greater than or equal to Hidden Cove Subdivision; and that

further the developer and his attorney use whatever means legal to guarantee those restrictions don't change for at least 10 years. Commissioner Guthe seconded the motion.

Commissioner Leuthold moved as a substitute motion to uphold MPC's denial of rezoning appeal 10-H-02-RZ - Appeal by Scott Smith/Eric Moseley, applicant, of rezoning from A Agricultural Zone to PR Planned 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 approve rezoning appeal - 10-H-02-RZ - Appeal by Scott Smith/Eric Moseley, applicant of MPC's denial of rezoning from A Agricultural Zone to PR Planned Residential Zone at 1-2 dwelling units per acre with the conditions that the developer agrees to restrict the property to square footage and building material restrictions greater than or equal to Hidden Cove Subdivision; and that further the developer and his attorney use whatever means legal to guarantee those restrictions don't change for at least 10 years, Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Arms, 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 north side of Early Road, northwest of Signal Point Road. Fifth Commission District.

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3. Consideration of the appeal by Bill Varner, owner, of MPC's denial of rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located on the east

side of Pelleaux Road, south of Gordon Smith Road. Seventh Commission District.

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

Mr. Bill Varner, appellant, was present and spoke on behalf of the appeal.

Mr. William Eadens, area resident, was present and spoke in opposition to the appeal.

Commissioner Moore moved to approve rezoning appeal 10-I-02-RZ - Appeal by Bill Varner, owner, of MPC's denial of rezoning from A Agricultural Zone to RA Low Density Residential Zone.

Commissioner Horner 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. Property located on the east side of Pelleaux Road, south of Gordon Smith Road. Seventh Commission District.

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IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING

ORDINANCE:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY ZONING ORDINANCE REGULATING HOG AND

**LIVESTOCK STORAGE AND OTHER AGRICULTURAL USES IN THE
COMMERCIAL ZONES - O-02-11-101 - (FIRST READING):**

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regulating hog and livestock storage and other agricultural uses in the Commercial Zones was before the Board of Commissioners on first reading.

Commissioner McMillan moved to approve Ordinance O-02-11-101 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Zoning Ordinance regulating hog and livestock storage and other agricultural uses in the Commercial Zones on first reading.

Commissioner Guthe 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.

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IN RE: RESOLUTIONS - (CONTINUED):

**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE
RULES OF THE KNOX COUNTY COMMISSION - R-02-11-905:**

Consideration of a resolution of the Commission of Knox County, Tennessee, amending the Rules 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.

Commissioner Cawood moved to approve Resolution R-02-11-905 - Resolution of the Commission of Knox County, Tennessee, amending the Rules of the Knox County Commission with the following amendments: add Commissioner Leuthold to the Finance Committee; strike the Economic Development Committee; add language which indicates each commissioner to serve on at least 1 committee; add language which indicates that both committees will be represented by one member of each district; and add language which indicates for an item to appear on the Consent Calendar, it has to have the unanimous approval of any committee to which it is assigned. Commissioner Stephens seconded the motion.

Commissioner Tindell moved as a substitute motion to defer to the December 2002 meeting, the amendment to strike the Economic Development Committee. Commissioner McMillan seconded the motion.

Commissioner Griess requested to divide the question and vote on each amendment individually.

Commissioner Moody moved to defer to the December 2002 meeting, the amendment to strike the Economic Development Committee and have the Commission Chairman meet with the Executive Director and Attorney of the Development Corporation to see what ramifications there are from a legal point of view in terms of what to do and then report back to the commission. Commissioner Griess seconded the motion and upon roll call vote Commissioners Moody, Harmon, Schmid, Arms, Griess, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Jordan,

Strickland, Collins, Tindell, Guthe, Cawood, Stephens and Horner voted no. Commissioner Leuthold abstained from voting. The motion carried 10-8-1-0.

Commissioner Griess moved to approve Section 2, which eliminates the Agenda Committee. Commissioner Moody seconded the motion.

Commissioner Pinkston moved as a substitute motion to defer to the December 2002 meeting Section 2, which eliminates the Agenda Committee. Commissioner Clark seconded the motion.

Commissioner Jordan moved to defer to the December 2002 meeting Resolution R-02-11-905 - Resolution of the Commission of Knox County, Tennessee, amending the Rules of the Knox County Commission. Commissioner Leuthold 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.

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IN RE: ROLL CALL BY DISTRICTS:

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

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IN RE: ADJOURNMENT:

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

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KNOX COUNTY BOARD OF COMMISSIONERS

DAVID COLLINS, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Special Session on Monday, November 25, 2002 at 1:30 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, Arms, 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 Executive, Mr. John Werner, Knox County Finance Director, Mr. Richard Walls, Knox County Internal Auditor, and members of the news media.

Commissioner Collins, Chairman, presided.

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

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IN RE: *ROLL CALL:*

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

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**IN RE: *DISCUSSION AND POSSIBLE ACTION REGARDING
JAIL OVERCROWDING IN KNOX COUNTY:***

Discussion and possible action regarding jail overcrowding in Knox County was before the Board of Commissioners.

Mr. Mike Ragsdale, Knox County Executive, and Mr. Mike Moyers, Knox County Executive, were present and spoke on the matter.

Commissioner Griess moved to defer to the December 2002 meeting discussion and possible action regarding jail overcrowding in Knox County. Commissioner Stephens seconded the motion.

Commissioner Mills moved as a substitute motion to approve Resolution R-02-11-101-SS - Resolution of the Commission of Knox County, Tennessee, appointing Richard Walls to audit the populations of the Knox County Jail and Detention Facility with the following amendment:

Add language to the resolution to direct the Knox County Information Technology Department and the Knox County Internal Auditor to work in any way as requested by this master appointed by Judge James Jarvis.

