

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, December 15, 2014 at 1:45 P. M. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley. Commissioner Anders was absent from the meeting. Also present were Mr. Richard Armstrong, Knox County Law Director, Mr. David Buuck, Knox County Chief Deputy Law Director, Mr. Chris Caldwell, Director, Knox County Finance, Mr. J.J. Jones, Knox County Sheriff, Dr. James McIntyre, Jr., Knox County Superintendent of Schools, Mr. Dwight Van de Vate, Director, Engineering and Public Works and news media.

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

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IN RE: CALL TO ORDER/ROLL CALL: (1:45 P. M.)

Commissioner Wright called the meeting to order.

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

Those members present were Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley. Commissioner Anders was absent from the meeting.

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IN RE: PUBLIC FORUM:

Commissioner Ownby requested a Moment of Silence to recognize the school bus accident victims and their families.

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Mr. Xavier Pressley, concerned citizen was present and spoke concerning the schools lunch program and Commissioners not returning phone calls.

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IN RE: HONORARY RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING LOCAL MEDIA FOR RECEIVING JOURNALISM AWARDS: R-14-12-101:

Without objection, Commissioner Wright deferred R-14-12-101 -

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring local media for receiving journalism awards to the January 2015 Board of Commissioners meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING RICHARD BRIGGS FOR HIS SERVICE AS KNOX COUNTY COMMISSIONER:R-14-12-102:

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Richard Briggs for his service as Knox County Commissioner was before the Board of Commissioners.

Mrs. Kim Ellis, Minutes Clerk to the Knox County Clerk, read the Resolution into the record.

Commissioner Briggs was present and thanked the Commissioners for the Resolution.

Commissioner Wright moved to approve R-14-12-102 – Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Richard Briggs for his service as Knox County Commissioner. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 8-0-0-2. Commissioner Anders was absent from the meeting. Commissioner Broyles was absent from the vote.

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IN RE: CALL TO ORDER/ROLL CALL (2:00 P.M.)

Commissioner Wright called the meeting to order.

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

Those members present were Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley. Commissioner Anders was absent from the meeting.

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IN RE: DEVOTIONAL:

Dr. Jim Robertson, Sharon Baptist Church, gave the devotional.

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IN RE: PLEDGE TO THE FLAG:

Commissioner Ownby led the Pledge to the Flag.

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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 Ownby moved to approve the minutes of the previous meeting on November 17, 2014. Commissioner Busler seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler,

Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: AMENDMENTS TO THE AGENDA:

Commissioner Brown moved to amend the agenda as follows:

Defer to the January 2015 Board of Commissioners meeting R-14-12-303 – Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Marina Boat Slip Lease Agreement with Volunteer Landing Marina for the Knox County Sheriff’s Office in the amount of \$84,000.00 for a period of ten (10) years. (Funded in current budget)

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Defer to the January 2015 Board of Commissioners meeting R-14-12-901 – Consideration of a Resolution of the Commission of Knox County, Tennessee amending the Knox County Commission Rules to change the meeting times of the Commission effective _____ to 4:00 p.m. for the Beer Board, 5:00 p.m. for the regularly scheduled monthly Commission meeting (Legislative Session), and 7:00 p.m. or immediately following the Legislative Session for Zonings.

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Defer to the January 2015 Board of Commissioners meeting R-14-12-903 – Consideration of a Resolution of the Commission of Knox County, Tennessee 1) authorizing the hiring of a lobbyist to keep the Knox County Commission apprised of proposed legislation which would affect Knox County and to lobby on behalf of the Commission and 2) requesting the Knox County Purchasing Division to issue a Request for Proposals for lobbying services and to submit the most responsive proposal to the Commission for approval.

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Defer to the January 2015 Agenda Work Session discussion regarding the Knox County Schools Activity Funds and PPU Audits.

