

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, March 30, 2020 at 5:00 p.m. electronically via Zoom streaming, pursuant to Tennessee Governor Bill Lee’s Executive Order Number 16. Those members present electronically via Zoom streaming were Commissioners Gill, Carringer, Smith, Nystrom, Schoonmaker, Anders, Busler, Beeler, Dailey, Jay and Biggs. Also present electronically via Zoom streaming were Mr. Richard Armstrong, Knox County Law Director, Mr. Glenn Jacobs, Knox County Mayor, and Mr. Chris Caldwell, Knox County Finance Director.

Commissioner Nystrom, Chairman, presided.

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

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IN RE: ROLL CALL – (5:00 P.M.)

Mrs. Angie Nesbitt, Clerk Recorder, called the roll.

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IN RE: DEVOTIONAL:

Commissioner Carringer gave the devotional.

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Jay led the Pledge of Allegiance to the Flag.

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IN RE: PUBLIC FORUM:

At this time, Commissioner Nystrom indicated that if any member of the public would like to address any item listed on the day’s agenda to forward their e-mail to the commission office at commission@knoxcounty.org. Those e-mails will be included in the Clerk’s records from the day’s meeting.

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1. Mr. Glenn Jacobs, Knox County Mayor, was present electronically via Zoom streaming and addressed the Commission regarding COVID-19.

Mr. Tom Spangler, Knox County Sheriff, was present electronically via Zoom streaming and spoke on the matter.

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IN RE: AMENDMENTS TO THE AGENDA:

1. Commissioner Dailey moved to amend the agenda as follows:
Add Item #28 – Resolution R-20-3-908 - Consideration of a Resolution of the Commission of Knox County, Tennessee, expressing support of the Knox County Safer at Home Order; and Item #29 – Resolution R-20-3-909 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an appropriation in the amount of \$500,000.00 from the Hotel/Motel Tax Fund

Balance to provide an emergency loan to Zoo Knoxville due to its temporary closure in response to the COVID-19 pandemic; withdraw and hear in 2021 Item #26 – Resolution R-20-3-906 - Consideration of a Resolution of the Commission of Knox County, Tennessee, directing the Knox County Finance Director to provide beginning in the FY 2021 Knox County Budget and each fiscal year thereafter for the amount of \$150,000.00 to be transferred, as the revenue is received, from the Knox County Litigation Tax Fund to a new account designated for the Knox County Sheriff's Office Litter Crew for litter control purposes; defer to the April 2020 Board of Commissioners meeting Item #22 – Resolution R-20-3-902 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the lease agreement with the Knoxville Jewish Alliance, a non-profit corporation organized under the laws of the State of Tennessee, for the placement of the Master Sergeant Robbie Edmonds Memorial Marker and related improvements on the leased premises to the south of the intersection of Market Street and Clinch Avenue; and defer to the May 2020 Board of Commissioners meeting Item #24 – Resolution R-20-3-904 - Consideration of a Resolution of the commission of Knox County, Tennessee, declaring Knox County, Tennessee a second Amendment Constitutional County. Commissioner Anders seconded the motion and upon roll call vote Commissioners Biggs, Gill, Carringer, Smith, Nystrom, Schoonmaker, Anders, Busler, Beeler, Dailey and Jay voted aye. The motion carried 11-0-0-0.

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2. Commissioner Dailey moved to amend the agenda to remove the following items from the General Government Consent Calendar: Item #19 – Resolution R-20-3-801 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an appropriation in the amount of \$3,975,000.00 from General Fund Transfers and a Bond Premium for renovations to the TVA East Tower contingent upon the execution and delivery of all the documents relating to the contracts with the Tennessee Valley Authority granting Knox County a term easement for use of the TVA East Tower, permanent easement for TVA Summer Place Complex and Fritts Lot Term Easement; and Item #20 – Resolution R-20-3-802 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an appropriation in the amount of \$1,600,000.00 from General Fund Transfers for the acquisition of the Summer Place Complex via permanent easement contingent upon the execution and delivery of all the documents relating to the contracts with the Tennessee Valley Authority granting Knox County a term easement for use of the TVA East Tower, permanent easement for TVA Summer Place Complex and Fritts Lot Term Easement. Commissioner Gill seconded the motion and upon roll call vote Commissioners Gill, Carringer, Schoonmaker, Anders, Busler, Beeler and Dailey

voted aye. Commissioners Smith, Nystrom, Jay and Biggs voted no. The motion carried 7-4-0-0.

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

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3. Commissioner Jay moved to amend the agenda to remove the following item from the General Government Consent Calendar: Item #25 – Resolution R-20-3-905 - Consideration of a Resolution of the Commission of Knox County, Tennessee, expressing support of the 2020 Census/Joint Complete County Executive Committee. Commissioner Biggs seconded the motion and upon roll call vote Commissioners Carringer, Smith, Nystrom, Schoonmaker, Anders, Busler, Beeler, Dailey, Jay, Biggs and Gill voted aye. The motion carried 11-0-0-0.

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4. Commissioner Jay moved to amend the agenda to defer all zoning items to the April 2020 Board of Commissioners meeting. This includes Zoning Requests; Zoning Appeals; and Amendments to the Knox County Zoning Ordinance. Commissioner Carringer seconded the motion and upon roll call vote Commissioners Nystrom, Schoonmaker, Anders, Busler, Beeler, Dailey, Jay, Biggs, Gill, Carringer and Smith voted aye. The motion carried 11-0-0-0.

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

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5. Commissioner Nystrom amended the agenda to hear the following items at this time: Item #28 – Resolution R-20-3-908 - Consideration of a Resolution of the Commission of Knox County, Tennessee, expressing support of the Knox County Safer at Home Order; and Item #29 – Resolution R-20-3-909 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an appropriation in the amount of \$500,000.00 from the Hotel/Motel Tax Fund Balance to provide an emergency loan to Zoo Knoxville due to its temporary closure in response to the COVID-19 pandemic.

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IN RE: RESOLUTIONS NOT ON THE GENERAL GOVERNMENT CONSENT CALENDAR:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, EXPRESSING SUPPORT OF THE KNOX COUNTY SAFER AT HOME ORDER - R-20-3-908:

Consideration of a Resolution of the Commission of Knox County, Tennessee, expressing support of the Knox County Safer at Home Order was before the Board of Commissioners.

Commissioner Jay moved to approve Resolution R-20-3-908 - Resolution of the Commission of Knox County, Tennessee, expressing support of the Knox County Safer at Home Order. Commissioner Gill seconded the motion and upon roll call vote Commissioners Schoonmaker, Anders, Busler, Beeler, Dailey, Jay, Biggs, Gill, Carringer, Smith and Nystrom voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN APPROPRIATION IN THE AMOUNT OF \$500,000.00 FROM THE HOTEL/MOTEL TAX FUND BALANCE TO PROVIDE AN EMERGENCY LOAN TO ZOO KNOXVILLE DUE TO ITS TEMPORARY CLOSURE IN RESPONSE TO THE COVID-19 PANDEMIC - R-20-3-909:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an appropriation in the amount of \$500,000.00 from the Hotel/Motel Tax Fund Balance to provide an emergency loan to Zoo Knoxville due to its temporary closure in response to the COVID-19 pandemic was before the Board of Commissioners.