Commissioner Leuthold seconded the motion and upon roll call vote Commissioners Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioner Jordan arrived later in the meeting. The substitute motion carried 18-0-0-1.

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IN RE: DISCUSSION AND POSSIBLE ACTION REGARDING SETTLEMENT OF THE LAWSUIT BROUGHT BY THE BOARD OF EDUCATION AGAINST KNOX COUNTY GOVERNMENT:

Discussion and possible action regarding settlement of the lawsuit brought by the Board of Education against Knox County Government was before the Board of Commissioners.

Mr. Mike Moyers, Knox County Law Director, Mr. Steve Roth, Attorney, Mr. Mike Ragsdale, Knox County Executive, and Mr. John

Werner, Knox County Finance Director, were present and spoke on the matter.

Commissioner Griess moved to approve the proposed terms for a negotiated settlement with the amendment that the Law Director itemize in Item #7 those contracts that still have to come before county commission so there's no question about whether we get to review them or not; also amend Item #13 by adding the following language: "No public tax dollars are to be used to pay legal fees incurred by the Board of Education pursuant to this lawsuit." Commissioner Cawood seconded the motion.

Commissioner Schmid moved as a substitute motion to approve the proposed terms for a negotiated settlement with the amendment to delete Item #7 and add the following language to Item #4 prior to the sentence which reads when verification is complete, the County Executive shall sign the contract: "except in the case of contracts requiring commission approval under Knox County Charter Section 3.03(M)". Commissioner Moore seconded the motion.

Commissioner Leuthold moved as an amendment to the proposed terms for a negotiated settlement to delete Item #6. Commissioner Griess seconded the motion and upon roll call vote Commissioners Tindell, Guthe, Leuthold, McMillan and Pinkston voted aye. Commissioners Jordan, Strickland, Collins, Moody, Harmon, Schmid, Arms, Griess, Cawood, Stephens, Horner, Moore, Mills and Clark voted no. The amendment failed 5-14-0-0.

Upon roll call vote of the substitute motion to approve the proposed terms for a negotiated settlement with the amendment to delete

Item #7 and add the following language to Item #4 prior to the sentence which reads when verification is complete, the County Executive shall sign the contract: “except in the case of contracts requiring commission approval under Knox County Charter Section 3.03(M),”, Commissioners Moody, Harmon, Schmid, Arms and Moore voted aye. Commissioners Jordan, Strickland, Collins, Tindell, Guthe, Leuthold, Griess, Cawood, Stephens, Horner, McMillan, Mills, Clark and Pinkston voted no. The substitute motion failed 5-14-0-0.

Upon roll call vote of the original motion to approve the proposed terms for a negotiated settlement with the amendment that the Law Director itemize in Item #7 those contracts that still have to come before county commission so there’s no question about whether we get to review them or not; also amend Item #13 by adding the following language: “No public tax dollars are to be used to pay legal fees incurred by the Board of Education pursuant to this lawsuit.”, Commissioners Jordan, Strickland, Collins, Tindell, Harmon, Schmid, Arms, Leuthold, Griess, Cawood, Stephens, Horner and Moore voted aye. Commissioners Guthe, McMillan, Mills, Clark and Pinkston voted no. Commissioner Moody was absent from the vote. The motion carried 13-5-0-1.

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IN RE: AMENDMENTS TO THE AGENDA:

1. At this time, Mr. Jack Barnes, concerned citizen, spoke concerning jail overcrowding in Knox County.

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IN RE: ADJOURNMENT:

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

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KNOX COUNTY BOARD OF COMMISSIONERS

DAVID COLLINS, CHAIRMAN

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, December 16, 2002 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, Arms, 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 Executive, Mr. John Werner, Director, Knox County Finance and Mr. Bruce Wuethrich, Director, Engineering and Public Works.

Commissioner Collins, Chairman, presided.

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

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IN RE: ROLL CALL: (Bk. 17, Pg. 82)

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

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IN RE: DEVOTIONAL: (Bk. 17, Pg. 82)

Mr. Neil Johnson, Student, South-Doyle Middle School, gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG: (Bk. 17, Pg. 82)

Ms. Katie Mason, Student, South-Doyle Middle School led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA: (Bk. 17, Pgs. 83, 84, & 85)

Without objection, Commissioner Collins amended the agenda as

follows:

1. Add R-02-12-103 - Resolution honoring Catherine Brunson for receipt of the 2002 FBI Director’s Community Leadership Award.

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2. Add R-02-12-104 - Resolution honoring the Fulton High School Falcons for an outstanding season.

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3. Add R-02-12-105 - Resolution memorializing Leon Silvey.

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4. Add R-02-12-502 - Resolution approving a Grant Agreement with the State of Tennessee Department of Environment and Conservation for construction of the Burnett Creek Waterline.

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5. Withdraw R-02-12-201 - Resolution approving a contract to purchase approximately 3.15 acres of land with a house and outbuildings at 4313 Emory Road.

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6. Pull from the consent agenda and add to the regular agenda R-02-12-101 - Resolution honoring Daryl Chandler for being named National Assistant Coach of the Year.

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7. Pull from the consent agenda and add to the regular agenda R-02-12-104 - Resolution honoring the Fulton High School Falcons for an outstanding season.

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8. Pull from the consent agenda and add to the regular agenda

R-02-12-102 - Resolution honoring Harry Bryant for 27 years of service to Knox County.

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9. Pull from the consent agenda and add to the regular agenda

R-02-12-103 - Resolution honoring Catherine Brunson for receipt of the 2002 FBI Director's Community Leadership Award.

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10. Add R-02-12-106 - Resolution honoring Ian O'Connor.

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11. Commissioner Arms requested R-02-12-105 - Resolution memorializing Leon Silvey be presented to the Knox County Sheriff to be delivered to the family.

