

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, July 26, 2010 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston. Commissioner Norman was absent from the meeting. Also present were Mr. Joe Jarret, Knox County Law Director, Mr. John Troyer, Senior Director for Knox County Finance, Mr. Richard Walls, Knox County Internal Auditor, Mr. Mark Donaldson, Executive Director for Metropolitan Planning Commission, Mr. Ewing “Buzz” Johnson, Deputy Director for Metropolitan Planning Commission, and members of the news media.

Commissioner Craig Leuthold, Vice-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: DEVOTIONAL:

Commissioner Hammond gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Brown led the Pledge of Allegiance to the Flag.

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IN RE: AMENDMENTS TO THE AGENDA:

1. Without objection, Commissioner Craig Leuthold amended the agenda to remove the following items from the Consent Calendar:

Resolution R-10-7-905 - Consideration of a resolution of the Commission of Knox County, Tennessee, establishing the policies and procedures by which employees, taxpayers or other citizens may confidentially report suspect illegal, improper, wasteful or fraudulent activity; and Resolution R-10-7-906 Consideration of a resolution of the Commission of Knox County, Tennessee, regarding the process by which an audit of the outgoing County Mayor's Administration shall be conducted.

Mr. Joe Jarret, Knox County Law Director, was present and spoke on the matter.

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2. Without objection, Commissioner Craig Leuthold amended the agenda to defer the following item to the August 2010 Board of Commissioners meeting: Resolution R-10-7-102 - Consideration of a resolution of the Commission of Knox County, Tennessee, dedicating and naming the swimming pool at the South Knoxville Senior Center in memory of Dr. Bruce Walker. He also amended the agenda to hear the following item earlier on the day's agenda: Ordinance O-10-6-101 - Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Code, Chapter 12, Article II, Section 12-26, Definitions, by replacing the definition of the term "Solicitor" with a new definition (amending Ordinance O-97-5-101, adopted July 28, 1997) (Second reading)

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3. Without objection, Commissioner Craig Leuthold amended the agenda to hear the following item earlier on the day's agenda:

Discussion regarding the cost of building facilities in Knox County.

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4. At this time, disclosure statements were made regarding the following resolutions:

On Resolution R-10-7-502 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with the Knoxville Academy of Medicine Foundation to provide \$32,000.00 in CDBG funds for the operation of Knoxville Area Project Access "KAPA", Commissioner Carringer disclosed she is a member of the Knoxville Academy of Medicine Foundation and is involved with Knoxville Area Project Access "KAPA"; and Commissioner Briggs disclosed he is the former President and participant in the Knoxville Area Project Access "KAPA" and would recuse himself from the vote.

On Resolution R-10-7-505 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with the University of Tennessee College of Social Work to provide \$10,000.00 in CDBG funds for the Knoxville Homeless Management Information System, Commissioner Mark Harmon disclosed he is employed by the University of Tennessee and would recuse himself from the vote.

On Resolution R-10-7-701 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$72,898.00 with the Knoxville Football Officials Association for providing officials to the Knox County Parks and Recreation Department's

2010 Metro Youth Football League, Commissioner McKenzie disclosed he is a member of the Knoxville Football Officials Association.

Mr. Joe Jarret, Knox County Law Director, was present and spoke on the matter.

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5. Without objection, Commissioner Craig Leuthold amended the agenda to remove the following item from the Consent Calendar to be heard after completion of Amendments to the Agenda: Resolution R-10-7-101 – Consideration of a resolution of the Commission of Knox County, Tennessee, honoring the Knoxville Volunteer Emergency Rescue Squad.

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6. At this time, Mr. Mike Arms, Chief of Staff for the Knox County Mayor, was present and indicated the dedication for the Burlington Park would be held on Monday, August 23, 2010 at 11:30 a.m. and would be dedicated to Thomas “Tank” Strickland, the first African-American Chairman for the Knox County Board of Commissioners. He also indicated the dedication for the Pellissippi Place Park in Blount County would possibly be held on Monday, August 30, 2010.

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IN RE: RESOLUTION:

**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING THE
KNOXVILLE VOLUNTEER EMERGENCY RESCUE SQUAD –
R-10-7-101:**

Consideration of a resolution of the Commission of Knox County, Tennessee, honoring the Knoxville Volunteer Emergency Rescue Squad was before the Board of Commissioners.

Commissioner McKenzie moved to approve Resolution R-10-7-101 - Resolution of the Commission of Knox County, Tennessee, honoring the Knoxville Volunteer Emergency Rescue Squad. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Strickland was absent from the vote. Commissioner Norman was absent from the meeting. The motion carried 17-0-0-2.

Ms. Angie Nesbitt, Minutes Clerk to the Knox County Clerk, read the resolution into the record.

Mr. Mike Arms, Chief of Staff for the Knox County Mayor, was present and spoke on the matter.

Chief Ed Cate, along with rescuers Matt Jenkins, Chris Lougheed, Colin Ickes, Steve London, Matt Lougheed, Armand Mendez, John Creswell, Craig Shaver, Brian Mize & K-9 Lexi, and John Sanders, were present to accept the resolution and expressed appreciation to the Commission for the resolution.

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IN RE: CONSENT ITEMS

1. Tax Refunds:

No request received.

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2. Notary Public Applications:

128 Notary Public Applications received.

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3. Reports of Officials: (Quarterly)

- A. County Mayor
- 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 Smith moved to approve all Consent Items.

Commissioner Ivan Harmon seconded the motion and upon roll call vote

Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders,

Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye.

Commissioner Strickland was absent from the vote. Commissioner Norman was absent from the meeting. The motion carried 17-0-0-2.

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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 KELSAN, INC. FOR TOILET PAPER AND DISPENSER SERVICES – R-10-7-201:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract with Kelsan, Inc. for toilet paper and dispenser services was before the Board of Commissioners.

Commissioner Mark Harmon moved to approve Resolution R-10-7-201 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Kelsan, Inc. for toilet paper and dispenser services. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Strickland was absent from the vote. Commissioner Norman was absent from the meeting. The motion carried 17-0-0-2.

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

7. At this time, Commissioner Craig Leuthold acknowledged the presence of The Youth Action Council, along with Ms. Sarah Harter and Ms. Karen Pershing, Project Managers, who were present to observe the meeting.

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8. Commissioner Craig Leuthold amended the agenda to hear the following item at this time: Ordinance O-10-6-101 - Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Code, Chapter 12, Article II, Section 12-26, Definitions, by replacing the definition of the term “Solicitor” with a new definition (amending Ordinance O-97-5-101, adopted July 28, 1997).

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IN RE: ORDINANCE ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY CODE, CHAPTER 12, ARTICLE II, SECTION 12-26, DEFINITIONS, BY REPLACING THE DEFINITION OF THE TERM “SOLICITOR” WITH A NEW DEFINITION (AMENDING ORDINANCE O-97-5-101, ADOPTED JULY 28, 1997) – O-10-6-101 – (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Code, Chapter 12, Article II, Section 12-26, Definitions, by replacing the definition of the term

“Solicitor” with a new definition (amending Ordinance O-97-5-101, adopted July 28, 1997) was before the Board of Commissioners on second reading.

