

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, January 26, 2009 at 2:00 p.m. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston. Also present were Mr. Bill Lockett, Knox County Law Director, Mr. Mike Ragsdale, Knox County Mayor, Mr. John Troyer, Senior Director for Knox County Finance, Mr. Richard Walls, Knox County Internal Auditor, Mr. Mark Donaldson, Executive Director for Metropolitan Planning Commission, Mr. Ewing "Buzz" Johnson, Deputy Director for Metropolitan Planning Commission, and members of the news media.

Commissioner Strickland, Chairman, presided.

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

* * * * *

IN RE: ROLL CALL:

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

* * * * *

IN RE: DEVOTIONAL:

Commissioner Wright gave the devotional.

* * * * *

Commissioner Strickland expressed condolences from the Commission to Commissioner Anders for the passing of his grandfather.

* * * * *

IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Smith led the Pledge of Allegiance to the Flag.

* * * * *

IN RE: AMENDMENTS TO THE AGENDA:

1. Commissioner Strickland amended the agenda to remove the following item from the Consent Calendar to be heard earlier on the day's agenda: Resolution R-09-1-101 - Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Robert Hewgley.

* * * * *

2. Commissioner Strickland amended the agenda for the following item to be heard earlier on the day's agenda: Resolution

R-09-1-803 - Consideration of a Resolution of the Commission of Knox County, Tennessee, to receive a report from the Knox County Retirement and Pension Board regarding the status of its defined benefit plans.

* * * * *

3. Without objection, Commissioner Strickland amended the agenda to add the following item: Discussion to sale Hillcrest Nursing Home; to be put out for an RFP for a minimum bid of \$22,000,000.00; to make sure all indigent care patients and Medicaid patients are taken care of; and that it be a cash sale.

* * * * *

4. Commissioner Strickland amended the agenda to defer the following item to the February 2009 Board of Commissioners meeting: Discussion of the length of Audit Committee member terms as it relates to Ordinance O-08-7-102.

* * * * *

5. Without objection, Commissioner Strickland amended the agenda to add the following item: Discussion of liquor by the drink.

* * * * *

6. Without objection, Commissioner Strickland amended the agenda to add the following item: Discussion of the recent Knox County Chancery Court ruling regarding the Solway issue.

* * * * *

7. Commissioner Strickland amended the agenda to defer the following items to the February 2009 Board of Commissioners meeting: Resolution R-09-1-501 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an agreement with the Helen Ross McNabb Center, Inc., to provide \$200,000.00 for the construction of sixteen (16) one-bedroom efficiency apartments for the chronically homeless; and Resolution R-09-1-906 - Consideration of a Resolution of the Commission of Knox County, Tennessee, requiring paid lobbyists to register each calendar year with the Knox County Clerk.

* * * * *

8. Commissioner Strickland amended the agenda to withdraw the following item: Resolution R-09-1-111 - Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the appointment of a Commissioner to the Knox County Retirement and Pension Board.

* * * * *

9. Commissioner Wright moved to amend the agenda to withdraw the following item: Resolution R-09-1-601 - Consideration of a Resolution of the Commission of Knox County, Tennessee, accepting a

donation of 8,000 doses of MedImmune FluMist from the National Association of County and City Health Officials (NACCHO) for an emergency preparedness exercise. Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

10. Commissioner Wright moved to amend the agenda to defer the following item to the February 2009 Board of Commissioners meeting: Resolution R-09-1-802 - Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the restructuring/refinancing of Knox County Debt Series 6-a-1; 6-k-1; and D-3-A. Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

IN RE: **CONSENT ITEMS:**

1. Tax Refunds:

No request received.

* * * * *

2. Notary Public Applications:

177 Notary Public Applications received.

3. Reports of Officials: (Quarterly)

- A. County Mayor
- B. County Law Director
- C. Superintendent of Schools
- D. Trustee
- E. Medical Examiner
- F. Sheriff
- G. Public Libraries
- H. Old Records

4. Reports of County Agencies: (Quarterly)

- A. Department of Human Services
- B. Department of Child and Family Services
- C. Department of Air Quality Management

- D. Metropolitan Planning Commission
- E. Sheriff's Merit System
- F. Pre-Trial Release
- G. Jail Inspection Committee
- H. Alternative Sentencing Program
- I. Ambulance Review Commission

Commissioner Wright moved to approve all Consent Items.

Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

IN RE: EDUCATION CONSENT CALENDAR:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT WITH FOLLETT SOFTWARE COMPANY FOR SERVICES RELATED TO AN EDUCATION MANAGEMENT INFORMATION SYSTEM – R-09-1-201:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with Follett Software Company for services related to an Education Management Information System was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-1-201 - Resolution of the Commission of Knox County, Tennessee, approving a contract with Follett Software Company for services related to an Education Management Information System. Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A CONTRACT IN THE AMOUNT OF \$4,426.50 FOR THE SALE OF LAND ADJACENT TO MT. OLIVE ELEMENTARY SCHOOL AND OWNED BY JAMES AND BETTY HALE – R-09-1-202:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$4,426.50 for the sale of land adjacent to Mt. Olive Elementary School and owned by James and Betty Hale was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-1-202 - Resolution of the Commission of Knox County, Tennessee, approving a contract in the amount of \$4,426.50 for the sale of land adjacent to Mt. Olive Elementary School and owned by James and Betty Hale.

Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

IN RE: CONSENT CALENDAR:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING ROBERT HEWGLEY – R-09-1-101:

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

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE 2009 APPALACHIA HIDTA GRANT AGREEMENT – R-09-1-301:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the 2009 Appalachia HIDTA Grant Agreement was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-1-301 - Resolution of the Commission of Knox County, Tennessee, approving the 2009 Appalachia HIDTA Grant Agreement. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AGREEMENT WITH THE ORGANIZED CRIME DRUG

**ENFORCEMENT TASK FORCES (OCDETF) FOR THE USE OF THE
OCDETF STATE AND LOCAL OVERTIME AND AUTHORIZED
EXPENSE PROGRAM FOR THE REIMBURSEMENT OF OVERTIME
COSTS – R-09-1-302:**

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an agreement with the Organized Crime Drug Enforcement Task Forces (OCDETF) for the use of the OCDETF State and Local Overtime and Authorized Expense Program for the reimbursement of overtime costs was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-1-302 - Resolution of the Commission of Knox County, Tennessee, approving an agreement with the Organized Crime Drug Enforcement Task Forces (OCDETF) for the use of the OCDETF State and Local Overtime and Authorized Expense Program for the reimbursement of overtime costs. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE
2009 COST REIMBURSEMENT AGREEMENT BETWEEN THE
FEDERAL BUREAU OF INVESTIGATION (FBI) AND THE KNOX
COUNTY SHERIFF'S OFFICE FOR THE SAFE STREETS TASK
FORCE – R-09-1-303:**

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the 2009 Cost Reimbursement Agreement between the Federal Bureau of Investigation (FBI) and the Knox County Sheriff's Office for the Safe Streets Task Force was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-1-303 - Resolution of the Commission of Knox County, Tennessee, approving the 2009 Cost Reimbursement Agreement between the Federal Bureau of Investigation (FBI) and the Knox County Sheriff's Office for the Safe Streets Task Force. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES BY LKM PROPERTIES, LP FOR PROPERTY LOCATED AT 9729 MIDDLEBROOK PIKE – R-09-1-401:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities by LKM Properties, LP for property located at 9729 Middlebrook Pike was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-1-401 - Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities by LKM Properties, LP for property located at 9729 Middlebrook Pike. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES BY KNOXVILLE OLD CEDAR BLUFF, LLC FOR PROPERTY LOCATED AT 1015 OLD CEDAR BLUFF ROAD – R-09-1-402:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities by Knoxville Old Cedar Bluff, LLC for property located at 1015 Old Cedar Bluff Road was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-1-402 - Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities by Knoxville Old Cedar Bluff, LLC for property located at 1015 Old Cedar Bluff Road. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold,

Briggs, Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES BY WINFIELD COURT, LLC FOR PROPERTY LOCATED AT 7216 HAMMER ROAD – R-09-1-403:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities by Winfield Court, LLC for property located at 7216 Hammer Road was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-1-403 - Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities by Winfield Court, LLC for property located at 7216 Hammer Road. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES BY EDMUNDO ERVIN SUMARRIVA AND ELSA WONG DE SUMARRIVA FOR PROPERTY LOCATED ON GILBERT DRIVE – R-09-1-404:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities by Edmundo Ervin Sumarriva and Elsa Wong De Sumarriva for property located on Gilbert Drive was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-1-404 - Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities by Edmundo Ervin Sumarriva and Elsa Wong De Sumarriva for property located on Gilbert Drive. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig

Leuthold, Briggs, Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES BY D & H INVESTMENTS PARTNERSHIP FOR PROPERTY LOCATED AT 9220 DUTCHTOWN ROAD – R-09-1-405:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities by D & H Investments Partnership for property located at 9220 Dutchtown Road was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-1-405 - Resolution of the Commission of Knox County, Tennessee, approving covenants for permanent maintenance of stormwater facilities by D & H Investments Partnership for property located at 9220 Dutchtown Road. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AN AGREEMENT WITH THE HELEN ROSS MCNABB CENTER, INC., TO PROVIDE \$200,000.00 FOR THE CONSTRUCTION OF SIXTEEN (16) ONE-BEDROOM EFFICIENCY APARTMENTS FOR THE CHRONICALLY HOMELESS – R-09-1-501:

This item was deferred to the February 2009 Board of Commissioners meeting. (See Amendments to the Agenda, Page ____)

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT IN THE AMOUNT OF \$926,610.64 WITH THE TENNESSEE EMERGENCY MANAGEMENT AGENCY FOR FEDERAL PASS-THROUGH FUNDING RELATED TO THE FY 2008 HOMELAND SECURITY GRANT PROGRAM – R-09-1-502:

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

\$926,610.64 with the Tennessee Emergency Management Agency for Federal pass-through funding related to the FY 2008 Homeland Security Grant Program was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-1-502 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$926,610.64 with the Tennessee Emergency Management Agency for Federal pass-through funding related to the FY 2008 Homeland Security Grant Program. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT IN THE AMOUNT OF \$18,390.00 WITH THE TENNESSEE DEPARTMENT OF AGRICULTURE FOR PLANTING TREES AT HARDIN VALLEY ACADEMY – R-09-1-503:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$18,390.00 with the Tennessee Department of Agriculture for planting trees at Hardin Valley Academy was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-1-503 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$18,390.00 with the Tennessee Department of Agriculture for planting trees at Hardin Valley Academy. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING AMENDMENT ONE TO GRANT CONTRACT #GG-09-25868-00 WITH THE TENNESSEE DEPARTMENT OF HEALTH FOR TOBACCO USE PREVENTION SERVICES – R-09-1-602:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving Amendment One to Grant Contract #GG-09-

25868-00 with the Tennessee Department of Health for Tobacco Use Prevention Services was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-1-602 - Resolution of the Commission of Knox County, Tennessee, approving Amendment One to Grant Contract #GG-09-25868-00 with the Tennessee Department of Health for Tobacco Use Prevention Services. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A WAIVER OF CREDIT CARD OR DEBIT CARD PROCESSING FEES FOR SERVICES AND GOODS PROVIDED BY THE KNOX COUNTY PARKS AND RECREATION DEPARTMENT, AS PERMITTED BY T.C.A. §9-1-108 – R-09-1-701:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a waiver of credit card or debit card processing fees for services and goods provided by the Knox County Parks and Recreation Department, as permitted by T.C.A. §9-1-108 was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-1-701 - Resolution of the Commission of Knox County, Tennessee, approving a waiver of credit card or debit card processing fees for services and goods provided by the Knox County Parks and Recreation Department, as permitted by T.C.A. §9-1-108. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ACCEPTING A DONATION IN THE AMOUNT OF \$10,000.00 FROM WAL-MART FOR SPRING PLACE PARK – R-09-1-702:

Consideration of a Resolution of the Commission of Knox County, Tennessee, accepting a donation in the amount of \$10,000.00 from Wal-Mart for Spring Place Park was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-1-702 - Resolution of the Commission of Knox County, Tennessee, accepting a donation in the amount of \$10,000.00 from Wal-Mart for Spring Place Park. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ACCEPTING A DONATION OF 11 ACRES IN THE HALLS COMMUNITY AND 26 ACRES IN SOUTH KNOX COUNTY FOR AN ADDITION TO THE SEVEN ISLANDS WILDLIFE REFUGE FROM THE LEGACY PARKS FOUNDATION – R-09-1-703:

Consideration of a Resolution of the Commission of Knox County, Tennessee, accepting a donation of 11 acres in the Halls Community and 26 acres in South Knox County for an addition to the Seven Islands Wildlife Refuge from the Legacy Parks Foundation was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-1-703 - Resolution of the Commission of Knox County, Tennessee, accepting a donation of 11 acres in the Halls Community and 26 acres in South Knox County for an addition to the Seven Islands Wildlife Refuge from the Legacy Parks Foundation. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE CITY COUNTY BUILDING GREEN SPACE POLICY – R-09-1-801:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the City County Building Green Space Policy was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-1-801 - Resolution of the Commission of Knox County, Tennessee, approving the City County Building Green Space Policy. Commissioner Anders seconded the motion and upon roll call vote Commissioners

McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT IN THE AMOUNT OF \$15,000.00 WITH THE TENNESSEE EMERGENCY MANAGEMENT AGENCY (TEMA) TO PROVIDE PASS-THROUGH FUNDING FROM THE U.S. DEPARTMENT OF ENERGY FOR OFF-SITE EMERGENCY PLANNING AND RESPONSE – R-09-1-901:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$15,000.00 with the Tennessee Emergency Management Agency (TEMA) to provide pass-through funding from the U.S. Department of Energy for off-site emergency planning and response was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-1-901 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$15,000.00 with the Tennessee Emergency Management Agency (TEMA) to provide pass-through funding from the U.S. Department of Energy for off-site emergency planning and response. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT (CONTRACT NUMBER 09-03-FY9-403-DSLWK) IN THE AMOUNT OF \$311,996.00 WITH THE TENNESSEE DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT FOR DISLOCATED WORKER EMPLOYMENT AND TRAINING PROGRAMS IN KNOX COUNTY – R-09-1-902:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant agreement (contract number 09-03-FY9-403-DSLWK) in the amount of \$311,996.00 with the Tennessee Department of Labor and Workforce Development for dislocated worker

employment and training programs in Knox County was before the Board Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-1-902 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement (contract number 09-03-FY9-403-DSLWK) in the amount of \$311,996.00 with the Tennessee Department of Labor and Workforce Development for dislocated worker employment and training programs in Knox County. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT (CONTRACT NUMBER 09-03-FY9-203-ADULT) IN THE AMOUNT OF \$648,965.00 WITH THE TENNESSEE DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT FOR ADULT EMPLOYMENT AND TRAINING PROGRAMS IN KNOX COUNTY – R-09-1-903:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant agreement (contract number 09-03-FY9-203-ADULT) in the amount of \$648,965.00 with the Tennessee Department of Labor and Workforce Development for Adult Employment and Training Programs in Knox County was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-1-903 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement (contract number 09-03-FY9-203-ADULT) in the amount of \$648,965.00 with the Tennessee Department of Labor and Workforce Development for Adult Employment and Training Programs in Knox County. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

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

LOBBYISTS TO REGISTER EACH CALENDAR YEAR WITH THE KNOX COUNTY CLERK – R-09-1-906:

This item was deferred to the February 2009 Board of Commissioners meeting. (See Amendments to the Agenda, Page _____)

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE SUBDIVISION, PLATTING AND CONVEYANCE OF A NORTHEASTERN 1.75 ACRE PORTION OF KNOX COUNTY PROPERTY LOCATED AT 1758 HILLWOOD DRIVE, CLT #095NB001, TO THE CITY OF KNOXVILLE AT NO COST AND ACCEPTING A WESTERN 1.3 ACRE PORTION OF KUB PROPERTY LOCATED AT 1862 ISLAND HOME AVENUE, CLT #095NB00101 – R-09-1-908:

Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the subdivision, platting and conveyance of a northeastern 1.75 acre portion of Knox County property located at 1758 Hillwood Drive, CLT #095NB001, to the City of Knoxville at no cost and accepting a western 1.3 acre portion of KUB property located at 1862 Island Home Avenue, CLT #095NB00101 was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-1-908 - Resolution of the Commission of Knox County, Tennessee, authorizing the subdivision, platting and conveyance of a northeastern 1.75 acre portion of Knox County property located at 1758 Hillwood Drive, CLT #095NB001, to the City of Knoxville at no cost and accepting a western 1.3 acre portion of KUB property located at 1862 Island Home Avenue, CLT #095NB00101. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE STOCK CREEK STREAM MITIGATION PLAN – R-09-1-909:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the Stock Creek Stream Mitigation Plan was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution

R-09-1-909 - Resolution of the Commission of Knox County, Tennessee, approving the Stock Creek Stream Mitigation Plan. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING A GRANT AGREEMENT IN THE AMOUNT OF \$22,499.00 WITH THE TENNESSEE COMMISSION ON CHILDREN AND YOUTH FOR PROGRAMS THAT PREVENT DELINQUENCY AND IMPROVE TENNESSEE'S JUVENILE JUSTICE SYSTEM – R-09-1-910:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$22,499.00 with the Tennessee Commission on Children and Youth for programs that prevent delinquency and improve Tennessee's Juvenile Justice System was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-1-910 - Resolution of the Commission of Knox County, Tennessee, approving a grant agreement in the amount of \$22,499.00 with the Tennessee Commission on Children and Youth for programs that prevent delinquency and improve Tennessee's Juvenile Justice System. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ADOPTING THE TENNESSEE TECHNOLOGY CORRIDOR DEVELOPMENT AUTHORITY (TTCDA) COMPREHENSIVE DEVELOPMENT PLAN 2008 UPDATE AND CORRESPONDING AMENDMENT TO THE NORTHWEST COUNTY SECTOR PLAN – R-09-1-911:

Consideration of a Resolution of the Commission of Knox County, Tennessee, adopting the Tennessee Technology Corridor Development Authority (TTCDA) Comprehensive Development Plan 2008

update and corresponding amendment to the Northwest County Sector Plan was before the Board of Commissioners.