Mr. Glenn Jacobs, Knox County Mayor, and Mr. Chris Caldwell, Knox County Finance Director, were present electronically via Zoom streaming and spoke on the matter.

Commissioner Gill moved to approve Resolution R-20-3-909 - Resolution of the Commission of Knox County, Tennessee, approving an appropriation in the amount of \$500,000.00 from the Hotel/Motel Tax Fund Balance to provide an emergency loan to Zoo Knoxville due to its temporary closure in response to the COVID-19 pandemic. Commissioner Biggs seconded the motion and upon roll call vote Commissioners Anders, Busler, Beeler, Dailey, Jay, Biggs, Gill, Carringer, Smith, Nystrom and Schoonmaker voted aye. The motion carried 11-0-0-0.

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IN RE: HONORARY RESOLUTIONS:
No Honorary Resolutions received.

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

Consideration of approval of the minutes of the previous meeting held on February 24, 2020 (Regular Session) was before the Board of Commissioners.

Commissioner Schoonmaker moved to approve the minutes of the previous meeting held on February 24, 2020 (Regular Session). Commissioner Dailey seconded the motion and upon roll call vote Commissioners Busler, Beeler, Dailey, Jay, Biggs, Gill, Carringer, Smith, Nystrom, Schoonmaker and Anders voted aye. The motion carried 11-0-0-0.

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IN RE: DRIVES AND ROADS – (TO BE CLOSED):

IN RE: CONSIDERATION OF A CLOSURE OF A PORTION OF THE RIGHT OF WAY ON CADILLAC DRIVE, LOCATED AT THE CORNER OF CADILLAC DRIVE AND DEVILLE WAY, TOTALING 360 FEET IN LENGTH AT THE REQUEST OF KATHRYN FULLER – (FIRST READING):

Consideration of a closure of a portion of the Right of Way on Cadillac Drive, located at the corner of Cadillac Drive and Deville Way, totaling 360 feet in length at the request of Kathryn Fuller was before the Board of Commissioners on first reading.

Commissioner Nystrom deferred this item to the April 2020 Board of Commissioners meeting.

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IN RE: CONSIDERATION OF A CLOSURE OF A PORTION OF BRYANT LANE, LOCATED OFF OF HARDIN VALLEY ROAD, TOTALING 1230 FEET IN LENGTH AT THE REQUEST OF BALL HOMES – (SECOND READING):

Consideration of a closure of a portion of Bryant Lane, located off of Hardin Valley Road, totaling 1230 feet in length at the request of Ball Homes was before the Board of Commissioners on second reading.

Commissioner Schoonmaker moved to approve the closure of a portion of Bryant Lane, located off of Hardin Valley Road, totaling 1230 feet in length at the request of Ball Homes on second reading. Commissioner Smith seconded the motion and upon roll call vote Commissioners Beeler, Dailey, Jay, Biggs, Gill, Carringer, Smith, Nystrom, Schoonmaker, Anders and Busler voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A CLOSURE OF A PORTION OF SOLWAY FERRY ROAD, LOCATED OFF OF SPARKS ROAD, TOTALING 190 FEET IN LENGTH AT THE REQUEST OF SOLWAY BAPTIST CHURCH – (SECOND READING):

Consideration of a closure of a portion of Solway Ferry Road, located off of Sparks Road, totaling 190 feet in length at the request of Solway Baptist Church was before the Board of Commissioners on second reading.

Commissioner Anders moved to approve the closure of a portion of Solway Ferry Road, located off of Sparks Road, totaling 190 feet in length at the request of Solway Baptist Church on second reading. Commissioner Smith seconded the motion and upon roll call vote Commissioners Dailey, Jay, Biggs, Gill, Carringer, Smith, Nystrom, Schoonmaker, Anders, Busler and Beeler voted aye. The motion carried 11-0-0-0.

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IN RE: LINE ITEM TRANSFER:

Consideration of a Line Item Transfer was before the Board of Commissioners.

Commissioner Schoonmaker moved to approve the request for a Line Item Transfers. Commissioner Dailey seconded the motion and upon roll call vote Commissioners Jay, Biggs, Gill, Carringer, Smith, Nystrom, Schoonmaker, Anders, Busler, Beeler and Dailey voted aye. The motion carried 11-0-0-0.

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IN RE: NOTARY APPLICATIONS:

193 Notary Public Applications received.

Commissioner Beeler moved to approve the 193 Notary Public Applications. Commissioner Biggs seconded the motion and upon roll call vote Commissioners Biggs, Gill, Carringer, Smith, Nystrom, Schoonmaker, Anders, Busler, Beeler, Dailey and Jay voted aye. The motion carried 11-0-0-0.

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IN RE: SPREAD OF RECORD THE TENNESSEE ATTORNEY
GENERAL OPINION NUMBER 20-03 REGARDING THE RELOCATION OF
COUNTY SCHOOL BOARD ADMINISTRATIVE OFFICES TO
FEDERALLY-CONTROLLED BUILDING:

Spread of Record the Tennessee Attorney General Opinion Number 20-03 regarding the Relocation of County School Board Administrative Offices to Federally-Controlled Building was before the Board of Commissioners.

No action was taken.

(SEE BELOW)

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STATE OF TENNESSEE

Office of the Attorney General



HERBERT H. SLATERY III
ATTORNEY GENERAL AND REPORTER

P.O. BOX 20207, NASHVILLE, TN 37202
TELEPHONE (615)741-3491
FACSIMILE (615)741-2009

March 4, 2020

The Honorable Becky Massey
State Senator
Cordell Hull Building, Suite 776
425 5th Avenue North
Nashville, Tennessee 37243

Dear Chairlady Massey:

Enclosed is the attached opinion per your request. Please let us know if you have any further questions. As always, we appreciate your assistance and cooperation.

Sincerely,

A handwritten signature in cursive script that reads "Herbert H. Slattery III".

HERBERT H. SLATERY III
Attorney General and Reporter

Enclosure

STATE OF TENNESSEE
OFFICE OF THE ATTORNEY GENERAL

March 4, 2020

Opinion No. 20-03

Relocation of County School Board Administrative Offices to Federally-Controlled Building

Question

Would the relocation of the Knox County Board of Education's administrative offices to the Tennessee Valley Authority ("TVA") East Tower, a federally-controlled building, pursuant to a Term Easement between Knox County and TVA violate any applicable provision of state law, including Tenn. Code Ann. § 49-6-2004(a), Tenn. Code Ann. § 49-2-203(a)(2), or any other Tennessee law requiring that a county board of education have custody and control of all public school property?

