

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

**FEBRUARY 24, 2009 - 7:00 PM
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, February 24, 2009.

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

Mayor Haslam formally welcomed Councilmember Bob Booker who was participating in his first regular City Council meeting. Mr. Booker was elected by Council to serve the unexpired term of Mark A. Brown (6th District).

2. INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Councilmember Barbara Pelot led in the Invocation and Councilmember Marilyn Roddy led in the "Pledge of Allegiance" to the Flag.

3. ROLL CALL

The following Councilmembers were present: Joe Bailey, Bob Becker, Bob Booker, Rob Frost, Steve Hall, Joe Hultquist, Barbara Pelot, Marilyn Roddy and Chris Woodhull.

4. APPROVAL OF MINUTES

Councilmember Bailey made a motion to approve the minutes from the May 10 & 12, 2009 City Council meetings. Councilmember Woodhull seconded the motion. By unanimous voice vote the motion carried.

5. ANNOUNCEMENTS AND EXTRAORDINARY MATTERS, ADOPTION OF AGENDA

5-a. ITEMS WITHDRAWN (Indicated with "W")

None.

5-b. ITEMS FOR POSTPONEMENT (Indicated with "P")

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

- 11-j.** A Resolution approving an agreement between the City and Southeastern Glass Building, LLC to lease the property located underneath the viaduct at the intersection of Jackson Avenue and Broadway in order to provide additional parking in the downtown area. (Requested by Department of Policy and Communications)

Councilmember Frost seconded the motion. By unanimous voice vote the motion carried. The resolution was postponed two (2) weeks.

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

None.

5-d. CONSENT ITEMS (Indicated with “*”)

Councilmember Roddy made a motion to approve resolutions 11k and 11l on the consent agenda. Councilmember Becker seconded the motion. By unanimous voice vote the motion carried. The resolution were approved. (See “Resolutions”).

6. MAYOR’S REPORT

**RE: CERTIFICATE OF COMPLIANCE – JOHN LANGE TWEEDALL d/b/a
LANGE’S LIQUOR STORE**

6-a. An application for renewal of a Certificate of Compliance for John Lange Tweedall d/b/a Lange’s Liquor Store, 8878 Kingston Pike, Knoxville, Tennessee, 37923. (Requested by Department of Finance and Accountability)

Councilmember Pelot made a motion to approve. Councilmember Woodhull seconded the motion. By unanimous voice vote the motion carried. The application was approved.

**RE: CERTIFICATE OF COMPLIANCE – NASIR MITHANI d/b/a COLONIAL
LIQUOR AND WINE**

6-b. An application for renewal of a Certificate of Compliance for Nasir Mithani d/b/a Colonial Liquor and Wine, 6013 Chapman Highway, Knoxville, Tennessee, 37920. (Requested by Department of Finance and Accountability)

Councilmember Hultquist made a motion to approve. Councilmember Bailey seconded the motion. By unanimous voice vote the motion carried. The application was approved.

RE: MAYOR’S REMARKS

Mayor Haslam addressed the following items:

- The Mardi Growl Parade held 2/21/09 in the Old City.
- The Legacy Parks Foundation ceremonial first tree planting on 2/19/09 announcing the Legacy Tree Fund.
- Summit Hill Road closures.
- Congressman Duncan’s assistance in the city receiving a \$572,000 grant for the pedestrian bridge at the South Waterfront.

7. REPORTS OF COUNCIL MEMBERS OR COMMITTEES

- Councilman Frost indicated he had talked with the State’s Commissioner of Revenue who said the state shared revenue will not change this year.
- Councilmember Becker stated that the Lonsdale Recreation Center Task Force would meet March 3, 2009 at 6:00 p.m. at the Lonsdale Recreation Center.

8. ELECTIONS AND CONFIRMATIONS

RE: ELECTION OF VICE-MAYOR

8-a. Election of Vice Mayor

Council discussed the process for electing a Vice-Mayor.