Mr. Carlton Bryant, Knox County Sheriff’s Department, Mr. Joe Jarret, Knox County Law Director, and Mr. Jimmy “JJ” Jones, Knox County Sheriff, were present and spoke on the matter.

Commissioner Saunders moved to approve Ordinance O-10-6-101 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Code, Chapter 12, Article II, Section 12-26, Definitions, by replacing the definition of the term “Solicitor” with a new definition (amending Ordinance O-97-5-101, adopted July 28, 1997) on second reading. Commissioner Wright seconded the motion.

Commissioner Broyles moved as an amendment to hear this item later on the day’s agenda. Commissioner Mark Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Strickland was absent from the vote. Commissioner Norman was absent from the meeting. The motion carried 17-0-0-2.

This item continued on Page 103.

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

9. Commissioner Wright moved to amend the agenda to add the following items: Resolution R-10-7-202 - Consideration of a resolution of the Commission of Knox County, Tennessee, endorsing and approving the plan of the Great Schools Partnership and giving its permission and

assent to the changes sought in name, governance and relationship to Knox County Schools; Resolution R-10-7-203 - Consideration of a resolution of the Commission of Knox County, Tennessee, approving the amendment to the Knox County Schools FY2011 Budget; Discussion regarding the cost of building facilities in Knox County; Discussion regarding the Pam Reeves report; and Discussion regarding the Knox County Health Department's RFP on Pediatrics. Commissioner Armstrong seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Strickland was absent from the vote. Commissioner Norman was absent from the meeting. The motion carried 17-0-0-2.

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10. Commissioner Wright moved to amend the agenda to defer the following item to the August 2010 Board of Commissioners meeting: Resolution R-10-7-801 - Consideration of a resolution of the Commission of Knox County, Tennessee, amending the Capital Improvement Plan for Fiscal Years 2011-2015 to include renovations/additions to Carter Elementary School and appropriating funds for the Carter Elementary School renovations for FY 2011 in accordance with said plan. Commissioner Armstrong seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Strickland was absent from the vote. Commissioner Norman was absent from the meeting. The motion carried 17-0-0-2.

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IN RE: CONSENT CALENDAR:

**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING THE
KNOXVILLE VOLUNTEER EMERGENCY RESCUE SQUAD –**

R-10-7-101:

This item was heard earlier on the day's agenda. (See Page 70)

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, DEDICATING
AND NAMING THE SWIMMING POOL AT THE SOUTH KNOXVILLE
SENIOR CENTER IN MEMORY OF DR. BRUCE WALKER –**

R-10-7-102:

This item was deferred to the August 2010 Board of
Commissioners meeting. (See Amendments to the Agenda, Page 68)

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN
ADDENDUM TO THE AGREEMENT FOR OPERATIONS AND
MAINTENANCE SERVICES WITH THE KNOXVILLE UTILITIES
BOARD (KUB) FOR THE RITTA AND GAP CREEK WASTEWATER
TREATMENT FACILITIES – R-10-7-401:**

Consideration of a resolution of the Commission of Knox
County, Tennessee, approving an Addendum to the Agreement for

Operations and Maintenance Services with the Knoxville Utilities Board (KUB) for the Ritta and Gap Creek Wastewater Treatment Facilities was before the Board of Commissioners.

Commissioner Wright moved to approve Resolution R-10-7-401 - Resolution of the Commission of Knox County, Tennessee, approving an Addendum to the Agreement for Operations and Maintenance Services with the Knoxville Utilities Board (KUB) for the Ritta and Gap Creek Wastewater Treatment Facilities. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Strickland was absent from the vote. Commissioner Norman 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
COVENANTS FOR PERMANENT MAINTENANCE OF
STORMWATER FACILITIES AND BEST MANAGEMENT
PRACTICES WITH RONALD DEWAYNE WHITT AND LACRICIA
WHITT FOR PROPERTY LOCATED AT 7260 BETHESDA SPRINGS
WAY – R-10-7-402:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Ronald Dewayne

Whitt and Lacticia Whitt for property located at 7260 Bethesda Springs Way was before the Board of Commissioners.

Commissioner Wright moved to approve Resolution R-10-7-402 - Resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Ronald Dewayne Whitt and Lacticia Whitt for property located at 7260 Bethesda Springs Way. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Strickland was absent from the vote. Commissioner Norman 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
COVENANTS FOR PERMANENT MAINTENANCE OF
STORMWATER FACILITIES AND BEST MANAGEMENT
PRACTICES WITH JOHN MARK WISHAM AND LEIGH ANN
WISHAM FOR PROPERTY LOCATED AT 9009 OAK RIDGE
HIGHWAY – R-10-7-403:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with John Mark Wisham and Leigh Ann Wisham for property located at 9009 Oak Ridge Highway was before the Board of Commissioners.

Commissioner Wright moved to approve Resolution R-10-7-403 - Resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with John Mark Wisham and Leigh Ann Wisham for property located at 9009 Oak Ridge Highway. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Strickland was absent from the vote. Commissioner Norman 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
COVENANTS FOR PERMANENT MAINTENANCE OF
STORMWATER FACILITIES AND BEST MANAGEMENT
PRACTICES WITH APPROVING COVENANTS FOR PERMANENT
MAINTENANCE OF STORMWATER FACILITIES AND BEST
MANAGEMENT PRACTICES WITH RETREAT AT KNOXVILLE, LLC
FOR PROPERTY LOCATED AT 4101 EDINGTON ROAD –
R-10-7-404:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with approving Covenants for Permanent Maintenance of Stormwater Facilities and Best

Management Practices with Retreat at Knoxville, LLC for property located at 4101 Edington Road was before the Board of Commissioners.

Commissioner Wright moved to approve Resolution R-10-7- 404 - Resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Retreat at Knoxville, LLC for property located at 4101 Edington Road.

Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye.

Commissioner Strickland was absent from the vote. Commissioner Norman 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
COVENANTS FOR PERMANENT MAINTENANCE OF
STORMWATER FACILITIES AND BEST MANAGEMENT
PRACTICES WITH SMITHBILT, LLC FOR PROPERTY LOCATED AT
0 MALONEY ROAD – R-10-7-405:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Smithbilt, LLC for property located at 0 Maloney Road was before the Board of Commissioners.

Commissioner Wright moved to approve Resolution R-10-7- 405 - Resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Smithbilt, LLC for property located at 0 Maloney Road. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Strickland was absent from the vote. Commissioner Norman 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
COVENANTS FOR PERMANENT MAINTENANCE OF
STORMWATER FACILITIES AND BEST MANAGEMENT
PRACTICES WITH SOUTHLAND GROUP, INC. FOR PROPERTY
LOCATED AT 4221 MCCLOUD ROAD – R-10-7-406:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Southland Group, Inc. for property located at 4221 McCloud Road was before the Board of Commissioners.