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Withdraw from the agenda R-14-12-902 – Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Cumberland Avenue Redevelopment and Urban Renewal Plan containing a tax increment financing provision. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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Add to the agenda motion and vote of the Commission to mandate that the Chair call a Special Session of the Commission on January 12, 2015 at 4:30 p.m. (or immediately following the Public Hearing) for the purpose of filling the

vacancy in the office of Knox County Commissioner, Seat 5, representing the 5th Commission District. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: AMENDMENT TO THE AGENDA:

Commissioner Wright moved to approve the motion and vote of the Commission to mandate that the Chair call a Special Session of the Commission on January 12, 2015 at 4:30 p.m. (or immediately following the Public Hearing) for the purpose of filling the vacancy in the office of Knox County Commissioner, Seat 5, representing the 5th Commission District. There will be two (2) separate meetings. A notice for the Public Hearing at 4:00 P.M. to hear from the applicants and a notice for a called Special Session to select a member for filling the vacancy in the 5th Commission District. Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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Commissioner Broyles moved to add a discussion item regarding breast feeding. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Wright moved to hear the following item after Drives and Roads, Line Item Transfers and Notary Applications move to the top of the agenda O-14-12-101 – Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Section 2-281 of the Knox County Code to add language relative to the Knox County Internal Auditor’s authority to initiate an audit, (Ord. No. O-02-8-105, adopted 9-23-02 and Ord. No. O-10-3-104, adopted 4-26-10) first reading.

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IN RE: DRIVES AND ROADS:

Consideration of the closure of a portion of the old right of way for Cunningham Road was before the Board of Commissioners. Road is located off Dry Gap Pike, portion requesting to be closed is old roadway that was relocated in 2001 on second reading.

Commissioner Smith moved to approve consideration of the closure of a portion of the old right of way for Cunningham Road on second reading. Road is located off Dry Gap Pike, portion requesting to be closed is old roadway that was relocated in 2001. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: LINE ITEM TRANSFERS:

Consideration of Line Item Transfers was before the Board of Commissioners.

Commissioner Smith moved to approve Line Item Transfers. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: NOTARY APPLICATIONS:

Consideration of Notary Applications was before the Board of Commissioners.

Commissioner Ownby moved to approve 126 Notary Applications. Commissioner Brantley seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING SECTION 2-281 OF THE KNOX COUNTY CODE TO ADD LANGUAGE RELATIVE TO THE KNOX COUNTY INTERNAL AUDITOR'S AUTHORITY TO INITIATE AN AUDIT. (ORD. NO. O-02-8-105, ADOPTED 9-23-02 AND ORD. NO. O-10-3-104, ADOPTED 4-26-10): O-14-12-101: FIRST READING

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Section 2-281 of the Knox County Code to add language relative to the Knox County Internal Auditor's authority to initiate an audit. (Ord. No. O-02-8-105, adopted 9-23-02 and Ord. No. O-10-3-104, adopted 4-26-10) was before the Board of Commissioners on first reading.

Mr. Chris Caldwell, Director, Knox County Finance, was present and spoke on the matter.

Mr. Larry Elmore, Vice President, Pugh and Company, was present and spoke on the matter.

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

Commissioner Brown moved to approve on first reading O-14-12-101 Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Section 2-281 of the Knox County Code to add language relative to the Knox County Internal Auditor's authority to initiate an audit. (Ord. No. O-02-8-105, adopted 9-23-02 and Ord. No. O-10-3-104, adopted 4-26-10) with the following amendments:

The correct wording in the paragraph should read as follows: Should the County Auditor receive any information which could give rise to the initiation of an audit in the professional judgment of the County Auditor, the County Auditor has the authority to pursue the issue, and shall immediately obtain approval from the Chairman of the Audit Committee to commence the audit and inform the Chairman of the County Commission of same. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSENT CALENDAR:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE REAPPOINTING PERCY FERNANDEZ WEST TO THE KNOX COUNTY PERSONNEL BOARD: R-14-12-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee reappointing Percy Fernandez West to the Knox County Personnel Board was before the Board of Commissioners.

Commissioner McKenzie moved to approve R-14-12-110 - Consideration of a Resolution of the Commission of Knox County, Tennessee reappointing Percy Fernandez West to the Knox County Personnel Board. Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE CONFIRMING THE KNOX COUNTY MAYOR'S REAPPOINTMENT OF KEN KNIGHT TO THE KNOX COUNTY EMERGENCY COMMUNICATIONS DISTRICT BOARD OF DIRECTORS: R-14-12-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee confirming the Knox County Mayor's reappointment of Ken Knight to

the Knox County Emergency Communications District Board of Directors was before the Board of Commissioners.