Commissioner Craig Leuthold moved to approve Resolution R-09-1-911 - Resolution of the Commission of Knox County, Tennessee, adopting the Tennessee Technology Corridor Development Authority (TTEDA) Comprehensive Development Plan 2008 update and corresponding amendment to the Northwest County Sector Plan. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

IN RE: ACCEPTANCE OF NEW COUNTY ROADS:

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

- A. Pershing Hill Lane, Pershing Hill Subdivision, District 5.
- B. Red Water Lane, Harrison Springs Subdivision, District 6.
- C. Running Creek Lane, Harrison Springs Subdivision, District 6.
- D. Tobias Lane, Richmond Hill Subdivision, District 5.
- E. Saluda Road, Richmond Hill Subdivision, District 5.
- F. Greatcoat Lane, Richmond Hill Subdivision, District 5.
- G. Montford Lane, Richmond Hill Subdivision, District 5.

Commissioner Craig Leuthold moved to approve the above acceptance of new county roads. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

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

Commissioner Saunders moved to approve the minutes from the previous meeting held on December 15, 2008 (Regular Session). Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs,

Anders, Lambert, Smith, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 18-0-0-0.

* * * * *

IN RE: ELECTIONS AND APPOINTMENTS:

IN RE: NOMINATION AND APPOINTMENT OF KNOX COUNTY COMMISSION DISTRICT 7, SEAT B:

Nomination and appointment of Knox County Commission District 7, Seat B was before the Board of Commissioners.

Mr. Bill Lockett, Knox County Law Director, was present and spoke on the matter.

Upon roll call for nominations for Knox County Commission District 7, Seat B, Commissioner McKenzie passed. Commissioner Strickland nominated Mr. Charles Severance. Commissioner Mark Harmon nominated Ms. Jennifer Weaver. Commissioner Broyles passed. Commissioner Norman passed. Commissioner Ivan Harmon nominated Ms. Lillian Williams. Commissioner Saunders passed. Commissioner Shouse passed. Commissioner Hammond passed. Commissioner Craig Leuthold passed. Commissioner Briggs nominated Mr. Steve Ross. Commissioner Anders passed. Commissioner Lambert passed. Commissioner Smith nominated Ms. Michele Carringer. Commissioner Armstrong passed. Commissioner Wright passed. Commissioner Brown passed. Commissioner Pinkston passed.

Upon roll call for Knox County Commission District 7, Seat B, Commissioners Broyles, Shouse, Hammond, Anders, Smith, Armstrong, Wright and Brown voted for Ms. Carringer. Commissioners Ivan Harmon, Craig Leuthold, Lambert and Pinkston voted for Ms. Williams. Commissioners Norman and Briggs voted for Mr. Ross. Commissioners McKenzie and Strickland voted for Mr. Severance. Commissioners Mark Harmon and Saunders voted for Ms. Weaver.

Ms. Carringer received 8 votes. Ms. Williams received 4 votes. Mr. Ross received 2 votes. Mr. Severance received 2 votes. Ms. Weaver received 2 votes.

Upon roll call for Knox County Commission District 7, Seat B, Commissioners Broyles, Shouse, Hammond, Briggs, Anders, Smith, Armstrong, Wright and Brown voted for Ms. Carringer. Commissioners Ivan Harmon, Craig Leuthold, Lambert and Pinkston voted for Ms. Williams. Commissioners McKenzie and Strickland voted for Mr. Severance. Commissioners Mark Harmon and Saunders voted for Ms. Weaver. Commissioner Norman voted for Mr. Ross.

Ms. Carringer received 9 votes. Ms. Williams received 4 votes. Mr. Severance received 2 votes. Ms. Weaver received 2 votes. Mr. Ross received 1 vote.

Upon roll call for Knox County Commission District 7, Seat B, Commissioners McKenzie, Strickland, Broyles, Norman, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Smith, Armstrong, Wright and Brown voted for Ms. Carringer. Commissioners Ivan Harmon, Lambert and Pinkston voted for Ms. Williams. Commissioner Mark Harmon voted for Ms. Weaver.

Ms. Carringer received 14 votes. Ms. Williams received 3 votes. Ms. Weaver received 1 vote.

Ms. Michele Carringer was appointed Knox County Commissioner, District 7, Seat B.

* * * * *

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

11. At this time, Judge Dale Workman administered the Oath of Office for Ms. Michele Carringer, Knox County Commissioner, District 7, Seat B.

* * * * *

12. At this time, Mr. Dale Ditmanson, Superintendent, was present and spoke concerning the 75th Anniversary of the Great Smokey Mountains National Park.

Mr. Kevin Fitzgerald, Deputy Superintendent, was also present.

* * * * *

13. At this time, Ms. Indya Kincannon, Chairwoman for the Knox County School Board, was present and expressed appreciation to the commission for attending school board meetings and for keeping the lines of communication open.

* * * * *

14. At this time, Dr. Jim McIntyre, Jr., Superintendent for Knox County Schools, was present and spoke concerning the FY2010 Knox County School Budget allocations; and the Capital Budget and Plan.

* * * * *

15. Commissioner Strickland amended the agenda to hear Resolution R-09-1-101 at this time followed by Resolution R-09-1-803.

* * * * *

IN RE: RESOLUTIONS:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, HONORING ROBERT HEWGLEY – R-09-1-101:

Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Robert Hewgley was before the Board of Commissioners.

Commissioner Saunders moved to approve Resolution R-09-1-101 - Resolution of the Commission of Knox County, Tennessee, honoring Robert Hewgley. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

Commissioner Saunders read the resolution into the record.

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

Mr. Robert Hewgley, was present to accept the resolution and expressed appreciation to the Commission for the resolution.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, TO RECEIVE A REPORT FROM THE KNOX COUNTY RETIREMENT AND PENSION BOARD REGARDING THE STATUS OF ITS DEFINED BENEFITS PLANS – R-09-1-803:

Consideration of a Resolution of the Commission of Knox County, Tennessee, to receive a report from the Knox County Retirement and Pension Board regarding the status of its defined benefits plans was before the Board of Commissioners.