Opinion

A county school board's duty to "[m]anage and control all public schools" under Tenn. Code Ann. § 49-2-203(a)(2) does not categorically prevent the Knox County Board of Education ("Board") from relocating its administrative offices to the TVA East Tower. Similarly, the requirement that the Board have the custody of all county school property under Tenn. Code Ann. § 49-6-2004(a) does not foreclose the Board from relocating its administrative offices to the TVA East Tower. As long as the lease agreement for the office space does not impinge on the Board's duty to manage and control the public schools under its jurisdiction and does not impinge on the Board's authority to have the county's school property in its charge, locating the Board's administrative offices in the TVA East Tower would not be prohibited by these statutory provisions.

ANALYSIS

The administrative offices of the Knox County Board of Education are currently located in Knoxville in the Andrew Johnson Building, which is owned by Knox County. There is a plan to relocate those offices to the TVA East Tower, which is a federally-controlled building, pursuant to a long-term lease agreement to be entered into between Knox County and TVA.

Article XI, section 12 of the Tennessee Constitution requires the General Assembly to "provide for the maintenance, support and eligibility standards of a system of free public schools." Consistent with this mandate, the General Assembly has enacted a comprehensive and detailed statutory scheme concerning education in this State. This statutory scheme, found in Title 49 of the Tennessee Code, establishes a partnership between the State and its political subdivisions to provide educational opportunities in Tennessee. *State ex rel. Weaver v. Ayers*, 756 S.W.2d 217, 221 (Tenn. 1988). "At the county level, the State has divided the responsibilities allocated to the

counties [regarding education] between the county board of education and the county legislative body.” *Id.*

As observed by the courts, the two entities perform separate functions. *Rollins v. Wilson Cnty. Gov’t*, 154 F.3d 626, 627 (6th Cir. 1998). See *State ex rel. Boles v. Groce*, 152 Tenn. 566, 568-570, 280 S.W. 27, 28 (1926). The county board of education has exclusive management and control of the county schools, subject to the rules and regulations of the State Department of Education, while the county legislative body has the authority to appropriate the funds necessary to carry out the county education program. See *Weaver*, 756 S.W.2d at 221-222; *State ex rel. Bobo v. Moore Cnty.*, 207 Tenn. 622, 630, 341 S.W.2d 746, 749-750 (1960); *Benson v. Harding Cnty.*, 173 Tenn. 246, 247-248, 116 S.W.2d 1025, 1025-1026 (1938); *Boles*, 152 Tenn. at 570, 280 S.W. at 28.

Due to the separate functions assigned to these two entities, the Tennessee Supreme Court has found that county legislative bodies have no supervisory authority over county boards of education. See *Weaver*, 756 S.W.2d at 225; *Bobo*, 207 Tenn. at 631, 341 S.W.2d at 750; *Boles*, 152 Tenn. at 570-571, 280 S.W. at 28. Thus, county legislative bodies have no authority to select school sites, to erect school buildings, or otherwise manage or control county schools. See *Weaver*, 756 S.W.2d at 224; *Bandy v. State ex rel. Bd. of Educ. of Sullivan Cnty.*, 186 Tenn. 11, 15-17, 207 S.W.2d 1011, 1012-1013 (1948). See also *Putnam Cnty. Educ. Ass’n v. Putnam Cnty. Comm’n*, M2003-03031-COA-R3-CV, 2005 WL 1812624 at *5 (Tenn. Ct. App. 2005) (the fact that there are financial connections between a local system and local government does not detract from the essentially separate functions of these two entities). Therefore, Knox County does not have the authority to unilaterally relocate the Board’s administrative offices to the TVA East Tower. Hence, as an initial consideration, the contemplated contract between Knox County and TVA must have the Board’s approval. See *Bandy*, 186 Tenn. at 17, 207 S.W.2d at 1013 (explaining that there is not a conflict of authority between the county legislative body and the county school board when the two act cooperatively).

Assuming the Board does approve, the next consideration is whether the Board is authorized to locate its administrative offices in a federally-controlled building.¹ County school boards are creatures of statute and have only authority that is express or necessarily implied. 78 C.J.S. Schools and School Districts § 142 (2020).

The General Assembly has provided for local boards of education to manage and control their respective school systems. Tenn. Code Ann. §§ 49-1-103(1); 49-2-203(a). Pertinent here, a county school board has the duty to “[m]anage and control all public schools established or that may be established under its jurisdiction.” Tenn. Code Ann. § 49-2-203(a)(2). And Tenn. Code Ann. § 49-6-2004(a) provides that “[t]he custody of all county school property shall be with the county board of education.”²

¹ Because the contemplated agreement is to be entered between Knox County and TVA, the authority of the Knox County Board of Education to enter such an agreement is not an issue. Knox County may enter this type of agreement. See Tenn. Att’y Gen. Op. 89-24 (Feb. 16, 1989) (citing Tenn. Code Ann. §§ 7-51-901 to -911); Tenn. Att’y Gen. Op. 86-65 (Mar. 17, 1986) (same).

² A local school board also has the discretionary power to lease or sell its buildings, Tenn. Code Ann. § 49-2-203 (b)(10), and to “[p]ermit school buildings and school property to be used for public, community or recreational

In considering the meaning of these provisions, a court's role is to "ascertain and give effect to the legislative intent without unduly restricting or expanding a statute's coverage beyond its intended scope." *State v. Strode*, 232 S.W.3d 1, 9 (Tenn. 2007). Thus, initial focus must be on the statute's words, giving these words their natural and ordinary meaning in light of their statutory context. *Lee Med., Inc. v. Beecher*, 312 S.W.3d 515, 526 (Tenn. 2010). Any forced or subtle construction that would limit or extend the meaning the language in the statute is to be avoided. *Eastman Chem. Co. v. Johnson*, 151 S.W.3d 503, 507 (Tenn. 2004).

The county school board has a statutory duty to "[m]anage and control all *public schools* established or that may be established under its jurisdiction." Construing that language to categorically prevent the Board from relocating its administrative offices to the TVA East Tower would unduly expand the meaning of the statutory language. Construing "public schools" to include the Board's administrative offices is not warranted by the natural and ordinary meaning of this phrase. First, an administrative office is not a "public school."³ Second, the phrase "public schools" in Tenn. Code Ann. § 49-2-203(a)(2) stands in contrast to a later provision in Tenn. Code Ann. § 49-2-203 that permits a local school board to "lease or sell *buildings and property* or portions of buildings or property it determines are not being used or are not needed at present by the *public school system*." See Tenn. Code Ann. § 49-2-203(b)(10). This latter provision clearly covers buildings and property beyond the schools themselves. *State v. Casper*, 297 S.W.3d 676, 693 (Tenn. 2009) (When "the legislature includes particular language in one section of the statute but omits it in another section of the same Act, it is presumed that the legislature acted purposefully in including or excluding that particular subject."). Thus, unless the terms of the contemplated agreement would impinge on the Board's duty to manage and control the *public schools* under its jurisdiction,⁴ the relocation of the Board's administrative offices to the TVA East Tower would not be prohibited by Tenn. Code Ann. § 49-2-203(a)(2).