Commissioner McKenzie moved to approve R-14-12-111 - Consideration of a Resolution of the Commission of Knox County, Tennessee confirming the Knox County Mayor's reappointment of Ken Knight to the Knox County Emergency Communications District Board of Directors. Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE CONFIRMING THE KNOX COUNTY MAYOR'S APPOINTMENT OF GEORGE EWART TO THE KNOX COUNTY HISTORIC ZONING COMMISSION: R-14-12-112:

Consideration of a Resolution of the Commission of Knox County, Tennessee confirming the Knox County Mayor's appointment of George Ewart to the Knox County Historic Zoning Commission was before the Board of Commissioners.

Commissioner McKenzie moved to approve R-14-12-112 - Consideration of a Resolution of the Commission of Knox County, Tennessee confirming the Knox County Mayor's appointment of George Ewart to the Knox County Historic Zoning Commission. Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH ALLIANCE TO SAVE ENERGY TO PROVIDE ENERGY EDUCATION AND TRAINING SERVICES IN THE AMOUNT NOT TO EXCEED \$50,000.00 ANNUALLY AS NEEDED FOR THE KNOX COUNTY SCHOOLS MAINTENANCE AND OPERATIONS DEPARTMENT: R-14-12-201:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Alliance to Save Energy to provide energy education and training services in the amount not to exceed \$50,000.00 annually as needed for the Knox County Schools Maintenance and Operations Department was before the Board of Commissioners.

Commissioner McKenzie moved to approve R-14-12-201 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Alliance to Save Energy to provide energy education and training services in

the amount not to exceed \$50,000.00 annually as needed for the Knox County Schools Maintenance and Operations Department. Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE ANNUAL LIBRARY SERVICES AND TECHNOLOGY ACT (LSTA) GRANT CONTRACT IN THE AMOUNT OF \$8,343.00 WITH THE TENNESSEE STATE LIBRARY AND ARCHIVES (REQUIRES A LOCAL MATCH OF \$8,343.00): R-14-12-202:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the annual Library Services and Technology Act (LSTA) grant contract in the amount of \$8,343.00 with the Tennessee State Library and Archives (Requires a local match of \$8,343.00) was before the Board of Commissioners.

Commissioner McKenzie moved to approve R-14-12-202 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the annual Library Services and Technology Act (LSTA) grant contract in the amount of \$8,343.00 with the Tennessee State Library and Archives (Requires a local match of \$8,343.00). Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH DONALD S. KEEBLE, M.D. TO PERFORM THE SERVICES OF MEDICAL DIRECTOR FOR THE KNOX COUNTY SHERIFF'S OFFICE CORRECTIONS DIVISION:R-14-12-301:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Donald S. Keeble, M.D. to perform the services of Medical Director for the Knox County Sheriff's Office Corrections Division was before the Board of Commissioners.

Commissioner McKenzie moved to approve R-14-12-301 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Donald S. Keeble, M.D. to perform the services of Medical Director for the Knox County Sheriff's Office Corrections Division. Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Broyles,

Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE KNOX COUNTY SHERIFF'S OFFICE AND THE UNITED STATES MARSHALS SERVICE FOR THE REIMBURSEMENT OF UP TO \$20,000.00 IN OVERTIME INCURRED BY THE KNOX COUNTY SHERIFF'S OFFICE IN ASSISTING THE VIOLENT OFFENDER TASK FORCE IN INVESTIGATING AND ARRESTING PERSONS WHO HAVE ACTIVE STATE AND FEDERAL WARRANTS FOR THEIR ARREST: R-14-12-302:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Memorandum of Understanding between the Knox County Sheriff's Office and the United States Marshals service for the reimbursement of up to \$20,000.00 in overtime incurred by the Knox County Sheriff's Office in assisting the Violent Offender Task Force in investigating and arresting persons who have active state and federal warrants for their arrest was before the Board of Commissioners.

Commissioner McKenzie moved to approve R-14-12-302 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Memorandum of Understanding between the Knox County Sheriff's Office and the United States Marshals service for the reimbursement of up to \$20,000.00 in overtime incurred by the Knox County Sheriff's Office in assisting the Violent Offender Task Force in investigating and arresting persons who have active state and federal warrants for their arrest. Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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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 TLC PROPERTIES, INC. FOR PROPERTY LOCATED AT 10311 DEERBORN LANE (CLT #118-OC-002.03): R-14-12-401:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with TLC Properties, Inc. for property

located at 10311 Deerborn Lane (CLT #118-OC-002.03) was before the Board of Commissioners.