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12. Mr. Mike Ragsdale, Knox County Executive, was present and stated that the Parks received a four star award from the Tennessee Recreation Parks Association for the Seven Islands Foundation. He also stated that small pox vaccinations will begin in January, 2003.

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13. Add R-02-12-602 - Resolution approving a Grant Agreement with the State of Tennessee Department of Environment and Conservation for a Radon Education and Outreach Program.

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14. Add R-02-12-603 - Resolution approving Amendment One to contract HL1000046 between the State of Tennessee Department of Children's Services and Knox County for the provision of services at John Tarleton Home.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE HONORING DARYL CHANDLER FOR
BEING NAMED NATION ASSISTANT COACH OF THE YEAR:**

R-02-12-101: (Bk. 17, Pg. 85)

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Daryl Chandler for being named Nation Assistant Coach of the Year was before the Board of Commissioners.

Mr. Mike Asquith, Principal, South Doyle High School, was present and spoke on the matter.

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

Coach Daryl Chandler, was present and spoke on the matter.

Commissioner Clark moved to approve R-02-12-101 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Daryl Chandler for being named Nation Assistant Coach of the Year. Commissioner Pinkston 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.

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**IN RE : CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE HONORING HARRY BRYAN FOR 27
YEARS OF SERVICE TO KNOX COUNTY: R-02-12-102: (Bk. 17, Pgs. 85 &
86)**

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Harry Bryan for 27 years of service to Knox County was before the Board of Commissioners.

Mr. Harry Bryant, was present and spoke on the matter.

Commissioner Guthe moved to approve R-02-12-102 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Harry Bryan for 27 years of service to Knox County. All Commissioners 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING CATHERINE BRUNSON FOR RECEIPT OF THE 2002 FBI DIRECTOR'S COMMUNITY LEADERSHIP AWARD: R-02-12-103: (Bk. 17, Pgs. 86 & 87)

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Catherine Brunson for receipt of the 2002 FBI Director's Community Leadership Award was before the Board of Commissioners.

Ms. Catherine Brunson, was present and spoke on the matter.

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

Commissioner Mills moved to approve R-02-12-103 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Catherine Brunson for receipt of the 2002 FBI Director's Community Leadership Award. Commissioner Horner 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.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE HONORING THE FULTON HIGH
SCHOOL FALCONS FOR AN OUTSTANDING SEASON: R-02-12-104: (Bk.
17, Pg. 87)**

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring the Fulton High School Falcons for an outstanding season was before the Board of Commissioners.

Coach Black, Fulton High School, was present and spoke on the matter.

Commissioner Clark moved to approve R-02-12-104 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring the Fulton High School Falcons for an outstanding season. Commissioner Pinkston 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.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE MEMORIALIZING LEON SILVEY:
R-02-12-105: (Bk. 17, Pgs. 87 & 88)**

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

Commissioner Jordan moved to approve R-02-12-105 - Consideration of a Resolution of the Commission of Knox County, Tennessee memorializing Leon Silvey. Commissioner Horner 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING IAN O’CONNOR AS ATHLETIC OF THE YEAR: R-02-12-106: (Bk. 17, Pg. 88)

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Ian O’Connor as Athletic of the Year was before the Board of Commissioners.

Commissioner Horner moved to approve R-02-12-106 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Ian O’Connor as Athletic of the Year. Commissioner Moore 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.

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IN RE: CONSENT ITEMS: (Bk. 17, Pg. 88)

Tax Refunds:

No tax refunds received.

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NOTARY PUBLIC APPLICATIONS: (Bk. 17, Pg. 89)

117 Notary Public Applications received.

Commissioner Horner moved to approve the Notary Public Applications. 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.

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IN RE: CONSENT CALENDAR:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT AGREEMENT BETWEEN THE STATE OF TENNESSEE DEPARTMENT OF EDUCATION AND KNOX COUNTY SCHOOLS FOR THE PROVISION OF A HOMELESS CHILDREN'S EDUCATION PROGRAM: R-02-12-203: (Bk. 17, Pg. 89)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Grant Agreement between the State of Tennessee Department of Education and Knox County Schools for the provision of a Homeless Children's Education Program was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-12-203 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Grant Agreement between the State of Tennessee Department of Education and Knox County Schools for the provision of a Homeless Children's Education Program. Commissioner Horner 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT CONTRACT APPLICATION FOR A TENNESSEE HIGHWAY SAFETY GRANT FOR THE SCHOOL SYSTEM'S COURAGE TO LIVE PROJECT: R-02-12-204: (Bk. 17, Pg. 90)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract application for a Tennessee Highway Safety Grant for the School System's Courage to Live Project was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-12-204 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract application for a Tennessee Highway Safety Grant for the School System's Courage to Live Project. Commissioner Horner 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A SAFE SCHOOLS ACT APPLICATION FOR A GRANT FROM THE STATE OF TENNESSEE IN THE AMOUNT OF \$340,127.00 TO IMPROVE SAFETY AND LEARNING OPPORTUNITIES IN KNOX COUNTY SCHOOLS: R-02-12-205: (Bk. 17, Pg. 90 & 91)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Safe Schools Act application for a Grant from the State of Tennessee in the amount of \$340,127.00 to improve safety and learning opportunities in Knox County Schools was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-12-205 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Safe Schools Act application for a Grant from the State of Tennessee in the amount of \$340,127.00 to improve safety and learning opportunities in Knox County Schools.