Council unanimously voted to forego nominations and instead have a roll call where each Councilmember stated whether or not they wanted to be considered for the position of Vice-Mayor.

David Buckwalter, 813 Maplehurst Court, addressed Council regarding the position of Vice-Mayor.

Discussion followed with Mayor Haslam, Councilmember Becker, Charles Swanson and Councilmember Frost speaking.

The Roll Call for candidates was as follows:

BAILEY:	YES
BECKER:	YES
BOOKER:	NO
FROST:	YES
HALL:	NO
HULTQUIST:	YES
PELOT:	YES
RODDY:	YES
WOODHULL:	YES

Councilmember Pelot addressed Council.

Vote #1 on Election of Vice-Mayor:

BAILEY:	RODDY
BECKER:	BECKER
BOOKER:	WOODHULL
FROST:	FROST
HALL:	FROST
HULTQUIST:	BECKER
PELOT:	PELOT
RODDY:	RODDY
WOODHULL:	WOODHULL

Tally: Bailey – 0; Becker – 2; Frost – 2; Hultquist – 0; Pelot – 1; Roddy – 2; Woodhull – 2.

Councilmembers Bailey and Hultquist dropped off the list of candidates with no votes. The list of candidates was then Becker, Frost, Pelot, Roddy and Woodhull.

Vote #2 on Election of Vice-Mayor:

BAILEY:	RODDY
BECKER:	BECKER
BOOKER:	BECKER
FROST:	FROST
HALL:	FROST
HULTQUIST:	BECKER
PELOT:	WOODHULL
RODDY:	RODDY
WOODHULL:	WOODHULL

Tally: Becker – 3; Frost – 2; Roddy – 2; Woodhull – 2

No one dropped off the list of candidates.

Vote #3 on Election of Vice-Mayor:

BAILEY:	RODDY
BECKER:	BECKER
BOOKER:	BECKER
FROST:	FROST
HALL:	FROST
HULTQUIST:	BECKER
PELOT:	WOODHULL
RODDY:	RODDY
WOODHULL:	WOODHULL

Tally: Becker – 3; Frost – 2; Roddy – 2; Woodhull – 2
No one dropped off the list of candidates.
Discussion followed.

Vote #4 on Election of Vice-Mayor.

BAILEY:	RODDY
BECKER:	BECKER
BOOKER:	BECKER
FROST:	FROST
HALL:	FROST
HULTQUIST:	BECKER
PELOT:	WOODHULL
RODDY:	RODDY
WOODHULL:	WOODHULL

Tally: Becker – 3; Frost – 2; Roddy – 2; Woodhull – 2
Councilmember Frost stated that he would like to withdraw his name from the list of candidates.

Vote #5 on Election of Vice-Mayor.

BAILEY:	RODDY
BECKER:	BECKER
BOOKER:	BECKER
FROST:	BECKER
HALL:	RODDY
HULTQUIST:	BECKER
PELOT:	WOODHULL
RODDY:	RODDY
WOODHULL:	WOODHULL

Tally: Becker – 4; Roddy – 3; Woodhull – 2
Councilmember Woodhull dropped off the list of candidates with the lowest number of votes.

Vote #6 on Election of Vice-Mayor

BAILEY:	RODDY
BECKER:	BECKER
BOOKER:	BECKER
FROST:	BECKER
HALL:	RODDY
HULTQUIST:	BECKER
PELOT:	“ABSTAIN”
RODDY:	RODDY
WOODHULL:	BECKER

Tally: Becker – 5; Roddy – 3; Abstention - 1
Bob Becker was elected Vice-Mayor with five votes.

Mayor Haslam congratulated Vice-Mayor Becker.

RE: WINSTON FRAZIER – PUBLIC BUILDING AUTHORITY BOARD

8-b. A Resolution confirming the appointment of Winston Frazier to serve as a member of the Public Building Authority Board. (Requested by Mayor)

Councilmember Roddy made a motion to approve the resolution. Councilmember Bailey seconded the motion. By unanimous voice vote the motion carried. The printed resolution can be found attached to these minutes as Resolution No. R-52-09.