Commissioner McKenzie moved to approve R-14-12-401 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with TLC Properties, Inc. for property located at 10311 Deerborn Lane (CLT #118-OC-002.03). Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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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 WILLBRO, LLC FOR PROPERTY LOCATED AT 10323 DEERBORN LANE (CLT #118-OC-002.02): R-14-12-402:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Willbro, LLC for property located at 10323 Deerborn Lane (CLT #118-OC-002.02) was before the Board of Commissioners.

Commissioner McKenzie moved to approve R-14-12-402 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Willbro, LLC for property located at 10323 Deerborn Lane (CLT #118-OC-002.02). Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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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 LORIN UNDERWOOD AND MARJORIE H. UNDERWOOD FOR PROPERTY LOCATED AT 7330 EMERALD RIDGE LANE (CLT #038-041):R-14-12-403:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Lorin Underwood and Marjorie H.

Underwood for property located at 7330 Emerald Ridge Lane (CLT #038-041) was before the Board of Commissioners.

Commissioner McKenzie moved to approve R-14-12-403 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Lorin Underwood and Marjorie H. Underwood for property located at 7330 Emerald Ridge Lane (CLT #038-041). Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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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 CASCADE FALLS, LLC FOR PROPERTY LOCATED AT 8116 SPICE TREE WAY (PART OF CLT #091- OF-002): R-14-12-404:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Cascade Falls, LLC for property located at 8116 Spice Tree Way (Part of CLT #091- OF-002) was before the Board of Commissioners.

Commissioner McKenzie moved to approve R-14-12-404 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Cascade Falls, LLC for property located at 8116 Spice Tree Way (Part of CLT #091- OF-002). Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT IN THE AMOUNT OF \$129,330.00 WITH 3M TRAFFIC SAFETY AND SECURITY DIVISION FOR THE ACQUISITION OF A TRAFFIC SIGN INVENTORY AND RETRO-REFLECTIVITY ASSESSMENT SYSTEM (CONTRACT ALSO PROVIDES FOR AN OPTIONAL ANNUAL MAINTENANCE FEE OF \$8,975.00 AFTER THE FIRST YEAR OF THE CONTRACT AND A CONTINGENCY OF \$5.00 PER SIGN OVER THE ESTIMATED 5,000 SIGNS): R-14-12-406:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract in the amount of \$129,330.00 with 3M Traffic Safety and Security Division for the acquisition of a traffic sign inventory and retro-reflectivity assessment system (contract also provides for an optional annual maintenance fee of \$8,975.00 after the first year of the contract and a contingency of \$5.00 per sign over the estimated 5,000 signs) was before the Board of Commissioners.

Commissioner McKenzie moved to approve R-14-12-406 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract in the amount of \$129,330.00 with 3M Traffic Safety and Security Division for the acquisition of a traffic sign inventory and retro-reflectivity assessment system (contract also provides for an optional annual maintenance fee of \$8,975.00 after the first year of the contract and a contingency of \$5.00 per sign over the estimated 5,000 signs). Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT CONTRACT IN THE AMOUNT OF \$442,000.00 WITH THE TENNESSEE DEPARTMENT OF HEALTH FOR THE HIV/AIDS CENTER OF EXCELLENCE PROGRAM (NO LOCAL MATCH REQUIRED): R-14-12-601:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract in the amount of \$442,000.00 with the Tennessee Department of Health for the HIV/AIDS Center of Excellence Program (No local match required) was before the Board of Commissioners.

Commissioner McKenzie moved to approve R-14-12-601 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract in the amount of \$442,000.00 with the Tennessee Department of Health for the HIV/AIDS Center of Excellence Program (No local match required). Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT CONTRACT IN THE AMOUNT OF \$6,600.00 WITH THE TENNESSEE DEPARTMENT OF

AGRICULTURE FOR PLANTING TREES AT CLAYTON PARK (REQUIRES A LOCAL MATCH OF \$6,600.00): R-14-12-701:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract in the amount of \$6,600.00 with the Tennessee Department of Agriculture for planting trees at Clayton Park (Requires a local match of \$6,600.00) was before the Board of Commissioners.

Commissioner McKenzie moved to approve R-14-12-701 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract in the amount of \$6,600.00 with the Tennessee Department of Agriculture for planting trees at Clayton Park (Requires a local match of \$6,600.00).

Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE BYLAWS OF THE THREE RIDGES GOLF BOARD TO PROVIDE FOR THE TERMS OF THE KNOX COUNTY COMMISSIONERS SERVING ON THE GOLF BOARD TO COINCIDE WITH THEIR RESPECTIVE TERMS IN OFFICE ON THE COMMISSION:R-14-12-702:

Consideration of a Resolution of the Commission of Knox County, Tennessee amending the Bylaws of the Three Ridges Golf Board to provide for the terms of the Knox County Commissioners serving on the Golf Board to coincide with their respective terms in office on the Commission was before the Board of Commissioners.

Commissioner McKenzie moved to approve R-14-12-702 - Consideration of a Resolution of the Commission of Knox County, Tennessee amending the Bylaws of the Three Ridges Golf Board to provide for the terms of the Knox County Commissioners serving on the Golf Board to coincide with their respective terms in office on the Commission. Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AN AMENDMENT TO KNOX COUNTY CONTRACT NO. 12-477 WITH STERICYCLE, INC. FOR BIOHAZARD WASTE COLLECTION AND DISPOSAL SERVICES, WHICH AMENDMENT PROVIDES FOR BIOHAZARD COLLECTION AND

DISPOSAL SERVICES AT THE KNOX COUNTY REGIONAL FORENSIC CENTER:R-14-12-801:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an amendment to Knox County Contract No. 12-477 with Stericycle, Inc. for Biohazard Waste Collection and Disposal Services, which amendment provides for biohazard collection and disposal services at the Knox County Regional Forensic Center was before the Board of Commissioners.

Commissioner McKenzie moved to approve R-14-12-801 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving an amendment to Knox County Contract No. 12-477 with Stericycle, Inc. for Biohazard Waste Collection and Disposal Services, which amendment provides for biohazard collection and disposal services at the Knox County Regional Forensic Center. Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AN AMENDMENT TO THE DEFINED SERVICES CONTRACT WITH HELEN ROSS MCNABB CENTER, INC., DESIGNATED AS KNOX COUNTY CONTRACT NO. 13-337, WHICH AMENDMENT PROVIDES ADDITIONAL FUNDING IN THE AMOUNT OF \$80,000.00 TO ASSIST THE RUNAWAY AND HOMELESS YOUTH PROGRAM IN ITS TRANSITION FROM A SHELTER CARE SERVICE TO A HOST HOME MODEL OF CARE:R-14-12-802:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an amendment to the Defined Services Contract with Helen Ross McNabb Center, Inc., designated as Knox County Contract No. 13-337, which amendment provides additional funding in the amount of \$80,000.00 to assist the Runaway and Homeless Youth Program in its transition from a shelter care service to a host home model of care was before the Board of Commissioners.

Commissioner McKenzie moved to approve R-14-12-802 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving an amendment to the Defined Services Contract with Helen Ross McNabb Center, Inc., designated as Knox County Contract No. 13-337, which amendment provides additional funding in the amount of \$80,000.00 to assist the Runaway and Homeless Youth Program in its transition from a shelter care service to a host home model of care. Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright,

Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1.
Commissioner Anders was absent from the meeting.

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IN RE: CONSIDERATION OF THE ACCEPTANCE OF NEW COUNTY ROADS:

Consideration of the Acceptance of new county roads was before the Board of Commissioners.

- A. River Bank Way located in View Point Subdivision, District 4.
- B. Deep Cove Way located in View Point Subdivision, District 4.
- C. Avashire Lane located in Middleton Park Subdivision, District 6.
- D. Piperton Lane located in Middleton Park Subdivision, District 6.

Commissioner McKenzie moved to approve the above acceptance of new county roads. Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPOINTING _____ (DISTRICT 2 SEAT), _____ (DISTRICT 6 SEAT), AND AMBER MOSER (DISTRICT 8 SEAT) TO THE KNOX COUNTY LIBRARY ADVISORY BOARD: R-14-12-113:

Consideration of a Resolution of the Commission of Knox County, Tennessee appointing _____ (District 2 Seat), _____ (District 6 Seat), and Amber Moser (District 8 Seat) to the Knox County Library Advisory Board was before the Board of Commissioners.

