

MINUTES OF THE REGULAR SESSION OF THE COUNCIL OF THE CITY OF KNOXVILLE

January 29, 2008 – 7:00 p.m.
Main Assembly Room, City-County Building

1. **CALL TO ORDER:**

The Council of the City of Knoxville met in Regular Session at 7:00 p.m. in the Main Assembly Room of the City-County Building on Tuesday, January 29, 2008.

Mayor Bill Haslam was present and presiding officer of the Council.

2. **INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG:**

Councilmember Barbara Pelot led in the Invocation and Councilmember Joe Bailey led in the “Pledge of Allegiance” to the Flag.

3. **ROLL CALL:**

The following City Council Members were present: Joe Bailey, Bob Becker, Mark Brown, Rob Frost, Steve Hall, Joe Hultquist, Barbara Pelot, Marilyn Roddy, and Chris Woodhull.

4. **APPROVAL OF MINUTES:**

Councilmember Frost made a motion to approve the minutes from the January 15, 2008 City Council Meeting. Councilmember Roddy seconded the motion. By unanimous voice vote the motion carried. The minutes were adopted.

5. **ANNOUNCEMENTS AND EXTRAORDINARY MATTERS, ADOPTION OF AGENDA:**

a. **ITEMS WITHDRAWN (Indicated with “W”)**

b. **ITEMS FOR POSTPONEMENT (Indicated with “P”)**

Councilmember Pelot made a motion to postpone the following item for two (2) weeks:

9a. An Ordinance to close a portion of B Drive north of S. Northshore Drive with conditions, and authorizing the Mayor to execute quitclaim deeds to the adjacent property owners, Northshore Commons, LLC, Applicant. (MPC Approved 12-0) (File No. 10-A-07-SC) (Second District)

Councilmember Roddy seconded the motion. By unanimous voice vote the motion carried and the ordinance was postponed for two (2) weeks.

**c. ITEMS REQUESTED TO BE ADDED BY MOTION
(Indicated with “M”)**

Councilmember Hall made a motion to add item 11aa to the agenda. Councilmember Roddy seconded the motion. By unanimous voice vote the motion carried. Please see consideration of the item under Resolutions.

d. CONSENT ITEMS (Indicated with “*”)

Councilmember Roddy made a motion to approve resolutions 11-o through 11-z on the Consent agenda. Councilmember Becker seconded the motion. By unanimous voice vote the motion carried. The resolutions were approved on first and final reading (See “Resolutions”).

6. MAYOR’S REPORT:

Mayor Bill Haslam made the following announcements:

- Mardi Growl Dog Parade to benefit the Young Williams Animal Center will be held on Saturday, February 2, 2008 at 10:00 am on Market Square Mall
- The new Skate Park Opening Ceremony will be held on Thursday, January 31, 2008 at 4:00 pm at Tyson Park. Rain date will be posted on the City’s web site.
- Morris Kizer is attending his last meeting as the City Law Director. Mayor Haslam recognized his outstanding service to the City.

7. REPORTS OF COUNCIL MEMBERS OR COMMITTEES:

Councilmember Frost stated that early voting is now going on and that the Primary Election will be on Tuesday, February 5. He encouraged everyone to get out and vote.

Councilmember Becker announced that the Mayor’s Budget Retreat will be held on Thursday, January 31 beginning at 8:30 am at the SunSphere. Mayor Haslam stated that the meeting will begin promptly at 8:30 am, as Dr. Fox from the University of Tennessee will be present to address the State economy.

8. ELECTIONS AND CONFIRMATIONS:

RE: PARTNERSHIP FOR NEIGHBORHOOD IMPROVEMENT BOARD OF DIRECTORS – JEREMY JENNINGS – LARRY HORTON – JAMES ALLEN – MONICA REED – JENNY WOLF – BARBARA DOWELL

- a. A Resolution appointing Jeremy Jennings, Larry Horton, James Allen, Monica Reed, Jenny Wolf and Barbara Dowell to serve as members of the Board of Directors of the Partnership for Neighborhood Improvement (requested by Vice Mayor Brown)

Councilmember Hultquist moved for approval. Councilmember Woodhull seconded the motion. By unanimous voice vote the motion carried and a copy of the Resolution is attached to these minutes as R-20-08.

