

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, August 27, 2007 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners Jordan, Strickland, Mark Harmon, Bolus, Ivan Harmon, Norman, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston. Also present were Mr. John Owings, Knox County Law Director, Mr. Mike Ragsdale, Knox County Mayor, Mr. John Troyer, Director, Knox County Finance, Mr. Dwight Van de Vate, Governmental Affairs, Ms. Cynthia Finch, Director, Community Services, Mr. Bruce Wuethrich, Director, Engineering and Public Works and news media.

The following proceedings were had and entered of record to-wit:
Commissioner Scott Moore, Chairman, presided.

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IN RE: Ms. Martha Beeler, Administrative Assistant to Billy G. Tindell, Knox County Clerk called the roll.

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IN RE: **DEVOTIONAL:**

Pastor David Green, Norwood United Methodist Church gave the devotional.

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IN RE: **PLEDGE OF ALLEGIANCE TO THE FLAG:**

Sergeant Caldwell representing the Delta Marines led the Pledge of Allegiance to the Flag.

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

Without objection, Commissioner Moore was present and spoke on the Supreme Court ruling upholding term limits. Commissioner Scott Moore stated County Commission had to follow the direction of the Supreme Court. He also spoke on the conduct of the Executive Branch of Knox County Government, which the Commission would be discussing today.

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IN RE: **AMENDMENTS TO THE AGENDA:**

Without objection, Commissioner Moore amended the agenda as follows:

Add R-07-8-203 – Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$4,950.00 with the Tennessee Arts Commission for the Knoxville Jazz Festival.

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Add R-07-8-603 – Resolution of the Commission of Knox County, Tennessee approving a contract in the amount of \$7,530.75 with the Tennessee Department of Children’s Services for the provision of hepatitis B Vaccine, Tuberculin skin tests and chest x-rays.

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Add R-07-8-909 – Resolution of the Commission of Knox County, Tennessee redirecting the approved matching Mentors Consortium Grant of \$10,000.00 to Farmers’ CO-OP for emergency hay transportation costs as a matching grant.

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Add R-07-8-410 – Resolution of the Commission of Knox County, Tennessee approving covenants for permanent maintenance of stormwater facilities by Burr, LLC for property located in the Village at Hardin Valley on Hardin Valley Road.

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Add R-07-8-411 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving covenants for permanent maintenance of stormwater facilities by S&E Properties, LLC for property located in Bakertown Village on Bakertown Road.

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Defer to the September Board of Commissioners meeting R-07-8-101- Resolution of the Commission of Knox County, Tennessee honoring Jamie Pavlis.

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Defer to the September Board of Commissioners meeting R-07-8-102- Resolution of the Commission of Knox County, Tennessee honoring Charlie Sanders.

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Defer to the September Board of Commissioners meeting R-07-8-403- Resolution of the Commission of Knox County, Tennessee approving a contract with John Chesney for rental of his property located at 8815 Asheville Highway for the Carter Convenience Center.

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Defer to the September Board of Commissioners meeting R-07-8-802-

Resolution of the Commission of Knox County, Tennessee determining the method of disposal of the Old Galbraith School and property located at 4333 Galbraith School Road in South Knoxville.

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Withdraw from the agenda R-07-8-405 – Resolution of the Commission of Knox County, Tennessee approving a contract with the Tennessee Department of Transportation for the installation of a multiphase traffic signal at the intersection of State Route 131 and Dannahar Way (St. Mary’s).

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Withdraw from the agenda R-07-8-504 – Resolution of the Commission of Knox County, Tennessee approving an agreement with Parkridge Harbor in the amount of \$37,000.00 for housing and case management services through the East Knoxville Counseling Opportunities Program.

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Withdraw from the agenda R-07-8-505 – Resolution of the Commission of Knox County, Tennessee approving an agreement with the University of Tennessee to provide \$10,000.00 for the Knoxville Homeless Management Information System.

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Withdraw from the agenda R-07-8-506 – Resolution of the Commission of Knox County, Tennessee approving an agreement with the Volunteer Ministry Center to provide \$25,000.00 for the operation of “The Peoples Clinic”.

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Withdraw from the agenda R-07-8-507 – Resolution of the Commission of Knox County, Tennessee approving an agreement with Child and Family Tennessee to provide \$268,200.00 for the renovation of 12 units of permanent supportive housing located at the Pleasantree Apartment Complex on Dawn Street.

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Withdraw from the agenda R-07-8-508 – Resolution of the Commission of Knox County, Tennessee approving an agreement with Tennessee Conference Community Development to provide \$78,000.00 for the construction of one home for a first time homebuyer and operating costs.

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Withdraw from the agenda R-07-8-509 – Resolution of the Commission of Knox County, Tennessee approving an agreement with

Knox Housing Partnership to provide \$10,000.00 for homeownership and financial literacy education for 13 Knox County Residents.

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Withdraw from the agenda R-07-8-510 – Resolution of the Commission of Knox County, Tennessee approving an agreement with the InterFaith Health Clinic to provide \$40,000.00 for accessible, affordable and quality health care services to low and moderate income working uninsured.

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Withdraw from the agenda R-07-8-803 – Resolution of the Commission of Knox County, Tennessee determining the method of disposal of the State Street properties (former Justice Center site).

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Withdraw from the agenda O-07-8-102 – Consideration of an Ordinance of the Commission of Knox County, Tennessee as recommended by the Court Subcommittee.

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IN RE: AMENDMENT TO THE AGENDA:

Commissioner Moore stated R-07-8-804 – Resolution of the Commission of Knox County, Tennessee to redo the appointments of January 31, 2007 would have to have 2/3 vote by the Knox County Commission to be added to the agenda.

Mr. John Owings, Knox County Law Director, was present and spoke on the matter.

Upon roll call vote to add R-07-8-804 - Resolution of the Commission of Knox County, Tennessee to redo the appointments of January 31, 2007 Commissioners Strickland, Bolus, Norman, Tramel, Hammond, Craig Leuthold, Frank Leuthold and Smith voted aye. Commissioners Mark Harmon, Ivan Harmon, Cate, Cawood, Lambert, Moore, Ballard, Huddleston, Greene and Pinkston voted no. Commissioner Jordan was absent from the vote. The motion to add R-07-8-804 failed 8-10-0-1.

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IN RE: AMENDMENTS TO THE AGENDA (CONTINUED)

Without objection, Commissioner Moore moved O-07-8-101 – Consideration of an Ordinance of the Commission of Knox County, Tennessee adopting the Stormwater Management Ordinance to be heard after consent calendar.

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IN RE: CONSENT ITEMS:

Tax Refunds:
No tax refunds received.