The following individuals were present and spoke on the matter: Mr. Bob Cross, President of the Southeast USI Consulting Group, Mr. Bill Lockett, Knox County Law Director, Mr. William Mason, concerned citizen, Mr. Mike Ragsdale, Knox County Mayor, Mr. John Troyer, Senior Director for Knox County Finance, Mr. J.J. Jones, Knox County Sheriff; and Mr. Herbert Moncier, concerned citizen.

No action was taken.

(This item was reconsidered later on the day's agenda. (See Page _____))

* * * * *

IN RE: ELECTIONS AND APPOINTMENTS – (CONTINUED):

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE APPOINTMENT OF JUDICIAL COMMISSIONERS – R-09-1-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the appointment of Judicial Commissioners was before the Board of Commissioners.

Mr. Geoff Emery, Knox County General Sessions Court Judge, was present and spoke on the matter.

Commissioner Hammond moved to extend the terms of the current Judicial Commissioners to February 2009; and that appointments for new Judicial Commissioners be made at the February 2009 Board of Commissioners meeting. Commissioner Broyles seconded the motion.

Commissioner Lambert moved as a substitute motion to consider today Resolution R-09-1-110 - Resolution of the Commission of Knox County, Tennessee, approving the appointment of Judicial Commissioners. Commissioner McKenzie seconded the motion.

Commissioner Pinkston called for the question to end debate and vote on the substitute motion at this time. Commissioner Lambert seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Hammond abstained from voting. The vote carried 18-0-1-0.

Upon roll call vote of the substitute motion to consider today Resolution R-09-1-110 - Resolution of the Commission of Knox County, Tennessee, approving the appointment of Judicial Commissioners, Commissioners McKenzie, Strickland, Mark Harmon, Norman, Ivan Harmon, Saunders, Shouse, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Broyles voted no. Commissioner Hammond abstained from voting. The substitute motion carried 17-1-1-0.

Upon roll call for nomination for the appointment of a Judicial Commissioner, Commissioner McKenzie nominated Mr. Mark Brown. Commissioner Strickland passed. Commissioner Mark Harmon passed. Commissioner Broyles passed. Commissioner Norman nominated Ms. Carolyn Jeter. Commissioner Ivan Harmon passed. Commissioner Saunders passed. Commissioner Shouse passed. Commissioner Hammond passed. Commissioner Craig Leuthold passed. Commissioner Briggs passed. Commissioner Anders nominated Mr. Clifford Rodgers. Commissioner Lambert nominated Mr. David Creekmore. Commissioner

Smith passed. Commissioner Carringer passed. Commissioner Armstrong nominated Mr. Harold Richard Stewart. Commissioner Wright passed. Commissioner Brown passed. Commissioner Pinkston passed.

Upon roll call for the appointment of a Judicial Commissioner, Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Ivan Harmon, Saunders and Shouse voted for Mr. Brown. Commissioners Norman, Briggs and Lambert voted for Ms. Jeter. Commissioners Craig Leuthold, Anders and Carringer voted for Mr. Rodgers. Commissioners Smith, Wright and Pinkston voted for Mr. Creekmore. Commissioners Armstrong and Brown voted for Mr. Stewart. Commissioner Hammond abstained from voting.

Mr. Brown received 7 votes. Ms. Jeter received 3 votes. Mr. Rodgers received 3 votes. Mr. Creekmore received 3 votes. Mr. Stewart received 2 votes.

Upon roll call for the appointment of a Judicial Commissioner, Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Ivan Harmon, Saunders, Shouse and Wright voted for Mr. Brown. Commissioners Lambert, Smith, Armstrong, Brown and Pinkston voted for Mr. Creekmore. Commissioners Craig Leuthold, Anders and Carringer voted for Mr. Rodgers. Commissioners Norman and Briggs voted for Ms. Jeter. Commissioner Hammond abstained from voting.

Mr. Brown received 8 votes. Mr. Creekmore received 5 votes. Mr. Rodgers received 3 votes. Ms. Jeter received 2 votes.

Upon roll call for the appointment of a Judicial Commissioner, Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Briggs, Lambert, Wright and Pinkston voted for Mr. Brown. Commissioners Anders, Smith, Carringer, Armstrong and Brown voted for Mr. Creekmore. Commissioner Craig Leuthold voted for Mr. Rodgers. Commissioner Hammond abstained from voting.

Mr. Brown received 12 votes. Mr. Creekmore received 5 votes. Mr. Rodgers received 1 vote.

Mr. Mark Brown was appointed as Judicial Commissioner.

* * * * *

Upon roll call for nomination for the appointment of a Judicial Commissioner, Commissioner McKenzie nominated Ms. Carolyn Jeter. Commissioner Strickland passed. Commissioner Mark Harmon passed. Commissioner Broyles passed. Commissioner Norman nominated Mr. Stanley LaDuke. Commissioner Ivan Harmon passed. Commissioner Saunders nominated Mr. Joe Guess. Commissioner Shouse nominated Mr. Clifford Rodgers. Commissioner Hammond passed. Commissioner Craig

Leuthold passed. Commissioner Briggs passed. Commissioner Anders passed. Commissioner Lambert nominated Mr. David Creekmore. Commissioner Smith passed. Commissioner Carringer passed. Commissioner Armstrong. Commissioner Wright passed. Commissioner Brown passed. Commissioner Pinkston passed.

Upon roll call for the appointment of a Judicial Commissioner, Commissioners Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted for Mr. Creekmore. Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Ivan Harmon and Briggs voted for Ms. Jeter. Commissioners Shouse and Craig Leuthold voted for Mr. Rodgers. Commissioner Norman voted for Mr. LaDuke. Commissioner Saunders voted for Mr. Guess. Commissioner Hammond abstained from voting.

Mr. Creekmore received 8 votes. Ms. Jeter received 6 votes. Mr. Rodgers received 2 votes. Mr. LaDuke received 1 vote. Mr. Guess received 1 vote.

Upon roll call for the appointment of a Judicial Commissioner, Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Briggs and Anders voted for Ms. Jeter. Commissioners Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted for Mr. Creekmore. Commissioners Saunders, Shouse and Craig Leuthold voted for Mr. Rodgers. Commissioner Hammond passed.