Commissioner Brown moved to approve R-14-12-113 - Consideration of a Resolution of the Commission of Knox County, Tennessee appointing _____ (District 2 Seat), _____ (District 6 Seat), and Amber Moser (District 8 Seat) to the Knox County Library Advisory Board with the following name for District 2 Seat Ms. Carole Ann Borges. And defer the District 6 Seat to the January 2015 Board of Commissioners meeting. Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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

WITH THE TENNESSEE DEPARTMENT OF AGRICULTURE IN THE AMOUNT OF \$167,160.00 FOR THE BEAVER CREEK WATERSHED RESTORATION INITIATIVE – PHASE II TO HELP KNOX COUNTY ACHIEVE REQUIREMENTS FOR WATER QUALITY UNDER THE CURRENT KNOX COUNTY NPDES PHASE II PERMIT (REQUIRES A LOCAL MATCH OF \$111,446.00): R-14-12-405:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract with the Tennessee Department of Agriculture in the amount of \$167,160.00 for the Beaver Creek Watershed Restoration Initiative – Phase II to help Knox County achieve requirements for water quality under the current Knox County NPDES Phase II permit (Requires a local match of \$111,446.00) was before the Board of Commissioners.

Commissioner Brown moved to approve R-14-12-405 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract with the Tennessee Department of Agriculture in the amount of \$167,160.00 for the Beaver Creek Watershed Restoration Initiative – Phase II to help Knox County achieve requirements for water quality under the current Knox County NPDES Phase II permit (Requires a local match of \$111,446.00). Commissioner Busler seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: ORDINANCE ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING KNOX COUNTY CODE, CHAPTER 46, ARTICLE II RELATIVE TO THE LIBRARY ADVISORY BOARD TO 1) PROVIDE FOR THE SELECTION OF MEMBERS TO THE LIBRARY ADVISORY BOARD BY COMMISSION DISTRICT; 2) PROVIDE FOR THE COMPOSITION, APPOINTMENT AND TERMS OF LIBRARY ADVISORY BOARD MEMBERS TO BE IN ACCORDANCE WITH TENN. CODE ANN. § 10-3-103 AND CHAPTER 46, ARTICLE II OF THE KNOX COUNTY CODE; AND 3) REPLACE “BOARD OF PUBLIC LIBRARY DIRECTORS” WITH “LIBRARY ADVISORY BOARD” IN CHAPTER 46, ARTICLE II. (ORD. NO. O-91-8-105, ADOPTED AUGUST 29, 1991 AND ORD. NO. O-94-7-103, ADOPTED AUGUST 22, 1994): O-14-11-101: SECOND READING:

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Knox County Code, Chapter 46, Article II relative to the

Library Advisory Board to 1) provide for the selection of members to the Library Advisory Board by Commission District; 2) provide for the composition, appointment and terms of Library Advisory Board members to be in accordance with Tenn. Code Ann. § 10-3-103 and Chapter 46, Article II of the Knox County Code; and 3) replace “Board of Public Library Directors” with “Library Advisory Board” in Chapter 46, Article II. (Ord. No. O-91-8-105, adopted August 29, 1991 and Ord. No. O-94-7-103, adopted August 22, 1994) was before the Board of Commissioners on second reading.

Commissioner Brown moved to approve on second reading O-14-11-101 – Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Knox County Code, Chapter 46, Article II relative to the Library Advisory Board to 1) provide for the selection of members to the Library Advisory Board by Commission District; 2) provide for the composition, appointment and terms of Library Advisory Board members to be in accordance with Tenn. Code Ann. § 10-3-103 and Chapter 46, Article II of the Knox County Code; and 3) replace “Board of Public Library Directors” with “Library Advisory Board” in Chapter 46, Article II. (Ord. No. O-91-8-105, adopted August 29, 1991 and Ord. No. O-94-7-103, adopted August 22, 1994). Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 9-0-0-1. Commissioner Anders was absent from the meeting.

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IN RE: OTHER BUSINESS:

IN RE: Spread of Record Commissioner Broyles’ travel expenditure was before the Board of Commissioners.



KNOX COUNTY, TENNESSEE
Travel Expense Reimbursement/Summary

T73906

Date 2014 NOV 21 AM 10 50

Trip/Check Req #

6/17/14 AB

Employee is authorized to begin making charges on this trip.

