

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, January 25, 2016 at 5:00 p.m. in the Main Assembly Room of the City-County Building, Main Street. Those members present were Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley. Also present were Mr. Richard Armstrong, Knox County Law Director, Mr. Tim Burchett, Knox County Mayor, Mr. Chris Caldwell, Knox County Finance Director, Dr. Jim McIntyre, Superintendent for Knox County Schools, Mr. David Buuck, Knox County Chief Deputy Law Director, Mr. Daniel Sanders, Knox County Deputy Law Director, Mr. Gerald Green, Executive Director for Metropolitan Planning Commission, and members of the news media. Commissioner Wright, Chairman, presided.

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

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IN RE: CALL TO ORDER – (5:00 P.M.)

Commissioner Wright called the meeting to order.

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IN RE: AMENDMENT TO THE AGENDA:

1. Commissioner Wright amended the agenda to hear the following item at this time: R-16-1-102 - Consideration of a Resolution of the Commission of Knox County, Tennessee memorializing Zaezion Dobson.

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IN RE: HONORARY RESOLUTION

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE MEMORIALIZING ZAEZION DOBSON R-16-1-102:

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

Commissioner Busler moved to approve Resolution R-16-1-102 - Resolution of the Commission of Knox County, Tennessee memorializing Zaezion Dobson. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley voted aye. Commissioner Broyles was absent from the vote. The motion carried 10-0-0-1.

Mrs. Angie Nesbitt, Minutes Clerk to the Knox County Clerk, read the resolution into the record and the resolution was presented to Zaezion's parents.

Mr. Tim Burchett, Knox County Mayor, presented a proclamation to Zaevion's parents proclaiming January 24, 2016 Zaevion Dobson Day.

Ms. Zenobia Dobson and Mr. Lionell Kimber, Zaevion's parents, were present to accept the resolution and proclamation and expressed appreciation to the commission and the mayor.

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

2. Commissioner Wright amended the agenda for the devotional to be given at this time.

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IN RE: DEVOTIONAL:

Reverend Walter Cross, Pastor at Martin Chapel United Methodist Church, gave the devotional.

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IN RE: PUBLIC FORUM:

1. Mr. Chris Blauch, Vice-President of Operations for Rural Metro, was present and spoke concerning the updates Rural Metro is taking to further improve the levels of service to Knox County.

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2. Mr. Paul Johnson, concerned citizen, was present and spoke concerning rates at wrecker service companies in Knox County.

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3. Mr. Xavier Presley, concerned citizen, was present and spoke concerning rates for Knoxville Utilities Board (KUB) services.

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4. Ms. Vivian Shipe, concerned citizen, was present and spoke concerning the need for a Safety Center; and the National Initiative called "Step Up Together to End Jailing the Mentally Ill".

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5. Mr. C.H. Qualls spoke later at the meeting during the discussion of Resolution R-16-1-801. (See Page _____)

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6. Mr. Marshall Walker spoke later at the meeting during the discussion of Resolution R-16-1-801. (See Page _____)

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7. Rev. Dr. John A. Butler spoke later at the meeting during the discussion of Resolution R-16-1-801. (See Page _____)

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IN RE: HONORARY RESOLUTIONS – (CONTINUED)

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING THOMAS "TANK" STRICKLAND UPON THE OCCASION OF HIS RETIREMENT FROM THE CITY OF KNOXVILLE – R-16-1-101:

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Thomas "Tank" Strickland upon the occasion of his retirement from the City of Knoxville was before the Board of Commissioners.

Commissioner Wright moved to approve Resolution R-16-1-101 - Resolution of the Commission of Knox County, Tennessee honoring Thomas "Tank" Strickland upon the occasion of his retirement from the City of Knoxville. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 11-0-0-0.

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

Mr. Mike Hammond, Knox County Criminal and Domestic Relations Court Clerk, and former Chairman for the Knox County Commission, was present and spoke on the matter.

Mr. Thomas "Tank" Strickland was present to accept the resolution and expressed appreciation to the commission for the resolution.

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

3. At this time, Commissioner Wright acknowledged the presence of Boy Scout Troop #500 and leaders, who were present to observe the day's meeting.

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IN RE: HONORARY RESOLUTIONS – (CONTINUED)

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE MEMORIALIZING ZAEVION DOBSON R-16-1-102:

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 HONORING TABER GABLE – R-16-1-103:

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

This item was deferred until a date and time when Mr. Gable can attend a meeting.

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IN RE: DEVOTIONAL:

The devotional was given earlier at the meeting. (See Page _____)

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IN RE: PLEDGE OF ALLEGIANCE TO THE FLAG:

Commissioner Thomas led the Pledge of Allegiance to the Flag.

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

4. Commissioner Brown moved to amend the agenda to defer the following item to the February 2016 Board of Commissioners meeting: R-16-1-702 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a 20 year lease for AYSO 337 fields at Tommy Schumpert Park to AYSO Region 337 to allow for further development of the fields. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 11-0-0-0.

Mr. Doug Bataille, Director for the Knox County Parks and Recreation Department, was present and spoke on the matter.

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5. Commissioner Brown moved to amend the agenda to defer the following item to the February 2016 Board of Commissioners meeting: Report and Presentation by the Legacy Parks Foundation. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 11-0-0-0.

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6. Commissioner Brown moved to amend the agenda to add the following items: Resolution R-16-1-112 - Consideration of a Resolution of the Commission of Knox County, Tennessee appointing Jim Morrison to the Knox County Audit Committee; Resolution R-16-1-207 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Contract Settlement Agreement between the Knox County Board of Education and James P. McIntyre, Jr., Ph.D.; Resolution R-16-1-904 - Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing the acceptance of a grant in the amount of \$10,438.00 from the East Tennessee Foundation to support social services in the Knox County Public Defender's Community Law Office (no local match required); Discussion to recognize the Knox County Sheriff's Office Shoplifter Task Force; and Discussion regarding the Office of Civil Rights

complaint. Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 11-0-0-0.