Ms. Jeter received 8 votes. Mr. Creekmore received 7 votes. Mr. Rodgers received 3 votes.

Upon roll call for the appointment of a Judicial Commissioner, Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Craig Leuthold, Briggs and Pinkston voted for Ms. Jeter. Commissioners Anders, Lambert, Smith, Carringer, Armstrong, Wright and Brown voted for Mr. Creekmore. Commissioner Shouse voted for Mr. Rodgers. Commissioner Hammond passed.

Ms. Jeter received 10 votes. Mr. Creekmore received 7 votes. Mr. Rodgers received 1 vote.

Ms. Carolyn Jeter was appointed as Judicial Commissioner.

* * * * *

Upon roll call for nomination for the appointment of a Judicial Commissioner, Commissioner McKenzie passed. Commissioner Strickland passed. Commissioner Mark Harmon passed. Commissioner Broyles passed. Commissioner Norman nominated Mr. Harold Stewart. Commissioner Ivan Harmon passed. Commissioner Saunders nominated Mr. Joe Guess. Commissioner Shouse nominated Mr. Clifford Rodgers. Commissioner Hammond passed. Commissioner Craig Leuthold passed.

Commissioner Briggs passed. Commissioner Anders passed.
Commissioner Lambert passed. Commissioner Smith passed.
Commissioner Carringer passed. Commissioner Armstrong. Commissioner
Wright passed. Commissioner Brown passed. Commissioner Pinkston
nominated Mr. David Creekmore.

Upon roll call for appointment of a Judicial Commissioner,
Commissioners Strickland, Ivan Harmon, Briggs, Anders, Lambert, Smith,
Carringer, Armstrong, Wright and Pinkston voted for Mr. Creekmore.
Commissioners McKenzie, Broyles, Saunders and Craig Leuthold voted for
Mr. Guess. Commissioners Mark Harmon, Norman and Brown voted for
Mr. Stewart. Commissioner Shouse voted for Mr. Rodgers. Commissioner
Hammond abstained from voting.

Mr. Creekmore received 10 votes. Mr. Guess received 4 votes.
Mr. Stewart received 3 votes. Mr. Guess received 1 vote.

Mr. David Creekmore was appointed as Judicial Commissioner.

* * * * *

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

16. At this time, Commissioner Strickland amended the agenda
to reconsider the following item to be heard at this time: Resolution
R-09-1-803 - Consideration of a Resolution of the Commission of Knox
County, Tennessee, to receive a report from the Knox County Retirement
and Pension Board regarding the status of its defined benefit plans.

* * * * *

IN RE: RESOLUTION – (CONTINUED):

**IN RE: CONSIDERATION OF A RESOLUTION OF THE
COMMISSION OF KNOX COUNTY, TENNESSEE, TO RECEIVE A
REPORT FROM THE KNOX COUNTY RETIREMENT AND PENSION
BOARD REGARDING THE STATUS OF ITS DEFINED BENEFITS
PLANS – R-09-1-803:**

Consideration of a Resolution of the Commission of Knox
County, Tennessee, to receive a report from the Knox County Retirement
and Pension Board regarding the status of its defined benefits plans was
before the Board of Commissioners.

Commissioner Lambert moved to approve Resolution
R-09-1-803 - Resolution of the Commission of Knox County, Tennessee, to
receive a report from the Knox County Retirement and Pension Board
regarding the status of its defined benefits plans. Commissioner Saunders
seconded the motion and upon roll call vote Commissioners McKenzie,
Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders,

Shouse, Hammond, Craig Leuthold, Briggs, Anders, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. The motion carried 19-0-0-0.

* * * * *

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

17. Commissioner Strickland amended the agenda to take a five minute recess at this time. He also indicated that upon reconvening, Resolution R-09-1-907 would be heard.

* * * * *

IN RE: RESOLUTION – (CONTINUED):

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, TO BEGIN A FEASIBILITY STUDY AND PUBLIC INPUT ON A DOWNTOWN PRISONER INTAKE CENTER INCLUDING ASPECTS OF NEED, LOCATION, DESIGN, SIZE AND COST – R-09-1-907:

Consideration of a Resolution of the Commission of Knox County, Tennessee, to begin a feasibility study and public input on a downtown prisoner intake center including aspects of need, location, design, size and cost was before the Board of Commissioners.

Mr. J.J. Jones, Knox County Sheriff, was present and spoke on the matter.

Commissioner Briggs moved to withdraw from the agenda Resolution R-09-1-907 - Resolution of the Commission of Knox County, Tennessee, to begin a feasibility study and public input on a downtown prisoner intake center including aspects of need, location, design, size and cost. Also included in the motion was that a task force be established that would consist of members of the county commission; members of the city council; city police department; sheriff's department; a representative from the 10-year plan to prevent chronic homelessness; and other interested parties. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Lambert was absent from the vote. Commissioner Anders was absent from the meeting. The motion carried 17-0-0-2.

* * * * *

IN RE: ELECTIONS AND APPOINTMENTS – (CONTINUED):

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, APPROVING THE APPOINTMENT OF A COMMISSIONER TO THE KNOX COUNTY RETIREMENT AND PENSION BOARD – R-09-1-111:

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

* * * * *

IN RE: DRIVES AND ROADS:

IN RE: CONSIDERATION OF CLOSURE OF AN UNNAMED RIGHT OF WAY LOCATED OFF OF JOHN SEVIER SCHOOL ROAD. STREET LOCATED OFF OF JOHN SEVIER SCHOOL ROAD. REBECCA WOOD AND JUANITA LAYCOCK, PROPERTY OWNERS – (SECOND READING):

Consideration of closure of an unnamed right of way located off of John Sevier School Road was before the Board of Commissioners on second reading. Street located off of John Sevier School Road. Rebecca Wood and Juanita Laycock, property owners.

Commissioner Norman moved to approve the closure of an unnamed right of way located off of John Sevier School Road on second reading. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Lambert was absent from the vote. Commissioner Anders was absent from the meeting. The motion carried 17-0-0-2. Street located off of John Sevier School Road. Rebecca Wood and Juanita Laycock, property owners.