Commissioner Horner 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING THE APPROPRIATION OF
\$750,000.00 AND APPROVING A CONTRACT WITH DANT-CLAYTON
CORPORATION FOR STADIUM BLEACHER IMPROVEMENTS AT
CARTER AND SOUTH-DOYLE HIGH SCHOOLS: R-02-12-206: (Bk. 17, Pg.
91)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appropriation of \$750,000.00 and approving a contract with Dant-Clayton Corporation for stadium bleacher improvements at Carter and South-Doyle High Schools was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-12-206 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appropriation of \$750,000.00 and approving a contract with Dant-Clayton Corporation for stadium bleacher improvements at Carter and South-Doyle High Schools. Commissioner Horner 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROPRIATING \$41,000.00 AND

APPROVING A CONTRACT FOR PURCHASE OF PROPERTY AT 424 S.

HEMBREE STREET: R-02-12-207: (Bk. 17, Pg. 92)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$41,000.00 and approving a contract for purchase of property at 424 S. Hembree Street was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-12-207 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$41,000.00 and approving a contract for purchase of property at 424 S. Hembree Street. Commissioner Horner 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$105,886.00 AND APPROVING CONTRACTS FOR THE PURCHASE OF PROPERTY AT 2412 AND 2408 TIPTON STATION ROAD: R-02-12-208: (Bk. 17, Pgs. 208 & 209)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$105,886.00 and approving contracts for the purchase of property at 2412 and 2408 Tipton Station Road was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-12-208 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$105,886.00 and approving contracts for the purchase of property at 2412 and 2408 Tipton Station Road. Commissioner Horner 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$2,181,000.00 FOR DESIGN, CONSTRUCTION AND EQUIPPING OF THE POWELL BRANCH LIBRARY: R-02-12-209: (Bk. 17, Pg. 93)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$2,181,000.00 for design, construction and equipping of the Powell Branch Library was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-12-209 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$2,181,000.00 for design, construction and equipping of the Powell Branch Library. Commissioner Horner 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$221,730.00 AND APPROVING A GRANT CONTRACT BETWEEN THE U.S. DEPARTMENT OF JUSTICE AND KNOX COUNTY SHERIFF'S DEPARTMENT FOR THE COPS UNIVERSAL HIRING PROGRAM 2002: R-02-12-301: (Bk. 17, Pgs. 93 & 94)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$221,730.00 and approving a grant contract between the

U.S. Department of Justice and Knox County Sheriff's Department for the Cops Universal Hiring Program 2002 was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-12-301 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$221,730.00 and approving a grant contract between the U.S. Department of Justice and Knox County Sheriff's Department for the Cops Universal Hiring Program 2002. Commissioner Horner 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$1,000,000.00 AND APPROVING A CONTRACT WITH IDLEAIRE TECHNOLOGIES CORPORATION FOR AN AIR QUALITY PROJECT: R-02-12-401: (Bk. 17, Pgs. 94 & 95)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$1,000,000.00 and approving a contract with IdleAire Technologies Corporation for an air quality project was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-12-401 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$1,000,000.00 and approving a contract with IdleAire Technologies Corporation for an air quality project. Commissioner Horner 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.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROPRIATING \$13,850.00 FOR
ENGINEERING SERVICES FOR THE TAZEWELL PIKE SOLID WASTE
CONVENIENCE CENTER: R-02-12-402: (Bk. 17, Pg. 95)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$13,850.00 for engineering services for the Tazewell Pike Solid Waste Convenience Center was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-12-402 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$13,850.00 for engineering services for the Tazewell Pike Solid Waste Convenience Center. Commissioner Horner 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.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROPRIATING \$15,400.00 FOR
ENGINEERING SERVICES FOR THE SOLWAY YARD WASTE
EXPANSION R-02-12-403: (Bk. 17, Pgs. 95 & 96)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$15,400.00 for engineering services for the Solway Yard Waste expansion was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-12-403 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$15,400.00 for engineering services for the Solway Yard Waste expansion. Commissioner Horner 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH SECOND HARVEST FOOD BANK FOR REHABILITATION AND IMPROVEMENTS OF THE FOOD BANK'S FACILITIES: R-02-12-501:(Bk. 17, Pg. 96)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Second Harvest Food Bank for rehabilitation and improvements of the Food Bank's facilities was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-12-501 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Second Harvest Food Bank for rehabilitation and improvements of the Food Bank's facilities. Commissioner Horner 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING \$21,000.00 FOR PURCHASE OF PROPERTY LOCATED AT 153 DAMERON AVENUE FOR PATIENT PARKING AT THE KNOX COUNTY HEALTH DEPARTMENT: R-02-12-601: (Bk. 17, Pgs. 96 & 97)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving \$21,000.00 for purchase of property located at 153 Dameron Avenue for patient parking at the Knox County Health Department was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-12-601 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving \$21,000.00 for purchase of property located at 153 Dameron Avenue for patient parking at the Knox County Health Department. Commissioner Horner 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING FUNDS TO ASSIST WITH CONSTRUCTION OF CASWELL PARK: R-02-12-701: (Bk. 17, Pgs. 97 & 98)

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating funds to assist with construction of Caswell Park was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-12-701 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating funds to assist with construction of Caswell Park. Commissioner Horner 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.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH
STATE OF TENNESSEE DEPARTMENT OF ENVIRONMENT AND
CONSERVATION FOR REIMBURSEMENT OF LAND ACQUISITION
COSTS FOR THE SEVEN ISLANDS WILDLIFE REFUGE:R-02-12-702: (Bk.
17, Pg. 98)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with State of Tennessee Department of Environment and Conservation for reimbursement of land acquisition costs for the Seven Islands Wildlife Refuge was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-12-702 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with State of Tennessee Department of Environment and Conservation for reimbursement of land acquisition costs for the Seven Islands Wildlife Refuge. Commissioner Horner 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.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH THE
STATE OF TENNESSEE DEPARTMENT OF ENVIRONMENTAL AND
CONSERVATION FOR WORK AT THE GARY UNDERWOOD GREENWAY:
R-02-12-703: (Bk. 17, Pgs. 98 & 99)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with the State of Tennessee Department of Environmental and Conservation for work at the Gary Underwood Greenway was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-12-703 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with the State of Tennessee Department of Environmental and Conservation for work at the Gary Underwood Greenway. Commissioner Horner 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A TERM BID CONTRACT FOR THE PROVISION OF MEAT PRODUCTS FOR VARIOUS KNOX COUNTY AGENCIES: R-02-12-801: (Bk. 17, Pgs. 99 & 100)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a term bid contract for the provision of meat products for various Knox County Agencies was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-12-801 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a term bid contract for the provision of meat products for various Knox County Agencies. Commissioner Horner 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.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROPRIATING \$400,000.00 TO
EXTEND THE COUNTY PROPERTY ASSESSOR'S CONTRACT WITH
MENDOLA AND ASSOCIATES FOR PARCEL AUDITS: R-02-12-802: (Bk.
17, Pg. 100)**

