

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

**MARCH 10, 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, March 10, 2009. 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 Steve Hall led in the "Pledge of Allegiance" to the Flag.

## **3. ROLL CALL**

The following City Council Members were present: Joe Bailey, Bob Booker, Rob Frost, Steve Hall, Joe Hultquist, Barbara Pelot, Marilyn Roddy and Chris Woodhull. Vice-Mayor Bob Becker was absent.

## **4. APPROVAL OF MINUTES**

Councilmember Frost made a motion to approve the minutes from the February 24, 2009 City Council Meeting. Councilmember Bailey seconded the motion. By unanimous voice vote the motion carried. The minutes were adopted.

## **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### **5-a. ITEMS WITHDRAWN (Indicated with "W")**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 ordinances for two (2) weeks due to Vice-Mayor Becker being out of town:

- 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)

- 9-b.** 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 electronic message centers on a development directory sign approved as part of a Master Sign Plan. (MPC Approved 9-4) (File No. 5-A-08-OA)

Councilmember Booker seconded the motion. By unanimous voice vote the motion carried. The ordinances were postponed two (2) weeks.

Councilmember Pelot made a motion to postpone the following items for two (2) weeks at the request of MPC:

- 10-a.** An Appeal by Janice Loveday of the Metropolitan Planning Commission’s denial to rezone property located on the north side of W. Governor John Sevier Highway, west of Maryville Pike from O-1, Office, Medical, and Related Services District, to C-3, General Commercial District. (MPC Denied 10-1) (File No. 1-C-09-RZ) (First District) (Consider with 12g.)
- 12-g.** An Ordinance to rezone property located on the north side of W. Governor John Sevier Highway, west of Maryville Pike from O-1, Office, Medical, and Related Services District, to C-3, General Commercial District, on appeal from a decision of the Metropolitan Planning Commission. (MPC Denied 10-1) (File No. 1-C-09-RZ) (First District) (Consider with 10a.)

Councilmember Woodhull seconded the motion. By unanimous voice vote the motion carried. The items were postponed two (2) weeks.

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

None.

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

Councilmember Frost made a motion to place resolutions 11f, 11g and 11h on the consent agenda. Councilmember Roddy seconded the motion. By unanimous voice vote the motion carried.

Councilmember Frost then made a motion to approve resolutions 11f, 11g and 11h on consent. Councilmember Roddy seconded the motion. By unanimous voice vote the motion carried. The consent items were approved. (See “Resolutions”).

**6. MAYOR’S REPORT**

**RE: CERTIFICATE OF COMPLIANCE FOR JAMES JOSEPH MAPLES d/b/a SOUTHERN WINE & SPIRITS, LLC**

- 6-a.** An application for renewal of a Certificate of Compliance for James Joseph Maples d/b/a Southern Wine & Spirits, LLC, 211 W. Young High Pike, Knoxville, Tennessee, 37920. (Requested by Department of Finance and Accountability)

Councilmember Hultquist made a motion to approve. Councilmembers Frost and Pelot seconded the motion. By unanimous voice vote the motion carried. The matter was approved.

**RE: MAYOR'S REPORT**

- The Women Today Expo will be held March 13 -15 at the Knoxville Convention Center.
- A Public Meeting to discuss the Downtown Wayfinding Project will take place March 10, 2009 at 6:00 p.m. in the Main Assembly Room.
- The City of Knoxville and the Knox County Public Library are partnering to bring a new Lunch & Learn series called "Brown Bag – Green Book". Mike Edwards, CEO and President of the Knoxville Chamber of Commerce will launch the series on Wednesday March 11, 2009 at 12:00 p.m. in the Café 4 Conference Room.

**7. REPORTS OF COUNCIL MEMBERS OR COMMITTEES**

Councilmember Frost made a motion to suspend the rules of the Council and move resolution 11-a to the present place on the agenda. Councilmember Roddy seconded the motion. By unanimous voice vote the motion carried.

**RE: WEBB HIGH SCHOOL LADY SPARTANS BASKETBALL TEAM – STATE DIVISION II-AA GIRLS' BASKETBALL CHAMPIONS**

- 11-a.** A Resolution honoring and congratulating the Webb High School Lady Spartans basketball team for winning the State Division II-AA Girls' Basketball Championship. (Requested by Council)

Lady Spartans basketball coach Shelly Collier thanked Council for the recognition and introduced the members of the Lady Spartans basketball team.

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-69-09.

**8. ELECTIONS AND CONFIRMATIONS**

**RE: RICK WHITTAKER – WRECKER SERVICES COMMISSION**

- 8-a.** A Resolution confirming the appointment of Rick Whittaker to serve as a consumer representative on the Wrecker Services Commission. (Requested by Mayor)

Councilmember Pelot 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-66-09.