* * * * *

IN RE: CONSIDERATION OF CLOSURE OF AN UNNAMED RIGHT OF WAY LOCATED OFF OF OLD RUTLEDGE PIKE. PROPERTY LOCATED OFF OF OLD RUTLEDGE PIKE IN THE 8TH COMMISSION DISTRICT. LARRY AND DEBORAH BURCHETT, PROPERTY OWNERS – (FIRST READING):

Consideration of closure of an unnamed right of way located off of Old Rutledge Pike was before the Board of Commissioners on first reading. Property located off of Old Rutledge Pike in the 8th Commission District. Larry and Deborah Burchett, property owners.

Commissioner Norman moved to approve the closure of an unnamed right of way located off of Old Rutledge Pike on first reading.

Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Lambert was absent from the vote. Commissioner Anders was absent from the meeting. The motion carried 17-0-0-2. Property located off of Old Rutledge Pike in the 8th Commission District. Larry and Deborah Burchett, property owners.

* * * * *

IN RE: RESOLUTIONS – (CONTINUED):

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ACCEPTING A DONATION OF 8,000 DOSES OF MEDIMMUNE FLUMIST FROM THE NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS (NACCHO) FOR AN EMERGENCY PREPAREDNESS EXERCISE – R-09-1-601:

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

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, AUTHORIZING THE RESTRUCTURING/REFINANCING OF KNOX COUNTY DEBT SERIES 6-A-1; 6-K-1; AND D-3-A – R-09-1-802:

This item was deferred to the February 2009 Board of Commissioners meeting. (See Amendments to the Agenda, Page _____)

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, TO RECEIVE A REPORT FROM THE KNOX COUNTY RETIREMENT AND PENSION BOARD REGARDING THE STATUS OF ITS DEFINED BENEFITS PLANS – R-09-1-803:

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

* * * * *

At this time, Commissioner Strickland, Chairman, stepped down from the Chair and Commissioner Craig Leuthold, Vice-Chairman, presided.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, TO TAKE FURTHER ACTION IN REGARD TO THE VACANT, DETERIORATED OR BLIGHTED PROPERTY ORDINANCE FOR PROPERTY LOCATED AT 5300 FONTAINE ROAD (CLT MAP 123, GROUP PA, PARCEL 008) – R-09-1-904:

Consideration of a Resolution of the Commission of Knox County, Tennessee, to take further action in regard to the Vacant, Deteriorated or Blighted Property Ordinance for property located at 5300 Fontaine Road (CLT Map 123, Group PA, parcel 008) was before the Board of Commissioners.

Mr. Grant Rosenberg, Director for Knox County Office of Neighborhoods and Code Enforcement, Mr. Bill Lockett, Knox County Law Director, and Mr. John Troyer, Senior Director for Knox County Finance, were present and spoke on the matter.

Commissioner Pinkston moved that there be an appraisal done at a cost of not more than \$700.00; that there be a report given at the February 2009 Board of Commissioners meeting; and that immediate action be taken at that time. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Anders was absent from the meeting. The motion carried 18-0-0-1.

* * * * *

At this time, Commissioner Craig Leuthold, Vice-Chairman, stepped down from the Chair and Commissioner Strickland, Chairman, presided.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, TO TAKE FURTHER ACTION IN REGARD TO THE VACANT, DETERIORATED OR BLIGHTED PROPERTY ORDINANCE FOR PROPERTY LOCATED AT 7142 AND 7144 CLINTON HIGHWAY (CLT MAP 067, PARCEL 092) – R-09-1-905:

Consideration of a Resolution of the Commission of Knox County, Tennessee, to take further action in regard to the Vacant, Deteriorated or Blighted Property Ordinance for property located at 7142 and 7144 Clinton Highway (CLT Map 067, parcel 092) was before the Board of Commissioners.

Mr. Grant Rosenberg, Director for Knox County Office of Neighborhoods and Code Enforcement, Mr. Bill Lockett, Knox County Law Director, and Mr. Joe Levitt, co-owner of property, were present and spoke on the matter.

Commissioner McKenzie moved to approve Resolution R-09-1-905 - Resolution of the Commission of Knox County, Tennessee, to take further action in regard to the Vacant, Deteriorated or Blighted Property Ordinance for property located at 7142 and 7144 Clinton Highway (CLT Map 067, parcel 092) and to demolish the property and send the bill to the property owner. Commissioner Norman seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Anders was absent from the meeting. The motion carried 18-0-0-1.

* * * * *

IN RE: ROLL CALL – (6:22 P.M.)

Mrs. Angie Nesbitt, Minutes Clerk to the Knox County Clerk, called the roll. Those Commissioners responding were Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston. Commissioner Anders was absent from the meeting.

* * * * *

IN RE: ZONING REQUEST:

1. Consideration of the request of W.C. Development for rezoning from PR Planned Residential Zone at up to 3 dwelling units per acre to PR Planned Residential Zone at up to 5 dwelling units per acre was before the Board of Commissioners. Property located northeast side of Solway Road, north end of Teal Green Lane. Sixth Commission District.

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

Commissioner Lambert moved to approve zoning request 12-C-08-RZ - Request of W.C. Development for rezoning from PR Planned Residential Zone at up to 3 dwelling units per acre to PR Planned Residential Zone at a density up to 4 dwelling units per acre as per MPC's recommendation. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Lambert, Smith, Carringer, Armstrong, Wright, Brown

and Pinkston voted aye. Commissioner Anders was absent from the meeting. The motion carried 18-0-0-1. Property located northeast side of Solway Road, north end of Teal Green Lane. Sixth Commission District.

* * * * *

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

18. Commissioner Strickland amended the agenda to hear Ordinance O-09-1-101 at this time.

* * * * *

IN RE: ORDINANCE ON FIRST READING:

IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, ADOPTING BEER LAWS FOR KNOX COUNTY (KNOX COUNTY CODE, PART II, CHAPTER 4, ARTICLE I, SECTION 4-1 THROUGH SECTION 4-11, PREVIOUSLY RESERVED) – O-09-1-101 – (FIRST READING):

Consideration of an Ordinance of the Commission of Knox County, Tennessee, adopting Beer Laws for Knox County (Knox County Code, Part II, Chapter 4, Article I, Section 4-1 through Section 4-11, previously reserved) was before the Board of Commissioners on first reading.