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$400,000.00 to extend the County Property Assessor's contract with Mendola and Associates for Parcel Audits was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-12-802 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$400,000.00 to extend the County Property Assessor's contract with Mendola and Associates for Parcel Audits. Commissioner Horner 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.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING AN AMENDMENT TO THE
KNOX COUNTY PURCHASING MANUAL: R-02-12-803: (Bk. 17, Pgs. 100 &
101)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an amendment to the Knox County Purchasing Manual was before the Board of Commissioners.

Commissioner Griess moved to approve R-02-12-803 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving an amendment to the Knox County Purchasing Manual. Commissioner Horner 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.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING: (Bk. 17, Pg. 101)

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 Pinkston 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.

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IN RE: ELECTIONS AND APPOINTMENTS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPOINTING COMMISSIONER IVAN HARMON TO THE KNOXVILLE/KNOX COUNTY ANIMAL CONTROL BOARD: R-02-12-110: (Bk. 17, Pgs. 101 & 102)

Consideration of a Resolution of the Commission of Knox County, Tennessee appointing Commissioner Ivan Harmon to the Knoxville/Knox County Animal Control Board was before the Board of Commissioners.

Commissioner Mills moved to approve R-02-12-110 - Consideration of a Resolution of the Commission of Knox County, Tennessee appointing Commissioner Ivan Harmon to the Knoxville/Knox County Animal Control Board. Commissioner Guthe 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPOINTING SUZANNE SHELTON TO THE DEVELOPMENT CORPORATION OF KNOX COUNTY:R-02-12-111: (Bk. 17, Pg. 102)

Consideration of a Resolution of the Commission of Knox County, Tennessee appointing Suzanne Shelton to the Development Corporation of Knox County was before the Board of Commissioners.

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

Commissioner Moody moved to approve R-02-12-111 - Consideration of a Resolution of the Commission of Knox County, Tennessee appointing Suzanne Shelton to the Development Corporation of Knox County. Commissioner Horner 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.

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

\$200,000.00 FROM THE GENERAL PURPOSE SCHOOL FUND BALANCE

FOR COMPLETION OF THE GIBBS HIGH SCHOOL FIELD HOUSE:

R-02-12-202: (Bk. 17, Pgs. 102, 103 & 104)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appropriation of \$200,000.00 from the General Purpose School Fund Balance for completion of the Gibbs High School Field House was before the Board of Commissioners.

Mr. Doug Whitted, Project Facilities Manager, Knox County Schools, was present and spoke on the matter.

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

Mr. Jim Williams, School Board member in the eighth district, was present and spoke on the matter.

Commissioner McMillan moved to approve R-02-12-202 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appropriation of \$200,000.00 from the General Purpose School Fund Balance for completion of the Gibbs High School Field House. Commissioner Mills seconded the motion.

Commissioner Griess moved as a substitute motion to allocate \$200,000.00 from the capital improvement plan on Resolution of the Commission of Knox County, Tennessee approving the appropriation of \$200,000.00 from the General Purpose School Fund Balance for completion of the Gibbs High School Field House. Commissioner Guthe seconded the motion and upon roll call vote Commissioners Guthe and Griess voted aye. Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Schmid, Arms, Leuthold, Cawood, Stephens,

Horner, Moore, McMillan, Mills, Clark and Pinkston voted no. The substitute motion failed 2-17-0-0.

Upon roll call of the original motion to approve R-02-12-202 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appropriation of \$200,000.00 from the General Purpose School Fund Balance for completion of the Gibbs High School Field House, Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Schmid, Arms, Leuthold, Cawood, Stephens, Horner, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Guthe and Griess voted no. The motion carried 17-2-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE SALE OF A BUILDING TRADES HOUSE AT 1413 PATRICIA CIRCLE: R-02-12-210: (Bk. 17, Pg. 104)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the sale of a Building Trades House at 1413 Patricia Circle was before the Board of Commissioners.

Commissioner Clark moved to approve R-02-12-210 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the sale of a Building Trades House at 1413 Patricia Circle. Commissioner Pinkston 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT AGREEMENT

**WITH THE STATE OF TENNESSEE DEPARTMENT OF ENVIRONMENT
AND CONSERVATION FOR CONSTRUCTION OF THE BURNETT CREEK
WATERLINE: R-02-12-502: (Bk. 17, Pgs. 104 & 105)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Grant Agreement with the State of Tennessee Department of Environment and Conservation for construction of the Burnett Creek Waterline was before the Board of Commissioners.

Commissioner Horner moved to approve R-02-12-502 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Grant Agreement with the State of Tennessee Department of Environment and Conservation for construction of the Burnett Creek Waterline. Commissioner Moore 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.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE APPROVING A GRANT AGREEMENT
WITH THE STATE OF TENNESSEE DEPARTMENT OF ENVIRONMENT
AND CONSERVATION FOR RADON EDUCATION AND OUTREACH
PROGRAM: R-02-12-602: (Bk. 17, 105 & 106)**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Grant Agreement with the State of Tennessee Department of Environment and Conservation for Radon Education and Outreach Program was before the Board of Commissioners.