Commissioner Wright moved to approve Resolution R-10-7- 406 - Resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Southland Group, Inc. for property

located at 4221 McCloud Road. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Strickland was absent from the vote. Commissioner Norman 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
COVENANTS FOR PERMANENT MAINTENANCE OF
STORMWATER FACILITIES AND BEST MANAGEMENT
PRACTICES WITH LKM PROPERTIES, L.P. FOR PROPERTY
LOCATED AT 10625 HARDIN VALLEY ROAD – R-10-7-407:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with LKM Properties, L.P. for property located at 10625 Hardin Valley Road was before the Board of Commissioners.

Commissioner Wright moved to approve Resolution R-10-7- 407 - Resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with LKM Properties, L.P. for property located at 10625 Hardin Valley Road. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold,

Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Strickland was absent from the vote. Commissioner Norman 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
COVENANTS FOR PERMANENT MAINTENANCE OF
STORMWATER FACILITIES AND BEST MANAGEMENT
PRACTICES WITH BURR, LLC FOR PROPERTY LOCATED AT 10904
SPRING BLUFF WAY – R-10-7-408:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Burr, LLC for property located at 10904 Spring Bluff Way was before the Board of Commissioners.

Commissioner Wright moved to approve Resolution R-10-7- 408 - Resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Burr, LLC for property located at 10904 Spring Bluff Way. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Strickland was absent from the vote. Commissioner Norman 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
COVENANTS FOR PERMANENT MAINTENANCE OF
STORMWATER FACILITIES AND BEST MANAGEMENT
PRACTICES WITH HARDIN VALLEY APARTMENTS, LLC FOR
PROPERTY LOCATED AT 2100 GREENLAND WAY – R-10-7-409:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Hardin Valley Apartments, LLC for property located at 2100 Greenland Way was before the Board of Commissioners.

Commissioner Wright moved to approve Resolution R-10-7- 409 - Resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Hardin Valley Apartments, LLC for property located at 2100 Greenland Way. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Strickland was absent from the vote. Commissioner Norman 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

WILBUR SMITH ASSOCIATES FOR ADDITIONAL DESIGN
SERVICES REQUIRED FOR THE DRY GAP PIKE/DANTE
ROAD/FOUNTAIN CITY ROAD INTERSECTION IMPROVEMENT
PROJECT – R-10-7-410:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract supplement in the amount of \$7,500.00 with Wilbur Smith Associates for additional design services required for the Dry Gap Pike/Dante Road/Fountain City Road Intersection Improvement Project was before the Board of Commissioners.

Commissioner Wright moved to approve Resolution R-10-7- 410 - Resolution of the Commission of Knox County, Tennessee, approving a contract supplement in the amount of \$7,500.00 with Wilbur Smith Associates for additional design services required for the Dry Gap Pike/Dante Road/Fountain City Road Intersection Improvement Project. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Strickland was absent from the vote. Commissioner Norman 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
MEMORANDUM OF UNDERSTANDING AND AGREEMENT WITH
THE KNOX COUNTY PUBLIC DEFENDER’S COMMUNITY LAW

WORKER TO PROVIDE INTENSE AND INDIVIDUALIZED CASE

MANAGEMENT SERVICES TO 250 CLIENTS – R-10-7-501:

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 to provide \$30,000.00 in CDBG funds for a social worker to provide intense and individualized case management services to 250 clients was before the Board of Commissioners.

Commissioner Wright moved to approve Resolution R-10-7- 501 - 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 to provide \$30,000.00 in CDBG funds for a social worker to provide intense and individualized case management services to 250 clients. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Strickland was absent from the vote. Commissioner Norman 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 AN
AGREEMENT WITH THE KNOXVILLE ACADEMY OF MEDICINE

OPERATION OF KNOXVILLE AREA PROJECT ACCESS “KAPA” –

R-10-7-502:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with the Knoxville Academy of Medicine Foundation to provide \$32,000.00 in CDBG funds for the operation of Knoxville Area Project Access “KAPA” was before the Board of Commissioners.

Commissioner Carringer disclosed she is a member of the Knoxville Academy of Medicine Foundation and is involved with Knoxville Area Project Access “KAPA” prior to voting on the matter.

Commissioner Briggs disclosed he is the former President and participant in the Knoxville Area Project Access “KAPA” and would recuse himself from the vote.

Commissioner Wright moved to approve Resolution R-10-7- 502 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with the Knoxville Academy of Medicine Foundation to provide \$32,000.00 in CDBG funds for the operation of Knoxville Area Project Access “KAPA”. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Briggs recused himself from the vote. Commissioner Strickland was absent from the vote. Commissioner Norman was absent from the meeting. The motion carried 16-0-1-2.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN
AGREEMENT WITH THE VOLUNTEER MINISTRY CENTER (VMC)
TO PROVIDE \$18,000.00 IN CDBG FUNDS FOR THE OPERATION
OF THE VMC DENTAL CLINIC – R-10-7-503:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with the Volunteer Ministry Center (VMC) to provide \$18,000.00 in CDBG funds for the operation of the VMC Dental Clinic was before the Board of Commissioners.

Commissioner Wright moved to approve Resolution R-10-7- 503 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with the Volunteer Ministry Center (VMC) to provide \$18,000.00 in CDBG funds for the operation of the VMC Dental Clinic. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Strickland was absent from the vote. Commissioner Norman 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 AN
AGREEMENT WITH THE HELEN ROSS MCNABB CENTER TO
PROVIDE \$48,000.00 IN CDBG FUNDS FOR COMPREHENSIVE
CHILD/YOUTH AND ADULT INDIGENT MENTAL HEALTH
SERVICES – R-10-7-506:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with the Helen Ross McNabb Center to provide \$48,000.00 in CDBG funds for comprehensive child/youth and adult indigent mental health services was before the Board of Commissioners.

Commissioner Wright moved to approve Resolution R-10-7- 506 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with the Helen Ross McNabb Center to provide \$48,000.00 in CDBG funds for comprehensive child/youth and adult indigent mental health services. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Strickland was absent from the vote. Commissioner Norman 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 FY 2010-2011 DEFINED SERVICE MEMORANDUMS OF UNDERSTANDING (MOU'S) WITH THE SENIOR CITIZENS HOME ASSISTANCE SERVICE AND THE LISA ROSS BIRTH AND WOMEN'S CENTER AS APPROVED IN THE FY 2010-2011 KNOX COUNTY BUDGET UNDER CONTRACTUAL FUNDING – R-10-7-507:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the FY 2010-2011 Defined Service Memorandums of Understanding (MOU's) with the Senior Citizens Home Assistance Service and the Lisa Ross Birth and Women's Center as approved in the FY 2010-2011 Knox County Budget under Contractual Funding was before the Board of Commissioners.