9. ORDINANCES ON SECOND READING:

RE: ADMINISTRATIVE CODE

- b. An Ordinance to amend certain divisions and sections of Chapter 2, Article II of the Knoxville City Code relating to the organizational structure of the Executive Branch of city government. (Requested by Mayor)

Councilmember Roddy moved for approval. Councilmember Bailey seconded the motion. By unanimous voice vote the motion carried and a copy of the Ordinance is attached to these minutes as O-12-08.

**RE: CLASSIFICATION/COMPENSATION PLAN – INFORMATION SYSTEMS
DEPUTY DIRECTOR – DEPUTY DIRECTOR OF PLANS REVIEW AND
BUILDING INSPECTINS – DEPARTMENT DIRECTORS – MAYORAL
ASSISTANTS – ADMINISTRATIVE CODE**

- c. An Ordinance to amend Chapter 2, Article III, Division 2, Section 2-450 of the Code of the City of Knoxville. (Requested by Civil Service)

Councilmember Roddy moved for approval. Councilmember Becker seconded the motion. By unanimous voice vote the motion carried and a copy of the Ordinance is attached to these minutes as O-13-08.

RE: DOWNTOWN DESIGN REVIEW BOARD

- d. An Ordinance to amend Article IV, Section 26, D-1, downtown design overlay district, of the City of Knoxville Zoning Ordinance changing the Downtown Design Review Board's appeal process and the status of the Metropolitan Planning Commission representative on the Board. (MPC Approved 11-0-1) (File No. 12-A-07-OA) (Sixth District)

Vice Mayor Brown moved for approval. Councilmember Pelot seconded the motion. By unanimous voice vote the motion carried and a copy of the Ordinance is attached to these minutes as O-14-08.

RE: ALLEY CLOSURE – LONNIE JONES AND PATRICK FULTZ

- e. An Ordinance to approve the closure of a 15-foot alley from Middlebrook Pike to Hopkins Avenue, and authorizing the Mayor to execute quitclaim deeds to the adjacent property owners, Lonnie Jones and Patrick Fultz, Applicants. (MPC Approved 11-0-1) (File No. 12-A-07-AC) (Third District)

Vice Mayor Brown moved for approval. Councilmember Pelot seconded the motion. By unanimous voice vote the motion carried and a copy of the Ordinance is attached to these minutes as O-15-08.

RE: ALLEY CLOSURE – KIMBERLY DAVIS

- f. An Ordinance to approve the closure of a 12-foot alley between Valley Avenue and New King Street, and authorizing the Mayor to execute quitclaim deeds to the adjacent property owners, Kimberly Davis, Applicant. (MPC Approved 11-0-1) (File No. 12-B-07-AC) (First District)

Councilmember Hultquist moved for approval. Councilmember Roddy seconded the motion. By unanimous voice vote the motion carried and a copy of the Ordinance is attached to these minutes as O-16-08.

RE: ONE YEAR PLAN AMENDMENT – TERAZ INVESTMENTS

- g. An Ordinance approving the request of Teraz Investments for a One Year Plan Amendment from Heavy Industrial to Mixed Uses (Heavy Industrial and General Commercial) for property located on the northeast side of Western Avenue, southeast side of Blackstock Avenue. (MPC Approved 11-0-1) (File No. 10-K-07-PA) (Sixth District)

Vice Mayor Brown moved for approval. Councilmember Becker seconded the motion. By unanimous voice vote the motion carried and a copy of the Ordinance is attached to these minutes as O-17-08.

RE: REZONING REQUEST OF TERAZ INVESTMENTS

- h. An Ordinance to rezone property located on the northeast side of Western Avenue, southeast side of Blackstock Avenue, from I-3, General Industrial District to C-3, General Commercial District, Teraz Investments, Applicant. (MPC Approved 11-0-1) (File No. 10-R-07-RZ) (Sixth District)

Vice Mayor Brown moved for approval. Councilmember Becker seconded the motion. By unanimous voice vote the motion carried and a copy of the Ordinance is attached to these minutes as O-18-08.