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Notary Public Applications: 274 Notary Applications received.
Commissioner Huddleston moved to approve the above Consent Items. Commissioner Strickland seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: EDUCATION CONSENT CALENDAR:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH SEARCHSOFT SOLUTIONS, INC. FOR THE PROVISION OF AN APPLICANT TRACKING SYSTEM: R-07-8-202:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with SearchSoft Solutions, Inc. for the provision of an applicant tracking system was before the Board of Commissioners.

Commissioner Ivan Harmon moved to approve R-07-8-202 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with SearchSoft Solutions, Inc. for the provision of an applicant tracking system. Commissioner Huddleston seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. 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 ALLAN GILL: R-07-8-103: (NOTE THIS ITEM WAS RECONSIDERED AND REMOVED FROM THE CONSENT CALENDAR)

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

Commissioner Craig Leuthold moved to approve R-07-8-103 - Consideration of a Resolution of the Commission of Knox County, Tennessee memorializing Allan Gill. Commissioner Tramel seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark

Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The 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 2007-2008 GENERAL PURPOSE SCHOOL BUDGET: R-07-8-201:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the fiscal year 2007-2008 General Purpose School Budget was before the Board of Commissioners.

Commissioner Bolus made disclosure pursuant to Section 2 of the Knox County Code of Ethics prior to voting on the matter.

Commissioner Craig Leuthold moved to approve R-07-8-201 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the fiscal year 2007-2008 General Purpose School Budget. Commissioner Tramel seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The 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 IN THE AMOUNT OF \$4,950.00 WITH THE TENNESSEE ARTS COMMISSION FOR THE KNOXVILLE JAZZ FESTIVAL: R-07-8-203:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$4,950.00 with the Tennessee Arts Commission for the Knoxville Jazz Festival was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve R-07-8-203 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$4,950.00 with the Tennessee Arts Commission for the Knoxville Jazz Festival. Commissioner Tramel seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The 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 REQUEST OF MAC TIRE RECYCLER, INC. TO BEGIN OPERATING A PERMANENT SCRAP TIRE MANAGEMENT FACILITY AT 1407 BORUFF STREET, PURSUANT TO T.C.A. SECTION 68-211-701, ALSO KNOWN AS THE JACKSON LAW: R-07-8-401:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the request of Mac Tire Recycler, Inc. to begin operating a permanent scrap tire management facility at 1407 Boruff Street, pursuant to T.C.A. Section 68-211-701, also known as the Jackson Law was before the Board of Commissioners.

Commissioner Craig Leuthold move to approve R-07-8-401 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the request of Mac Tire Recycler, Inc. to begin operating a permanent scrap tire management facility at 1407 Boruff Street, pursuant to T.C.A. Section 68-211-701, also known as the Jackson Law. Commissioner Tramel seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The 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 THE POWELL CONVENIENCE CENTER: R-07-8-402:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a lease agreement with Samuel Gene Arnold for the Powell Convenience Center was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve R-07-8-402 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a lease agreement with Samuel Gene Arnold for the Powell Convenience Center. Commissioner Tramel seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The 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 A UTILITY EASEMENT AT 6101 FOOTE MINERAL LANE FOR THE KNOXVILLE UTILITIES BOARD: R-07-8-404:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an agreement for a utility easement at 6101 Foote Mineral Lane for the Knoxville Utilities Board was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve R-07-8-404 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving an agreement for a utility easement at 6101 Foote Mineral Lane for the Knoxville Utilities Board. Commissioner Tramel seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CHANGE ORDER WITH APAC TENNESSEE, INC. IN THE AMOUNT OF \$6,225.00 FOR THE DUTCHTOWN ROAD IMPROVEMENT PROJECT – PHASE 1: R-07-8-406:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Change Order with APAC Tennessee, Inc. in the amount of \$6,225.00 for the Dutchtown Road Improvement Project – Phase 1 was before the Board of Commissioners.

Commissioner Craig Leuthold move to approve R-07-8-406 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Change Order with APAC Tennessee, Inc. in the amount of \$6,225.00 for the Dutchtown Road Improvement Project – Phase 1. Commissioner Tramel seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0.

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

CHANGE ORDER WITH CHARLES BLALOCK AND SONS, INC. IN THE AMOUNT OF \$77,964.00 FOR THE NORTSHORE DRIVE BRIDGE OVER TURKEY CREEK: R-07-8-407:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Change Order with Charles Blalock and Sons, Inc. in the amount of \$77,964.00 for the Northshore Drive Bridge over Turkey Creek was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve R-07-8-407 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Change Order with Charles Blalock and Sons, Inc. in the amount of \$77,964.00 for the Northshore Drive Bridge over Turkey Creek. Commissioner Tramel seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES BY EMORY PLACE GENERAL PARTNERSHIP FOR PROPERTY LOCATED AT 711 EAST EMORY ROAD: R-07-8-408:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving covenants for permanent maintenance of stormwater facilities by Emory Place General Partnership for property located at 711 East Emory Road was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve R-07-8-408 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving covenants for permanent maintenance of stormwater facilities by Emory Place General Partnership for property located at 711 East Emory Road. Commissioner Tramel seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF

STORMWATER FACILITIES BY BRADLEY C. GAYER AND THOMAS J. GAYER FOR PROPERTY LOCATED AT COLLIER HILLS:

R-07-8-409:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving covenants for permanent maintenance of stormwater facilities by Bradley C. Gayer and Thomas J. Gayer for property located at Collier Hills was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve R-07-8-409 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving covenants for permanent maintenance of stormwater facilities by Bradley C. Gayer and Thomas J. Gayer for property located at Collier Hills. Commissioner Tramel seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The 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 IN THE AMOUNT OF \$904,500.00 WITH THE STATE OF TENNESSEE, DEPARTMENT OF HEALTH FOR THE PROVISION OF THE WOMEN, INFANTS, AND CHILDREN (WIC) PROGRAM: R-07-8-601:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$904,500.00 with the State of Tennessee, Department of Health for the provision of the Women, Infants, and Children (WIC) Program was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve R-07-8-601 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$904,500.00 with the State of Tennessee, Department of Health for the provision of the Women, Infants, and Children (WIC) Program. Commissioner Tramel seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The 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 IN THE AMOUNT OF \$110,100.00 WITH THE STATE OF TENNESSEE, DEPARTMENT OF HEALTH FOR CONTINUING THE COMMUNITY PREVENTION INITIATIVE (CPI) PROGRAM: R-07-8-602:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$110,100.00 with the State of Tennessee, Department of Health for continuing the Community Prevention Initiative (CPI) Program was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve R-07-8-602 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement in the amount of \$110,100.00 with the State of Tennessee, Department of Health for continuing the Community Prevention Initiative (CPI) Program. Commissioner Tramel seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT IN THE AMOUNT OF \$7,530.75 WITH THE TENNESSEE DEPARTMENT OF CHILDREN'S SERVICES FOR THE PROVISION OF HEPATITIS B VACCINE, TUBERCULIN SKIN TESTS AND CHEST X-RAYS: R-07-8-603:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract in the amount of \$7,530.75 with the Tennessee Department of Children's Services for the provision of Hepatitis B Vaccine, Tuberculin skin tests and chest x-rays was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve R-07-8-603 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract in the amount of \$7,530.75 with the Tennessee Department of Children's Services for the provision of Hepatitis B Vaccine, Tuberculin skin tests and chest x-rays. Commissioner Tramel seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith,

Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROPRIATING \$45,197.50 AND APPROVING A CONTRACT WITH THE CITY OF KNOXVILLE AND THE TENNESSEE DEPARTMENT OF TRANSPORTATION FOR PHASE II OF THE KNOX BLOUNT GREENWAY PROJECT: R-07-8-701:

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$45,197.50 and approving a contract with the City of Knoxville and the Tennessee Department of Transportation for Phase II of the Knox Blount Greenway Project was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve R-07-8-701 - Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$45,197.50 and approving a contract with the City of Knoxville and the Tennessee Department of Transportation for Phase II of the Knox Blount Greenway Project. Commissioner Tramel seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The 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 (CONTRACT NUMBER 08-03-PY7-103-ADMIN) IN THE AMOUNT OF \$21,571.00 WITH THE STATE OF TENNESSEE DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT FOR ESTABLISHING PROGRAMS TO PREPARE ADULT, DISLOCATED WORKER AND YOUTH FOR RE-ENTRY INTO THE LABOR FORCE AND TO OFFER TRAINING TO THOSE FACING SERIOUS BARRIERS TO PRODUCTIVE EMPLOYMENT: R-07-8-901:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement (contract number 08-03-PY7-103-ADMIN) in the amount of \$21,571.00 with the State of Tennessee Department of Labor and Workforce Development for establishing programs to prepare adult, dislocated worker and youth for re-entry into the labor force and to offer training to those facing serious barriers to productive employment was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve R-07-8-901 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement (contract number 08-03-PY7-103-ADMIN) in the amount of \$21,571.00 with the State of Tennessee Department of Labor and Workforce Development for establishing programs to prepare adult, dislocated worker and youth for re-entry into the labor force and to offer training to those facing serious barriers to productive employment. Commissioner Tramel seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE ADOPTING T.C.A. SECTION 40-7-122 IMPOSING AN ADDITIONAL FEE OF \$10.00 FOR THE BOOKING AND PROCESSING OF EACH PERSON SUBJECT TO ARREST OR SUMMONS: R-07-8-907:

Consideration of a Resolution of the Commission of Knox County, Tennessee adopting T.C.A. Section 40-7-122 imposing an additional fee of \$10.00 for the booking and processing of each person subject to arrest or summons was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve R-07-8-907 - Consideration of a Resolution of the Commission of Knox County, Tennessee adopting T.C.A. Section 40-7-122 imposing an additional fee of \$10.00 for the booking and processing of each person subject to arrest or summons. Commissioner Tramel seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF NEW COUNTY ROADS:

IN RE: Consideration of new county roads Coral Reef Circle in the Choto Fields Subdivision, Unit 1. (District 5) was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve consideration of new county roads Coral Reef Circle in the Choto Fields Subdivision, Unit 1. (District 5). Commissioner Tramel seconded the motion and upon roll

call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: AMENDMENT TO THE AGENDA:

At this time Ordinance O-07-8-101 – Consideration of an Ordinance of the Commission of Knox County, Tennessee adopting the Stormwater Management Ordinance was heard next on the agenda.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE ADOPTING THE STORMWATER MANAGEMENT ORDINANCE: O-07-8-101: FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee adopting the Stormwater Management Ordinance was before the Board of Commissioners on first reading.

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

Mr. Chris Granju, Stormwater Coordinator, was present and spoke on the matter.

Mr. Howard McGowen, representing Advanced Training Systems, was present and spoke on the matter.

Mr. Sam Parnell Jr., P. E., Consulting Engineer, was present and spoke on the matter.

Mr. Bill Keimie, concerned resident, was present and spoke on the matter.

Mr. John Valliant, Attorney, representing Knoxville Home Builders Association, was present and spoke on the matter.

Mr. Robert Campbell, Robert Campbell and Associates, was present and spoke on the matter.

Mr. John Owings, Knox County Law Director, was present and spoke on the matter.

Mr. Hal Hogan, representing American Concrete Pipe Association, was present and spoke on the matter.

Mr. Marty Mason, concerned citizen, was present and spoke on the matter.

Commissioner Craig Leuthold moved to approve O-07-8-101 - Consideration of an Ordinance of the Commission of Knox County, Tennessee adopting the Stormwater Management Ordinance on first reading

with the following amendments as recommended by Knox County Engineering and Public Works:

1. The definition of Floodplain should be amended to add the following: “Floodplains are typically assigned a recurrence interval (i.e., the 100 year floodplain) which defines the magnitude of the flood event that causes the inundation. The 100 year floodplain is the area subject to flood for the 100 flood.”

2. Add the following sentences to the end of section 3 (a): “This ordinance emphasizes that the Knox County Stormwater Manual is the basis for design for all projects affecting storm water in Knox County. A role of the Director is to enforce said design. Thus the Knox County Stormwater Manual shall be enforceable along with the provisions of the Knox County Stormwater Ordinance under the discretion of the director.”

3. Add the following to the last sentence in Section 3 (c): “at which time the penalty phase of the ordinance shall begin.”

4. Add the following paragraph as a preface to Section 4, preceding Section 4.1: “It is acknowledged that any exemptions are reviewed by the director should not be construed as an opportunity to circumvent the letter and spirit of the Knox County Stormwater Ordinance. It is also not the intent of Knox County Government to place undue and unreasonable hardships on individual business and property owners.”

5. In Section 4.5.5 (c): “Reinforced concrete pipe shall be used for pipes and/or cross drains that are:”

Should be changed to

“Reinforced concrete pipe shall be used for pipes and/or cross drains that meet any of the following four conditions:”

6. In Section 16 (b), the following should be added following the first sentence: “The minimum penalty for fines associated with land development activities shall be one thousand dollars (\$1,000).”

7. In Section 16 (e), the first sentence should be changed to read:

“Notice shall be served upon the alleged violator either by personal service or certified mail.”

8. In Section 16 (e), the second sentence should be changed to read: “Upon receipt of notice from Knox County of the assessment of a civil penalty and/or damages, the alleged violator may request a meeting with the Director of Engineering and Public Works.”