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IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:

Consideration of approval of minutes from the previous meeting held on December 21, 2015 (Regular Session) was before the Board of Commissioners.

Commissioner Anders moved to approve the minutes from the previous meeting held on December 21, 2015 (Regular Session). Commissioner Busler seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 11-0-0-0.

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IN RE: DRIVES AND ROADS – TO BE CLOSED:

No Drives and Roads to be closed received.

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IN RE: LINE ITEM TRANSFERS:

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

Commissioner Anders moved to approve all request for Line Item Transfers. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 11-0-0-0.

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IN RE: NOTARY APPLICATIONS:

144 Notary Public Applications received.

Commissioner McKenzie moved to approve the 144 Notary Public Applications. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 11-0-0-0.

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IN RE: CONSENT CALENDAR:

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE REAPPOINTING RACHEL SAMULSKI AND SKIP TURNER AND APPOINTING COMMISSIONERS CHARLES BUSLER AND ED BRANTLEY TO THE AGRICULTURAL EXTENSION COMMITTEE - R-16-1-110:

Consideration of a Resolution of the Commission of Knox County, Tennessee reappointing Rachel Samulski and Skip Turner and appointing

Commissioners Charles Busler and Ed Brantley to the Agricultural Extension Committee was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-16-1-110 - Resolution of the Commission of Knox County, Tennessee reappointing Rachel Samulski and Skip Turner and appointing Commissioners Charles Busler and Ed Brantley to the Agricultural Extension Committee. Commissioner Thomas seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley 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 REAPPOINTING LOGAN BRUMMITT TO THE KNOX COUNTY PERSONNEL BOARD - R-16-1-111:

Consideration of a Resolution of the Commission of Knox County, Tennessee reappointing Logan Brummitt to the Knox County Personnel Board was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-16-1-111 - Resolution of the Commission of Knox County, Tennessee reappointing Logan Brummitt to the Knox County Personnel Board. Commissioner Thomas seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley 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 THE RENEWAL OF AN AGREEMENT WITH ELGIN CHILDREN'S FOUNDATION FOR THE PROVISION OF AN ELEMENTARY SCHOOL DENTAL PROGRAM TO PROVIDE FREE DENTAL CARE AND TREATMENT TO QUALIFIED CHILDREN AT SELECTED SCHOOLS - R-16-1-201:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the renewal of an agreement with Elgin Children's Foundation for the provision of an Elementary School Dental Program to provide free dental care and treatment to qualified children at selected schools was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-16-1-201 - Resolution of the Commission of Knox County, Tennessee approving the renewal of an agreement with Elgin Children's Foundation for the provision of an Elementary School Dental Program to provide free dental care and treatment to qualified children at selected schools. Commissioner Thomas seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby,

Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley 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 LETTER OF AGREEMENT WITH LEARNING FORWARD FOR PARTICIPATION IN THE PD REDESIGN COMMUNITY OF PRACTICE - R-16-1-202:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a letter of agreement with Learning Forward for participation in the PD Redesign Community of Practice was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-16-1-202 - Resolution of the Commission of Knox County, Tennessee approving a letter of agreement with Learning Forward for participation in the PD Redesign Community of Practice. Commissioner Thomas seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley 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 FOR THE KNOX COUNTY SCHOOLS AS SHOWN ON THE ATTACHED LIST OF GRANTS AND IN THE TOTAL AMOUNT OF \$19,435.00 - R-16-1-203:

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing the acceptance of grant funds for the Knox County Schools as shown on the attached list of grants and in the total amount of \$19,435.00 was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-16-1-203 - Resolution of the Commission of Knox County, Tennessee authorizing the acceptance of grant funds for the Knox County Schools as shown on the attached list of grants and in the total amount of \$19,435.00. Commissioner Thomas seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley 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 DONATIONS AS SHOWN ON THE ATTACHED LIST OF DONATIONS AND IN THE TOTAL AMOUNT OF \$872.90 - R-16-1-204:

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing the acceptance of donations as shown on the attached list of donations and in the total amount of \$872.90 was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-16-1-204- Resolution of the Commission of Knox County, Tennessee authorizing the acceptance of donations as shown on the attached list of donations and in the total amount of \$872.90. Commissioner Thomas seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley 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 THE GREAT SCHOOLS PARTNERSHIP TEACHERPRENEUR GRANTS AS SHOWN ON THE ATTACHED LIST OF GRANTS AND IN THE TOTAL AMOUNT OF \$155,608.57 - R-16-1-205:

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing the acceptance of the Great Schools Partnership TeacherPreneur Grants as shown on the attached list of grants and in the total amount of \$155,608.57 was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-16-1-205 - Resolution of the Commission of Knox County, Tennessee authorizing the acceptance of the Great Schools Partnership TeacherPreneur Grants as shown on the attached list of grants and in the total amount of \$155,608.57. Commissioner Thomas seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley 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 MEMORANDUM OF UNDERSTANDING WITH THE YWCA KNOXVILLE FOR COLLABORATIVE PARTNERSHIP FOR MENTORING AND INTERVENTION TRAINING RELATIVE TO THE OFFICE ON VIOLENCE AGAINST WOMEN GRANT PROGRAM TO ADDRESS CHILDREN AND YOUTH EXPERIENCING DOMESTIC AND SEXUAL ASSAULT AND ENGAGE MEN AND BOYS AS ALLIES - R-16-1-206:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Memorandum of Understanding with the YWCA Knoxville for collaborative partnership for mentoring and intervention training relative to the