RE: REZONING REQUEST OF KEN SANDERSON

- i. An Ordinance to rezone property located on the south side of Technology Drive, west side of Cogdill Road, from PC-2, Retail and Distribution Park District/TO-1, Technology Overlay to C-6, General Commercial Park District/TO-1, Technology Overlay, Ken Sanderson, Applicant. (MPC Approved 11-0-1) (File No. 12-E-07-RZ) (Second District)

Councilmember Pelot moved for approval. Councilmember Becker seconded the motion. By unanimous voice vote the motion carried and a copy of the Ordinance is attached to these minutes as O-19-08.

RE: REZONING REQUEST OF DAVID VELARDE

- j. An Ordinance to rezone property located on the southeast side of Merchant Drive, northeast of Pleasant Ridge Road, from O-3, Office Park District, to O-1, Office, Medical, and Related Services District, David Velarde, Applicant. (MPC Approved 11-0-1) (File No. 12-F-07-RZ) (Third District)

Councilmember Hall moved for approval. Councilmember Becker seconded the motion. By unanimous voice vote the motion carried and a copy of the Ordinance is attached to these minutes as O-20-08.

RE: REZONING REQUEST OF SUSANNE PAINTER

- k. An Ordinance to rezone property located on the southeast side of E. Magnolia Avenue, northeast side of N. Mary Street, from C-3, General Commercial District, to C-4, Highway and Arterial Commercial District, Susanne Painter, Applicant. (MPC Approved 11-0-1) (File No. 12-I-07-RZ) (Sixth District)

Vice Mayor Brown moved for approval. Councilmember Pelot seconded the motion. Councilmember Roddy questioned if the group looking at the Magnolia Avenue Corridor had reviewed this proposal. Discussion ensued with the following people speaking to the issue: Vice Mayor Brown, Councilmembers Becker, Hultquist and Councilmember Roddy.

Mark Donaldson of the Metropolitan Planning Commission stated that if a form-based zoning code is adopted for the Corridor, then the proposed zoning will fit well with what the future plan. Discussion continued with the following speaking: Councilmembers Becker and Hultquist and Mark Donaldson.

By unanimous voice vote the motion to approve the Ordinance carried and a copy of the Ordinance is attached to these minutes as O-21-08.

RE: REZONING REQUEST OF NORTSHORE COMMONS, LLC

- l. An Ordinance to rezone property located on the north end of B Drive, northeast of S. Northshore Drive, from R-1, Low Density Residential District, O-1, Office, Medical, and Related Services District, and F-1, Floodway, to O-3, Office Park District, and F-1, Floodway, Northshore Commons, LLC, Applicant. (MPC Approved 12-0) (File No. 12-M-07-RZ) (Second District)

Councilmember Pelot moved for approval. Councilmember Frost seconded the motion. Chris Martin, attorney for the developer, stated that since the last meeting at the request of Councilmember Roddy, the developer had met with the neighbors regarding landscaping. He outlined the landscaping that would be installed to screen and buffer the development.

Terry Faulkner addressed Council to speak in favor of the request.

Discussion ensued with the following speaking to the issue: Councilmember Pelot and Roddy and Chris Martin.

By unanimous voice vote the motion to approve the ordinance carried and a copy of the Ordinance is attached to these minutes as O-22-08.

RE: ONE YEAR PLAN AMENDMENT – METROPOLITAN PLANNING COMMISSION – SHERRILL BOULEVARD

- m. An Ordinance approving the request of the Metropolitan Planning Commission for a One Year Plan Amendment from Medium Density Residential to General Commercial for property located north of Sherrill Boulevard, east of I-140. (MPC Approved 11-0-1) (File No. 12-A-07-PA) (Second District)

Councilmember Bailey moved for approval. Councilmember Roddy seconded the motion. By unanimous voice vote the motion carried and a copy of the Ordinance is attached to these minutes as O-23-08.