Commissioner Wright moved to approve Resolution R-10-7- 507 - Resolution of the Commission of Knox County, Tennessee, approving the FY 2010-2011 Defined Service Memorandums of Understanding (MOU's) with the Senior Citizens Home Assistance Service and the Lisa Ross Birth and Women's Center as approved in the FY 2010-2011 Knox County Budget under Contractual Funding. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Strickland was absent from the vote. Commissioner Norman 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
GRANT AGREEMENT IN THE AMOUNT OF \$61,500.00 WITH THE
STATE OF TENNESSEE, DEPARTMENT OF HEALTH FOR HEALTH
PROMOTION SERVICES – R-10-7-601:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of

\$61,500.00 with the State of Tennessee, Department of Health for Health Promotion Services was before the Board of Commissioners.

Commissioner Wright moved to approve Resolution R-10-7- 601 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$61,500.00 with the State of Tennessee, Department of Health for Health Promotion Services.

Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye.

Commissioner Strickland was absent from the vote. Commissioner Norman 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
GRANT AGREEMENT IN THE AMOUNT OF \$336,300.00 WITH THE
TENNESSEE DEPARTMENT OF HEALTH FOR TENNDERCARE
OUTREACH SERVICES – R-10-7-602:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$336,300.00 with the Tennessee Department of Health for TENNderCare Outreach Services was before the Board of Commissioners.

Commissioner Wright moved to approve Resolution R-10-7- 602 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$336,300.00 with the Tennessee Department of Health for TENNderCare Outreach Services.

Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Strickland was absent from the vote. Commissioner Norman 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
CONTRACT IN THE AMOUNT OF \$72,898.00 WITH THE
KNOXVILLE FOOTBALL OFFICIALS ASSOCIATION FOR
PROVIDING OFFICIALS TO THE KNOX COUNTY PARKS AND
RECREATION DEPARTMENT’S 2010 METRO YOUTH FOOTBALL
LEAGUE – R-10-7-701:

Consideration of a resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$72,898.00 with the Knoxville Football Officials Association for providing officials to the Knox County Parks and Recreation Department’s 2010 Metro Youth Football League was before the Board of Commissioners.

Commissioner McKenzie disclosed he is a member of the Knoxville Football Officials Association prior to voting on the matter.

Commissioner Wright moved to approve Resolution R-10-7- 701 - Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$72,898.00 with the Knoxville Football Officials Association for providing officials to the Knox County Parks and Recreation Department’s 2010 Metro Youth Football League.

Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Strickland was absent from the vote. Commissioner Norman 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, RESCINDING
RESOLUTION R-09-9-902 WHICH AUTHORIZES THE PRESENCE
OF PET DOGS IN OUTDOOR DINING AREAS OF RESTAURANTS –
R-10-7-802:

Consideration of a resolution of the Commission of Knox County, Tennessee, rescinding Resolution R-09-9-902 which authorizes the presence of pet dogs in outdoor dining areas of restaurants was before the Board of Commissioners.

Commissioner Wright moved to approve Resolution R-10-7- 802 - Resolution of the Commission of Knox County, Tennessee, rescinding Resolution R-09-9-902 which authorizes the presence of pet dogs in outdoor dining areas of restaurants. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Strickland was absent from the vote. Commissioner Norman 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, AMENDING THE
KNOX COUNTY CODE OF ETHICS TO PROVIDE FOR A NEW
SECTION 7 ENTITLED “THEFT, MISAPPROPRIATION OF
MISMANAGEMENT OF COUNTY FUNDS” AND RENUMBERING
THE CURRENT SECTIONS 7 AND 8 AS SECTIONS 8 AND 9,
RESPECTIVELY – R-10-7-903:

Consideration of a resolution of the Commission of Knox County, Tennessee, amending the Knox County Code of Ethics to provide for a new Section 7 entitled “Theft, Misappropriation of Mismanagement of County Funds” and renumbering the current Sections 7 and 8 as Sections 8 and 9, respectively was before the Board of Commissioners.

Commissioner Wright moved to approve Resolution R-10-7- 903 - Resolution of the Commission of Knox County, Tennessee, amending the Knox County Code of Ethics to provide for a new Section 7 entitled “Theft, Misappropriation of Mismanagement of County Funds” and renumbering the current Sections 7 and 8 as Sections 8 and 9, respectively.

Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye.

Commissioner Strickland was absent from the vote. Commissioner Norman 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, REQUESTING
THAT ON OR AFTER SEPTEMBER 1, 2010, THE CHAIRMAN OF
THE KNOX COUNTY COMMISSION ESTABLISH A COMMITTEE TO
REVIEW SCHOOL AND BUILDING CONSTRUCTION
EFFICIENCIES IN KNOX COUNTY AND PRESENT
RECOMMENDATIONS TO THE KNOX COUNTY COMMISSION
DURING A DULY NOTICED PUBLIC MEETING – R-10-7-904:

Consideration of a resolution of the Commission of Knox County, Tennessee, requesting that on or after September 1, 2010, the Chairman of the Knox County Commission establish a committee to review school and building construction efficiencies in Knox County and present recommendations to the Knox County Commission during a duly noticed public meeting was before the Board of Commissioners.

Commissioner Wright moved to approve Resolution R-10-7- 904 - Resolution of the Commission of Knox County, Tennessee, requesting that on or after September 1, 2010, the Chairman of the Knox County Commission establish a committee to review school and building construction efficiencies in Knox County and present recommendations to the Knox County Commission during a duly noticed public meeting.

Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye.

Commissioner Strickland was absent from the vote. Commissioner Norman 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, ESTABLISHING
THE POLICIES AND PROCEDURES BY WHICH EMPLOYEES,
TAXPAYERS OR OTHER CITIZENS MAY CONFIDENTIALLY
REPORT SUSPECT ILLEGAL, IMPROPER, WASTEFUL OR
FRAUDULENT ACTIVITY – R-10-7-905:**

This item was heard later on the day's agenda. (See Page 113)

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, REGARDING THE
PROCESS BY WHICH AN AUDIT OF THE OUTGOING COUNTY
MAYOR'S ADMINISTRATION SHALL BE CONDUCTED –
R-10-7-906:**

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

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IN RE: ACCEPTANCE OF NEW KNOX COUNTY ROADS:

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

- A. Brooke Valley Boulevard, The Woods at West Valley
Subdivision, District 5.
- B. Valley Woods Lane, The Woods at West Valley
Subdivision, District 5.

- C. Stone Canyon Lane, The Woods at West Valley
Subdivision, District 5.
- D. Willow Walk Lane, The Woods at West Valley Subdivision,
District 5.
- E. Elk Horn Lane, The Woods at West Valley Subdivision,
District 5.
- F. Frisco Lane, The Woods at West Valley Subdivision,
District 5.
- G. Sky Song Lane, Wood Song Subdivision, District 8.
- H. Wood Song Lane, Wood Song Subdivision, District 8.
- I. Greystone Summit Drive, Greystone Subdivision, District 6.
- J. Dogwood Glen Lane, Copeland View Subdivision, District
7.

Commissioner Wright moved to approve the above acceptance of new county roads. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Strickland was absent from the vote. Commissioner Norman was absent from the meeting. The motion carried 17-0-0-2.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS

MEETING:

Consideration of approval of minutes from the previous meeting held on June 21, 2010 (Public Hearing); June 21, 2010 (Special

Session) and June 28, 2010 (Regular Session) was before the Board of Commissioners.