Office on Violence Against Women Grant Program to address children and youth experiencing domestic and sexual assault and engage men and boys as allies was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-16-1-206 - Resolution of the Commission of Knox County, Tennessee approving a Memorandum of Understanding with the YWCA Knoxville for collaborative partnership for mentoring and intervention training relative to the Office on Violence Against Women Grant Program to address children and youth experiencing domestic and sexual assault and engage men and boys as allies. Commissioner Thomas seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley 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 WORLEY BUILDERS, INC. FOR PROPERTY LOCATED AT 3031 BAKERTOWN ROAD (CLT # 091-228) – R-16-1-401:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Worley Builders, Inc. for property located at 3031 Bakertown Road (CLT # 091-228) was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-16-1-401 - Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Worley Builders, Inc. for property located at 3031 Bakertown Road (CLT # 091-228). Commissioner Thomas seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley 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 HMH DEVELOPMENT, INC. FOR PROPERTY LOCATED AT 0 EAST GALLAHER FERRY ROAD (A PORTION OF CLT # 116-02927) - R-16-1-402:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with HMH Development, Inc. for property located at 0 East Gallaher Ferry Road (a portion of CLT # 116-02927) was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-16-1-402 - Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with HMH Development, Inc. for property located at 0 East Gallaher Ferry Road (a portion of CLT # 116-02927). Commissioner Thomas seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley 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 PARTNERS V, LLC FOR PROPERTY LOCATED AT 10644 MERCURY DRIVE (CLT # 118-018) – R-16-1-403:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Partners V, LLC for property located at 10644 Mercury Drive (CLT # 118-018) was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-16-1-403 - Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Partners V, LLC for property located at 10644 Mercury Drive (CLT #118-018). Commissioner Thomas seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley 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 PARTNERS V, LLC FOR PROPERTY LOCATED AT 1315 LOVELL ROAD (CLT # 118HA03202) – R-16-1-404:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Partners V, LLC for property located at 1315 Lovell Road (CLT # 118HA03202) was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-16-1-404 - Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Partners V, LLC for property located at 1315 Lovell Road (CLT # 118HA03202). Commissioner Thomas seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley 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 BRANDYWINE AT CAMPBELL STATION ROAD, LLC FOR PROPERTY LOCATED AT 1106 N. CAMPBELL STATION ROAD (CLT # 130-086) - R-16-1-405:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Brandywine at Campbell Station Road, LLC for property located at 1106 N. Campbell Station Road (CLT # 130-086) was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-16-1-405 - Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities and Best Management Practices with Brandywine at Campbell Station Road, LLC for property located at 1106 N. Campbell Station Road (CLT # 130-086). Commissioner Thomas seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley 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 NUMBER 3 TO THE AGREEMENT WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION FOR THE POWELL BEAUTIFICATION PROJECT, WHICH AMENDMENT EXTENDS THE COMPLETION DATE FROM NOVEMBER 11, 2015 TO DECEMBER 31, 2016 - R-16-1-406:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Amendment Number 3 to the agreement with the Tennessee Department of Transportation for the Powell Beautification Project, which amendment extends the completion date from November 11, 2015 to December 31, 2016 was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-16-1-406 - Resolution of the Commission of Knox County, Tennessee approving Amendment Number 3 to the agreement with the Tennessee Department of Transportation for the Powell Beautification Project, which amendment extends the completion date from November 11, 2015 to December 31, 2016. Commissioner Thomas seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley 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 \$566,500.00 WITH THE TENNESSEE DEPARTMENT OF HEALTH FOR THE HIV/AIDS CENTER OF EXCELLENCE PROGRAM FOR THE PERIOD BEGINNING ON APRIL 1, 2016 AND ENDING ON MARCH 31, 2017 (NO LOCAL MATCH REQUIRED) - R-16-1-601:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Grant Contract in the amount of \$566,500.00 with the Tennessee Department of Health for the HIV/AIDS Center of Excellence Program for the period beginning on April 1, 2016 and ending on March 31, 2017 (no local match required) was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-16-1-601 - Resolution of the Commission of Knox County, Tennessee approving a Grant Contract in the amount of \$566,500.00 with the Tennessee Department of Health for the HIV/AIDS Center of Excellence Program for the period beginning on April 1, 2016 and ending on March 31, 2017 (no local match required). Commissioner Thomas seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley 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 THE GRANT CONTRACT WITH THE TENNESSEE DEPARTMENT OF HEALTH FOR THE PROVISION OF FETAL INFANT MORTALITY REVIEW SERVICES, WHICH AMENDMENT INCREASES THE MAXIMUM LIABILITY OF THE STATE UNDER THE GRANT BY \$25,000.00 FOR THE

PURPOSE OF ESTABLISHING ONE CLINICAL/SYSTEM PILOT SITE IN KNOX COUNTY FOR FETAL INFANT MORTALITY REVIEW (NO LOCAL MATCH REQUIRED) - R-16-1-602:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Amendment One to the Grant Contract with the Tennessee Department of Health for the provision of Fetal Infant Mortality Review services, which amendment increases the maximum liability of the State under the grant by \$25,000.00 for the purpose of establishing one clinical/system pilot site in Knox County for Fetal Infant Mortality Review (no local match required) was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-16-1-602 - Resolution of the Commission of Knox County, Tennessee approving Amendment One to the Grant Contract with the Tennessee Department of Health for the provision of Fetal Infant Mortality Review services, which amendment increases the maximum liability of the State under the grant by \$25,000.00 for the purpose of establishing one clinical/system pilot site in Knox County for Fetal Infant Mortality Review (no local match required). Commissioner Thomas seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley 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 CONTRACT WITH BLISS PRODUCTS FOR THE PURCHASE OF PLAYGROUND EQUIPMENT IN THE AMOUNT OF \$197,754.28 FOR CLAYTON PARK, NICHOLAS BALL PARK AND FORKS OF THE RIVER PARK AND SURFACE REPAIRS AT WALKER SPRINGS PARK AND ALCOAWAY OPTIMIST PARK - R-16-1-701:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Bliss Products for the purchase of playground equipment in the amount of \$197,754.28 for Clayton Park, Nicholas Ball Park and Forks of the River Park and surface repairs at Walker Springs Park and Alcoaway Optimist Park was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-16-1-701 - Resolution of the Commission of Knox County, Tennessee approving a contract with Bliss Products for the purchase of playground equipment in the amount of \$197,754.28 for Clayton Park, Nicholas Ball Park and Forks of the River Park and surface repairs at Walker Springs Park and Alcoaway Optimist Park. Commissioner Thomas seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley 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 ACCEPTING DONATIONS IN THE TOTAL AMOUNT OF \$3,410.00 AND 8 BARRELS OF FOOD COLLECTED FROM VISITORS AT KNOX COUNTY'S HOLIDAY FESTIVAL OF LIGHTS AT CONCORD PARK AND APPROVING THE DONATION OF SAME TO THE LOVE KITCHEN - R-16-1-703:

Consideration of a Resolution of the Commission of Knox County, Tennessee accepting donations in the total amount of \$3,410.00 and 8 barrels of food collected from visitors at Knox County's Holiday Festival of Lights at Concord Park and approving the donation of same to the Love Kitchen was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-16-1-703 - Resolution of the Commission of Knox County, Tennessee accepting donations in the total amount of \$3,410.00 and 8 barrels of food collected from visitors at Knox County's Holiday Festival of Lights at Concord Park and approving the donation of same to the Love Kitchen. Commissioner Thomas seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley 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 THE JACKSON/DEPOT REDEVELOPMENT AND URBAN RENEWAL PLAN TO PROVIDE FOR TAX INCREMENT FINANCING FOR THE COURTLAND GROUP DEVELOPMENT PROJECT, WHICH INCLUDES THE REDEVELOPMENT OF THE PROPERTY LOCATED AT 202 W. MAGNOLIA AVENUE AND 317 OGDEN STREET - R-16-1-901:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving an amendment to the Jackson/Depot Redevelopment and Urban Renewal Plan to provide for tax increment financing for the Courtland Group Development Project, which includes the redevelopment of the property located at 202 W. Magnolia Avenue and 317 Ogden Street was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-16-1-901 - Resolution of the Commission of Knox County, Tennessee approving an amendment to the Jackson/Depot Redevelopment and Urban Renewal Plan to provide for tax increment financing for the Courtland Group Development Project, which includes the redevelopment of the property located at 202 W. Magnolia Avenue and 317 Ogden Street. Commissioner Thomas seconded the motion and

upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley 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 LEASE AGREEMENT WITH U.S.P.G PORTFOLIO FIVE, LLC FOR SATELLITE OFFICE SPACE LOCATED AT THE CROSSROADS CENTER IN THE HALLS COMMUNITY FOR THE KNOX COUNTY CLERK, KNOX COUNTY TRUSTEE AND THE KNOX COUNTY SHERIFF FOR A SIX (6) YEAR TERM WITH THE OPTION TO EXTEND FOR ONE (1) ADDITIONAL FOUR (4) YEAR TERM WITH AN ANNUAL MINIMUM RENT OF \$63,072.00 FOR THE FIRST YEAR OF THE LEASE AND INCREASING EACH YEAR THEREAFTER - R-16-1-902:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a lease agreement with U.S.P.G Portfolio Five, LLC for satellite office space located at the Crossroads Center in the Halls community for the Knox County Clerk, Knox County Trustee and the Knox County Sheriff for a six (6) year term with the option to extend for one (1) additional four (4) year term with an annual minimum rent of \$63,072.00 for the first year of the lease and increasing each year thereafter was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-16-1-902 - Resolution of the Commission of Knox County, Tennessee approving a lease agreement with U.S.P.G Portfolio Five, LLC for satellite office space located at the Crossroads Center in the Halls community for the Knox County Clerk, Knox County Trustee and the Knox County Sheriff for a six (6) year term with the option to extend for one (1) additional four (4) year term with an annual minimum rent of \$63,072.00 for the first year of the lease and increasing each year thereafter.

Commissioner Thomas seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley 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 APPROPRIATING \$30,000.00 FROM THE GENERAL FUND CRIMINAL COURT EXCESS FEES ACCOUNT TO BE USED FOR IMPROVEMENTS TO THE CRIMINAL, 4TH CIRCUIT AND CRIMINAL SESSIONS COURTS - R-16-1-903:

Consideration of a Resolution of the Commission of Knox County, Tennessee appropriating \$30,000.00 from the General Fund Criminal Court Excess Fees Account to be used for improvements to the Criminal, 4th Circuit and Criminal Sessions Courts was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-16-1-903 - Resolution of the Commission of Knox County, Tennessee appropriating \$30,000.00 from the General Fund Criminal Court Excess Fees Account to be used for improvements to the Criminal, 4th Circuit and Criminal Sessions Courts. Commissioner Thomas seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley 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 A GRANT IN THE AMOUNT OF \$10,438.00 FROM THE EAST TENNESSEE FOUNDATION TO SUPPORT SOCIAL SERVICES IN THE KNOX COUNTY PUBLIC DEFENDER'S COMMUNITY LAW OFFICE (NO LOCAL MATCH REQUIRED) - R-16-1-904:

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing the acceptance of a grant in the amount of \$10,438.00 from the East Tennessee Foundation to support social services in the Knox County Public Defender's Community Law Office (no local match required) was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-16-1-904 - Resolution of the Commission of Knox County, Tennessee authorizing the acceptance of a grant in the amount of \$10,438.00 from the East Tennessee Foundation to support social services in the Knox County Public Defender's Community Law Office (no local match required). Commissioner Thomas seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley 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 APPOINTING JIM MORRISON TO THE KNOX COUNTY AUDIT COMMITTEE - R-16-1-112:

Consideration of a Resolution of the Commission of Knox County, Tennessee appointing Jim Morrison to the Knox County Audit Committee was before the Board of Commissioners.

Commissioner Anders moved to approve Resolution R-16-1-112 - Resolution of the Commission of Knox County, Tennessee appointing Jim Morrison to the Knox County Audit Committee. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley 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 THE CONTRACT SETTLEMENT AGREEMENT BETWEEN THE KNOX COUNTY BOARD OF EDUCATION AND JAMES P. MCINTYRE, JR., PH.D. - R-16-1-207:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the Contract Settlement Agreement between the Knox County Board of Education and James P. McIntyre, Jr., Ph.D. was before the Board of Commissioners.