RE: NORTHWEST COUNTY SECTOR PLAN AMENDMENT – SCRIPPS NETWORK, INC. – SHERRILL BOULEVARD

- n. An Ordinance approving the request of Scripps Network, Inc. for an amendment to the Northwest County Sector Plan from Low Density Residential to Commercial for property located north of Sherrill Boulevard, east of Pellissippi Parkway. (MPC Approved 11-0-1) (File No. 12-F-07-SP) (Second District)

Councilmember Pelot moved for approval. Councilmember Becker seconded the motion. By unanimous voice vote the motion carried and a copy of the Ordinance is attached to these minutes as O-24-08.

RE: REZONING REQUEST OF SCRIPPS NETWORK, INC.

- o. An Ordinance to rezone property located north of Sherrill Boulevard, east of Pellissippi Parkway, from RP-1, Planned Residential District to C-3, General Commercial District, Scripps Network, Inc., Applicant. (MPC Approved 1-0-1) (File No. 12-R-07-RZ) (Second District)

Councilmember Pelot moved for approval. Councilmember Becker seconded the motion. By unanimous voice vote the motion carried and a copy of the Ordinance is attached to these minutes as O-25-08.

RE: REZONING REQUEST OF BENCHMARK ASSOCIATES, INC.

- p. An Ordinance to rezone property located on the south side of Ailor Avenue, east side of Seventeenth Street, from C-3, General Commercial District, to C-4, Highway and Arterial Commercial District, Benchmark Associates, Inc., Applicant. (MPC Approved 11-0-1) (File No. 12-Z-07-RZ) (Sixth District)

Vice Mayor Brown moved for approval. Councilmember Bailey seconded the motion. By unanimous voice vote the motion carried and a copy of the Ordinance is attached to these minutes as O-26-08.

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

- a. An Appeal by John King, attorney for Jack Stooksbury, of the Board of Zoning Appeals' denial of a variance to allow a commercial driveway across from a "T" intersection with Pleasant Knoll Lane (Appendix B, Article V, Section 7.B.2.b.) as per site plan to construct a commercial building in a C-3, General Commercial District, property located at 2122 Brooks Avenue. (BZA Denied 3-1) (File No. 11-C-07-VA) (Sixth District) (Consider with 11n.)

- 11- n. A Resolution approving an appeal by John King, attorney for Jack Stooksbury, of the Board of Zoning Appeals' denial of a variance to allow a commercial driveway across from a "T" intersection with Pleasant Knoll Lane (Appendix B,

Article V, Section 7.B.2.b.) as per site plan to construct a commercial building in a C-3, General Commercial District, property located at 2122 Brooks Avenue. (BZA Denied 3-1) (File No. 11-C-07-VA) (Sixth District) (Consider with 10a.)

John King stated explained that the property is landlocked and the owner will not have use of this property, if the driveway cannot be constructed as requested.

The following people spoke in opposition to the appeal: Evelyn Mosbey, Raleigh Wynn, Sr., and John Davis.

Discussion ensued with the following people speaking to the issue: Councilmembers Becker, Hultquist, Frost, Roddy, and Pelot, John King and Mark Donaldson.

Attorney Charles Swanson read from the Knoxville Zoning Ordinance the Standards for variances and advised Council to decide based on the arguments presented.

Vice Mayor Brown addressed the issue and made the following motion:

“I move that the appeal which would grant the variance be denied. In reviewing the standards under which we review requests for variances, I do not believe that this situation qualifies for a variance. There is no real special circumstance here which calls for a variance. This lot is not an exceptionally irregular lot; it is not unusually narrow or steep. The lot is approximately 75 feet wide and more than 100 feet deep. There is really nothing at all exceptional about the topography or the siting of this lot which would require a variance.

In my view, it would create a real hazard to grant this variance. Locating a driveway immediately across from this “T” intersection will create additional danger to traffic turning from Pleasant Knoll Lane onto Brooks Avenue and from Brooks Avenue onto Pleasant Knoll Lane as well as to the traffic entering or exiting from this proposed driveway. There is a reason that our regulations generally prohibit driveways being situated immediately opposite a “T” intersection. It is because it creates a dangerous traffic situation.

Under these circumstances, I believe that granting the proposed variance would be injurious to the neighborhood by creating an additional, unnecessary traffic hazard and it would be detrimental to the public welfare.

Because granting this variance would be contrary to the public interest, I move that this appeal be denied.”

