

MARKED

AGENDA FOR A REGULAR COUNCIL MEETING

AUGUST 25, 2009

7:00 PM

ORDER OF BUSINESS

- 1. CALL TO ORDER:** Mayor Bill Haslam

- 2. INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG:**
Councilmember Pelot and Councilmember Roddy

- 3. ROLL CALL:** All present

- 4. APPROVAL OF MINUTES:** Approved

- 5. ANNOUNCEMENTS AND EXTRAORDINARY MATTERS, ADOPTION OF AGENDA:**
 - a. ITEMS WITHDRAWN (Indicated with “W”)**
 - b. ITEMS FOR POSTPONEMENT (Indicated with “P”)**
 - c. ITEMS REQUESTED TO BE ADDED BY MOTION (Indicated with “M”)**
 - d. CONSENT ITEMS (Indicated with “*”)**
11j – 11n

6. MAYOR'S REPORT:

- Recognition of retiring Fire Chief Bob Key and introduction of newly appointed Fire Chief Stan Sharp.
- Introduction of Janice Greer from Tanasi Girl Scouts who recognized three young women who received their Gold Award, the highest award achievable by a Girl Scout.

7. REPORTS OF COUNCIL MEMBERS OR COMMITTEES:

- Councilmember Frost thanked Cindy McGinnis, Sam Anderson and Chris Woodhull for their participation in deciding an amicable resolution to the KAT LIFT service issue.
- Vice-Mayor Becker announced that there would be a forum for potential new City Council members on Thursday, August 27, 2008 in the Main Assembly Room.
- Vice-Mayor Becker discussed the possible Downtown Wayfinding workshop.
- Vice-Mayor Becker discussed the new Community Improvement (202) Fund law that certain organizations.
- Councilmember Pelot addressed the tragedy at West High School on Friday evening where a football player from visiting Sullivan South High School in Kingsport, died while playing football.

8. ELECTIONS AND CONFIRMATIONS:

None.

9. ORDINANCES ON SECOND READING:

Approved: O-124-09

- a. An Ordinance setting a "Certified Tax Rate" as required by T.C.A. § 67-5-1701 and amending Ordinance O-85-09 (tax rate ordinance) to adjust the tax rate from \$2.81 to \$2.46. (Requested by Department of Finance and Accountability)

Approved: O-125-09

- b. An Ordinance adopting the Magnolia Avenue Corridor Plan and amendments to the Central City and East City Sector Plans. (MPC approved 12-0) (File No. 6-A-09-SAP) (Fourth and Sixth Districts)

Approved: O-126-09

- c. An Ordinance to rezone property located on the southeast end of Holston Drive, north end of George Bounds Road, southwest side of Holston River from R-1, Low Density Residential District, to RP-1, Planned Residential District, at a density of up to 4 dwelling units per acre, subject to conditions, Delbert E. and Jana W. Morgan, Applicant. (MPC Approved 10-2) (File No. 5-D-09-RZ) (Fourth District)

9. ORDINANCES ON SECOND READING (CONTINUED):

Approved: O-127-09

- d. An Ordinance approving the request of Eddie Joe Bennett for a One Year Plan Amendment from Light Industrial to Mixed Use (Light Industrial and Low Density Residential) for property located on the northwest side of Gillespie Avenue, northeast of N. Sixth Avenue. (MPC Approved 12-0) (File No. 7-A-09-PA) (Fourth District)

Approved: O-128-09

- e. An Ordinance to rezone property located on the northwest side of Gillespie Avenue, northeast of N. Sixth Avenue from I-3, General Industrial District, to R-1A, Low Density Residential District, Eddie Joe Bennett, Applicant. (MPC Approved 12-0) (File No. 7-A-09-RZ) (Fourth District)

Approved: O-129-09

- f. An Ordinance approving the request of Lloyd Davis, Jr. for a One Year Plan Amendment from Light Industrial to Mixed Use (Light Industrial, Office, and General Commercial) for property located on the southeast side of Middlebrook Pike, northeast side of E. Weisgarber Road. (MPC Approved 12-0) (File No. 7-B-09-PA) (Second District)

Approved: O-130-09

- g. An Ordinance appropriating the sum of \$15,000.00 and donating same to the United Way of Greater Knoxville for the purpose of acquiring “grant information” computer software. (Requested by Operations and Efficiency)

10. HEARINGS ON ZONING MATTERS, APPEALS FROM ACTION OF MPC/BOARD OF ZONING APPEALS OR PLANS REVIEW:

Appeal approved

- a. An Appeal by Flenniken Housing, LP of the Metropolitan Planning Commission’s decision to deny a Use on Review for multi-dwelling apartments in an O-1, Office, Medical, and Related Services District, property located on the east side of Maryville Pike, north side of Flenniken Avenue. (MPC Denied 12-1) (File No. 6-G-09-UR) (First District) (Consider with 11h.)