Commissioner Wright moved to approve Resolution R-16-1-207 - Resolution of the Commission of Knox County, Tennessee approving the Contract Settlement Agreement between the Knox County Board of Education and James P. McIntyre, Jr., Ph.D. Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Thomas and Brantley voted aye. Commissioner Brown voted no. The motion carried 10-1-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH GOODWILL INDUSTRIES-KNOXVILLE, INC. TO PROVIDE ATTENDED DONATION CENTER COLLECTION SERVICES AT KNOX COUNTY CONVENIENCE CENTERS AT THE COST OF \$1,652.21 PER LOCATION PER MONTH PLUS ADDITIONAL COSTS FOR SERVICES AS NEEDED - R-16-1-407:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Goodwill Industries-Knoxville, Inc. to provide Attended Donation Center Collection Services at Knox County Convenience Centers at the cost of \$1,652.21 per location per month plus additional costs for services as needed was before the Board of Commissioners.

Mr. Dwight VanDeVate, Director for Knox County Engineering and Public Works, was present and spoke on the matter.

Commissioner Wright moved to approve Resolution R-16-1-407 - Resolution of the Commission of Knox County, Tennessee approving a contract with Goodwill Industries-Knoxville, Inc. to provide Attended Donation Center Collection Services at Knox County Convenience Centers at the cost of \$1,652.21 per location per month plus additional costs for services as needed. Commissioner Thomas seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley 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 20 YEAR LEASE FOR AYSO 337 FIELDS AT TOMMY SCHUMPERT PARK TO AYSO REGION 337 TO ALLOW FOR FURTHER DEVELOPMENT OF THE FIELDS – R-16-1-702:

This item was deferred to the February 2016 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 APPROVING A DESIGN BUILD CONTRACT IN THE AMOUNT NOT TO EXCEED \$34,800,000.00 WITH DENARK CONSTRUCTION TO BUILD THE NEW HARDIN VALLEY MIDDLE SCHOOL - R-16-1-801:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Design Build Contract in the amount not to exceed \$34,800,000.00 with Denark Construction to build the new Hardin Valley Middle School was before the Board of Commissioners.

The following individuals were present and spoke on the matter:

Mr. Zimbawae Umatavo, concerned citizen, Mr. Phil Claxton, concerned citizen, Mr. Jason Long, Attorney, Mr. David Hayes, concerned citizen, Mr. Lance McCold, concerned citizen, Reverend Dr. John Butler, NAACP President, Mr. Marshall Walker, concerned citizen, Mr. C.H. Qualls, representing the Gibbs Community, and Mr. Hugh Holt, Director for the Knox County Purchasing Department.

Commissioner Anders moved to approve Resolution R-16-1-801 - Resolution of the Commission of Knox County, Tennessee approving a Design Build Contract in the amount not to exceed \$34,800,000.00 with Denark Construction to build the new Hardin Valley Middle School. Commissioner Brantley seconded the motion.

Commissioner McKenzie moved as a substitute motion to defer action on this item until the Office of Civil Rights (OCR) Investigation is complete. Commissioner Broyles seconded the motion.

At 7:00 p.m., Commissioner Wright recessed the business session to begin the zoning session at this time. He indicated this item and all other items on the business agenda would continue after completion of the zoning session.

See Page _____ for continuation of Resolution R-16-1-801.

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IN RE: ROLL CALL – (7:00 P.M.):

Mrs. Angie Nesbitt, Minutes Clerk to the Knox County Clerk, called the roll. Those Commissioners present were Commissioners McKenzie, Broyles,

Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley.

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IN RE: ZONING REQUESTS:

1. Consideration of the request of MPC for the 2015 Northeast County Sector Plan Update which amends the previously adopted 2003 Northeast County Sector Plan and the General Plan 2003 was before the Board of Commissioners. (1st, 2nd and 8th Commission Districts).

Mr. Gerald Green, Executive Director for Metropolitan Planning Commission, was present and spoke on the matter.

Commissioner Wright moved to approve zoning request RZ-16-1-101 Request of MPC for the 2015 Northeast County Sector Plan and amendments to the General Plan 2003 as per MPC's recommendation. Commissioner Schoonmaker seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 11-0-0-0. (1st, 2nd and 8th Commission Districts) MPC's file number: 12-A-15-SP.

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2. Consideration of the request of Scott Davis for rezoning from A Agricultural Zone to PR Planned Residential Zone was before the Board of Commissioners. Property located northwest side of West Emory Road, southwest of Chartwell Road. (6th Commission District)

Mr. Gerald Green, Executive Director for Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Scott Davis, applicant, was present and spoke on behalf of the request.

Ms. Arlene Lemiszki, area resident, was present and spoke in opposition to the request.

Commissioner Anders moved to approve zoning request RZ-16-1-102 Request of Scott Davis for rezoning from A Agricultural Zone to PR Planned Residential Zone up to 3 dwelling units per acre as per MPC's recommendation. Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Smith, Ownby, Schoonmaker, Anders, Busler, Wright and Thomas voted aye. Commissioners Broyles, Brown and Brantley voted no. The motion carried 8-3-0-0. Property located northwest side of West Emory Road, southwest of Chartwell Road. (6th Commission District) MPC's file number: 11-C-15-RZ.

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3. Consideration of the request of Janet Debusk Hensley for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the

Board of Commissioners. Property located south side of Osprey Point Lane, southeast of South Northshore Drive. (4th Commission District)

The applicant was not present to represent the request.

This item was deferred to the end of the zoning session. (See Page

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4. Consideration of the request of Tim and Kim Webb for Northeast County Sector Plan Amendment from AG/RR Agricultural/Rural Residential & SLPA Slope Protection Area Zone to GC General Commercial & SLPA Slope Protection Area Zone was before the Board of Commissioners. Property located southeast side of Tazewell Pike, northeast of Ridgeview Road. (8th Commission District)

Mr. Gerald Green, Executive Director for Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Arthur Seymour, Attorney representing Tim and Kim Webb, was present and spoke on behalf of the request.