RE: MERCEDES STROLLO – FAIR HOUSING BOARD

8-c. A Resolution confirming the reappointment of Mercedes Strollo to serve as a member of the Fair Housing Board. (Requested by Mayor)

Councilmember Roddy made a motion to approve the resolution. Councilmember Bailey seconded the motion. By unanimous voice vote the motion carried. The printed resolution can be found attached to these minutes as Resolution No. R-53-09.

RE: FINBARR SAUNDERS – HISTORIC ZONING COMMISSION

8-d. A Resolution confirming the reappointment of Finbarr Saunders to serve as a member of the Historic Zoning Commission. (Requested by Mayor)

Councilmember Pelot made a motion to approve the resolution. Councilmember Frost seconded the motion. By unanimous voice vote the motion carried. The printed resolution can be found attached to these minutes as Resolution No. R-54-09.

RE: MARK FREEMAN – WRECKER SERVICES COMMISSION

8-e. A Resolution confirming the reappointment of Mark Freeman to serve as a consumer representative on the Wrecker Services Commission. (Requested by Mayor)

Councilmember Pelot made a motion to approve the resolution. Councilmember Bailey seconded the motion. By unanimous voice vote the motion carried. The printed resolution can be found attached to these minutes as Resolution No. R-55-09.

RE: KING PURNELL – INDUSTRIAL DEVELOPMENT BOARD OF THE CITY OF KNOXVILLE

8-f. A Resolution electing King Purnell to serve as a member of the Industrial Development Board of the City of Knoxville. (Requested by Mayor)

Councilmember Frost made a motion to approve the resolution. Councilmember Roddy seconded the motion. By unanimous voice vote the motion carried. The printed resolution can be found attached to these minutes as Resolution No. R-56-09.

RE: KING PURNELL – ANNETTE WINSTON – INDUSTRIAL DEVELOPMENT BOARD OF THE CITY OF KNOXVILLE FOR THE DOWNTOWN CINEMA, INC.

- 8-g.** A Resolution to elect King Purnell and Annette Winston to the Industrial Development Board of the City of Knoxville for the Downtown Cinema, Inc. (Requested by Mayor)

Councilmember Roddy made a motion to approve the resolution. Councilmember Pelot seconded the motion. By unanimous voice vote the motion carried. The printed resolution can be found attached to these minutes as Resolution No. R-57-09.

9. ORDINANCES ON SECOND READING

RE: CITY CODE AMENDMENT – APPENDIX B, ZONING REGULATIONS – SIGNS, BILLBOARD AND OTHER ADVERTISING STRUCTURES – ELECTRONIC MESSAGE CENTERS

Ordinance was amended and divided into two ordinances to separate out the EMC's on a development directory sign approved as part of a Master Sign Plan. Both ordinances were approved on first reading.

- 9-a.** An Ordinance to amend the Knoxville City Code, Appendix B, "Zoning Regulations", Article V, Section 10 "Signs, Billboards, and Other Advertising Structures", and related sections regarding the operating regulations of Electronic Message Centers. (MPC Approved 9-4) (File No. 5-A-08-OA)

Discussion ensued with the following persons addressing the ordinance: Councilmember Frost; Duane Grieve, Scenic Knoxville; Arthur Seymour, Jr., Turkey Creek Partners; Robert Bedwell; Vice-Mayor Becker; Councilmember Roddy; Councilmember Booker; Anita Cash; Rick Burnette; Councilmember Frost; Councilmember Bailey; Keith Pankey; Brad Denton; Jan Watson; Ben Doeden, Watchfire Signs; Councilmember Hall; Councilmember Pelot; Charles Swanson, City Council Attorney.

Councilmember Roddy made a motion to approve ordinance 9a. Councilmember Woodhull seconded the motion.