11. RESOLUTIONS:

Approved: R-288-09

- a. A Resolution honoring, congratulating and expressing gratitude to Richard W. “Dick” Krieg for his many years of exemplary service to this community on the Board of Commissioners of the Metropolitan Knoxville Airport Authority. (Requested by Councilmember Frost)

11. RESOLUTIONS (CONTINUED):

Approved: R-289-09

- b. A Resolution issuing a Certificate of Compliance to Jena, Inc. d/b/a Merchant's Liquor Store relative to its application to the Tennessee Alcoholic Beverage Commission for a license to operate a liquor store in the City. (Requested by Department of Finance and Accountability)

Approved: R-290-09

- c. A Resolution issuing a Certificate of Compliance to Toddy's Package Store, Inc. relative to its application to the Tennessee Alcoholic Beverage Commission to renew its license to operate a liquor store in the City. (Requested by Department of Finance and Accountability)

Approved: R-291-09

- d. A Resolution authorizing the Mayor to enter into a contract with the EC Corporation for construction of the Fountain City Skate Plaza for an amount not to exceed \$169,360.28. (Requested by Department of Parks and Recreation)

Approved: R-292-09

- e. A Resolution authorizing the Mayor to request the Public Building Authority of the County of Knox and the City of Knoxville, Tennessee to perform project management services for the design and construction of the Downtown Dog Park at a total project cost not to exceed \$162,000.00. (Requested by Department of Parks and Recreation)

Approved: R-293-09

- f. A Resolution approving a tax increment financing amendment to the Jackson/Depot Redevelopment and Urban Renewal Plan to support the redevelopment of real property located at 131 South Gay Street. (Requested by Department of Policy and Communications)

Approved: R-294-09

- g. A Resolution authorizing the Mayor to execute any and all documents to exchange 186.86 square feet of property located at the northwest corner of the intersection of Middlebrook Pike and East Weisgarber Road with Spring Farm, LLC. (Requested by Department of Engineering)

Approved: R-295-09

- h. A Resolution approving an appeal by Flenniken Housing, LP of the Metropolitan Planning Commission's decision to deny a Use on Review for multi-dwelling apartments in an O-1, Office, Medical, and Related Services District, property located on the east side of Maryville Pike, north side of Flenniken Avenue. (MPC Denied 12-1) (File No. 6-G-09-UR) (First District) (Consider with 10a.)

11. RESOLUTIONS (CONTINUED):

Withdrawn

- “W” i. A Resolution to prohibit handguns in public municipal parks, natural areas, historic parks, nature trails, campgrounds, forests, greenways, waterways, or other similar public places. (Requested by Vice Mayor Becker)

Approved: R-296-09

- “*” j. A Resolution granting a pension of \$148.06 per month to Stephen D. Backiel, an employee of the former Knoxville City School System. (Requested by Pension Board)

Approved: R-297-09

- “*” k. A Resolution granting a pension of \$3,308.77 per month to David S. Ballard, an employee of the Knoxville General Government. (Requested by Pension Board)

Approved: R-298-09

- “*” l. A Resolution granting a pension of \$1,872.99 per month to Norman L. Rickman, an employee of the Knoxville Police Department. (Requested by Pension Board)

Approved: R-299-09

- “*” m. A Resolution granting a pension of \$3,342.90 per month to Gregory A. Taylor, an employee of the Knoxville Police Department. (Requested by Pension Board)

Approved: R-300-09

- “*” n. A Resolution granting a pension of \$2,346.77 per month to Carol E. Russell-Kirksey, an employee of the Knoxville General Government. (Requested by Pension Board)

12. ORDINANCES ON FIRST READING:

Postponed four (4) weeks and sent to September 3 workshop

- a. An Ordinance to amend Section 20-60 of the Knoxville City Code so as to delete therefrom the provisions prohibiting the use or possession of firearms or weapons within City parks. (Requested by Councilmember Hall)

Approved: O-131-09

- b. An Emergency Ordinance appropriating the sum of \$500.00 from the Community Improvement (202) Fund and donating same to the Autism Society of America, East Tennessee Chapter to defray certain costs of hosting a local fall educational conference. (Requested by Councilmembers Pelot, Woodhull, and Vice Mayor Becker)

13. PUBLIC FORUM: JoAnn DeFord, 201 Locust Street

14. ADJOURNMENT: 9:10 p.m.