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

Commissioner Wright moved to approve zoning request RZ-16-1-103 Request of Tim and Kim Webb for Northeast County Sector Plan Amendment from AG/RR Agricultural/Rural Residential & SLPA Slope Protection Area Zone to RC Rural Commercial & SLPA Slope Protection Area Zone as per MPC's recommendation. Commissioner Schoonmaker seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 11-0-0-0. Property located southeast side of Tazewell Pike, northeast of Ridgeview Road. (8th Commission District) MPC's file number: 12-C-15-SP.

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5. Consideration of the request of Tim and Kim Webb for rezoning from A Agricultural Zone to CA General Business Zone was before the Board of Commissioners. Property located southeast side of Tazewell Pike, northeast of Ridgeview Road. (8th Commission District)

Mr. Gerald Green, Executive Director for Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Arthur Seymour, Attorney representing Tim and Kim Webb, was present and spoke on behalf of the request.

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

Commissioner Wright moved to approve zoning request RZ-16-1-104 Request of Tim and Kim Webb for rezoning from A Agricultural Zone to CR

Rural Commercial Zone as per MPC's recommendation. Commissioner Schoonmaker seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 11-0-0-0. Property located southeast side of Tazewell Pike, northeast of Ridgeview Road. (8th Commission District) MPC's file number: 12-D-15-RZ.

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6. Consideration of the request of Saddlebrook Properties, LLC for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density up to 4 dwelling units per acre was before the Board of Commissioners. Property located west side of Harvey Road, south side of Tanglewood Drive. (5th Commission District)

Mr. Gerald Green, Executive Director for Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Russell Rackley, representing Saddlebrook Properties, LLC, was present and spoke on behalf of the request.

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

Commissioner Schoonmaker moved to approve zoning request RZ-16-1-105 - Request of Saddlebrook Properties, LLC for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density up to 3 dwelling units per acre as per MPC's recommendation. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 11-0-0-0. Property located west side of Harvey Road, south side of Tanglewood Drive. (5th Commission District) MPC's file number: 12-E-15-RZ.

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7. Consideration of the request of Rufus H. Smith & Company for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density up to 5 dwelling units per acre was before the Board of Commissioners. Property located southeast side of Lovell Road, northeast of Thompson Road. (6th Commission District)

Mr. Gerald Green, Executive Director for Metropolitan Planning Commission, was present and spoke on the matter.

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

Commissioner Anders moved to approve zoning request RZ-16-1-106 Request of Rufus H. Smith & Company for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density up to 5 dwelling units per acre as per

MPC's recommendation. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley voted aye. Commissioner Smith recused himself from the vote. The motion carried 10-0-1-0. Property located southeast side of Lovell Road, northeast of Thompson Road. (6th Commission District) MPC's file number: 12-F-15-RZ.

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8. Consideration of the request of Rufus H. Smith & Company for rezoning from A Agricultural/TO Technology Overlay Zone to PR Planned Residential/ TO Technology Overlay Zone at a density up to 5 dwelling units per acre was before the Board of Commissioners. Property located southeast side of Lovell Road, southwest of Thompson Road. (6th Commission District)

Commissioner Anders moved to approve zoning request RZ-16-1-107 Request of Rufus H. Smith & Company for rezoning from A Agricultural/TO Technology Overlay Zone to PR Planned Residential/TO Technology Overlay Zone at a density up to 5 dwelling units per acre as per MPC's recommendation. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley voted aye. Commissioner Smith recused himself from the vote. The motion carried 10-0-1-0. Property located southeast side of Lovell Road, southwest of Thompson Road. (6th Commission District) MPC's file number: 12-G-15-RZ.

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9. Consideration of the request of Marilyn Lyle for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located northwest side of West Beaver Creek Drive, southwest of Old Clinton Pike. (6th Commission District)

Mr. Gerald Green, Executive Director for Metropolitan Planning Commission, was present and spoke on the matter.

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

Commissioner Anders moved to approve zoning request RZ-16-1-108 Request of Marilyn Lyle for rezoning from A Agricultural Zone to RA Low Density Residential Zone as per MPC's recommendation. Commissioner Schoonmaker seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 11-0-0-0. Property located northwest side of West Beaver Creek Drive, southwest of Old Clinton Pike. (6th Commission District) MPC's file number: 12-I-15-RZ

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

7. Commissioner Wright amended the agenda to hear the following item at this time: Appeal by Thomas C. Beeler of the Tennessee Technology Corridor Development Authority’s denial of Certificate of Appropriateness for rezoning from BP Business Park/TO Technology Overlay and F Floodway/TO Technology Overlay Zone to PR Planned Residential/TO Technology Overlay and F Floodway Zone, property located northeast side of Solway Road, southeast of George Light Road, (6th Commission District).

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IN RE: ZONING APPEAL

1. Consideration of the appeal by Thomas C. Beeler of the Tennessee Technology Corridor Development Authority’s denial of Certificate of Appropriateness for rezoning from BP Business Park/TO Technology Overlay and F Floodway/TO Technology Overlay Zone to PR Planned Residential/TO Technology Overlay and F Floodway Zone was before the Board of Commissioners. Property located northeast side of Solway Road, southeast of George Light Road. (6th Commission District)

Mr. Gerald Green, Executive Director for Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Scott Davis, representing Thomas C. Beeler, was present and spoke on behalf of the appeal.

Mr. Daniel Sanders, Knox County Deputy Law Director, was present and spoke on the matter.