Councilmember Roddy made a motion to allow a 150 square foot EMC as part of a development directory sign under a Master Sign Plan. (Amendment to be added to pages 8 of 29, 12 of 29, 13 of 29 and 20 of 29). Councilmember Hultquist seconded the motion. By voice vote the Council voted as follows on Amendment #1: Councilmembers Bailey, Becker, Booker, Frost, Hultquist, Pelot, Roddy and Woodhull voted "Aye". Councilmember Hall voted "Nay". The motion carried. Amendment #1 was adopted.

Discussion continued.

Councilmember Roddy made a motion that ordinance 9-a be divided such that the language dealing with a development directory sign as part of a Master Sign Plan, language referenced on pages 8, 12, 13 & 20 of ordinance 9-a, be removed and considered alone. Councilmember Pelot seconded the motion.

Councilmember Hultquist, Councilmember Frost, Councilmember Becker and Charles Swanson addressed the amendment.

By voice vote on the motion to divide the ordinance, Councilmembers Bailey, Becker, Booker, Frost, Hall, Pelot, Roddy and Woodhull voted "Aye". Councilmember Hultquist voted "Nay". The motion carried.

Discussion ensued on the Master Sign Plan, as amended. Councilmember Frost and Charles Swanson addressed the ordinance.

Councilmember Roddy made a motion to approve the ordinance that does not have a number but was taken out of ordinance 9-a that deals with directory development signs under a Master Signage Plan. Councilmember Pelot seconded the motion.

Councilmember Hall, Councilmember Pelot, Mayor Haslam, Charles Swanson and Councilmember Hultquist addressed the motion.

By voice vote on the motion, Councilmembers Bailey, Becker, Hall, Hultquist, Pelot, Roddy and Woodhull voted "Aye". Councilmembers Booker and Frost voted "Nay". The motion carried. The ordinance was approved on first reading.

Councilmember Frost made a motion to approve 9-a, as amended. Councilmember Becker seconded the motion.

Councilmember Becker made a motion to amend the ordinance to adopt the proposal on Exhibit A, pages 14 & 22 of 32, Section 5 subsections A-F (all in green) that deals with language on changeable price signs. Section G dealing with 12-hour provision to be excluded. Councilmember Roddy seconded the motion. By voice vote the Council voted as follows: Councilmember Bailey, Becker, Booker, Hall, Hultquist, Pelot, Roddy and Woodhull voted "Aye". Councilmember Frost voted "Nay". The motion carried. Amendment #1 was adopted.

Councilmember Frost made a motion to amend the language on page 14 of 32, Section 5 (d) to say changeable price signs shall be limited to 3 per sign structure. The intent is that all of the changeable price signs are contiguous with each other.

Vice-Mayor Becker seconded the motion.

By voice vote on Councilman Frost's motion, Councilmembers Bailey, Becker, Booker, Frost, Hall, Hultquist, Roddy and Woodhull voted "Aye". Councilmember Pelot voted "Nay". The motion carried. Amendment #2 was adopted.

By voice vote on the original motion to approve ordinance 9-a as amended and amended two times, Councilmembers Bailey, Becker, Frost, Hultquist, Roddy and Woodhull voted "Aye". Councilmembers Booker, Hall and Pelot voted "Nay". The motion carried. The ordinance was approved on first reading.

CITY COUNCIL RULE SUSPENSION

Councilmember Frost made a motion to move resolution 11a to the current place on the agenda. Councilmember Roddy seconded the motion. By unanimous voice vote the motion carried.

RE: NAACP – 100TH ANIVERSARY

11-a. A Resolution honoring and congratulating the NAACP upon the occasion of its 100th Anniversary. (Requested by Councilmembers Frost and Booker)

Sheryl Rollins was present to speak on behalf of the resolution.

Councilmember Frost made a motion to approve the resolution. Councilmember Booker seconded the motion. By unanimous voice vote the motion carried. The printed resolution can be found attached to these minutes as Resolution No. R-59-09.