Commissioner Frank Leuthold seconded the motion.

Commissioner Lambert moved as an amendment to the original motion on O-07-8-101 – Consideration of an Ordinance of the Commission of Knox County, Tennessee adopting the Stormwater Management Ordinance on first reading to delete in Knox County Engineering & Public Works #5 Section 4.5.5 (c) Shall be deleted in its entirety and the following Section 4.5.5 shall be substituted in its place: To read as follows:

AMENDMENT 9: SECTION 4.5.5 PIPES, CHANNELS AND OTHER STORMWATER COMPONENTS:

- (a) The design of stormwater system, excluding stormwater management facilities for water quality treatment, channel protection, and overbank, extreme and downstream flood protection shall be based on the 25-year frequency storm event unless otherwise specified by the Director. This criterion shall be applied to both closed conduit and open channel components. Minor systems that discharge to sinkholes must be designed to safely carry the 100-year frequency storm event.
- (b) All drainage systems shall be designed to insure that no habitable flood elevations are flooded for the 100-year frequency storm, and that no structures are located within this vertical projection of the 10-year floodplain line (i.e., located within the 10-year floodplain). Pipes and culverts designed for a 100-year storm shall be constructed of either corrugated metal (CMP), high density polyethylene (HDPE), polyvinyl chloride (PVC), or reinforced concrete (RCP) pipe (class 4).
- (c) Cross drains or pipes that carry public water under pavements surfaces, and any pipe, culvert, or drainage system dedicated to Knox County, a private individual or a Homeowners’ Association, whether inside or outside the right-of-way, can be constructed or reinforced concrete (RCP), high-density polyethylene (HDPE), polyvinyl chloride (PVC) or corrugated metal (CMP). It shall be the

responsibility of the property owner to provide all necessary design, date, and installation details for construction to ensure failure will not occur, and prevent flooding or potential property damage on adjacent properties or right-of-ways.

Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Bolus, Cate, Tramel, Hammond, Cawood, Lambert, Smith, Moore, Ballard, Greene and Pinkston voted aye. Commissioners Strickland, Mark Harmon, Norman, Ivan Harmon, Craig Leuthold, Frank Leuthold, and Huddleston voted no. The amendment carried 12-7-0-0.

Commissioner Lambert moved as an amendment to the original motion on O-07-8-101 – Consideration of an Ordinance of the Commission of Knox County, Tennessee adopting the Stormwater Management Ordinance on first reading with the following amendment: In #6 of the Recommendation from Knox County Engineering & Public Works delete the following language “The minimum penalty for fines associated with land development activities shall be one thousand dollars (\$1,000).” Add the following language: “The fines will be from \$50.00 to \$5,000.00.

Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Bolus, Cate, Tramel, Hammond, Craig Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Greene and Pinkston voted aye. Commissioners Mark Harmon, Norman, Ivan Harmon, Frank Leuthold, and Huddleston voted no. The amendment carried 14-5-0-0.

Upon roll call of the original motion to approve O-07-8-101 - Consideration of an Ordinance of the Commission of Knox County, Tennessee adopting the Stormwater Management Ordinance on first reading as amended Commissioners Bolus, Cate, Tramel, Hammond, Cawood, Lambert, Smith, Moore, Greene and Pinkston voted aye. Commissioner Jordan, Strickland, Mark Harmon, Norman, Ivan Harmon, Craig Leuthold, Frank Leuthold, Ballard and Huddleston voted no. The original motion with the two (2) amendments carried 10-9-0-0.

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IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Moore reconsidered R-07-8-103 - Consideration of a Resolution of the Commission of Knox County, Tennessee memorializing Allan Gill.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE MEMORIALIZING ALLAN GILL: R-07-8-103:

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

Ms. Martha Beeler, Administration Assistant to Knox County Clerk, Billy Tindell read the resolution into the record.

Mr. Larry Bailey was present and thanked the Commissioners for the Resolution.

Commissioner Cawood moved to approve R-07-8-103 - Consideration of a Resolution of the Commission of Knox County, Tennessee memorializing Allan Gill. All Commissioners seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE REDIRECTING THE APPROVED MATCHING MENTORS CONSORTIUM GRANT OF \$10,000.00 TO FARMERS' CO-OP FOR EMERGENCY HAY TRANSPORTATION COSTS AS A MATCHING GRANT: R-07-8-909:

Consideration of a Resolution of the Commission of Knox County, Tennessee redirecting the approved matching mentors consortium grant of \$10,000.00 to Farmers' CO-OP for emergency hay transportation costs as a matching grant was before the Board of Commissioners.

Mr. Neil Denton, Agricultural Extension, was present and spoke on the matter.

Commissioner Hammond moved to approve R-07-8-909 - Consideration of a Resolution of the Commission of Knox County, Tennessee redirecting the approved matching mentors consortium grant of \$10,000.00 to Farmers' CO-OP for emergency hay transportation costs as a matching grant. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 18-0-0-1. Commissioner Tramel was absent from the vote.

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IN RE: PUBLIC FORUM:

Mr. David Draper was present and spoke on the Recycling Facility in the Solway Community.

Mr. Mike Cohen, working with the National Resource Recovery on the matter was present and spoke.

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Mr. Bryan Moneyhun, concerned resident, wanted to thank the Commission for the skate park for children.

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Mr. Jim Golden, concerned resident, wanted to add his name in nomination to County Commission for District 1.

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Pastor Eric Leake, concerned citizen, was present and spoke in support of Cynthia Finch.

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Mr. Ricky Davis, concerned citizen, was present and spoke in opposition of Judge Bill Swann.

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Mr. Frank Gencay, concerned citizen, was present and wanted County Commission and Mayor to get along. He also supported Cynthia Finch.

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Mr. Lewis Cosby, concerned citizen, was present and spoke on credit card receipts in the Mayor's Office.

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

Mr. Richard Walls, Knox County Internal Auditor, was present and spoke on the matter.

Mr. John Troyer, Director, Knox County Finance, was present and spoke on the matter.

Mr. Hugh Holt, Director, Knox County Purchasing, was present and spoke on the matter.

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Ms. Lisa Barbara, representing Tennessee Immigrant and Refugee Coalition, was present and spoke in support of Cynthia Finch.

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Pastor Ezra Maize, President of NAACP, was present and spoke on the negative of County Commission and the Mayor. He also spoke in support of Cynthia Finch.

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Mr. Mike Edwards, representing Development Corporation, was present and gave a report on Midway Park.

Mr. Ed Medford, KUB, was present and spoke on the matter.
Mr. Victor Jernigan, was present and spoke on the matter.

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IN RE: ZONING REQUESTS: 4:00

Request of Metropolitan Planning Commission for a Street Name Change from unnamed easement to Harold Duncan Way 7-A-07-SNC was before the Board of Commissioners. Street located between Cooper Ridge Road and dead end. Sixth Commission District.