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

Commissioner Brantley moved to deny the appeal by Thomas C. Beeler of the Tennessee Technology Corridor Development Authority’s denial of Certificate of Appropriateness for rezoning from BP Business Park/TO Technology Overlay and F Floodway/TO Technology Overlay Zone to PR Planned Residential/TO Technology Overlay and F Floodway Zone and uphold TTCDA’s decision. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners Schoonmaker, Brown, Brantley, McKenzie and Broyles voted aye. Commissioners Ownby, Anders, Busler, Wright, Thomas and Smith voted no. The motion failed 5-6-0-0. Property located northeast side of Solway Road, southeast of George Light Road. (6th Commission District)

Commissioner Anders moved to grant the appeal by Thomas C. Beeler of the Tennessee Technology Corridor Development Authority’s denial of Certificate of Appropriateness for rezoning from BP Business Park/TO Technology Overlay and F Floodway/TO Technology Overlay Zone to PR Planned Residential/TO Technology Overlay and F Floodway Zone. Commissioner

Ownby seconded the motion and upon roll call vote Commissioners Anders, Busler, Wright, Thomas, Smith and Ownby voted aye. Commissioners Schoonmaker, Brown, Brantley, McKenzie and Broyles voted no. The motion carried 6-5-0-0. Property located northeast side of Solway Road, southeast of George Light Road. (6th Commission District) MPC's file number: 12-A-15-TOR.

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IN RE: ZONING REQUESTS - (CONTINUED):

10. Consideration of the request of Champion Construction, LLC for Northwest County Sector Plan Amendment from ROW Right-of-Way & MU-SD Mixed Use Special District Zone - (NW-Co-7) to LDR Low Density Residential Zone was before the Board of Commissioners. Property located northeast side of Solway Road, southeast of George Light Road. (6th Commission District)

Mr. Gerald Green, Executive Director for Metropolitan Planning Commission, was present and spoke on the matter.

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

Commissioner Anders moved to approve zoning request RZ-6-1-109 Request of Champion Construction, LLC for Northwest County Sector Plan Amendment from ROW Right-of-Way & MU-SD Mixed Use Special District Zone - (NW-Co-7) to LDR Low Density Residential Zone Sector Plan designation as per MPC's recommendation. Commissioner Schoonmaker seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 11-0-0-0. Property located northeast side of Solway Road, southeast of George Light Road. (6th Commission District) MPC's file number: 12-B-15-SP.

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11. Consideration of the request of Champion Construction, LLC for rezoning from BP Business and Technology/TO Technology Overlay and F Floodway/TO Technology Overlay Zone to PR Planned Residential/TO Technology Overlay and F Floodway/TO Technology Overlay Zone at a density up to 4 dwelling units per acre was before the Board of Commissioners. Property located northeast side of Solway Road, southeast of George Light Road. (6th Commission District)

Mr. Gerald Green, Executive Director for Metropolitan Planning Commission, was present and spoke on the matter.

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

Commissioner Anders moved to approve zoning request RZ-16-1-110 Request of Champion Construction, LLC for rezoning from BP Business and Technology/TO Technology Overlay and F Floodway/TO Technology Overlay Zone to PR Planned Residential/TO Technology Overlay and F Floodway/TO Technology Overlay Zone at a density up to 3.66 dwelling units per acre as per MPC's recommendation. Property located northeast side of Solway Road, southeast of George Light Road. (6th Commission District) MPC's file number: 12-B-15-RZ

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12. Consideration of the request of Belle Investment Company, Inc., for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density up to 5 dwelling units per acre was before the Board of Commissioners. Property located east side of Neubert Springs Road, north side of West Governor John Sevier Highway. (9th Commission District)

Mr. Gerald Green, Executive Director for Metropolitan Planning Commission, was present and spoke on the matter.

Mr. Travis Fuller, representing Belle Investment Company, Inc., was present and spoke on behalf of the request.

Mr. Carson Dailey, Officer in the South Doyle Neighborhood Association, was present and spoke on the matter.

Commissioner Brown moved to approve zoning request RZ-16-1-111 Request of Belle Investment Company, Inc., for rezoning from A Agricultural Zone to PR Planned Residential Zone at a density up to 4 dwelling units per acre subject to the condition of no grading and maintaining the existing buffer as per MPC's recommendation as amended. (MPC's original density recommendation was 5 dwelling units per acre). Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley voted aye. Commissioner Broyles voted no. The motion carried 10-1-0-0. Property located east side of Neubert Springs Road, north side of West Governor John Sevier Highway. (9th Commission District) MPC's file number: 10-O-15-RZ.

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IN RE: ZONING APPEAL

Consideration of the appeal by Thomas C. Beeler of the Tennessee Technology Corridor Development Authority's denial of Certificate of Appropriateness for rezoning from BP Business Park/TO Technology Overlay and F Floodway/TO Technology Overlay Zone to PR Planned Residential/TO Technology Overlay and F Floodway Zone, property located northeast side of Solway Road, southeast of George Light Road, (6th Commission District)

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

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IN RE: ZONING REQUEST - (CONTINUED):

13. Consideration of the request of Janet Debusk Hensley for rezoning from A Agricultural Zone to RA Low Density Residential Zone was before the Board of Commissioners. Property located south side of Osprey Point Lane, southeast of South Northshore Drive. (4th Commission District)

The applicant was not present to represent the request.

Commissioner Anders moved to defer to the February 2016 Board of Commissioners meeting the request of Janet Debusk Hensley for rezoning from A Agricultural Zone to RA Low Density Residential Zone. Commissioner Thomas seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley voted aye. The motion carried 11-0-0-0. Property located south side of Osprey Point Lane, southeast of South Northshore Drive. (4th Commission District)

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IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE:

No Amendments to the Knox County Zoning Ordinance received.

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IN RE: RESOLUTIONS – (CONTINUED):

IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A DESIGN BUILD CONTRACT IN THE AMOUNT NOT TO EXCEED \$34,800,000.00 WITH DENARK CONSTRUCTION TO BUILD THE NEW HARDIN VALLEY MIDDLE SCHOOL - R-16-1-801 – (CONTINUED):

Mr. Richard Armstrong, Knox County Law Director, and Mr. Hugh Holt, Director for the Knox County Purchasing Department, were present and spoke on the matter.

Upon roll call vote of the substitute motion to defer action on this item until the Office of Civil Rights (OCR) Investigation is complete, Commissioners McKenzie and Broyles voted aye. Commissioners Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley voted aye. The substitute motion failed 2-9-0-0.