Commissioner Smith moved to approve the minutes from the previous meeting held on June 21, 2010 (Public Hearing); June 21, 2010 (Special Session) and June 28, 2010 (Regular Session). Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Strickland was absent from the vote. Commissioner Norman 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, RATIFYING THE APPOINTMENT OF MARVIN HAMMOND TO THE KNOX COUNTY ETHICS COMMITTEE – R-10-7-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, ratifying the appointment of Marvin Hammond to the Knox County Ethics Committee was before the Board of Commissioners.

Commissioner Mark Harmon moved to defer to the August 2010 Board of Commissioners meeting Resolution R-10-7-110 - Resolution of the Commission of Knox County, Tennessee, ratifying the appointment of Marvin Hammond to the Knox County Ethics Committee. Commissioner Saunders seconded the motion and upon roll call vote Commissioners

McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Strickland was absent from the vote. Commissioner Norman was absent from the meeting. The motion carried 17-0-0-2.

This item was re-considered later on the day's agenda. (See Page 102)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPOINTING
POLLY DOKA AS THE DISTRICT 3 REPRESENTATIVE ON THE
KNOX COUNTY LIBRARY ADVISORY BOARD – R-10-7-111:

Consideration of a resolution of the Commission of Knox County, Tennessee, appointing Polly Doka as the District 3 Representative on the Knox County Library Advisory Board was before the Board of Commissioners.

Commissioner McKenzie moved to approve Resolution R-10-7-111 - Resolution of the Commission of Knox County, Tennessee, appointing Polly Doka as the District 3 Representative on the Knox County Library Advisory Board. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Strickland was absent from the vote. Commissioner Norman was absent from the meeting. The motion carried 17-0-0-2.

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IN RE: PUBLIC FORUM:

1. Mr. Buzz Thomas, President for Great Schools Partnership, was present and spoke concerning Resolution R-10-7-202 - Consideration of a resolution of the Commission of Knox County, Tennessee, endorsing and approving the plan of the Great Schools Partnership and giving its permission and assent to the changes sought in name, governance and relationship to Knox County Schools.

Dr. Jim McIntyre, Superintendent for Knox County Schools, was present and spoke on the matter.

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

11. At this time, there was discussion concerning the following item: Resolution R-10-7-110 - Resolution of the Commission of Knox County, Tennessee, ratifying the appointment of Marvin Hammond to the Knox County Ethics Committee.

Mr. Joe Jarret, Knox County Law Director, Mr. Mike Arms, Chief of Staff for the Knox County Mayor, and Ms. Elaine Davis, Chairwoman for the Knox County Ethics Committee, were present and spoke on the matter.

Commissioner Lambert moved to amend the agenda to reconsider the following item at this time: Resolution R-10-7-110 - Resolution of the Commission of Knox County, Tennessee, ratifying the appointment of Marvin Hammond to the Knox County Ethics Committee. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith,

Carringer, Armstrong, Wright, Brown and Pinkston voted aye.

Commissioner Strickland was absent from the vote. Commissioner Norman 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, RATIFYING THE
APPOINTMENT OF MARVIN HAMMOND TO THE KNOX COUNTY
ETHICS COMMITTEE – R-10-7-110:

Consideration of a resolution of the Commission of Knox County, Tennessee, ratifying the appointment of Marvin Hammond to the Knox County Ethics Committee was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-10-7-110 - Resolution of the Commission of Knox County, Tennessee, ratifying the appointment of Marvin Hammond to the Knox County Ethics Committee. Commissioner Briggs seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Strickland was absent from the vote. Commissioner Norman was absent from the meeting. The motion carried 17-0-0-2.

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IN RE: PUBLIC FORUM – (CONTINUED):

2. Ms. Tamara Sheppard, was present and spoke concerning a recent interpretation from the Knox County Election Commission which raises concerns regarding the elections for years 2012 and 2014.

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3. Mr. Brad Mayes, concerned citizen, was present and spoke concerning whistle blowing and discussion of the Pam Reeves Report.

Mr. Joe Jarret, Knox County Law Director, was present and spoke on the matter.

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4. Mr. Grant Rosenberg, Director for Knox County Office of Neighborhoods and Code Enforcement, was present and spoke concerning a RFP for the development and operation of a public safety center.

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

12. Commissioner Craig Leuthold amended the agenda to continue the following item at this time: Ordinance O-10-6-101 - Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Code, Chapter 12, Article II, Section 12-26, Definitions, by replacing the definition of the term “Solicitor” with a new definition (amending Ordinance O-97-5-101, adopted July 28, 1997).

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IN RE: ORDINANCE ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY CODE, CHAPTER 12, ARTICLE II, SECTION 12-26, DEFINITIONS, BY REPLACING THE DEFINITION OF THE TERM “SOLICITOR” WITH A NEW DEFINITION (AMENDING ORDINANCE O-97-5-101, ADOPTED JULY 28, 1997) – O-10-6-101 – (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Code, Chapter 12, Article II, Section 12-26, Definitions, by replacing the definition of the term “Solicitor” with a new definition (amending Ordinance O-97-5-101, adopted July 28, 1997) was before the Board of Commissioners on second reading.

Mr. Joe Jarret, Knox County Law Director, was present and spoke on the matter.

Commissioner Saunders moved to approve Ordinance O-10-6-101 - Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Code, Chapter 12, Article II, Section 12-26, Definitions, by replacing the definition of the term “Solicitor” with a new definition (amending Ordinance O-97-5-101, adopted July 28, 1997) on second reading with the following amendment: On Page 2, Section 1, delete the paragraph which begins with the word “Solicitor” and replace with the following language: Solicitor means any person, firm or corporation who goes from dwelling to dwelling, business to business, place to place, or from street to street, taking or attempting to take orders for any goods, wares or merchandise, or personal property of any nature whatever for future delivery, except that the term shall not include solicitors for charitable and religious purposes and solicitors for subscriptions as those terms are defined below. Knox County businesses that have an established, physical location in Knox County are exempt from the permit fees required by Section 12-29(b) of the Knox County Code. Commissioner Wright seconded the motion and upon roll call vote Commissioners Strickland, McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright,

Brown and Pinkston voted aye. Commissioner Norman was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ENDORSING AND APPROVING THE PLAN OF THE GREAT SCHOOLS PARTNERSHIP AND GIVING ITS PERMISSION AND ASSENT TO THE CHANGES SOUGHT IN NAME, GOVERNANCE AND RELATIONSHIP TO KNOX COUNTY SCHOOLS – R-10-7-202:

Consideration of a resolution of the Commission of Knox County, Tennessee, endorsing and approving the plan of the Great Schools Partnership and giving its permission and assent to the changes sought in name, governance and relationship to Knox County Schools was before the Board of Commissioners.