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

Commissioner Lambert moved to approve 7-A-07-SNC - Request of Metropolitan Planning Commission for a Street Name Change from unnamed easement to Harold Duncan Way as per Metropolitan Planning Commission's Recommendation: Approve Harold Duncan Way. Commissioner Cawood seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0. Street located between Cooper Ridge Road and dead end. Sixth Commission District.

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Request of The Fuller Group for Northwest County Sector Plan Amendment from A/RR (Agricultural/Rural Residential) to LDR (Low Density Residential) 4-D-07-SP was before the Board of Commissioners. Property located on the southeast side of Hickory Creek Road, southeast of West Gallaher Ferry Road. Sixth Commission District.

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

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

Commissioner Cate moved to defer to the September Board of Commissioners meeting 4-D-07-SP - Request of The Fuller Group for Northwest County Sector Plan Amendment from A/RR (Agricultural/Rural Residential) to LDR (Low Density Residential). Commissioner Tramel seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion

carried 19-0-0-0. Property located on the southeast side of Hickory Creek Road, southeast of West Gallaher Ferry Road. Sixth Commission District.

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Request of The Fuller Group for rezoning from A (Agricultural) to PR (Planned Residential) 4-F-07-RZ was before the Board of Commissioners. Property located on the southeast side of Hickory Creek Road, southeast of West Gallaher Ferry Road. Sixth Commission District.

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

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

Commissioner Cate moved to defer to the September Board of Commissioners meeting 4-F-07-RZ - Request of The Fuller Group for rezoning from A (Agricultural) to PR (Planned Residential). Commissioner Tramel seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the southeast side of Hickory Creek Road, southeast of West Gallaher Ferry Road. Sixth Commission District.

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Request of Landview Development, LLC for Rezoning from A (Agricultural) to CN (Neighborhood Commercial) 6-C-07-RZ was before the Board of Commissioners. Property located on the north side of Beaver Ridge Road, east side of Wyndham Pointe Lane. Sixth Commission District.

Mr. Mark Donaldson, Director, Metropolitan Planning Commission, was present and gave a report.

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

Mr. Tim Humphrey, area resident, was present and spoke in opposition to the request.

Without objection, Commissioner Moore deferred this item to later on in the agenda.

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Request of Leigh Ann Evans for rezoning from I (Industrial) to A (Agricultural) 7-B-07-RZ was before the Board of Commissioners. Property located on the northeast side of Mine Road, southeast of Fox Creek Way. Eighth Commission District.

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

Commissioner Ballard moved to approve 7-B-07-RZ - Request of Leigh Ann Evans for rezoning from I (Industrial) to A (Agricultural) as per Metropolitan Planning Commission's Recommendation: Approve A (Agricultural). Commissioner Huddleston seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the northeast side of Mine Road, southeast of Fox Creek Way. Eighth Commission District.

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Request of Victor Jernigan for a Northeast County Sector Plan Amendment from LDR (Low Density Residential) to C (Commercial) 7-A-07-SP was before the Board of Commissioners. Property located on the southeast side of Washington Pike, northeast of McCampbell Drive. Eighth Commission District.

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

Commissioner Ballard moved to approve 7-A-07-SP - Request of Victor Jernigan for a Northeast County Sector Plan Amendment from LDR (Low Density Residential) to NC (Neighborhood Commercial) as per Metropolitan Planning Commission's Recommendation: Approve NC (Neighborhood Commercial). Commissioner Huddleston seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. Commissioner Mark Harmon voted no. The motion carried 18-1-0-0. Property located on the southeast side of Washington Pike, northeast of McCampbell Drive. Eighth Commission District.

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Request of Victor Jernigan for rezoning from PR (Planned Residential) to CA (General Business) 7-F-07-RZ was before the Board of Commissioners. Property located on the southeast side of Washington Pike, northeast of McCampbell Drive. Eighth Commission District.

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

Commissioner Ballard moved to approve 7-F-07-RZ - Request of Victor Jernigan for rezoning from PR (Planned Residential) to CA (K) (General Business) subject to development limited to CN uses and a self-

service facility as a use on review and subject to CN Development Standards as per Metropolitan Planning Commission's Recommendation.

Commissioner Huddleston seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. Commissioner Mark Harmon voted no. The motion carried 18-1-0-0. Property located on the southeast side of Washington Pike, northeast of McCampbell Drive. Eighth Commission District.

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Request of Saddlebrook Development, LLC for rezoning from RA (Low Density Residential) to PR (Planned Residential) 7-G-07-RZ was before the Board of Commissioners. Property located on the west side of Gray Hendrix Road, east side of Hodge Road, north of Byington Solway Road. Sixth Commission District.

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

Commissioner Cawood moved to approve 7-G-07-RZ - Request of Saddlebrook Development, 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 up to 4 dwelling units per acre. Commissioner Lambert seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the west side of Gray Hendrix Road, east side of Hodge Road, north of Byington Solway Road. Sixth Commission District.

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Request of Robert Werdermann for rezoning from I (Industrial) to A (Agricultural) 7-I-07-RZ was before the Board of Commissioners. Property located on the southwest side Ellistown Road, southeast of Rutledge Pike. Eighth Commission District.

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

Commissioner Huddleston moved to approve 7-I-07-RZ – Request of Robert Werdermann for rezoning from I (Industrial) to A (Agricultural) as per Metropolitan Planning Commission's Recommendation: Approve A (Agricultural). Commissioner Ballard seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman,

Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the southwest side Ellistown Road, southeast of Rutledge Pike. Eighth Commission District.

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IN RE: AMENDMENT TO THE AGENDA:

At this time Request of Landview Development continued.

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Request of Landview Development, LLC for Rezoning from A (Agricultural) to CN (Neighborhood Commercial) 6-C-07-RZ was before the Board of Commissioners. Property located on the north side of Beaver Ridge Road, east side of Wyndham Pointe Lane. Sixth Commission District.

Mr. Mark Donaldson, Director, Metropolitan Planning Commission, was present and spoke on the matter.

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

Mr. Tim Humphrey, area resident, was present and spoke in opposition to the request.

Mr. John Owings, Knox County Law Director, was present and spoke on the matter.

Mr. Tim Lessard, area resident, was present and spoke in opposition to the request.

Mr. John King, Attorney, representing Landview Development, LLC, was present and spoke on the matter.

Mr. Jeff Taylor, concerned citizen who lives five (5) streets up on Beaver Ridge Road, was present and spoke in favor of the rezoning.

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

Mr. Dean McGee, area resident, was present and spoke in opposition to the request.