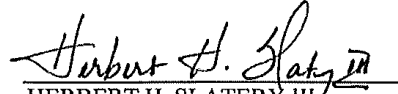
Nor does Tenn. Code Ann. § 49-6-2004(a) preclude the contemplated office relocation. It provides that "[f]he *custody* of all county school property shall be with the county board of education. "Custody of a thing means to have it in charge." *Monroe Cnty. Motor Co. v. Tennessee Odin Ins. Co.*, 33 Tenn. App. 223, 244, 231 S.W.2d 386, 395 (1950). "In charge of" means "in the care or custody of, or entrusted to the management or direction of." *Id.* at 244, 231 S.W.2d at 395-396. Custody "does not have to constitute dominion of supremacy of authority as does possession in its full significance." *Id.* at 244, 231 S.W.2d at 395. Thus, the requirement that the Board have the "custody" of all county school property does not foreclose the Board from

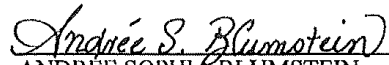
purposes under such rules, regulations and conditions as may be prescribed from time to time by the board of education." Tenn. Code Ann. § 49-2-203(b)(4).

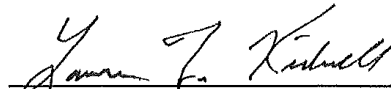
³ Under the regulations of the Tennessee State Board of Education, "[a] public school is the basic administrative unit of a state, county, city or special district school system, consisting of one or more grade groups, one or more teachers to give instruction, and one principal, which school shall be subject to the statutes of the State of Tennessee, and to rules, regulations, and minimum standards of the Tennessee State Board of Education." Tenn. Comp. R. & Regs. 0520-01-02-.01.

⁴ County school boards may not delegate their legislative functions. 78 C.J.S. Schools and School Districts § 143 (2020). See *Kelley v. Shelby Cnty. Bd of Educ.*, 198 F.Supp.3d 842, 852 (W.D. Tenn. 2016). See generally *Lotspeich v. Morristown*, 141 Tenn. 113, 207 S.W. 719 (1918). For example, the terms of the contract cannot prevent the general populace from attending public meetings of the Board that are held at the TVA East Tower.

relocating its administrative offices to the TVA East Tower because the Board does not have to have "dominion of supremacy of authority" over the county's school property. As long as the terms of the contemplated lease agreement do not impinge on the Board's authority to have the county's school property "in its charge," the relocation of the Board's administrative offices would not be proscribed by Tenn. Code Ann. § 49-6-2004(a).


HERBERT H. SLATTERY III
Attorney General and Reporter


ANDRIÉE SOPHIA BLUMSTEIN
Solicitor General


LAURA T. KIDWELL
Senior Assistant Attorney General

Requested by:

The Honorable Becky Massey
State Senator
Cordell Hull Building, Suite 776
425 5th Avenue North
Nashville, Tennessee 37243

IN RE: EDUCATION CONSENT CALENDAR:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AGREEMENT WITH GATEWAY MUSIC FESTIVALS & TOURS FOR HARDIN VALLEY ACADEMY BAND TO PARTICIPATE IN THE WAIKIKI HOLIDAY PARADE AND PEARL HARBOR COMMEMORATION IN WAIKIKI, HAWAII IN NOVEMBER OR DECEMBER 2021 AT A COST OF \$2,950.00 PER TRAVELERS PLUS A GROUP DEPOSIT OF \$500.00 - R-20-3-201:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an agreement with Gateway Music Festivals & Tours for Hardin Valley Academy Band to participate in the Waikiki Holiday Parade and Pearl Harbor Commemoration in Waikiki, Hawaii in November or December 2021 at a cost of \$2,950.00 per travelers plus a group deposit of \$500.00 was before the Board of Commissioners.

Commissioner Carringer moved to approve Resolution R-20-3-201 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with Gateway Music Festivals & Tours for Hardin Valley Academy Band to participate in the Waikiki Holiday Parade and Pearl Harbor Commemoration in Waikiki, Hawaii in November or December 2021 at a cost of \$2,950.00 per travelers plus a group deposit of \$500.00. Commissioner Anders seconded the motion and upon roll call vote Commissioners Gill, Carringer, Smith, Nystrom, Schoonmaker, Anders, Busler, Beeler, Dailey, Jay and Biggs voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING GRANT CONTRACTS WITH THE STATE OF TENNESSEE, TENNESSEE WILDLIFE RESOURCES AGENCY FOR THE PROVISION OF THE NATIONAL ARCHERY IN THE SCHOOLS PROGRAM (NASP) AT BRICKEY-MC CLOUD ELEMENTARY, COPPER RIDGE ELEMENTARY, FARRAGUT INTERMEDIATE AND RITTA ELEMENTARY SCHOOLS IN THE TOTAL AMOUNT OF \$4,000.00 (\$1,000.00 PER SCHOOL) FOR THE PURCHASE OF A NASP ARCHERY EQUIPMENT KIT - R-20-3-202:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving grant contracts with the State of Tennessee, Tennessee Wildlife Resources Agency for the provision of the National Archery in the Schools Program (NASP) at Brickey-McCloud Elementary, Copper Ridge Elementary, Farragut Intermediate and Ritta Elementary Schools in the total

amount of \$4,000.00 (\$1,000.00 per school) for the purchase of a NASP archery equipment kit was before the Board of Commissioners.

Commissioner Carringer moved to approve Resolution R-20-3-202 - Resolution of the Commission of Knox County, Tennessee, approving grant contracts with the State of Tennessee, Tennessee Wildlife Resources Agency for the provision of the National Archery in the Schools Program (NASP) at Brickey-McCloud Elementary, Copper Ridge Elementary, Farragut Intermediate and Ritta Elementary Schools in the total amount of \$4,000.00 (\$1,000.00 per school) for the purchase of a NASP archery equipment kit. Commissioner Anders seconded the motion and upon roll call vote Commissioners Gill, Carringer, Smith, Nystrom, Schoonmaker, Anders, Busler, Beeler, Dailey, Jay and Biggs voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING CONTRACTS WITH ANLAR, LLC, THE POLICY & RESEARCH GROUP, AND WESTED FOR THE PROVISION OF GENERAL EXTERNAL EVALUATOR SERVICES FOR FUTURE GRANT-FUNDED PROJECTS FOR A TERM BEGINNING JUNE 1, 2020 AND ENDING MAY 31, 2023 WITH THE OPTION TO EXTEND FOR TWO (2) ADDITIONAL YEARS, FOR A POSSIBLE TOTAL OF FIVE (5) YEARS - R-20-3-203:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving contracts with AnLar, LLC, The Policy & Research Group, and WestEd for the provision of general external evaluator services for future grant-funded projects for a term beginning June 1, 2020 and ending May 31, 2023 with the option to extend for two (2) additional years, for a possible total of five (5) years was before the Board of Commissioners.