Councilmember Pelot seconded the motion. By unanimous voice vote the motion carried and the appeal was denied.

11. RESOLUTIONS

RE: CONVENTION CENTER AND TOURISM DEVELOPMENT FINANCING ACT – AMUSEMENT TAX – STATE LEGISLATURE – SALES TAX

- a. A Resolution respectfully requesting and urging the state legislature to modify the Convention Center and Tourism Development Financing Act of 1998 so as to allow the City to obtain a significant recapture of sales and use taxes as contemplated by the Act. (Requested by Councilmembers Frost, Pelot, Hall and Roddy)

Councilmember Hall moved for approval. Councilmember Frost seconded the motion.

Vice Mayor Brown and Councilmembers Bailey, Becker, Hultquist, and Woodhull asked to be added as sponsors of the Resolution

By unanimous voice vote the motion to approve the Resolution carried and a copy of the Resolution is attached to these minutes as R-21-08.

RE: AUDIT CONTRACT – PUGH AND COMPANY

- b. A Resolution approving an agreement with Pugh & Company, P.C. for the audit of the financial books and records of the City of Knoxville for Fiscal Year 2007-2008 (requested by Council's Audit Committee)

Councilmember Roddy moved for approval. Councilmember Hultquist seconded the motion. By unanimous voice vote the motion carried and a copy of the Resolution is attached to these minutes as R-22-08.

RE: PROPERTY TRANSFER TO GEORGE S. DYKEMAN – HOMEMAKERS PROGRAM

- e. A Resolution authorizing the Mayor to execute a quitclaim deed to George S. Dykeman, III, for one parcel of property located at 2517 Parkview Avenue, CLT No. 082-KV-030, within the city limits of the Knoxville pursuant to the Homemakers Program for a contract sales price of \$3,000.00. (Requested by Community Development)

Vice Mayor Brown moved for approval. Councilmember Becker seconded the motion. By unanimous voice vote the motion carried and a copy of the Resolution is attached to these minutes as R-23-08.

RE: JACKSON/DEPOT REDEVELOPMENT AND URBAN RENEWAL PLAN AMENDMENT

- f. A Resolution approving a tax increment financing amendment to the Jackson/Depot Redevelopment and Urban Renewal Plan (requested by Policy and Communications)

Councilmember Pelot moved for approval. Councilmember Roddy seconded the motion.

Bill Lyons explained that this is a key project that will expand development of downtown by adding a different price point with affordable rental units.

Discussion ensued with the following people addressing the issue: Councilmembers Roddy, Pelot and Hultquist, Dr. Lyons, Vice Mayor Brown and Mayor Haslam.

By unanimous voice vote the motion to approve the Resolution carried and a copy is attached to these minutes as R-24-08.

RE: ACQUISITION OF DRAINAGE EASEMENT – JOSEPHINE COCHRAN

- g. A Resolution approving a contract with Josephine Cochran and authorizing the Mayor to execute all documents on behalf of the City of Knoxville necessary to acquire a permanent drainage easement on real property owned by Josephine Cochran, and to remove improvements therein, for a total price of \$3,660.00. (Requested by Engineering)

Councilmember Becker moved for approval. Councilmember Pelot seconded the motion. By unanimous voice vote the motion carried and a copy of the Resolution is attached to these minutes as R-25-08.

RE: STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION – WEISGARBER ROAD CORRIDOR SIGNAL TIMING UPGRADE

- h. A Resolution authorizing the Mayor to execute Contract #070209 with State of Tennessee, Department of Transportation to upgrade signal timing on Weisgarber Road from Papermill Drive to Middlebrook Pike, Project Identification No. 109009.00. (Requested by Engineering)

Councilmember Pelot moved for approval. Councilmember Becker seconded the motion. By unanimous voice vote the motion carried and a copy of the Resolution is attached to these minutes as R-26-08.

RE: STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION – EMORY ROAD SIGNAL TIMING CORRIDOR UPGRADE

- i. A Resolution authorizing the Mayor to execute Contract #070190 with State of Tennessee, Department of Transportation to upgrade signal timing on Emory Road from I-75 southbound exit to Dannaher Way, Project Identification No. 109014.00. (Requested by Engineering)

Councilmember Becker moved for approval. Councilmember Bailey seconded the motion. By unanimous voice vote the motion carried and a copy of the Resolution is attached to these minutes as R-27-08.