Commissioner Cawood moved to approve 6-C-07-RZ - Request of Landview Development, LLC for Rezoning from A (Agricultural) to CN (Neighborhood Commercial) as per Metropolitan Planning Commission's Recommendation: Approve CN (Neighborhood Commercial) subject to limiting access to Beaver Ridge Road, providing landscaped buffer along the northern and western property lines and completing road improvements at Beaver Ridge/Oak Ridge Highway prior to issuance of building permit. Also the following stipulations: The west wall of the building shall be at least 50

feet from the curb on Wyndham Pointe Lane giving more room to landscape and shield the subdivision from the property on Beaver Ridge Road.

The building north wall will be situated as far south on the property as possible and still comply with MPC parking lot restrictions.

The building will not be situated directly behind the east subdivision entrance sign.

The building style will be similar to the homes in the Wyndham Pointe subdivision. The building will be all brick and will be the same brick used as the subdivision sign and the pool building.

Berms and landscaping will be installed, including fast growing evergreen trees, on the west and north side of the property. Commissioner Lambert seconded the motion and upon roll call vote Commissioners Jordan, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. Commissioner Mark Harmon voted no. Commissioner Strickland abstained from the vote. The motion carried 17-1-1-0.

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IN RE: ZONING APPEALS:

Appeal by W. C. Development, owner, of MPC Denial of Northwest County Sector Plan Amendment from LDR (Low Density Residential) and SLPA (Slope Protection Area) to C (Commercial) and SLPA (Slope Protection Area) 6-A-06-SP was before the Board of Commissioners. Property located on the south side of Hardin Valley Road, east side of Thompson Road. Sixth Commission District.

Commissioner Tramel moved to defer to September Board of Commissioners meeting 6-A-06-SP - Appeal by W. C. Development, owner, of MPC Denial of Northwest County Sector Plan Amendment from LDR (Low Density Residential) and SLPA (Slope Protection Area) to C (Commercial) and SLPA (Slope Protection Area). Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the south side of Hardin Valley Road, east side of Thompson Road. Sixth Commission District.

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Appeal of W. C. Development, Owner, of MPC Denial of rezoning from PR (Planned Residential) to CA (General Business) 6-H-06-RZ was before the Board of Commissioners. Property located on the south side of Hardin Valley Road, east side of Thompson Road. Sixth Commission District.

Commissioner Tramel moved to defer to September Board of Commissioners meeting 6-H-06-RZ - Appeal of W. C. Development, Owner, of MPC Denial of rezoning from PR (Planned Residential) to CA (General Business). Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0. Property located on the south side of Hardin Valley Road, east side of Thompson Road. Sixth Commission District.

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IN RE: AMENDMENT TO THE AGENDA:

At this time the Resolutions continued.

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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, 2007: R-07-8-801:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the amounts designated at fiscal year ended June 30, 2007 was before the Board of Commissioners.

Mr. John Troyer, Director, Knox County Finance, was present and spoke on the matter.

Commissioner Craig Leuthold moved to approve R-07-8-801 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the amounts designated at fiscal year ended June 30, 2007 with the following amendment: Add \$650,000.00 to the Highway Equipment. Commissioner Tramel seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene 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:

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

Commissioner Strickland moved to approve the minutes of the previous meeting held on July 23, 2007. Commissioner Tramel seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene 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 THE REAPPOINTMENTS OF REX DAVIS, MIKE DUNCAN, MIKE HAMMOND, PAUL PINKSTON, FRANKLIN SHANKLIN, SR., DR. RON STEWART, JULIA TUCKER, KIM WALLER, AND THE APPOINTMENT OF MARTHA PHILLIPS A CONSTITUTIONAL OFFICER, TO THE KNOX COUNTY ETHICS COMMITTEE: R-07-8-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the reappointments of Rex Davis, Mike Duncan, Mike Hammond, Paul Pinkston, Franklin Shanklin, Sr., Dr. Ron Stewart, Julia Tucker, Kim Waller, and the appointment of Martha Phillips a constitutional officer, to the Knox County Ethics Committee was before the Board of Commissioners.

Commissioner Smith moved to approve R-07-8-110 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the reappointments of Rex Davis, Mike Duncan, Mike Hammond, Paul Pinkston, Franklin Shanklin, Sr., Dr. Ron Stewart, Julia Tucker, Kim Waller, and the appointment of Martha Phillips a constitutional officer, to the Knox County Ethics Committee. Commissioner Huddleston seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0.

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

**APPOINTMENT OF TOM PIERCE TO THE KNOX COUNTY
SHERIFF'S OFFICE MERIT SYSTEM COUNCIL: R-07-8-111:
NOTE: THE NAME WAS CHANGED TO LAUNA PENNELL:**

Consideration of a Resolution of the Commission of Knox County, approving the appointment of Tom Pierce to the Knox County Sheriff's Office Merit System Council was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve R-07-8-111 - Consideration of a Resolution of the Commission of Knox County, approving the appointment of Tom Pierce to the Knox County Sheriff's Office Merit System Council with the following amendment: The name was changed to Launa Pennell. Commissioner Pinkston seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The 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 TOM PIERCE AS AN ALTERNATE ON THE
KNOX COUNTY SHERIFF'S OFFICE MERIT SYSTEM COUNCIL:
R-07-8-112:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appointment of Tom Pierce as an Alternate on the Knox County Sheriff's Office Merit System Council was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve R-07-8-112 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appointment of Tom Pierce as an Alternate on the Knox County Sheriff's Office Merit System Council. Commissioner Tramel seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The 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 SANDRA MARTIN TO THE BOARD OF
DIRECTORS OF THE DEVELOPMENT CORPORATION OF KNOX
COUNTY: R-07-8-113:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the reappointment of Sandra Martin to the Board of Directors of the Development Corporation of Knox County was before the Board of Commissioners.

Commissioner Pinkston moved to approve R-07-8-113 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the reappointment of Sandra Martin to the Board of Directors of the Development Corporation of Knox County. Commissioner Greene seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: DRIVES AND ROADS:

Consideration of closure of right of way on Davis Road was before the Board of Commissioners on first reading. Property located at the end of Davis Road. Property owner: Mike Shea.

Commissioner Pinkston moved to approve closure of right of way on Davis Road on first reading. Property located at the end of Davis Road. Property owner: Mike Shea. Commissioner Greene seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0.

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Consideration of closure of unnamed right of way off of Shipetown Road was before the Board of Commissioners on second reading. Property located off of Pleasant Gap Road. Property owner: John Worley.

Commissioner Pinkston moved to approve closure of unnamed right of way off of Shipetown Road on second reading. Property located off of Pleasant Gap Road. Property owner: John Worley. Commissioner Cate seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The 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

MARINA BOAT SLIP LEASE AGREEMENT WITH VOLUNTEER LANDING MARINA: R-07-8-301:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a marina boat slip lease agreement with Volunteer Landing Marina was before the Board of Commissioners.