RETURN TO REGULAR AGENDA

RE: AMENDMENTS TO THE KNOXVILLE ONE YEAR PLAN MAP – OPEN SPACE TO MAJOR RIGHTS OF WAY

9-b. An Ordinance to adopt amendments to the Knoxville One Year Plan map changing plan designations on certain interstates and other highway segments from Open Space to Major Rights of Way. (MPC Approved 13-0-1) (File No. 1-A-09-OYP)

Councilmember Roddy made a motion to approve the ordinance on second reading. Councilmember Becker seconded the motion. By unanimous voice vote the motion carried. The printed ordinance can be found attached to these minutes as Ordinance No. O-18-09.

RE: ONE YEAR PLAN AMENDMENT REQUEST OF THOMAS TIMM

9-c. An Ordinance approving the request of Thomas Timm for a One Year Plan Amendment from Low Density Residential to General Commercial for property

located on the southeast side of E. Oldham Avenue, northeast of N. Central Street. (MPC Approved 13-0-1) (File No. 1-A-09-PA) (Fifth District).

Councilmember Becker made a motion to approve the ordinance on second reading. Councilmember Pelot seconded the motion. By unanimous voice vote the motion carried. The printed ordinance can be found attached to these minutes as Ordinance No. O-19-09.

RE: REZONING REQUEST OF THOMAS TIMM

- 9-d.** An Ordinance to rezone property located on the southeast side of E. Oldham Avenue, northeast of N. Central Street from R-2, General Residential District/IH-1, Infill Housing Overlay, to C-3, General Commercial District/IH-1, Infill Housing Overlay, Thomas Timm, Applicant. (MPC Approved 13-0-1) (File No. 1-A-09-RZ) (Fifth District).

Councilmember Becker made a motion to approve the ordinance on second reading. Councilmember Pelot seconded the motion. By unanimous voice vote the motion carried. The printed ordinance can be found attached to these minutes as Ordinance No. O-20-09.

RE: REZONING REQUEST OF ASSOCIATED GENERAL CONTRACTORS OF AMERICA, KNOXVILLE BRANCH

- 9-e.** An Ordinance to rezone property located on the northwest side of Morris Avenue, northeast side of McClain Street, from I-3, General Industrial District, to C-6, General Commercial Park District, Associated General Contractors of America, Knoxville Branch, Applicant. (MPC Approved 13-0-1) (File No. 1-I-09-RZ) (Third District).

Councilmember Hall made a motion to approve the ordinance on second reading. Councilmember Becker seconded the motion. By unanimous voice vote the motion carried. The printed ordinance can be found attached to these minutes as Ordinance No. O-21-09.

RE: REZONING REQUEST OF DAY SPRING BAPTIST CHURCH

- 9-f.** An Ordinance to rezone property located on the northwest side of W. Oldham Avenue, northeast side of McSpadden Street from C-3, General Commercial District, to O-1, Office, Medical, and related Services District, Day Spring Baptist Church, Applicant. (MPC Approved 13-0-1) (File No. 1-J-09-RZ) (Fifth District).

Councilmember Becker made a motion to approve the ordinance on second reading. Councilmember Pelot seconded the motion. By unanimous voice vote the motion carried. The printed ordinance can be found attached to these minutes as Ordinance No. O-22-09.

RE: REZONING REQUEST OF STEVE YOUNG – ODLE AND YOUNG ARCHITECTS

- 9-g.** An Ordinance to rezone property located on the northeast side of Pleasant Ridge Road, south of Sycamore Drive from I-1, Planned Industrial Park District, to I-2, Restricted Manufacturing and Warehousing District, Steve Young – Odle and Young Architects, Applicant. (MPC Approved 13-0-1) (File No. 1-K-09-RZ) (Third District).

Councilmember Hall made a motion to approve the ordinance on second reading. Councilmember Roddy seconded the motion. By unanimous voice vote the motion carried. The printed ordinance can be found attached to these minutes as Ordinance No. O-23-09.