Commissioner Carringer moved to approve Resolution R-20-3-203 - Resolution of the Commission of Knox County, Tennessee, approving contracts with AnLar, LLC, The Policy & Research Group, and WestEd for the provision of general external evaluator services for future grant-funded projects for a term beginning June 1, 2020 and ending May 31, 2023 with the option to extend for two (2) additional years, for a possible total of five (5) years. Commissioner Anders seconded the motion and upon roll call vote Commissioners Gill, Carringer, Smith, Nystrom, Schoonmaker, Anders, Busler, Beeler, Dailey, Jay and Biggs voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE ACCEPTANCE OF GRANT FUNDS AND DONATIONS FOR THE KNOX COUNTY SCHOOLS

AS SHOWN ON THE ATTACHED LIST AND IN THE TOTAL AMOUNT OF \$27,456.43 - R-20-3-204:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the acceptance of grant funds and donations for the Knox County Schools as shown on the attached list and in the total amount of \$27,456.43 was before the Board of Commissioners.

Commissioner Carringer moved to approve Resolution R-20-3-204 – Resolution of the Commission of Knox County, Tennessee, authorizing the acceptance of grant funds and donations for the Knox County Schools as shown on the attached list and in the total amount of \$27,456.43. Commissioner Anders seconded the motion and upon roll call vote Commissioners Gill, Carringer, Smith, Nystrom, Schoonmaker, Anders, Busler, Beeler, Dailey, Jay and Biggs voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AMENDED AND RESTATED KNOX COUNTY GOVERNMENT AGREEMENT BY AND AMONG KNOX COUNTY GOVERNMENT, MASTERYCONNECT, A WHOLLY OWNED SUBSIDIARY OF INSTRUCTURE, INC., AND INSTRUCTURE, INC. FOR THE PROVISION OF AN ASSESSMENT MANAGEMENT TOOL, WHICH AMENDMENT TRANSFERS THE AGREEMENT FROM MASTERYCONNECT TO INSTRUCTURE AND PROVIDES FOR NO REFUNDS TO BE MADE FOR ANY PRE-PAID FEES UPON TERMINATION - R-20-3-205:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an Amended and Restated Knox County Government Agreement by and among Knox County Government, MasteryConnect, a wholly owned subsidiary of Instructure, Inc., and Instructure, Inc. for the provision of an assessment management tool, which amendment transfers the agreement from MasteryConnect to Instructure and provides for no refunds to be made for any pre-paid fees upon termination was before the Board of Commissioners.

Commissioner Carringer moved to approve Resolution R-20-3-205 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an Amended and Restated Knox County Government Agreement by and among Knox County Government, MasteryConnect, a wholly owned subsidiary of Instructure, Inc., and Instructure, Inc. for the provision of an assessment management tool, which amendment transfers the agreement from MasteryConnect to Instructure and provides for no refunds to be made for any pre-paid fees upon termination. Commissioner Anders seconded the motion and upon roll call vote

Commissioners Gill, Carringer, Smith, Nystrom, Schoonmaker, Anders, Busler, Beeler, Dailey, Jay and Biggs voted aye. The motion carried 11-0-0-0.

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IN RE: GENERAL GOVERNMENT CONSENT CALENDAR:

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 KING PROPERTIES AND DEVELOPMENT, LLC FOR PROPERTY LOCATED AT 0 BEAVER RIDGE ROAD (CLT PARCEL #078-229) - R-20-3-401:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with King Properties and Development, LLC for property located at 0 Beaver Ridge Road (CLT Parcel #078-229) was before the Board of Commissioners.

Commissioner Dailey moved to approve Resolution R-20-3-401 - Resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with King Properties and Development, LLC for property located at 0 Beaver Ridge Road (CLT Parcel #078-229). Commissioner Anders seconded the motion and upon roll call vote Commissioners Carringer, Smith, Nystrom, Schoonmaker, Anders, Busler, Beeler, Dailey, Jay, Biggs and Gill voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES AND BEST MANAGEMENT PRACTICES WITH DOMINION RAINTREE LIMITED PARTNERSHIP FOR PROPERTY LOCATED AT 8518 RAINDROP ROAD (CLT PARCEL #133AH011) - R-20-3-402:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Dominion Raintree Limited Partnership for property located at 8518 Raindrop Road (CLT Parcel #133AH011) was before the Board of Commissioners.

Commissioner Dailey moved to approve Resolution R-20-3-402 - Resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Dominion Raintree Limited Partnership for property located at 8518

Raindrop Road (CLT Parcel #133AH011). Commissioner Anders seconded the motion and upon roll call vote Commissioners Carringer, Smith, Nystrom, Schoonmaker, Anders, Busler, Beeler, Dailey, Jay, Biggs and Gill voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES AND BEST MANAGEMENT PRACTICES WITH S & E PROPERTIES, LLC FOR PROPERTY LOCATED AT 8444 WESTLAND DRIVE (A PORTION OF CLT PARCEL #133-050) - R-20-3-403:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with S & E Properties, LLC for property located at 8444 Westland Drive (a portion of CLT Parcel #133-050) was before the Board of Commissioners.

Commissioner Dailey moved to approve Resolution R-20-3-403 - Resolution of the Commission of Knox County, Tennessee, approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with S & E Properties, LLC for property located at 8444 Westland Drive (a portion of CLT Parcel #133-050). Commissioner Anders seconded the motion and upon roll call vote Commissioners Carringer, Smith, Nystrom, Schoonmaker, Anders, Busler, Beeler, Dailey, Jay, Biggs and Gill voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING CONTRACTS WITH CEDAR BLUFF TOWING, INC., CHESTNUT STREET TRANSPORT AND RECOVERY, INC. AND SUTHERLAND AVENUE WRECKER SERVICE, INC. FOR THE PROVISION OF TOWING SERVICES - R-20-3-404:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving contracts with Cedar Bluff Towing, Inc., Chestnut Street Transport and Recovery, Inc. and Sutherland Avenue Wrecker Service, Inc. for the provision of towing services was before the Board of Commissioners.

Commissioner Dailey moved to approve Resolution R-20-3-404 - Resolution of the Commission of Knox County, Tennessee, approving contracts with Cedar Bluff Towing, Inc., Chestnut Street Transport and Recovery, Inc. and Sutherland Avenue Wrecker Service, Inc. for the provision of towing services. Commissioner Anders seconded the motion and upon roll call vote Commissioners

Carringer, Smith, Nystrom, Schoonmaker, Anders, Busler, Beeler, Dailey, Jay, Biggs and Gill voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AMENDMENT ONE TO A GRANT CONTRACT WITH THE TENNESSEE DEPARTMENT OF HEALTH FOR THE PROVISION OF TUBERCULOSIS (TB) CONTROL AND PREVENTION SERVICES, WHICH AMENDMENT INCREASES THE MAXIMUM LIABILITY OF THE STATE UNDER THE CONTRACT BY \$39,955.00 FOR THE CAPITAL PURCHASE OF UPGRADED X-RAY EQUIPMENT FOR THE TB CLINIC (NO LOCAL MATCH REQUIRED) – R-20-3-601:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving Amendment One to a Grant Contract with the Tennessee Department of Health for the provision of tuberculosis (TB) control and prevention services, which amendment increases the maximum liability of the State under the contract by \$39,955.00 for the capital purchase of upgraded x-ray equipment for the TB clinic (no local match required) was before the Board of Commissioners.