Commissioner Pinkston moved to approve R-07-8-301 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a marina boat slip lease agreement with Volunteer Landing Marina. Commissioner Greene the motion and upon roll call vote Commissioners Jordan, Strickland, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. Commissioner Mark Harmon 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 MEMORANDUM OF UNDERSTANDING AND AGREEMENT WITH THE KNOX COUNTY PUBLIC DEFENDER'S COMMUNITY LAW OFFICE IN THE AMOUNT OF \$35,000.00 FOR A MASTERS LEVEL SOCIAL WORKER TO PROVIDE INTENSE AND INDIVIDUALIZED CASE MANAGEMENT TO 175 CLIENTS; R-07-8-501:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Memorandum of Understanding and Agreement with the Knox County Public Defender's Community Law office in the amount of \$35,000.00 for a masters level social worker to provide intense and individualized case management to 175 clients was before the Board of Commissioners.

Commissioner Frank Leuthold moved to approve R-07-8-501 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Memorandum of Understanding and Agreement with the Knox County Public Defender's Community Law office in the amount of \$35,000.00 for a masters level social worker to provide intense and individualized case management to 175 clients. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AN AGREEMENT WITH THE KNOXVILLE/KNOX COUNTY COMMUNITY ACTION COMMITTEE IN THE AMOUNT OF \$6,000.00 FOR 10 HOME INSPECTIONS FOR FIRST TIME HOMEBUYERS: R-07-8-502:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an agreement with the Knoxville/Knox County Community Action Committee in the amount of \$6,000.00 for 10 home inspections for first time homebuyers was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve R-07-8-502 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving an agreement with the Knoxville/Knox County Community Action Committee in the amount of \$6,000.00 for 10 home inspections for first time homebuyers. Commissioner Strickland seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AN AGREEMENT WITH THE KNOXVILLE/KNOX COUNTY COMMUNITY ACTION COMMITTEE IN THE AMOUNT OF \$250,000.00 FOR THE MINOR HOME REPAIR PROGRAM: R-07-8-503:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an agreement with the Knoxville/Knox County Community Action Committee in the amount of \$250,000.00 for the minor home repair program was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve R-07-8-503 – Consideration of a Resolution of the Commission of Knox County, Tennessee approving an agreement with the Knoxville/Knox County Community Action Committee in the amount of \$250,000.00 for the minor home repair program. Commissioner Strickland seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The 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 (CONTRACT NUMBER 08-03-PY7-303-YOUTH) IN THE AMOUNT OF \$194,141.00 WITH THE STATE OF TENNESSEE DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT FOR ESTABLISHING PROGRAMS TO PREPARE ADULT, DISLOCATED WORKER AND YOUTH FOR RE-ENTRY INTO THE LABOR FORCE AND TO OFFER TRAINING TO THOSE FACING SERIOUS BARRIERS TO PRODUCTIVE EMPLOYMENT: R-07-8-902:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement (contract number 08-03-PY7-303-YOUTH) in the amount of \$194,141.00 with the State of Tennessee Department of Labor and Workforce Development for establishing programs to prepare adult, dislocated worker and youth for re-entry into the labor force and to offer training to those facing serious barriers to productive employment was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve R-07-8-902 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant agreement (contract number 08-03-PY7-303-YOUTH) in the amount of \$194,141.00 with the State of Tennessee Department of Labor and Workforce Development for establishing programs to prepare adult, dislocated worker and youth for re-entry into the labor force and to offer training to those facing serious barriers to productive employment. Commissioner Strickland seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The 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 BOUNDARY AMENDMENT TO THE GAY STREET REDEVELOPMENT AND URBAN RENEWAL PLAN CONTAINING A TAX INCREMENT FINANCING PROVISION: R-07-8-903:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a boundary amendment to the Gay Street Redevelopment and Urban Renewal Plan containing a tax increment financing provision was before the Board of Commissioners.

Commissioner Pinkston moved to approve R-07-8-903 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a boundary amendment to the Gay Street Redevelopment and Urban Renewal Plan containing a tax increment financing provision. Commissioner Tramel seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. Commissioners Mark Harmon, Craig Leuthold and Frank Leuthold voted no. The motion carried 16-3-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AN AMENDMENT TO THE KNOX COUNTY RETIREMENT SYSTEM: R-07-8-904:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an amendment to the Knox County Retirement System was before the Board of Commissioners.

Commissioner Ivan Harmon, Chairman, Knox County Pension Board, was present and spoke on the matter.

Commissioner Ivan Harmon moved to approve R-07-8-904 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving an amendment to the Knox County Retirement System. Commissioner Tramel seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE REQUIRING THE KNOX COUNTY COMMISSION BE PROVIDED A CURRENT APPRAISAL OF ALL REAL PROPERTY KNOX COUNTY PROPOSES TO PURCHASE OR SELL: R-07-8-905: NOTE: THIS RESOLUTION WAS CHNGED TO AN ORDINANCE O-07-8-103 ON FIRST READING:

Consideration of a Resolution of the Commission of Knox County, Tennessee requiring the Knox County Commission be provided a current appraisal of all real property Knox County proposes to purchase or sell was before the Board of Commissioners.

Mr. John Owings, Knox County Law Director, was present and spoke on the matter.

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

Commissioner Craig Leuthold moved to withdraw from the agenda R-07-8-905 - Consideration of a Resolution of the Commission of Knox County, Tennessee requiring the Knox County Commission be provided a current appraisal of all real property Knox County proposes to purchase or sell. Commissioner Tramel seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: AMENDMENT TO THE AGENDA:

Commissioner Craig Leuthold moved to add the following Ordinance to the agenda and hear next on the agenda O-07-8-103 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Knox County Code Division 6. Surplus property disposal by utilizing Section 2-713, previously reserved (Ord. No. O-05-4-101, § 2, 5-23-05; Ord. No. O-07-6-104, § 2, 7-23-07) on first reading. Commissioner Cate seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene 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 DIVISION 6. SURPLUS PROPERTY DISPOSAL BY UTILIZING SECTION 2-713, PREVIOUSLY RESERVED (ORD. NO. O-05-4-101, § 2, 5-23-05; ORD. NO. O-07-6-104, § 2, 7-23-07) O-07-8-103: FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Knox County Code Division 6. Surplus property disposal by utilizing Section 2-713, previously reserved (Ord. No. O-05-4-101, § 2, 5-23-05; Ord. No. O-07-6-104, § 2, 7-23-07) was before the Board of Commissioners on first reading.

Mr. John Owings, Knox County Law Director, was present and spoke on the matter.