RE: ONE YEAR PLAN AMENDMENT REQUEST OF TOM TATE

- 9-h.** An Ordinance approving the request of Tom Tate for a One Year Plan Amendment from Open Space to Office, limited to O-3, Office Park zoning for property located on the north side of Osprey Point Lane, south of S. Northshore Drive. (MPC Approved 13-0-1) (File No. 1-E-09-PA) (Second District).

Councilmember Pelot made a motion to approve the ordinance on second reading. Councilmember Becker seconded the motion. By unanimous voice vote the motion carried. The printed ordinance can be found attached to these minutes as Ordinance No. O-24-09.

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

None.

11. RESOLUTIONS

RE” COACH PAT HEAD SUMMITT – FIRST NCAA DIVISION I BASKETBALL COACH TO ACHIEVE 1,000 VICTORIES

- 11-b.** A Resolution honoring and congratulating Coach Pat Head Summitt upon the remarkable feat of being the first NCAA Division I basketball coach to achieve 1,000 victories. (Requested by Council)

Vice-Mayor Becker made a motion to approve the resolution. Councilmember Pelot seconded the motion. By unanimous voice vote the motion carried. The printed resolution can be found attached to these minutes as Resolution No. R-59-09.

RE: ELECTRONIC MESSAGE CENTER RESOLUTIONS 11C, 11D AND 11E

Councilmember Frost, Vice-Mayor Becker, Councilmember Hultquist, and Mayor Haslam addressed resolutions 11c, 11d and 11e.

Councilmember Pelot made a motion to table resolutions 11c, 11d and 11e. Councilmember Hall seconded the motion. By voice vote the Council voted as follows: Councilmembers Bailey, Booker, Frost, Hall, Hultquist, Pelot, Roddy and Woodhull voted “Aye”. Vice-Mayor Becker voted “Nay”. The motion carried. The resolutions were tabled.

Tabled

- 11-c.** A Resolution requesting and encouraging the Metropolitan Planning Commission, the City of Knoxville Law Department, the City of Knoxville Finance Department and any other pertinent department or agency to study, review and analyze the potential and feasibility for eliminating, by a program of amortization, currently existing Electronic Message Centers. (Requested by Councilmember Becker)

Tabled

- 11-d.** A Resolution requesting and encouraging the Metropolitan Planning Commission and the City of Knoxville Law Department, together with the Bureau of Inspections to review, study and if appropriate, offer proposals to City Council for amendments to the City Code which would authorize and appropriately regulate changeable price signs within the corporate limits of the City of Knoxville. (Requested by Councilmember Becker)

Tabled

- 11-e.** A Resolution urging the Mayor to appoint a task force charged with responsibility for reviewing, analyzing and evaluating new technology in an effort to identify and implement methods of utilizing such technology in improving the function of wayfinding within the City while simultaneously reducing visual pollution and clutter. (Requested by Councilmember Becker)

RE: FULGHUM, MACINDOE & ASSOCIATES, INC. – WILLIAMS CREEK WATERSHED DRAINAGE IMPROVEMENTS PROJECT

- 11-f.** A Resolution authorizing the Mayor to execute an agreement with Fulghum, MacIndoe & Associates, Inc. for professional engineering design services for the Williams Creek Watershed Drainage Improvements Project for an amount not to exceed \$164,500.00. (Requested by Department of Engineering)

Councilmember Pelot made a motion to approve the resolution. Councilmember Hall seconded the motion. By unanimous voice vote the motion carried. The printed resolution can be found attached to these minutes as Resolution No. R-60-09.

RE: DH EXCAVATING, LLC – FIRST CREEK DRAINAGE IMPROVEMENTS FROM CHICKAMAUGA AVENUE TO EMORILAND BOULEVARD

- 11-g.** A Resolution authorizing the Mayor to execute an agreement with DH Excavating, LLC for the First Creek Drainage Improvements from Chickamauga Avenue to Emoriland Boulevard, Project, No. 08A-D-0450, in an amount not to exceed \$2,154,906.20. (Requested by Department of Engineering)

Vice-Mayor Becker made a motion to approve the resolution. Councilmember Hall seconded the motion. By unanimous voice vote the motion carried. The printed resolution can be found attached to these minutes as Resolution No. R-61-09.