Commissioner Dailey moved to approve Resolution R-20-3-601 - Resolution of the Commission of Knox County, Tennessee, approving Amendment One to a Grant Contract with the Tennessee Department of Health for the provision of tuberculosis (TB) control and prevention services, which amendment increases the maximum liability of the State under the contract by \$39,955.00 for the capital purchase of upgraded x-ray equipment for the TB clinic (no local match required). Commissioner Anders seconded the motion and upon roll call vote Commissioners Carringer, Smith, Nystrom, Schoonmaker, Anders, Busler, Beeler, Dailey, Jay, Biggs and Gill voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AMENDMENT TWO TO A GRANT CONTRACT WITH THE TENNESSEE DEPARTMENT OF HEALTH FOR THE PROVISION OF TOBACCO PREVENTION PROGRAM SERVICES FOR THE BABY AND ME TOBACCO FREE PROGRAM, WHICH AMENDMENT EXTENDS THE TERM OF THE CONTRACT BY ONE (1) YEAR TO JUNE 30, 2021 AND INCREASES THE MAXIMUM LIABILITY OF THE STATE UNDER THE CONTRACT BY \$21,500.00 (NO LOCAL MATCH REQUIRED) - R-20-3-602:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving Amendment Two to a Grant Contract with the Tennessee Department of Health for the provision of Tobacco Prevention Program Services

for the Baby and Me Tobacco Free Program, which amendment extends the term of the contract by one (1) year to June 30, 2021 and increases the maximum liability of the State under the contract by \$21,500.00 (no local match required) was before the Board of Commissioners.

Commissioner Dailey moved to approve Resolution R-20-3-602 - Resolution of the Commission of Knox County, Tennessee, approving Amendment Two to a Grant Contract with the Tennessee Department of Health for the provision of Tobacco Prevention Program Services for the Baby and Me Tobacco Free Program, which amendment extends the term of the contract by one (1) year to June 30, 2021 and increases the maximum liability of the State under the contract by \$21,500.00 (no local match required). Commissioner Anders seconded the motion and upon roll call vote Commissioners Carringer, Smith, Nystrom, Schoonmaker, Anders, Busler, Beeler, Dailey, Jay, Biggs and Gill voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT CONTRACT IN THE AMOUNT OF \$308,800.00 WITH THE TENNESSEE DEPARTMENT OF HEALTH TO PROVIDE HIV/STD PREVENTION AND SURVEILLANCE SERVICES FOR THE PERIOD BEGINNING JANUARY 1, 2020 AND ENDING DECEMBER 31, 2020 (NO LOCAL MATCH REQUIRED) – R-20-3-603:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a Grant Contract in the amount of \$308,800.00 with the Tennessee Department of Health to provide HIV/STD Prevention and Surveillance services for the period beginning January 1, 2020 and ending December 31, 2020 (no local match required) was before the Board of Commissioners.

Commissioner Dailey moved to approve Resolution R-20-3-603 - Resolution of the Commission of Knox County, Tennessee, approving a Grant Contract in the amount of \$308,800.00 with the Tennessee Department of Health to provide HIV/STD Prevention and Surveillance services for the period beginning January 1, 2020 and ending December 31, 2020 (no local match required). Commissioner Anders seconded the motion and upon roll call vote Commissioners Carringer, Smith, Nystrom, Schoonmaker, Anders, Busler, Beeler, Dailey, Jay, Biggs and Gill voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AMENDMENT TO KNOX COUNTY CONTRACT NUMBER 18-386 WITH TYLER TECHNOLOGIES, INC. TO PROVIDE PROPERTY ASSESSMENT

SOFTWARE AND IMPLEMENTATION SERVICES, WHICH AMENDMENT PROVIDES OPTIONAL SOFTWARE LICENSE FEES (PUBLIC ACCESS & SMARTFILE), IMPLEMENTATION SERVICES FOR THE OPTIONAL SOFTWARE, OPTIONAL PROFESSIONAL SERVICES AND NEW SAAS HOSTING FEES FOR THE KNOX COUNTY PROPERTY ASSESSOR'S OFFICE - R-20-3-901:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an Amendment to Knox County Contract Number 18-386 with Tyler Technologies, Inc. to provide property assessment software and implementation services, which amendment provides optional software license fees (Public Access & Smartfile), implementation services for the optional software, optional professional services and new SaaS hosting fees for the Knox County Property Assessor's Office was before the Board of Commissioners.

Commissioner Dailey moved to approve Resolution R-20-3-901 - Resolution of the Commission of Knox County, Tennessee, approving an Amendment to Knox County Contract Number 18-386 with Tyler Technologies, Inc. to provide property assessment software and implementation services, which amendment provides optional software license fees (Public Access & Smartfile), implementation services for the optional software, optional professional services and new SaaS hosting fees for the Knox County Property Assessor's Office. Commissioner Anders seconded the motion and upon roll call vote Commissioners Carringer, Smith, Nystrom, Schoonmaker, Anders, Busler, Beeler, Dailey, Jay, Biggs and Gill voted aye. The motion carried 11-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AMENDMENT TWO TO A GRANT CONTRACT WITH THE TENNESSEE DEPARTMENT OF HUMAN SERVICES RELATED TO IV-D MAGISTRATE SERVICES, WHICH AMENDMENT INCREASES THE MAXIMUM LIABILITY OF THE STATE UNDER THE GRANT BY \$304,957.38, INCREASES THE LOCAL MATCH BY \$157,099.26, AND EXTENDS THE TERM OF THE CONTRACT BY ONE (1) YEAR TO EXPIRE JUNE 30, 2021 - R-20-3-903:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving Amendment Two to a Grant Contract with the Tennessee Department of Human Services related to IV-D Magistrate Services, which amendment increases the maximum liability of the State under the grant by \$304,957.38, increases the local match by \$157,099.26, and extends the term of the contract by one (1) year to expire June 30, 2021 was before the Board of Commissioners.

Commissioner Dailey moved to approve Resolution R-20-3-903 - Resolution of the Commission of Knox County, Tennessee, approving Amendment Two to a Grant Contract with the Tennessee Department of Human Services related to IV-D Magistrate Services, which amendment increases the maximum liability of the State under the grant by \$304,957.38, increases the local match by \$157,099.26, and extends the term of the contract by one (1) year to expire June 30, 2021. Commissioner Anders seconded the motion and upon roll call vote Commissioners Carringer, Smith, Nystrom, Schoonmaker, Anders, Busler, Beeler, Dailey, Jay, Biggs and Gill voted aye. The motion carried 11-0-0-0.