Commissioner Strickland moved to approve Resolution R-10-7-202 - Resolution of the Commission of Knox County, Tennessee, endorsing and approving the plan of the Great Schools Partnership and giving its permission and assent to the changes sought in name, governance and relationship to Knox County Schools. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners Strickland, McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Norman 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
AMENDMENT TO THE KNOX COUNTY SCHOOLS FY2011 BUDGET
R-10-7-203:**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the amendment to the Knox County Schools FY2011 Budget was before the Board of Commissioners.

Commissioner McKenzie moved to approve Resolution R-10-7-203 - Resolution of the Commission of Knox County, Tennessee, approving the amendment to the Knox County Schools FY2011 Budget. Commissioner Saunders seconded the motion and upon roll call vote Commissioners Strickland, McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Norman was absent from the meeting. The motion carried 18-0-0-1.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN
AGREEMENT WITH THE VOLUNTEER MINISTRY CENTER (VMC)
TO PROVIDE \$20,000.00 IN CDBG FUNDS FOR TWO (2) PART-TIME
CASE MANAGERS TO PROVIDE OUTREACH AND ENGAGEMENT
SERVICES AT THE LAWSON MCGHEE PUBLIC LIBRARY TO 100
CHRONICALLY HOMELESS INDIVIDUALS AS PART OF "PROJECT
HOMEPAGE" – R-10-7-504:**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with the Volunteer Ministry Center (VMC) to provide \$20,000.00 in CDBG Funds for two (2) part-time case managers to provide outreach and engagement services at the Lawson McGhee Public Library to 100 chronically homeless individuals as part of “PROJECT HOMEPAGE” was before the Board of Commissioners.

Mr. Grant Rosenberg, Director for Knox County Office of Neighborhoods and Code Enforcement, Ms. Janet Drumhiller, Reference Services Manager at the Knox County Public Library, and Mr. Larry Frank, Director for the Knox County Public Library System, were present and spoke on the matter.

Commissioner McKenzie moved to approve Resolution R-10-7-504 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with the Volunteer Ministry Center (VMC) to provide \$20,000.00 in CDBG Funds for two (2) part-time case managers to provide outreach and engagement services at the Lawson McGhee Public Library to 100 chronically homeless individuals as part of “PROJECT HOMEPAGE”. Commissioner Saunders seconded the motion and upon roll call vote Commissioners Strickland, McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Norman 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

**OF SOCIAL WORK TO PROVIDE \$10,000.00 IN CDBG FUNDS FOR
THE KNOXVILLE HOMELESS MANAGEMENT INFORMATION
SYSTEM – R-10-7-505:**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving an agreement with the University of Tennessee College of Social Work to provide \$10,000.00 in CDBG funds for the Knoxville Homeless Management Information System was before the Board of Commissioners.

Commissioner Mark Harmon disclosed he is employed by the University of Tennessee and would recuse himself from the vote.

Commissioner McKenzie moved to approve Resolution R-10-7-505 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with the University of Tennessee College of Social Work to provide \$10,000.00 in CDBG funds for the Knoxville Homeless Management Information System. Commissioner Anders seconded the motion and upon roll call vote Commissioners Strickland, McKenzie, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Mark Harmon recused himself from the vote. Commissioner Norman 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, AMENDING THE
CAPITAL IMPROVEMENT PLAN FOR FISCAL YEARS 2011-2015 TO**

**SCHOOL AND APPROPRIATING FUNDS FOR THE CARTER
ELEMENTARY SCHOOL RENOVATIONS FOR FY 2011 IN
ACCORDANCE WITH SAID PLAN – R-10-7-801:**

This item was deferred to the August 2010 Board of Commissioners meeting. (See Amendments to the Agenda, Page 76)

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE
FY 2010-2011 DEFINED SERVICE MEMORANDUM OF
UNDERSTANDING WITH THE METROPOLITAN DRUG
COMMISSION AND MANDATING THAT FINES ASSESSED
AGAINST KNOX COUNTY BEER PERMIT OWNERS BY THE KNOX
COUNTY COMMISSION BE USED EXCLUSIVELY TO SUPPORT
THE ACTIVITIES OF THE METROPOLITAN DRUG COMMISSION –
R-10-7-901:**

Consideration of a resolution of the Commission of Knox County, Tennessee, approving the FY 2010-2011 Defined Service Memorandum of Understanding with the Metropolitan Drug Commission and mandating that fines assessed against Knox County Beer Permit owners by the Knox County Commission be used exclusively to support the activities of the Metropolitan Drug Commission was before the Board of Commissioners.

Commissioner Saunders disclosed he is a member of the Metropolitan Drug Commission prior to voting on the matter.

Commissioner Carringer disclosed she is a board member of the Metropolitan Drug Commission prior to voting on the matter.

Ms. Heather Sutton, representing Metropolitan Drug Commission, Mr. John Troyer, Senior Director for Knox County Finance, and Mr. Grant Rosenberg, Director for Knox County Office of Neighborhoods and Code Enforcement, were present and spoke on the matter.

Commissioner McKenzie moved to approve Resolution R-10-7-901 - Resolution of the Commission of Knox County, Tennessee, approving the FY 2010-2011 Defined Service Memorandum of Understanding with the Metropolitan Drug Commission and mandating that fines assessed against Knox County Beer Permit owners by the Knox County Commission be used exclusively to support the activities of the Metropolitan Drug Commission with the following amendments:

The caption should be amended to read as follows: Resolution of the Commission of Knox County, Tennessee, approving the FY 2010-2011 Defined Service Memorandum of Understanding with the Metropolitan Drug Commission as approved in the FY2010-2011 Knox County Budget under contractual funding and approving additional funding in the amount of \$10,000.00 to the support the activities of the Metropolitan Planning Commission.

Additional amendments in the resolution are as follows:

On Page 2, delete Paragraph 4 and replace with the following language: WHEREAS, by Resolution R-10-5-804, the Knox County Commission approved funding the amount of \$10,000.00 for the

Metropolitan Drug Commission as part of the FY 2011 Knox County Budget; and;

On Page 2, insert the following language which will become a new Paragraph 5: WHEREAS, the Knox County Commission desires to provide additional funding in the amount of \$10,000.00 to support the important activities of the Metropolitan Drug Commission.

On Page 2, delete Paragraph 8 and replace with the following language which will become Paragraph 9: BE IT FURTHER RESOLVED, that additional funding in the amount of \$10,000.00 is hereby approved for the Metropolitan Drug Commission. This funding shall be reallocated in the current fiscal year budget and a line item transfer shall be submitted to the Knox County Finance Committee for approval at their regular meeting in August 2010.