RE: STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION – ASHEVILLE HIGHWAY CORRIDOR SIGNAL TIMING UPGRADE

- j. A Resolution authorizing the Mayor to execute Contract #070189 with State of Tennessee, Department of Transportation to upgrade signal timing on Asheville Highway from Burns Road to Brakebill Road, Project Identification No. 108734.00. (Requested by Engineering)

Councilmember Frost moved for approval. Councilmember Roddy seconded the motion. By unanimous voice vote the motion carried and a copy of the Resolution is attached to these minutes as R-28-08.

RE: STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION – MORRELL ROAD/I-40 CORRIDOR SIGNAL TIMING UPGRADE

- k. A Resolution authorizing the Mayor to execute Contract #070191 with State of Tennessee, Department of Transportation to upgrade signal timing on Morrell Road from West Town Way to Northshore Drive, Project Identification No. 109011.00. (Requested by Engineering)

Councilmember Pelot_ moved for approval. Councilmember Frost seconded the motion. By unanimous voice vote the motion carried and a copy of the Resolution is attached to these minutes as R-29-08.

RE: WASTE CONNECTIONS – SOLID WASTE COLLECTION

- l. A Resolution authorizing the Mayor to execute a change order dated January 17, 2008 to Agreement No. C-07-0127 with Waste Connections of Tennessee, Inc. to increase the annual contract price from \$79,169.10 to \$97,000.00 to compensate the contractor for additional pick-ups not covered in the original contract price. (Requested by Public Service)

Councilmember Roddy moved for approval. Councilmember Becker seconded the motion. By unanimous voice vote the motion carried and a copy of the Resolution is attached to these minutes as R-30-08.

RE: CURTIS LANE AREA OF FOUNTAIN CITY – METROPOLITAN PLANNING COMMISSION

- m. A Resolution requesting and encouraging the professional staff of the Metropolitan Planning Commission to study the feasibility and utility of adopting R1-EN zoning for the Curtis Lane area of Fountain City, if appropriate, to initiate such a zoning modification. (Requested by Councilmember Frost)

Councilmember Frost moved for approval. Councilmember Roddy seconded the motion. By unanimous voice vote the motion carried and a copy of the Resolution is attached to these minutes as R-31-08.

The following resolutions were approved unanimously on first and final reading on the consent agenda:

RE: PENSION TO DOUGLAS R. RYERKERK

R-32-08

- o. A Resolution granting a pension of \$3,121.06 per month to Douglas R. Ryerkerk, an employee of the Knoxville Police Department. (Requested by Pension Board)

RE: PENSION TO JAMES E. BRYANT

R-33-08

- p. A Resolution granting a pension of \$2,407.20 per month to James E. Bryant, an employee of the Knoxville General Government. (Requested by Pension Board)

RE: PENSION TO GARRY W. CAMPBELL

R-34-08

- q. A Resolution granting a pension of \$3,232.15 per month to Garry W. Campbell, an employee of the Knoxville Police Department. (Requested by Pension Board)

RE: PENSION TO HERBERT E. HOUSEHOLDER

- R-35-08
r. A Resolution granting a pension of \$2,707.43 per month to Herbert E. Householder, an employee of the Knoxville Fire Department. (Requested by Pension Board)

RE: PENSION TO DONALD R. LEE

- R-36-08
s. A Resolution granting a pension of \$3,106.14 per month to Donald R. Lee, an employee of the Knoxville Fire Department. (Requested by Pension Board)

RE: PENSION TO GREGORY M. PETERSON

- R-37-08
t. A Resolution granting a pension of \$3,040.80 per month to Gregory M. Peterson, an employee of the Knoxville Fire Department. (Requested by Pension Board)

RE: PENSION TO WILLIAM C. ROEHL

- R-38-08
u. A Resolution granting a pension of \$4,897.80 per month to William C. Roehl, an employee of the Knoxville Police Department. (Requested by Pension Board)