Commissioner Mills moved to approve R-02-12-602 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Grant

Agreement with the State of Tennessee Department of Environment and Conservation for Radon Education and Outreach Program. Commissioner Horner 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AMENDMENT ONE TO CONTRACT HL1000046 BETWEEN THE STATE OF TENNESSEE DEPARTMENT OF CHILDREN'S SERVICES AND KNOX COUNTY FOR THE PROVISION OF SERVICES AT JOHN TARLETON HOME:
R-02-12-603: (Bk. 17, 106 & 107)

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Amendment One to contract HL1000046 between the State of Tennessee Department of Children's Services and Knox County for the provision of services at John Tarleton Home was before the Board of Commissioners.

Commissioner Mills moved to approve R-02-12-603 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Amendment One to contract HL1000046 between the State of Tennessee Department of Children's Services and Knox County for the provision of services at John Tarleton Home. Commissioner Horner 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.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE AMENDING THE RULES OF THE
KNOX COUNTY COMMISSION: R-02-12-901: (Bk. 17, 107, 108 7 109)

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

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

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

Commissioner Guthe moved to approve R-02-12-901 - Consideration of a Resolution of the Commission of Knox County, Tennessee amending the Rules of the Knox County. Commissioner Cawood seconded the motion.

Commissioner Leuthold moved as an amendment: To allow the Chair of County Commission to set on one of the two standing committees.

In the Resolution on Page 2; Section 1 of the insert: Every Commission delete the following words: "Except the Chair" and read as follows: Every Commissioner shall serve on one standing committee unless he or she waives such right in writing to the Chairman prior to re- organization.

Next paragraph should read as follows: The list of Standing Committees shall further be amended by stipulating that the Finance and Intergovernmental Committee shall consist of up to 10 members. Delete next sentence which reads: The Chairman of the standing committees does not vote.

On page 3 under Section 7: Meeting Times: The standing Committees shall meet on the Monday prior to the Commission meeting each month, with the meeting of the Intergovernmental Committee beginning at 8:30 a.m., followed by

the Finance Committee, which shall meet at 10:00 a.m. or immediately following adjournment of the Intergovernmental Committee.

Commissioner Griess moved as a substitute amendment to read as follows: County Commission have three (3) committees; Finance, Intergovernmental and the Economic Development Committee shall continue in existence until September 1, 2004, upon which date it shall automatically be abolished. Commissioner Mills seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Moody, Harmon, Guthe, Schmid, Leuthold, Griess, Moore, McMillan, Mills, Clark and Pinkston voted aye. Commissioners Arms, Cawood, Stephens and Horner voted no. The substitute amendment carried 15-4-0-0.

Upon roll call of the original motion to approve R-02-12-901 - Consideration of a Resolution of the Commission of Knox County, Tennessee amending the Rules of the Knox County Commission with the following amendments to read as follows: To allow the Chair of County Commission to set on one of the two standing committees.

In the Resolution on Page 2; Section 1 of the insert: Reads Every Commission delete the following words: "Except the Chair" and read as follows: Every Commissioner shall serve on one standing committee unless he or she waives such right in writing to the Chairman prior to re- organization.

Next paragraph should read as follows: The list of Standing Committees shall further be amended by stipulating that the Finance and Intergovernmental Committee shall consist of up to 10 members. Delete next sentence which reads: The Chairman of the standing committees does not vote.

On page 3 under Section 7: Meeting Times: The standing Committees shall meet on the Monday prior to the Commission meeting each month, with the

meeting of the Intergovernmental Committee beginning at 8:30 a.m., followed by the Finance Committee, which shall meet at 10:00 a.m. or immediately following adjournment of the Intergovernmental Committee. County Commission have three (3) committees; Finance, Intergovernmental and the Economic Development Committee shall continue in existence until September 1, 2004, upon which date it shall automatically be abolished, 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.

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IN RE: AMENDMENT TO THE AGENDA: (Bk. 17, Pg. 109)

At this time Mr. Dwight VanDeVate, Knox County Sheriff's Department, spoke on the expenses incurred by the Sheriff's Department on the Moody Lawsuits.

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IN RE: ZONING REQUESTS 6:00 P.M.: (Bk. 17, Pg. 109)

IN RE: ROLL CALL: (Bk. 17, Pg. 109)

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

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IN RE: AMENDMENTS TO THE AGENDA: (Bk. 17, Pg. 110)

1. Commissioner Cawood moved to withdraw from the agenda 7-C-02-SP under Rezoning Appeals, Appeal of David Rosser, Temple Baptist Church of Powell of MPC's denial of North County Sector Plan Amendment from RA (Low Density Residential) to O (Office). Commissioner Pinkston seconded

the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Harman, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, Mills, Clark and Pinkston voted aye. The motion carried 16-0-0-3. Commissioners Moody, Arms and McMillan were absent from the vote. (Bk. 17, Pg. 110)

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2. Commissioner Cawood moved to withdraw from the agenda 7-H-02-RZ - under Rezoning Appeals, Appeal of David Rosser, Temple Baptist Church of Powell, of MPC's denial of rezoning from RA (Low Density Residential) to OB (Office, Medical and Related Services). Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Collins, Tindell, Harmon, Guthe, Schmid, Leuthold, Griess, Cawood, Stephens, Horner, Moore, Mills, Clark and Pinkston voted aye. The motion carried 16-0-0-3. Commissioners Moody, Arms and McMillan were absent from the vote. (Bk. 17, Pg. 110)