Commissioner Saunders seconded the motion and upon roll call vote Commissioners Strickland, McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Norman 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, EMPOWERING
THE KNOX COUNTY LAW DIRECTOR'S OFFICE TO EXERCISE, ON
THE COUNTY COMMISSION'S BEHALF, SECTION FIFTEEN OF
THE AMENDED AND RESTATED LEASE AGREEMENT BETWEEN
KNOX COUNTY AND HILLCREST HEALTHCARE DATED MARCH

**MATERIAL BREACH OF THE AGREEMENT FOR CAUSE IN
ACCORDANCE WITH THE REQUIREMENTS OF SAID SECTION OF
THE AGREEMENT – R-10-7-902:**

Consideration of a resolution of the Commission of Knox County, Tennessee, empowering the Knox County Law Director's Office to exercise, on the County Commission's behalf, Section Fifteen of the *Amended and Restated Lease Agreement between Knox County and Hillcrest Healthcare dated March 24, 2009*, by putting Hillcrest Healthcare on notice for material breach of the Agreement for Cause in accordance with the requirements of said section of the agreement was before the Board of Commissioners.

Mr. Joe Jarret, Knox County Law Director, Mr. William Mason, Chairman for the Hillcrest Board, and Mr. Trent Tolbert, President for Grace Healthcare in Chattanooga, Tennessee, were present and spoke on the matter.

Commissioner Lambert moved to deny Resolution R-10-7-902 - Resolution of the Commission of Knox County, Tennessee, empowering the Knox County Law Director's Office to exercise, on the County Commission's behalf, Section Fifteen of the *Amended and Restated Lease Agreement between Knox County and Hillcrest Healthcare dated March 24, 2009*, by putting Hillcrest Healthcare on notice for material breach of the Agreement for Cause in accordance with the requirements of said section of the agreement. Commissioner Anders seconded the motion.

Commissioner Pinkston moved as a substitute motion to request a representative from Hillcrest Healthcare to attend the Knox County

Commission meetings every quarter; that they provide a report from annual inspections/surveys; and if they are rated one (1) star for their star rating, there could be consideration of terminating the lease. Commissioner Mark Harmon seconded the motion and upon roll call vote Commissioners McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Craig Leuthold, Briggs, Smith, Carringer, Brown and Pinkston voted aye. Commissioners Strickland, Shouse, Hammond, Anders, Lambert, Armstrong and Wright voted no. Commissioner Norman was absent from the meeting. The substitute motion carried 11-7-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, ESTABLISHING
THE POLICIES AND PROCEDURES BY WHICH EMPLOYEES,
TAXPAYERS OR OTHER CITIZENS MAY CONFIDENTIALLY
REPORT SUSPECT ILLEGAL, IMPROPER, WASTEFUL OR
FRAUDULENT ACTIVITY - R-10-7-905:

Consideration of a resolution of the Commission of Knox County, Tennessee, establishing the policies and procedures by which employees, taxpayers or other citizens may confidentially report suspect illegal, improper, wasteful or fraudulent activity was before the Board of Commissioners.

Mr. Joe Jarret, Knox County Law Director, was present and spoke on the matter.

Commissioner McKenzie moved to approve Resolution R-10-7-905 - Resolution of the Commission of Knox County, Tennessee, establishing the policies and procedures by which employees, taxpayers or

other citizens may confidentially report suspect illegal, improper, wasteful or fraudulent activity with the following amendment: On Page 2, delete Paragraph 5, and A and B of paragraph 5, and replace with the following language: The Commission of Knox County hereby determines that the name, structure, function, branding and related issues relative to the tentatively named Knox County Fraud, Waste and Abuse Hotline shall be determined by the members of the Knox County Audit Committee who will be tasked with presenting a model policy to the full commission for review and comment. Commissioner Saunders seconded the motion and upon roll call vote Commissioners Strickland, McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Norman was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, REGARDING THE
PROCESS BY WHICH AN AUDIT OF THE OUTGOING COUNTY
MAYOR’S ADMINISTRATION SHALL BE CONDUCTED - R-10-7-906:

Consideration of a resolution of the Commission of Knox County, Tennessee, regarding the process by which an audit of the outgoing County Mayor’s Administration shall be conducted was before the Board of Commissioners.

Mr. Joe Jarret, Knox County Law Director, was present and spoke on the matter.

Commissioner McKenzie moved to approve Resolution R-10-7-906 - Resolution of the Commission of Knox County, Tennessee, regarding the process by which an audit of the outgoing County Mayor's Administration shall be conducted with the following amendment: On Page 2, add the following language to the end of Paragraph 4: "Knox County's outside auditor, KPMG." Commissioner Saunders seconded the motion and upon roll call vote Commissioners Strickland, McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Norman was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: ORDINANCE ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING
CHAPTER 12 OF THE KNOX COUNTY CODE ENTITLED
"BUSINESSES" BY ADDING A NEW ARTICLE IV TO PROHIBIT A
BUSINESS OR ENTITY IN POSSESSION OF A KNOX COUNTY
BUSINESS LICENSE FROM KNOWINGLY EMPLOYING AN
ILLEGAL ALIEN AND PROVIDING FOR PENALTIES (AMENDING
KNOX COUNTY CODE, CHAPTER 12, ESTABLISHING ARTICLE IV)
O-10-7-101 – (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Chapter 12 of the Knox County Code entitled "Businesses" by adding a new Article IV to prohibit a business or entity in

possession of a Knox County Business License from knowingly employing an illegal alien and providing for penalties (amending Knox County Code, Chapter 12, establishing Article IV) was before the Board of Commissioners on first reading.

Commissioner McKenzie moved to approve Ordinance O-10-7-101 - Ordinance of the Commission of Knox County, Tennessee, amending Chapter 12 of the Knox County Code entitled "Businesses" by adding a new Article IV to prohibit a business or entity in possession of a Knox County Business License from knowingly employing an illegal alien and providing for penalties (amending Knox County Code, Chapter 12, establishing Article IV) on first reading. Commissioner Brown seconded the motion and upon roll call vote Commissioners Strickland, McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Norman was absent from the meeting. The motion carried 18-0-0-1.

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IN RE: ORDINANCE ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE
KNOX COUNTY CODE, CHAPTER 12, ARTICLE II, SECTION 12-26,
DEFINITIONS, BY REPLACING THE DEFINITION OF THE TERM
"SOLICITOR" WITH A NEW DEFINITION (AMENDING
ORDINANCE O-97-5-101, ADOPTED JULY 28, 1997) – O-10-6-101 –
(SECOND READING):

This item was heard earlier on the day's agenda. (See Pages 74
and 103)

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING
CHAPTER 38 OF THE KNOX COUNTY CODE ENTITLED “HEALTH
AND SANITATION” BY ADDING A NEW ARTICLE VIII TO
AUTHORIZE THE PRESENCE OF PET DOGS IN OUTDOOR DINING
AREAS OF RESTAURANTS (AMENDING KNOX COUNTY CODE,
CHAPTER 38, ESTABLISHING ARTICLE VIII) – O-10-6-102 –
(SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Chapter 38 of the Knox County Code entitled “Health and Sanitation” by adding a new Article VIII to authorize the presence of pet dogs in outdoor dining areas of restaurants (amending Knox County Code, Chapter 38, establishing Article VIII) was before the Board of Commissioners on second reading.