Traveler's Name Amy Broyles
Address 316 E. Scott Avenue
Address _____
City/ST/zip Knoxville, TN. 37917
Vendor # _____

Unit to Charge 1010910 535500
Activity (optional) 79970

Time/Date Out 10/19/14 3:00 am
Time/Date Return 10/20/14 11:00 am
Department Knox County Commission

Destination Nashville, TN.
Purpose Economic Summit for Women

Trip Expenses	Vendor (if prepaid)	Total Expense	Amount Prepaid	How	Reimb. Owed
Registration		235.00	235.00	CC	0
Airline					
Business Exp.					
Hotel		131.82	131.82	CC	0
Meals		87.12	0		87.12
POV Miles		196.76	0		196.76
Taxi/RentalCar/Shuttle					
Other (explain below)					

Total Costs 650.70 366.82 REFUND 283.88

Other Charges: Amount Reason

Mileage / Parking Only Reimbursement Request (detail on back)			
Period Driven:	Parking/Other	Total Miles	Rate
_____	<input type="checkbox"/>	<input type="text"/>	<input type="text"/> /mile
			Reimb. <input type="text"/>

See Sheet "2" for detail Section of this form

authorized signature
I am authorizing expenditures in excess of or not normally allowed by county policy for this reimbursement request.

Requestor Amy Broyles by Debi Bonate date 11/21/14
Authorized Debi Bonate date 11/21/14

No action was taken.

* * * * *

IN RE: Discussion regarding the T.C.C.A. appointment was before the Board of Commissioners.

No action was taken.

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IN RE: Discussion regarding breast feeding was before the Board of Commissioners.

No action was taken.

* * * * *

IN RE: PUBLIC FORUM:

No one was present to speak.

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IN RE: AMENDMENT TO THE AGENDA:

Without objection, Commissioner Wright reminded all the Commissioners of the Special Session of County Commission on January 12, 2015. The Public Hearing for interviews will be at 4:00 P.M. and at 4:30 P.M. (or immediately following the Public Hearing) for the purpose of filling the vacancy in the office of Knox County Commissioner, Seat 5, representing the 5th Commission District.

* * * * *

IN RE: CALL TO ORDER/ROLL CALL (5:00 P.M.)

Commissioner Wright called the meeting to order.

Mrs. Kim Ellis, Minutes Clerk to the Knox County Clerk, called the roll, those members present were Commissioners McKenzie, Broyles, Smith, Busler, Wright, Brown, Thomas and Brantley. Commissioner Ownby was absent from the 5:00 P.M. Zoning Session. Commissioner Anders was absent from the meeting.

* * * * *

IN RE: Request of Eric Moseley for rezoning from A (Agricultural) to PR (Planned Residential) 11-B-14-RZ was before the Board of Commissioners. Property located on the southeast side of S. Northshore Drive, southwest of Choto Road. Commission District 5.

Mr. Eric Moseley, applicant, was present and spoke on behalf of the request.

Mr. Dave Hill, Deputy Director, Metropolitan Planning Commission, was present and spoke on the matter.

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

There was no response.

Commissioner Brantley moved to approve 11-B-14-RZ - Request of Eric Moseley for rezoning from A (Agricultural) to PR (Planned Residential) as per Metropolitan Planning Commission's Recommendation: Recommend the Knox County Commission approve PR (Planned Residential) zoning at a density of up to 3.5 dwelling units per acre. Commissioner Thomas seconded the motion and upon

roll call vote Commissioners McKenzie, Broyles, Smith, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 8-0-0-2. Commissioner Ownby was absent from the 5:00 P.M. Zoning Session. Commissioner Anders was absent from the meeting.

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IN RE: Request of Partners V, LLC for rezoning from BP (Business and Technology)/TO (Technology Overlay) and PC (Planned Commercial)/TO (Technology Overlay) to PR (Planned Residential)/TO (Technology Overlay) 11-D-14-RZ was before the Board of Commissioners. Property located on the south side Mercury Drive, west of Lovell Road. Commission District 6.

Mr. Jeff Beckett, representing applicant, was present and spoke on behalf of the request.

Mr. Dave Hill, Deputy Director, Metropolitan Planning Commission, was present and spoke on the matter.

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

Commissioner Thomas moved to approve 11-D-14-RZ - Request of Partners V, LLC for rezoning from BP (Business and Technology)/TO (Technology Overlay) and PC (Planned Commercial)/TO (Technology Overlay) to PR (Planned Residential)/TO (Technology Overlay) as per Metropolitan Planning Commission's Recommendation: the Knox County Commission approve PR (Planned Residential) / TO (Technology Overlay Zoning at a density of up to 5.6 dwelling units per acre. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 8-0-0-2. Commissioner Ownby was absent from the 5:00 P.M. Zoning Session. Commissioner Anders was absent from the meeting.

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IN RE: **ADJOURNMENT:**

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

DAVE WRIGHT, VICE CHAIRMAN