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3. Without objection, Commissioner Collins deferred to March Board of Commissioners meeting 7-D-01-SP - under Rezoning Appeals, Appeal by David Rosser, Temple Baptist Church of Powell, of MPC's denial of North County Sector Plan Amendment from LDR (Low Density Residential) to O (Office). (Bk. 17, Pg. 110)

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4. Without objection, Commissioner Collins deferred to March Board of Commissioners meeting 7-I-02-RZ - under Rezoning Appeals, Appeal by David W. Rosser, Temple Baptist Church of Powell, of MPC's denial of rezoning from A (Agricultural) to OB (Office, Medical, and Related Services). (Bk. 17, 110 & 111)

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IN RE: AMENDMENT TO THE AGENDA: (Bk. 17, Pg. 111)

Commissioner Mills moved to add 11-A-02-SNC, 11-B-02-RZ, 11-C-02-RZ, 11-H-02-RZ, 11-I-02-RZ, 11-J-02-RZ, 11-L-02-RZ, 11-D-02-SP, 11-M-02-RZ, 11-P-02-RZ, 11-Q-02-RZ, 11-R-02-RZ, 11-S-02-RZ and 11-CC-02-RZ to the consent agenda. Commissioner Moore 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. (Bk. 17, Pg. 111)

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IN RE: REZONINGS:

1. Request of Knox County Emergency Communications E-911 for a street name change from unnamed easement to River Berry Way 11-A-02-SNC was before the Board of Commissioners. Street located between Drinnen Road and dead-end. Eighth Commission District.

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

There was no response.

Commissioner Mills moved to approve 11-A-02-SNC - Request of Knox County Emergency Communications E-911 for a street name change from unnamed easement to River Berry Way as per Metropolitan Planning Commission's Recommendation: Approve River Berry Way. Commissioner Moore 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. Street located between Drinnen Road and dead-end. Eighth Commission District. (Bk. 17, Pg. 112)

* * * * *

2. Request of Larry Tragesser for rezoning from RA (Low Density Residential) to OB (Office, Medical, and Related Services) 11-B-02-RZ was before the Board of Commissioners. Property located on the south side of Middlebrook Pike, southeast of Chert Pit Road. Fifth Commission District.

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

There was no response.

Commissioner Mills moved to approve 11-B-02-RZ - Request of Larry Tragesser for rezoning from RA (Low Density Residential) to OB (Office, Medical, and Related Services) as per Metropolitan Planning Commission's Recommendation: Approve OB (Office, Medical and Related Services).

Commissioner Moore 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. Property located on the south side of Middlebrook Pike, southeast of Chert Pit Road. Fifth Commission District. (Bk. 17, Pg. 112)

* * * * *

3. Request of Janice Hines for rezoning from RB (General Residential) to A (Agricultural) 11-C-02-RZ was before the Board of Commissioners. Property

located on the northeast side of Riverside Drive, southeast of Holston Hills Road.
Ninth Commission District.

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

There was no response.

Commissioner Mills moved to approve 11-C-02-RZ - Request of Janice Hines for rezoning from RB (General Residential) to A (Agricultural) as per Metropolitan Planning Commission's Recommendation: Approve A (Agricultural). Commissioner Moore 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. Property located on the northeast side of Riverside Drive, southeast of Holston Hills Road. Ninth Commission District. (Bk. 17, Pg. 112 & 113)

* * * * *

4. Request of Rebecca Jackson for rezoning from SC (Shopping Center) and A (Agricultural) to OB (Office, Medical and Related Services) 11-H-02-RZ was before the Board of Commissioners. Property located on the north side of Kingston Pike, west side of Cogdill Road. Fifth Commission District.

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

There was no response.

Commissioner Mills moved to approve 11-H-02-RZ - Request of Rebecca Jackson for rezoning from SC (Shopping Center) and A (Agricultural) to OB (Office, Medical and Related Services) as per Metropolitan Planning Commission's Recommendation: Approve OB (Office, Medical and Related

Services). Commissioner Moore 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. Property located on the north side of Kingston Pike, west side of Cogdill Road. Fifth Commission District. (Bk. 17, Pgs. 113 & 114)

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5. Request of Roy E. Seymour for rezoning from PR (Planned Residential) to RA (Low Density Residential) 11-I-02-RZ was before the Board of Commissioners. Property located on the west side of McCloud Road, south of Fort Sumter Road. Seventh Commission District.

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

There was no response.

Commissioner Mills moved to approve 11-I-02-RZ - Request of Roy E. Seymour for rezoning from PR (Planned Residential) to RA (Low Density Residential) as per Metropolitan Planning Commission's Recommendation: Approve RA (Low Density Residential). Commissioner Moore 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. Property Property located on the west side of McCloud Road, south of Fort Sumter Road. Seventh Commission District. (Bk. 17, Pg. 114)

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6. Request of K. Karl Spalvins for rezoning from A (Agricultural) to PR (Planned Residential) 11-J-02-RZ was before the Board of Commissioners.

Property located on the north side of Tipton Station Road, northeast of Broken Creek Lane. Ninth Commission District.

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

There was no response.

Commissioner Mills moved to approve 11-J-02-RZ - Request of K. Karl Spalvins 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 Moore 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. Property located on the north side of Tipton Station Road, northeast of Broken Creek Lane. Ninth Commission District. (Bk. 17, Pgs. 114 & 115)

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7. Request of Eagle Bend Realty for rezoning from A (Agricultural) to PR (Planned Residential) 11-L-02-RZ was before the Board of Commissioners. Property located on the east side of Maryville Pike, north of Rudder Road. Ninth Commission District.

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

There was no response.