Mr. Joe Jarret, Knox County Chief Deputy Law Director, and Mr. Bill Lockett, Knox County Law Director, were present and spoke on the matter.

Commissioner Smith moved to approve Ordinance O-09-1-101 Ordinance of the Commission of Knox County, Tennessee, adopting Beer Laws for Knox County (Knox County Code, Part II, Chapter 4, Article I, Section 4-1 through Section 4-11, previously reserved) on first reading. Commissioner Lambert seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Anders was absent from the meeting. The motion carried 18-0-0-1.

* * * * *

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, TO BEGIN A FEASIBILITY STUDY AND PUBLIC INPUT ON A DOWNTOWN PRISONER INTAKE CENTER INCLUDING ASPECTS OF NEED, LOCATION, DESIGN, SIZE AND COST – R-09-1-907:

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

* * * * *

IN RE: DISCUSSION REGARDING THE APPOINTMENT OF THE JUDICIAL COMMISSION:

Discussion regarding the appointment of the Judicial Commission was before the Board of Commissioners.

Commissioner Craig Leuthold moved to withdraw from the agenda the discussion regarding the appointment of the Judicial Commission. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Anders was absent from the meeting. The motion carried 18-0-0-1.

* * * * *

IN RE: DISCUSSION REGARDING THE BOARD OF ZONING APPEALS MEMBERSHIP:

Discussion regarding the Board of Zoning Appeals membership was before the Board of Commissioners.

Mr. Bill Lockett, Knox County Law Director, and Mr. William Daniels, Knox County Board of Zoning Appeals member, were present and spoke on the matter.

Commissioner Hammond moved for the Intergovernmental Committee to meet with the Law Director to provide language needed to reflect improvements for the Board of Zoning Appeals. Commissioner Briggs seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Anders was absent from the meeting. The motion carried 18-0-0-1.

* * * * *

IN RE: DISCUSSION OF THE LENGTH OF AUDIT COMMITTEE MEMBER TERMS AS IT RELATES TO ORDINANCE O-08-7-102:

This item was deferred to the February 2009 Board of Commissioners meeting. (See Amendments to the Agenda, Page _____)

* * * * *

IN RE: DISCUSSION REGARDING THE REDISTRICTING OF THE KNOX COUNTY COMMISSION DISTRICTS:

Discussion regarding the redistricting of the Knox County Commission Districts was before the Board of Commissioners.

Mr. Bill Lockett, Knox County Law Director, was present and spoke on the matter.

Commissioner Hammond moved to suspend the rules to allow a vote to be taken on the discussion regarding the redistricting of the Knox County Commission Districts. Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Anders was absent from the meeting. The motion carried 18-0-0-1.

Commissioner Hammond moved for the Commission Chairman to select a committee of five (5) members to make recommendations to the full commission with regards to possible redistricting in conjunction with the Law Director's Office. The committee should consist of three (3) commissioners; and two (2) citizens (possibly Mr. Frank Leuthold and Mr. Bruce Roston). Commissioner Saunders seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Mark Harmon, Broyles, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Lambert, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Anders was absent from the meeting. The motion carried 18-0-0-1.

* * * * *

IN RE: DISCUSSION REGARDING THE MATTERS BEFORE THE AUDIT COMMITTEE:

Discussion regarding the matters before the Audit Committee was before the Board of Commissioners.

No action was taken.

* * * * *

IN RE: DISCUSSION TO SALE HILLCREST NURSING HOME; TO BE PUT OUT FOR AN RFP FOR A MINIMUM BID OF \$22,000,000.00; TO MAKE SURE ALL INDIGENT CARE PATIENTS AND MEDICAID PATIENTS ARE TAKEN CARE OF; AND THAT IT BE A CASH SALE:

Discussion to sale Hillcrest Nursing Home; to be put out for an RFP for a minimum bid of \$22,000,000.00; to make sure all indigent care patients and Medicaid patients are taken care of; and that it be a cash sale was before the Board of Commissioners.

No action was taken.

* * * * *

IN RE: DISCUSSION OF LIQUOR BY THE DRINK:

Discussion of liquor by the drink was before the Board of Commissioners.

Mr. Bill Lockett, Knox County Law Director, was present and spoke on the matter.

Commissioner Smith moved to suspend the rules to allow a vote to be taken on the discussion of liquor by the drink. Commissioner Hammond seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Lambert voted no. Commissioners Mark Harmon, Broyles and Anders were absent from the meeting. The motion carried 15-1-0-3.

Commissioner Smith moved for the Commission Chairman to forward a letter to Senators Jamie Woodson and Tim Burchett advising that the Commission has voted and recommends the senators to proceed in the Legislature to uphold the referendum for unincorporated areas in Knox County to sell liquor by the drink adopted in the November 2008 Presidential and State General Election. Commissioner Craig Leuthold seconded the motion and upon roll call vote Commissioners McKenzie, Strickland, Norman, Ivan Harmon, Saunders, Shouse, Hammond, Craig Leuthold, Briggs, Smith, Carringer, Armstrong, Wright, Brown and Pinkston voted aye. Commissioner Lambert voted no. Commissioners Mark Harmon, Broyles and Anders were absent from the meeting. The motion carried 15-1-0-3.

* * * * *

IN RE: DISCUSSION OF THE RECENT KNOX COUNTY CHANCERY COURT RULING REGARDING THE SOLWAY ISSUE:

Discussion of the recent Knox County Chancery Court ruling regarding the Solway issue was before the Board of Commissioners.

Mr. Bill Lockett, Knox County Law Director, and Mr. Brad Mayes, concerned citizen, were present and spoke on the matter.

No action was taken.

* * * * *

IN RE: PUBLIC FORUM:

1. Mr. Dale Ditmanson, Superintendent, spoke earlier on the day's agenda. (See Page _____)

* * * * *

IN RE: ROLL CALL BY DISTRICTS:

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

* * * * *

IN RE: ADJOURNMENT:

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

* * * * *

KNOX COUNTY BOARD OF COMMISSIONERS

THOMAS STRICKLAND, CHAIRMAN