Upon roll call vote of the original motion to approve Resolution R-16-1-801 - Resolution of the Commission of Knox County, Tennessee approving a Design Build Contract in the amount not to exceed \$34,800,000.00 with Denark Construction to build the new Hardin Valley Middle School, Commissioners Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and

Brantley voted aye. Commissioners McKenzie and Broyles voted no. The motion carried 9-2-0-0.

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IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A DESIGN BUILD CONTRACT IN THE AMOUNT NOT TO EXCEED \$23,631,000.00 WITH ROUSE CONSTRUCTION TO BUILD THE NEW GIBBS MIDDLE SCHOOL R-16-1-802:

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Design Build Contract in the amount not to exceed \$23,631,000.00 with Rouse Construction to build the new Gibbs Middle School was before the Board of Commissioners.

Commissioner Wright moved to approve Resolution R-16-1-802 - Resolution of the Commission of Knox County, Tennessee approving a Design Build Contract in the amount not to exceed \$23,631,000.00 with Rouse Construction to build the new Gibbs Middle School. Commissioner Brown seconded the motion and upon roll call vote Commissioners Smith, Ownby, Schoonmaker, Anders, Busler, Wright, Brown, Thomas and Brantley voted aye. Commissioners McKenzie and Broyles voted no. The motion carried 9-2-0-0.

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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:
No Ordinances on Second Reading received.

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IN RE: PUBLIC FORUM:
No one requested to speak.

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IN RE: OTHER BUSINESS:

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

8. Commissioner Wright amended the agenda to hear the following item later at the meeting: Spread of Record the Knox County Mayor's Order appointing Paul Harrison to the Board of Commissioners of the West Knox Utility District.

(See Page _____)

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IN RE: DISCUSSION REGARDING THE SAFETY CENTER:

Discussion regarding the Safety Center was before the Board of Commissioners.

Mr. Hugh Holt, Director for the Knox County Purchasing Department, and Mr. Chris Caldwell, Knox County Finance Director, were present and spoke on the matter.

Commissioner Brown requested a resolution for the February 2016 Board of Commissioners meeting requesting the Knox County Purchasing Department to provide a RFP for the operation for a Safety Center.

The following commissioners were appointed to serve on a committee to investigate the guidelines, etc. for purchasing a Safety Center: Commissioners Broyles, Smith, Ownby and Brown.

IN RE: DISCUSSION REGARDING AUDIT COMMITTEE:

Discussion regarding Audit Committee was before the Board of Commissioners.

This item was deferred to the February 2016 Board of Commissioners meeting.

IN RE: REPORT AND PRESENTATION BY THE LEGACY PARKS FOUNDATION:

This item was deferred to the February 2016 Board of Commissioners meeting. (See Amendments to the Agenda, Page _____)

IN RE: DISCUSSION TO RECOGNIZE THE KNOX COUNTY SHERIFF'S OFFICE SHOPLIFTER TASK FORCE:

Discussion to recognize the Knox County Sheriff's Office Shoplifter Task Force was before the Board of Commissioners.

No action was taken.

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

9. Commissioner Wright amended the agenda to hear the following item at this time: Spread of Record the Knox County Mayor's Order appointing Paul Harrison to the Board of Commissioners of the West Knox Utility District.

IN RE: SPREAD OF RECORD THE KNOX COUNTY MAYOR'S ORDER APPOINTING PAUL HARRISON TO THE BOARD OF COMMISSIONERS OF THE WEST KNOX UTILITY DISTRICT:

Spread of Record the Knox County Mayor's Order appointing Paul Harrison to the Board of Commissioners of the West Knox Utility District was before the Board of Commissioners.

No action was taken.

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ORDER OF THE KNOX COUNTY MAYOR
APPOINTING UTILITY DISTRICT COMMISSIONER

IN RE:)
)
COMMISSIONER APPOINTMENT)
FOR THE WEST KNOX)
UTILITY DISTRICT OF KNOX)
COUNTY, TENNESSEE)

Upon certification by the Board of Commissioners of the West Knox Utility District of Knox County, Tennessee, certifying an upcoming vacancy on said Board of Commissioners by the expiration of the term of Robert H. Sterchi, and certifying a list of three names nominated for appointment to fill such vacancy in accordance with T.C.A. § 7-82-307(a);

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, AS FOLLOWS:

(a) That Paul Harrison is hereby appointed to the Board of Commissioners of the West Knox Utility District of Knox County, Tennessee, to serve a four (4) year term commencing January 1, 2016 and expiring December 31, 2019. Mr. Harrison took the oath of office on January 4, 2016, a copy of which is attached hereto as Exhibit A.

(b) That a copy of this Order shall be entered into the minutes of the Knox County Commission as required by T.C.A. § 7-82-307(a)(4), and that a certified copy of this Order shall be provided to the West Knox Utility District Board of Commissioners and the appointee as required by T.C.A. § 7-82-307(a)(4).

(c) That this Order shall be kept by the Knox County Clerk as a permanent record of Knox County, and the Knox County Clerk shall issue certified copies of this Order as shall be requested.

ENTERED this 8th day of January, 2016.



TIM BURCHETT
KNOX COUNTY MAYOR



OATH OF OFFICE

**BOARD OF COMMISSIONERS
WEST KNOX UTILITY DISTRICT OF KNOX COUNTY**

I, Paul Harrison, do solemnly swear that I will perform with fidelity the duties of the office to which I have been appointed and which I am about to assume. I do solemnly swear to support the Constitution of the State of Tennessee and the Constitution of the United States and to faithfully perform the duties of the office of Commissioner for the West Knox Utility District of Knox County.



PAUL HARRISON

Subscribed and sworn to before me this
4th day of January, 2016.



TIM BURCHETT
Knox County Mayor



EXHIBIT

A

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IN RE: DISCUSSION REGARDING THE OFFICE OF CIVIL RIGHTS COMPLAINT:

Discussion regarding the Office of Civil Rights complaint was before the Board of Commissioners.

No action was taken.

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IN RE: ADJOURNMENT:

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

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KNOX COUNTY BOARD OF COMMISSIONERS

DAVE WRIGHT, CHAIRMAN