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

Commissioner Craig Leuthold moved to approve O-07-8-103 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Knox County Code Division 6. Surplus property disposal by utilizing Section 2-713, previously reserved (Ord. No. O-05-4-101, § 2, 5-23-05; Ord. No.

O-07-6-104, § 2, 7-23-07) on first reading. Commissioner Greene seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. 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 ADOPT THE PROPERTY TAX FREEZE PROGRAM AS PROVIDED FOR IN 2007 PUBLIC CHAPTER 581: R-07-8-906:

Consideration of a Resolution of the Commission of Knox County, Tennessee to adopt the property tax freeze program as provided for in 2007 Public Chapter 581 was before the Board of Commissioners.

Mr. Fred Sisk, Knox County Trustee, was present and stated there would be a workshop on the property tax freeze program on September 10, 2007 at 5:30 p.m. in the Main Assembly Room of the City-County Building.

Mr. John Owings, Knox County Law Director, was present and spoke on the matter.

Commissioner Craig Leuthold moved to defer to the September Board of Commissioners meeting R-07-8-906 - Consideration of a Resolution of the Commission of Knox County, Tennessee to adopt the property tax freeze program as provided for in 2007 Public Chapter 581. Commissioner Tramel seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE REQUIRING ANY KNOX COUNTY ELECTED OFFICIAL WHO HAS RECEIVED BOTH A TRAVEL ALLOWANCE AND A COUNTY VEHICLE IN VIOLATION OF KNOX COUNTY CODE SECTION 2-2 TO REIMBURSE KNOX

COUNTY THE FULL AMOUNT OF THE TRAVEL ALLOWANCE
RECEIVED: R-07-8-908:

Consideration of a Resolution of the Commission of Knox County, Tennessee requiring any Knox County Elected Official who has received both a travel allowance and a county vehicle in violation of Knox County Code Section 2-2 to reimburse Knox County the full amount of the travel allowance received was before the Board of Commissioners.

Mr. Richard Walls, Knox County Internal Auditor, was present and spoke on the matter.

Mr. John Owings, Knox County Law Director, was present and spoke on the matter.

Commissioner Moore moved to defer until after the audit has been received and have a Special Session of Board of Commissioners on September 10, 2007 at 6:30 p.m. in the Main Assembly Room of the City-County Building and possible action on R-07-8-908 - Consideration of a Resolution of the Commission of Knox County, Tennessee requiring any Knox County Elected Official who has received both a travel allowance and a county vehicle in violation of Knox County Code Section 2-2 to reimburse Knox County the full amount of the travel allowance received.

Commissioner Tramel seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene 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 COVENANTS FOR
PERMANENT MAINTENANCE OF STORMWATER FACILITIES BY
BURR, LLC FOR PROPERTY LOCATED IN THE VILLAGE AT
HARDIN VALLEY ON HARDIN VALLEY ROAD: R-07-8-410:

Resolution of the Commission of Knox County, Tennessee approving covenants for permanent maintenance of stormwater facilities by Burr, LLC for property located in the Village at Hardin Valley on Hardin Valley Road was before the Board of Commissioners.

Commissioner Cate moved to approve R-07-8-410 - Resolution of the Commission of Knox County, Tennessee approving covenants for permanent maintenance of stormwater facilities by Burr, LLC for property located in the Village at Hardin Valley on Hardin Valley Road.

Commissioner Tramel seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan

Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES BY S&E PROPERTIES, LLC FOR PROPERTY LOCATED IN BAKERTOWN VILLAGE ON BAKERTOWN ROAD: R-07-8-411:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving covenants for permanent maintenance of stormwater facilities by S&E Properties, LLC for property located in Bakertown Village on Bakertown Road was before the Board of Commissioners.

Commissioner Cate moved to approve R-07-8-411 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving covenants for permanent maintenance of stormwater facilities by S&E Properties, LLC for property located in Bakertown Village on Bakertown Road. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ORDINANCE ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING SECTION 2-478(A) OF THE KNOX COUNTY CODE TO INCLUDE MOUNTAIN COMMERCE BANK AS AN APPROVED DEPOSITORY OF PUBLIC MONEY (ORD. NO. O-07-6-105, § 1, 7-23-07): O-07-8-104: FIRST READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending section 2-478(a) of the Knox County Code to include Mountain Commerce Bank as an approved depository of Public Money (Ord. No. O-07-6-105, § 1, 7-23-07) O-07-8-104 was before the Board of Commissioners on first reading.

Commissioner Frank Leuthold moved to approve O-07-8-104 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending section 2-478(a) of the Knox County Code to include

Mountain Commerce Bank as an approved depository of Public Money (Ord. No. O-07-6-105, § 1, 7-23-07) on first reading. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: ORDINANCES ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING
SECTION 2-762 OF THE KNOX COUNTY CODE
(ORD. NO. O-02-7-101, §II (B), 8-26-02): O-07-7-101: SECOND
READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending section 2-762 of the Knox County Code (Ord. No. O-02-7-101, §II (B), 8-26-02) O-07-7-101 was before the Board of Commissioners on second reading.

Commissioner Pinkston moved to approve O-07-7-101 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending section 2-762 of the Knox County Code (Ord. No. O-02-7-101, §II (B), 8-26-02) on second reading. Commissioner Tramel seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene 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
SECTION 2-822 OF THE KNOX COUNTY CODE
(ORD. NO. O-02-7-101, §VI (B), 8-26-02): O-07-7-102: SECOND
READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending section 2-822 of the Knox County Code (Ord. No. O-02-7-101, §VI (B), 8-26-02) O-07-7-102 was before the Board of Commissioners on second reading.

Commissioner Pinkston moved to approve O-07-7-102 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending section 2-822 of the Knox County Code (Ord. No. O-02-7-101, §VI (B), 8-26-02 on second reading. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners Jordan, Strickland, Mark Harmon, Bolus, Norman, Ivan Harmon, Cate, Tramel, Hammond, Craig Leuthold, Frank Leuthold, Cawood, Lambert, Smith, Moore, Ballard, Huddleston, Greene and Pinkston voted aye. The motion carried 19-0-0-0.

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IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Moore heard of Mr. John Owings, Knox County Law Director on the county's audit service agreement with the Office of the Comptroller they have advised that they need to be reimbursed for the actual cost of the work that they are performing for Knox County. They have some estimates of their costs. The estimates are that the auditor time per auditor is around \$50.00 an hour; based on July 1 salary increases. They stated that figure would not exceed \$50.00 an hour, mileage at .46 per mile, meals \$49.00, hotel per night \$74.00 and parking at \$8.00 per day.

No action was taken.

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IN RE: ADJOURNMENT:

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

SCOTT MOORE, CHAIRMAN