Mr. Joe Jarret, Knox County Law Director, and Dr. Martha Buchanan, Health Officer and Director for the Knox County Health Department, were present and spoke on the matter.

Commissioner McKenzie moved to deny Ordinance O-10-6-102 - Ordinance of the Commission of Knox County, Tennessee, amending Chapter 38 of the Knox County Code entitled “Health and Sanitation” by adding a new Article VIII to authorize the presence of pet dogs in outdoor dining areas of restaurants (amending Knox County Code,

Chapter 38, establishing Article VIII) on second reading. Commissioner Armstrong seconded the motion.

Commissioner Anders moved as a substitute motion to approve Ordinance O-10-6-102 - Ordinance of the Commission of Knox County, Tennessee, amending Chapter 38 of the Knox County Code entitled “Health and Sanitation” by adding a new Article VIII to authorize the presence of pet dogs in outdoor dining areas of restaurants (amending Knox County Code, Chapter 38, establishing Article VIII) on second reading. Commissioner Hammond seconded the motion and upon roll call vote Commissioners Strickland, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Wright and Pinkston voted aye. Commissioners McKenzie, Smith, Carringer, Armstrong and Brown voted no. Commissioner Norman was absent from the meeting. The substitute motion carried 13-5-0-1.

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

13. Commissioner Craig Leuthold indicated the zoning agenda would be heard at this time followed by the remaining items on the agenda.

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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 McKenzie, Strickland, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston. Commissioner Norman were absent from the meeting.

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IN RE: ZONING REQUEST:

1. Consideration of the request of Ronald and Verna Stout for rezoning from CA General Business Zone to RB General Residential Zone was before the Board of Commissioners. Property located southeast side of Old Maynardville Pike, east side of Maynardville Pike. (7th Commission District)

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

Commissioner Smith moved to approve zoning request RZ-10-7-101 – Request of Ronald and Verna Stout for rezoning from CA General Business Zone to RA Low Density Residential Zone consistent with the amended Sector Plan as per MPC’s recommendation. Commissioner Ivan Harmon seconded the motion and upon roll call vote Commissioners Strickland, McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye.

Commissioner Norman was absent from the meeting. The motion carried 18-0-0-1. Property located southeast side of Old Maynardville Pike, east side of Maynardville Pike. (7th Commission District) MPC’s file number: 5-A-10-RZ.

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2. Consideration of the request of Ronald and Verna Stout for North County Sector Plan Amendment from C Commercial Zone to MDR Medium Density Residential Zone was before the Board of Commissioners.

Property located southeast side of Old Maynardville Pike, east side of Maynardville Pike. (7th Commission District)

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

Commissioner Smith moved to approve zoning request RZ-10-7-102 – Request of Ronald and Verna Stout for North County Sector Plan Amendment from C Commercial Zone to LDR Low Density Residential Zone as per MPC’s recommendation. Commissioner Carringer seconded the motion and upon roll call vote Commissioners Strickland, McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Norman was absent from the meeting. The motion carried 18-0-0-1. Property located southeast side of Old Maynardville Pike, east side of Maynardville Pike. (7th Commission District) MPC’s file number: 5-A-10-SP.

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3. Consideration of the request of David F. Foster for rezoning from PC Planned Commercial Zone to OB Office, Medical and Related Services Zone was before the Board of Commissioners. Property located east side of Fox Road, south of Capital Drive. (5th Commission District)

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

Commissioner Hammond moved to approve zoning request RZ-10-7-103 - Request of David F. Foster for rezoning from PC Planned Commercial Zone to OB Office, Medical and Related Services Zone as per MPC’s recommendation. Commissioner Briggs seconded the motion and

upon roll call vote Commissioners Strickland, McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Norman was absent from the meeting. The motion carried 18-0-0-1. Property located east side of Fox Road, south of Capital Drive. (5th Commission District) MPC's file number: 6-A-10-RA.

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4. Consideration of the request of Turner Homes, LLC for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located southwest side of Joe Hinton Road, southeast of Hull Lane. (3rd Commission District)

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

Commissioner Anders moved to approve zoning request RZ-10-7-104 - Request of Turner Homes, LLC for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per MPC's recommendation. Commissioner Brown seconded the motion and upon roll call vote Commissioners Strickland, McKenzie, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Mark Harmon voted no. Commissioner Norman was absent from the meeting. The motion carried 17-1-0-1. Property located southwest side of Joe Hinton Road, southeast of Hull Lane. (3rd Commission District) MPC's file number: 6-B-10-RZ.

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IN RE: ZONING APPEALS:

1. Consideration of the appeal by Arthur G. Seymour, Jr. for Clear Springs Baptist Church of MPC's denial of rezoning from PR Planned Residential Zone to A Agricultural Zone was before the Board of Commissioners. Property located east side of Tazewell Pike, south side of East Emory Road. (8th Commission District)

Mr. Arthur Seymour, Jr., appellant, was present and spoke on behalf of the appeal.

Commissioner Pinkston moved to approve zoning appeal RZ-10-7-105 - Appeal by Arthur G. Seymour, Jr. for Clear Springs Baptist Church of MPC's denial of rezoning from PR Planned Residential Zone to A Agricultural Zone. Commissioner Carringer seconded the motion and upon roll call vote Commissioners Strickland, McKenzie, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Norman was absent from the meeting. The motion carried 18-0-0-1. Property located east side of Tazewell Pike, south side of East Emory Road. (8th Commission District) MPC's file number: 5-E-10-RZ.

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IN RE: OTHER BUSINESS:

IN RE: DISCUSSION REGARDING THE COST OF BUILDING FACILITIES IN KNOX COUNTY:

Discussion regarding the cost of building facilities in Knox County was before the Board of Commissioners.

The following individuals were present and spoke on the matter: Dr. Jim McIntyre, Superintendent for Knox County Schools, Mr. Kent Rose, General Contractor, Mr. Sandy Loy, Construction Manager, Mr. Wayne Goforth, Superintendent for Union County, Mr. Michael Brady, Architect, and Mr. Dale Smith, Public Building Authority.

No action was taken.

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IN RE: DISCUSSION REGARDING THE PAM REEVES

REPORT:

Discussion regarding the Pam Reeves report was before the Board of Commissioners.

Commissioner Craig Leuthold deferred this item until November 2010.

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IN RE: DISCUSSION REGARDING THE KNOX COUNTY

HEALTH DEPARTMENT'S RFP ON PEDIATRICS:

Discussion regarding the Knox County Health Department's RFP on Pediatrics was before the Board of Commissioners.

Dr. Martha Buchanan, Health Officer and Director for the Knox County Health Department, was present and spoke on the matter.

No action was taken.

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

14. At this time, there was discussion regarding the Knox County Rules Committee meeting to be held on Tuesday, August 10, 2010 at

4:00 p.m. in the Small Assembly Room of the City-County Building, Main Avenue.

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IN RE: ADJOURNMENT:

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

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KNOX COUNTY BOARD OF COMMISSIONERS

CRAIG LEUTHOLD, VICE-CHAIRMAN