Commissioner Mills moved to approve 11-L-02-RZ - Request of Eagle Bend Realty 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 Moore 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. Property located on the east side of Maryville Pike, north of Rudder Road. Ninth Commission District. (Bk. 17, Pg. 115)

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8. Request of Summit Properties, LLC for Northwest County Sector Plan Amendment from Agricultural/Rural Residential to LDR (Low Density Residential)

11-D-02-RZ was before the Board of Commissioners. Property located on the south side of Yarnell Road, southwest of Lovell Road. Fifth Commission District.

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

There was no response.

Commissioner Mills moved to approve 11-D-02-RZ - Request of Summit Properties, LLC for Northwest County Sector Plan Amendment from 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, Arms, 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 Yarnell Road, southwest of Lovell Road. Fifth Commission District. (Bk. 17, Pg. 116)

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9. Request of Summit Properties, LLC for rezoning from A (Agricultural) TO (Technology Overlay) to PR (Planned Residential to (Technology Overlay)

11-M-02-RZ was before the Board of Commissioners. Property located on the south side of Yarnell Road, southwest of Lovell Road. Fifth Commission District.

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

There was no response.

Commissioner Mills moved to approve 11-M-02-RZ - Request of Summit Properties, LLC for rezoning from A (Agricultural) TO (Technology Overlay) to PR (Planned Residential TO (Technology Overlay) as per Metropolitan Planning Commission's Recommendation: Approve PR (Planned Residential) TO (Technology Overlay) at a density of 1 to 4 dwelling units per acre. Commissioner Moore 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. Property located on the south side of Yarnell Road, southwest of Lovell Road. Fifth Commission District. (Bk. 17, Pgs. 116 & 117)

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10. Request of S & E Properties for rezoning from I (Industrial) and A (Agricultural) to PR (Planned Residential) 11-P-02-RZ was before the Board of Commissioners. Property located on the north side of Ball Camp Pike, northwest of Andes Road. Sixth Commission District.

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

There was no response.

Commissioner Mills moved to approve 11-P-02-RZ - Request of S & E Properties for rezoning from I (Industrial) and 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 Moore 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. Property located on the north side of Ball Camp Pike, northwest of Andes Road. Sixth Commission District.

(Bk. 17, Pg. 117)

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11. Request of S & E Properties for rezoning from A (Agricultural) to PR (Planned Residential) 11-Q-02-RZ was before the Board of Commissioners.

Property located on the northwest side of Snyder Road, southwest of Lovell Road.

Fifth Commission District.

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

There was no response.

Commissioner Mills moved to approve 11-Q-02-RZ - Request of S & E 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 dwelling units per acre. Commissioner Moore

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. Property located on the northwest side of Snyder Road, southwest of Lovell Road. Fifth Commission District. (Bk. 17, Pgs. 117 & 118)

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12. Request of Joe Tate for rezoning from A (Agricultural) to CA (General Business 11-R-02-RZ was before the Board of Commissioners. Property located on the north side of Bob Gray Road, west of North Cedar Bluff Road. Sixth Commission District.

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

There was no response.

Commissioner Mills moved to approve 11-R-02-RZ - Request of Joe Tate for rezoning from A (Agricultural) to CA (General Business as per Metropolitan Planning Commission's Recommendation: Approve CA (General Business). Commissioner Moore 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. Property located on the north side of Bob Gray Road, west of North Cedar Bluff Road. Sixth Commission District. (Bk. 17, Pgs. 118 & 119)

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13. Request of New Covenant Baptist Church for rezoning from PC (Planned Commercial) TO (Technology Overlay) and RA (Low Density Residential) TO (Technology Overlay) to OB (Office, Medical, and Related

Services) TO (Technology Overlay) 11-S-02-RZ was before the Board of Commissioners. Property located on the northwest side of Starkey Lane, northeast of Cogdill Road. Sixth Commission District.

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

There was no response.

Commissioner Mills moved to approve 11-S-02-RZ - Request of New Covenant Baptist Church for rezoning from PC (Planned Commercial) TO (Technology Overlay) and RA (Low Density Residential) TO (Technology Overlay) to OB (Office, Medical, and Related Services) TO (Technology Overlay) as per Metropolitan Planning Commission's Recommendation: Approve OB (Office, Medical and Related Services) TO (Technology Overlay). Commissioner Moore 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. Property located on the northwest side of Starkey Lane, northeast of Cogdill Road. Sixth Commission District. (Bk. 17, Pg. 119)

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14. Request of Knox County for rezoning from PC (Planned Commercial) to A (Agricultural) 11-CC-02-RZ was before the Board of Commissioners. Property located on the north side of Joe Daniels Road, north of Oak Ridge Highway. Sixth Commission District.

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

There was no response.

Commissioner Mills moved to approve 11-CC-02-RZ - Request of Knox County for rezoning from PC (Planned Commercial) to A (Agricultural) as per Metropolitan Planning Commission's Recommendation: Approve A (Agricultural). Commissioner Moore 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. Property located on the north side of Joe Daniels Road, north of Oak Ridge Highway. Sixth Commission District. (Bk. 17, Pgs. 119 & 120)

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IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING

ORDINANCE: (Bk. 17, Pg. 120)

IN RE: CONSIDERATION OF AN ORDINANCE OF THE

COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE KNOX

COUNTY ZONING ORDINANCE REGULATING HOG AND LIVESTOCK

STORAGE AND OTHER AGRICULTURAL USES IN THE COMMERCIAL

ZONES: O-02-11-101: SECOND READING: (Bk. 17, Pgs. 120 & 121)

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Zoning Ordinance regulating hog and livestock storage and other agricultural uses in the commercial zones was before the Board of Commissioners on second reading.

Commissioner McMillan moved to approve O-02-11-101 -

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Zoning Ordinance regulating hog and livestock storage and other agricultural uses in the commercial zones on second reading.

Commissioner Guthe 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.

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IN RE: **ADJOURNMENT: (Bk. 17, Pg. 121)**

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

DAVID COLLINS, CHAIRMAN