RE: PROPERTY ACQUISITION , 5005 WASHINGTON PIKE – REGIONS BANK – VALLEY VIEW DRIVE REALIGNMENT PROJECT

- 11-h.** A Resolution authorizing the Mayor to execute all documents on behalf of the City of Knoxville necessary to acquire a fee simple interest, temporary construction easement and slope easement, all within property located at 5005 Washington Pike, CLT #059N-C-008.01, from Regions Bank for the Valley View Drive Realignment Project, #ENG073303, for \$59,200.00. (Requested by Department of Engineering)

Councilmember Frost made a motion to approve the resolution. Councilmember Roddy seconded the motion. By unanimous voice vote the motion carried. The printed resolution can be found attached to these minutes as Resolution No. R-62-09.

RE: PROPERTY ACQUISITION, 3105 MORRIS AVENUE – WILDA A. GREENE AND WIFE JERRY GREEN – LORAIN PUBLIC WORKS COMPLEX CAPITAL PROJECT

- 11-i.** A Resolution authorizing the Mayor to execute all documents necessary to purchase property and improvements located at 3105 Morris Avenue, CLT #094P-B-014, from Wilda A. Greene and wife Jerrye Greene in the amount of \$55,000.00 to facilitate the future expansion of the Loraine Public Works Complex Capital Project. (Requested by Department of Public Service)

Vice-Mayor Becker made a motion to approve the resolution. Councilmember Bailey seconded the motion. By unanimous voice vote the motion carried. The printed resolution can be found attached to these minutes as Resolution No. R-63-09.

The following resolutions were approved on first and final reading under the Consent Agenda:

Approved: R-64-09

“*” k. A Resolution granting a pension of \$1,330.81 per month to Carolyn L. Cate, an employee of the Knoxville General Government. (Requested by Pension Board)

Approved: R-65-09

“*” l. A Resolution granting a pension of \$3,257.61 per month to Van James Bubel, an employee of the Knoxville Police Department. (Requested by Pension Board)

12. ORDINANCES ON FIRST READING

RE: OPERATING BUDGET AMENDMENT – FY 08-09

12-a. An Ordinance to amend the operating budget for Fiscal Year 08-09. (Requested by Department of Finance and Accountability)

Vice-Mayor Becker made a motion to approve the ordinance on first reading. Councilmember Roddy seconded the motion. By unanimous voice vote the motion carried. The ordinance was approved on first reading.

RE: COMMUNITY IMPROVEMENT FUND – BEARDEN HIGHSCHOOL

12-b. An Emergency Ordinance of the Council appropriating the sum of \$400.00 from the Community Improvement (202) Fund and donating same to Bearden High School to be utilized toward the Project Graduation Celebration for the Class of 2009. (Requested by Councilmembers Pelot, Hall, and Frost)

Councilmember Frost made a motion to approve the emergency ordinance. Councilmember Pelot seconded the motion. By unanimous voice vote the motion carried. The printed ordinance can be found attached to these minutes as Ordinance No. O-25-09.

RE: COMMUNITY IMPROVEMENT (202) FUND – FOUNTAIN CITY TOWN HALL

12-c. An Emergency Ordinance of the Council appropriating the sum of \$875.00 from the Community Improvement (202) Fund and donating same to Fountain City Town Hall to be utilized toward the 2009 Honor Fountain City Day, other community events and mailing costs. (Requested by Councilmembers Frost, Becker, and Woodhull)

Councilmember Frost made a motion to approve the emergency ordinance. Vice-Mayor Becker seconded the motion. By unanimous voice vote the motion carried. The printed ordinance can be found attached to these minutes as Ordinance No. O-26-09.

13. PUBLIC FORUM

None.

14. ADJOURNMENT

There being no further business to come before City Council, upon motion the meeting adjourned at 9:53 p.m.

Presiding Officer of the Council

Recorder