RE: PENSION TO RUSSELL M. SAYLOR

- R-39-08
v. A Resolution granting a pension of \$2,822.48 per month to Russell M. Saylor, an employee of the Knoxville Police Department. (Requested by Pension Board)

RE: PENSION TO LLOYD N. SMITH

- R-40-08
w. A Resolution granting a pension of \$3,299.10 per month to Lloyd N. Smith, an employee of the Knoxville Fire Department. (Requested by Pension Board)

RE: PENSION TO JAMES R. STEPHENS

- R-41-08
x. A Resolution granting a pension of \$3,109.38 per month to James R. Stephens, an employee of the Knoxville Fire Department. (Requested by Pension Board)

RE: PENSION TO MARILYN S. WATSON

- R-42-08
y. A Resolution granting a pension of \$2,056.42 per month to Marilyn S. Watson, an employee of the Knoxville General Government. (Requested by Pension Board)

RE: PENSION TO REBECCA B. TOPPINS

R-43-08

- z. A Resolution granting a pension of \$98.45 per month to Rebecca B. Toppins, an employee of the former Knoxville City School System. (Requested by Pension Board)

RE: TENNESSEE LEGISLATURE – TENNESSEE RESPONSIBLE VENDOR ACT OF 2006

- aa. A Resolution requesting and encouraging the legislature of the State of Tennessee to permit the Tennessee Responsible Vendor Act of 2006, as codified at T.C.A. §57-5-601 et. seq., to sunset. (Requested by Councilmembers Hall & Roddy)

Councilmember Hall moved for approval. Councilmember Roddy seconded the motion. By unanimous voice vote the motion carried and a copy of the Resolution is attached to these minutes as R-44-08.

12. ORDINANCES ON FIRST READING:

RE: VEHICLES FOR HIRE – TAXICAB DRIVER’S PERMIT

- a. An Ordinance to amend Section 26-114 of Chapter 26 of the Code of Ordinances of the City of Knoxville, regulating the approval or denial of an application for a taxicab driver’s permit. (Requested by Police Department)

Councilmember Becker moved for approval. Councilmember Pelot seconded the motion. By unanimous voice vote the motion carried and the ordinance was passed on first reading.

RE: REZONING REQUEST OF HELEN ROSS McNABB CENTER

- b. An Ordinance to rezone property located on the southwest side of Laurans Avenue, northwest of Goforth Avenue, from R-1, Low Density Residential District, to RP-1, Planned Residential District, at a density up to 5.9 dwelling units per acre, Helen Ross McNabb Center, Applicant. (MPC Approved 12-0) (File No. 12-V-07-RZ) (Sixth District)

Councilmember Pelot moved for approval. Councilmember Brown seconded the motion. By unanimous voice vote the motion carried and the ordinance was passed on first reading.

RE: COMMUNITY IMPROVEMENT (202) FUND – KNOXVILLE SYMPHONY SOCIETY, INC.

- c. An Emergency Ordinance of the Council appropriating the sum of \$1,200.00 from the Community Improvement (202) Fund and donating same to the Knoxville Symphony Society, Inc. to be utilized as financial assistance toward the Show House 2008 Annual Fundraising Event. (Requested by Councilmember Pelot)

Councilmember Pelot moved for approval. Councilmember Bailey seconded the motion. By unanimous voice vote the motion carried and a copy of the Ordinance is attached to these minutes as O-27-08.

RE: COMMUNITY IMPROVEMENT (202) FUND – CENTRAL HIGH SCHOOL FOUNDATION

- d. An Emergency Ordinance of the Council appropriating the sum of \$250.00 from the Community Improvement (202) Fund and donating same to Central High School Foundation to be utilized toward their Project Graduation Celebration for the Class of 2008. (Requested by Councilmember Frost)

Councilmember Frost moved for approval. Councilmember Roddy seconded the motion. By unanimous voice vote the motion carried and a copy of the Ordinance is attached to these minutes as Ordinance No. O-28-08.

13. PUBLIC FORUM:

None

14. ADJOURNMENT:

There being no further business to come before the City Council, upon motion the meeting adjourned at 8:44 p.m.

Presiding Officer of the Council

Assistant City Recorder