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IN RE: RESOLUTIONS NOT ON THE GENERAL GOVERNMENT CONSENT CALENDAR:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A LIMITED WARRANTY DEED FOR THE ACCEPTANCE OF PROPERTY LOCATED ON THE HOLSTON RIVER AT 1233 OLD STRAWBERRY PLAINS PIKE (PARCEL NUMBER 053-012) AND KNOWN AS MCBEE FERRY LANDING FROM THE LEGACY PARKS FOUNDATION TO BE USED TO CREATE A KNOX COUNTY PARK - R-20-3-701:

This item was deferred to the April 2020 Board of Commissioners meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN APPROPRIATION IN THE AMOUNT OF \$3,975,000.00 FROM GENERAL FUND TRANSFERS AND A BOND PREMIUM FOR RENOVATIONS TO THE TVA EAST TOWER CONTINGENT UPON THE EXECUTION AND DELIVERY OF ALL THE DOCUMENTS RELATING TO THE CONTRACTS WITH THE TENNESSEE VALLEY AUTHORITY GRANTING KNOX COUNTY A TERM EASEMENT FOR USE OF THE TVA EAST TOWER, PERMANENT EASEMENT FOR TVA SUMMER PLACE COMPLEX AND FRITTS LOT TERM EASEMENT - R-20-3-801:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an appropriation in the amount of \$3,975,000.00 from General Fund Transfers and a Bond Premium for renovations to the TVA East Tower contingent upon the execution and delivery of all the documents relating to the contracts with the Tennessee Valley Authority granting Knox County a term easement for use of the TVA East Tower, permanent easement for TVA Summer

Place Complex and Fritts Lot Term Easement was before the Board of Commissioners.

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

Commissioner Anders moved to approve Resolution R-20-3-801 - Resolution of the Commission of Knox County, Tennessee, approving an appropriation in the amount of \$3,975,000.00 from General Fund Transfers and a Bond Premium for renovations to the TVA East Tower contingent upon the execution and delivery of all the documents relating to the contracts with the Tennessee Valley Authority granting Knox County a term easement for use of the TVA East Tower, permanent easement for TVA Summer Place Complex and Fritts Lot Term Easement. Commissioner Smith seconded the motion and upon roll call vote Commissioners Smith, Nystrom, Schoonmaker, Anders, Beeler, Dailey, Jay, Biggs and Carringer voted aye. Commissioners Busler and Gill abstained from voting. The motion carried 9-0-2-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN APPROPRIATION IN THE AMOUNT OF \$1,600,000.00 FROM GENERAL FUND TRANSFERS FOR THE ACQUISITION OF THE SUMMER PLACE COMPLEX VIA PERMANENT EASEMENT CONTINGENT UPON THE EXECUTION AND DELIVERY OF ALL THE DOCUMENTS RELATING TO THE CONTRACTS WITH THE TENNESSEE VALLEY AUTHORITY GRANTING KNOX COUNTY A TERM EASEMENT FOR USE OF THE TVA EAST TOWER, PERMANENT EASEMENT FOR TVA SUMMER PLACE COMPLEX AND FRITTS LOT TERM EASEMENT - R-20-3-802:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an appropriation in the amount of \$1,600,000.00 from General Fund Transfers for the acquisition of the Summer Place Complex via permanent easement contingent upon the execution and delivery of all the documents relating to the contracts with the Tennessee Valley Authority granting Knox County a term easement for use of the TVA East Tower, permanent easement for TVA Summer Place Complex and Fritts Lot Term Easement was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-20-3-802 - Resolution of the Commission of Knox County, Tennessee, approving an appropriation in the amount of \$1,600,000.00 from General Fund Transfers for the acquisition of the Summer Place Complex via permanent easement contingent upon the execution and delivery of all the documents relating to the contracts with the Tennessee Valley Authority granting Knox County a term easement for use of

the TVA East Tower, permanent easement for TVA Summer Place Complex and Fritts Lot Term Easement. Commissioner Biggs seconded the motion and upon roll call vote Commissioners Nystrom, Schoonmaker, Anders, Beeler, Dailey, Jay, Biggs, Carringer and Smith voted aye. Commissioners Busler and Gill abstained from voting. The motion carried 9-0-2-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE LEASE AGREEMENT WITH THE KNOXVILLE JEWISH ALLIANCE, A NON-PROFIT CORPORATION ORGANIZED UNDER THE LAWS OF THE STATE OF TENNESSEE, FOR THE PLACEMENT OF THE MASTER SERGEANT ROBBIE EDMONDS MEMORIAL MARKER AND RELATED IMPROVEMENTS ON THE LEASED PREMISES TO THE SOUTH OF THE INTERSECTION OF MARKET STREET AND CLINCH AVENUE – R-20-3-902:

This item was deferred to the April 2020 Board of Commissioners meeting. (See Amendments to the Agenda, Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, DECLARING KNOX COUNTY, TENNESSEE A SECOND AMENDMENT CONSTITUTIONAL COUNTY – R-20-3-904:

This item was deferred to the May 2020 Board of Commissioners meeting. (See Amendments to the Agenda, Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, EXPRESSING SUPPORT OF THE 2020 CENSUS/JOINT COMPLETE COUNTY EXECUTIVE COMMITTEE – R-20-3-905:

Consideration of a Resolution of the Commission of Knox County, Tennessee, expressing support of the 2020 Census/Joint Complete County Executive Committee was before the Board of Commissioners.

Commissioner Jay moved to approve Resolution R-20-3-905 - Resolution of the Commission of Knox County, Tennessee, expressing support of the 2020 Census/Joint Complete County Executive Committee. Commissioner Anders seconded the motion and upon roll call vote Commissioners Schoonmaker, Anders, Busler, Beeler, Dailey, Jay, Biggs, Gill, Carringer, Smith and Nystrom voted aye. The motion carried 11-0-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, DIRECTING THE KNOX COUNTY FINANCE DIRECTOR TO PROVIDE BEGINNING IN THE FY 2021 KNOX COUNTY BUDGET AND EACH FISCAL YEAR THEREAFTER FOR THE AMOUNT OF \$150,000.00 TO BE TRANSFERRED, AS THE REVENUE IS RECEIVED, FROM THE KNOX COUNTY LITIGATION TAX FUND TO A NEW ACCOUNT DESIGNATED FOR THE KNOX COUNTY SHERIFF'S OFFICE LITTER CREW FOR LITTER CONTROL PURPOSES - R-20-3-906:

This item was withdrawn from the agenda and deferred to 2021. (See Amendments to the Agenda, Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY COMMISSION RULES BY 1) MAKING VARIOUS CHANGES TO RULE I, SECTION B, ORDER OF BUSINESS, AND 2) BY ADDING LANGUAGE TO RULE I, SECTION O TO PROVIDE THAT PUBLIC FORUM AT THE BEGINNING OF THE COMMISSION MEETING IS FOR AGENDA ITEMS ONLY AND PUBLIC FORUM AT THE END OF THE COMMISSION MEETING IS FOR OPEN TOPICS - R-20-3-907:

This item was deferred to the April 2020 Board of Commissioners meeting.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, EXPRESSING SUPPORT OF THE KNOX COUNTY SAFER AT HOME ORDER – R-20-3-908:

This item was heard earlier at the meeting. (See Page _____)

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN APPROPRIATION IN THE AMOUNT OF \$500,000.00 FROM THE HOTEL/MOTEL TAX FUND BALANCE TO PROVIDE AN EMERGENCY LOAN TO ZOO KNOXVILLE DUE TO ITS TEMPORARY CLOSURE IN RESPONSE TO THE COVID-19 PANDEMIC - R-20-3-909:

This item was heard earlier at the meeting. (See Page _____)

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IN RE: ORDINANCES ON FIRST READING:

No Ordinances on First Reading received.

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IN RE: ORDINANCES ON SECOND READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING KNOX COUNTY CODE, CHAPTER 18, ARTICLE III ENTITLED "GENERAL SESSIONS COURT" TO ADD A SENTENCE AT THE END OF SECTION 18-86 TO PROVIDE FOR SPECIAL JUDGES TO DRAW COMPENSATION FOR SERVICES AT THE RATE OF \$300.00 PER HALF-DAY (PRIVATE ACTS 1939, CHAPTER 54, § 12; PRIVATE ACTS 1981, CHAPTER 169; ORDINANCE O-91-8-102, ADOPTED AUGUST 29, 1991; AND ORDINANCE O-95-5-101, ADOPTED MAY 22, 1995) - O-20-2-101 (SECOND READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code, Chapter 18, Article III entitled "General Sessions Court" to add a sentence at the end of Section 18-86 to provide for special judges to draw compensation for services at the rate of \$300.00 per half-day (Private Acts 1939, Chapter 54, § 12; Private Acts 1981, Chapter 169; Ordinance O-91-8-102, adopted August 29, 1991; and Ordinance O-95-5-101, adopted May 22, 1995) was before the Board of Commissioners on second reading.

Commissioner Dailey moved to approve Ordinance O-20-2-101 - Ordinance of the Commission of Knox County, Tennessee, amending Knox County Code, Chapter 18, Article III entitled "General Sessions Court" to add a sentence at the end of Section 18-86 to provide for special judges to draw compensation for services at the rate of \$300.00 per half-day (Private Acts 1939, Chapter 54, § 12; Private Acts 1981, Chapter 169; Ordinance O-91-8-102, adopted August 29, 1991; and Ordinance O-95-5-101, adopted May 22, 1995) on second reading. Commissioner Anders seconded the motion and upon roll call vote Commissioners Anders, Busler, Beeler, Dailey, Jay, Biggs, Gill, Carringer, Smith, Nystrom and Schoonmaker voted aye. The motion carried 11-0-0-0.

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IN RE: OTHER BUSINESS:

IN RE: PRESENTATION OF A PROCLAMATION BY THE KNOX COUNTY MAYOR PROCLAIMING APRIL 2020 AS FAIR HOUSING MONTH IN KNOX COUNTY:

This item was deferred to the April 2020 Board of Commissioners meeting.

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IN RE: DISCUSSION ITEM REGARDING ILLEGAL LITTERING/DUMPING ON PRIVATE PROPERTY:

This item was deferred to the April 2020 Board of Commissioners meeting.

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IN RE: ZONING REQUESTS:

IN RE: REQUEST OF JOSEPH NOVKOV AND STEVE LENTZ FOR REZONING FROM A AGRICULTURAL ZONE TO RA LOW DENSITY RESIDENTIAL ZONE. PROPERTY LOCATED AT 3417 STAMPS LANE, PARCEL ID 56 P A 01201, COMMISSION DISTRICT 7.

This item was deferred to the April 2020 Board of Commissioners meeting. (See Amendments to the Agenda, Page _____)

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IN RE: REQUEST OF SCOTT DAVIS/MESANA INVESTMENTS, LLC FOR REZONING FROM A AGRICULTURAL ZONE TO PR PLANNED RESIDENTIAL ZONE UP TO 5 DWELLING UNITS PER ACRE. PROPERTY LOCATED AT 7711 THOMPSON SCHOOL ROAD, PARCEL ID 20 158.01, COMMISSION DISTRICT 8.

This item was deferred to the April 2020 Board of Commissioners meeting. (See Amendments to the Agenda, Page _____)

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IN RE: REQUEST OF BEN MULLINS O/B/O GREGORY JONES & STEVEN OUSLEY FOR REZONING FROM A AGRICULTURAL ZONE TO PR PLANNED RESIDENTIAL ZONE UP TO 1 DWELLING UNIT PER ACRE. PROPERTY LOCATED AT 4937 WISE SPRINGS ROAD, PARCEL ID 40 133, COMMISSION DISTRICT 8.

This item was deferred to the April 2020 Board of Commissioners meeting. (See Amendments to the Agenda, Page _____)

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IN RE: REQUEST OF JOSEPH AND REBECCA LONGMIRE FOR NORTHEAST COUNTY SECTOR PLAN AMENDMENT FROM SFR SINGLE FAMILY RESIDENTIAL AND AG/FOR/VAC AGRICULTURAL/FORESTRY/VACANT ZONE TO RR RURAL RESIDENTIAL ZONE. PROPERTY LOCATED AT 9901 EAST EMORY ROAD AND 9853 EAST EMORY ROAD, PARCEL ID 15 004 AND 00401, COMMISSION DISTRICT 8.

This item was deferred to the April 2020 Board of Commissioners meeting. (See Amendments to the Agenda, Page _____)

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IN RE: REQUEST OF JOSEPH AND REBECCA LONGMIRE FOR REZONING FROM A AGRICULTURAL ZONE TO PR PLANNED RESIDENTIAL ZONE. PROPERTY LOCATED AT 9901 EAST EMORY

ROAD AND 9853 EAST EMORY ROAD, PARCEL ID 15 004 AND 00401, COMMISSION DISTRICT 8.

This item was deferred to the April 2020 Board of Commissioners meeting. (See Amendments to the Agenda, Page _____)

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IN RE: ZONING APPEALS:

IN RE: APPEAL BY BENJAMIN C. MULLINS, APPLICANT, OF KNOXVILLE-KNOX COUNTY PLANNING COMMISSION'S DECISION TO DENY REZONING FROM A AGRICULTURAL ZONE TO PC PLANNED COMMERCIAL ZONE. PROPERTY LOCATED AT 3216 JOHNSON ROAD, PARCEL ID 92 01201, COMMISSION DISTRICT 6.

This item was deferred to the April 2020 Board of Commissioners meeting. (See Amendments to the Agenda, Page _____)

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IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AMENDING THE KNOX COUNTY CODE, APPENDIX A – ZONING, ARTICLE 3, SECTION 3.50 – OFF-STREET PARKING REQUIREMENTS, TO ALLOW A PARKING STUDY TO BE SUBMITTED AND APPROVED AS A BASIS FOR REDUCING THE MINIMUM NUMBER OF OFF-STREET PARKING SPACES (ORDINANCE O-90-9-130, ADOPTED SEPTEMBER 10, 1990 AS AMENDED) – O-20-3-101 – (FIRST READING):

This item was deferred to the April 2020 Board of Commissioners meeting. (See Amendments to the Agenda, Page _____)

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IN RE: ADJOURNMENT:

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

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KNOX COUNTY BOARD OF COMMISSIONERS

HUGH NYSTROM, CHAIRMAN