**RE: LUCILLE GRIFFO – PUBLIC ASSEMBLY FACILITIES BOARD**

- 8-b.** A Resolution confirming the reappointment of Lucille Griffo to serve as a member of the Public Assembly Facilities Board. (Requested by Mayor)

Councilmember Bailey 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-67-09.

**RE: SUZANNE K. ROTEN – CIVIL SERVICE MERIT BOARD**

- 8-c.** A Resolution confirming the reappointment of Suzanne K. Roten to the Civil Service Merit Board. (Requested by Mayor)

Councilmember Bailey 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-68-09.

**9. ORDINANCES ON SECOND READING**

**RE: OPERATING BUDGET AMENDMENT FOR FY 08-09**

- 9-c.** An Ordinance to amend the Operating Budget for Fiscal Year 08-09. (Requested by Department of Finance and Accountability)

Councilmember Bailey made a motion to approve the ordinance on second reading. Councilmember Frost seconded the motion. By unanimous voice vote the motion carried. The printed ordinance can be found attached to these minutes as Ordinance No. O-27-09.

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

None.

**11. RESOLUTIONS**

**RE: SOUTHEASTERN GLASS BUILDING, LLC – JACKSON AVENUE AND BROADWAY – DOWNTOWN PARKING**

- 11-b.** 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 Booker made a motion to approve the resolution. Councilmember Pelot seconded the motion.

Discussion ensued with the following persons addressing the resolution: Councilmember Hall; Councilmember Frost; Bob Whetsel; Councilmember Bailey and Dr. Bill Lyons.

By voice vote the Council voted as follows on the motion to approve: Councilmembers Bailey, Booker, Hall, Hultquist, Pelot, Roddy and Woodhull voted “Aye.” Councilmember Frost voted “Nay”. The motion carried. The printed resolution can be found attached to these minutes as Resolution No. R-70-09.

**RE: LOUDON COUNTY FENCE, LLC – KAT PARKING LOTS ON OR NEAR MAGNOLIA AVENUE**

- 11-c.** A Resolution authorizing the Mayor to execute an agreement with Loudon County Fence, LLC for the purchase and installation of a security gate system for KAT parking lots on or near Magnolia Avenue for an amount not to exceed a total cost of Forty-Seven Thousand Seven Hundred and Twenty-Six and 00/100 Dollars (\$47,726.00). (Requested by Operations and Efficiency)

Councilmember Pelot made a motion to approve the resolution. Councilmember Woodhull seconded the motion. By unanimous voice vote the motion carried. The printed resolution can be found attached to these minute as Resolution No. R-71-09.

**RE: ORPAK USA, INC. – CITY OF KNOXVILLE FLEET SERVICES DEPARTMENT**

- 11-d.** A Resolution authorizing the Mayor to execute an agreement with Orpak USA, Inc. to provide a new fuel management system for the City of Knoxville Fleet Services Department in an amount not to exceed \$221,731.50. (Requested by Department of Fleet Services)

Councilmember Bailey 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-72-09.

**RE: STATE OF TENNESSEE – MOTOR CARRIER SAFETY ASSISTANCE PROGRAM GRANT**

- 11-e.** A Resolution authorizing the Mayor to execute an amendment to an agreement with the State of Tennessee to increase the amount of the Motor Carrier Safety Assistance Program Grant by \$131,200.00, which includes a state match of 80% (\$104,960) and a local match of 20% (\$26,240.00). (Requested by Police Department)

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-73-09.

**The following three resolutions were approved on first and final reading under the consent agenda.**

**Approved: R-74-09**

- \* **11-f.** A Resolution to amend Resolution R-22-09 so as to authorize the Mayor to execute any and all documents necessary to award a grant award of \$16,000.00 to Bristol's Promise, a non-profit corporation, on behalf of Bristol/Anderson Weed and Seed, for the Project Safe Neighborhoods East Tennessee Anti-Gang Program. (Requested by Police Department)

**Approved: R-75-09**

- \* **11-g.** A Resolution authorizing the Mayor to execute any and all documents necessary to add an additional \$2,000.00 to a grant award to the City of Bristol, on behalf of the Bristol Police Department, for the Project Safe Neighborhoods Gun Violence Reduction Program. (Requested by Police Department)

**Approved: R-76-09**

- \* **11-h.** A Resolution authorizing the Mayor to execute any and all documents necessary to add an additional \$3,059.08 to a grant award to the City of Chattanooga, on behalf of the Chattanooga Police Department, for the Project Safe Neighborhoods East Tennessee Anti-Gang Program. (Requested by Police Department)

**RE: DOMESTIC ABUSE INTERVENTION PROJECT – OFFICE OF JUSTICE PROGRAMS**

- 11-i.** A Resolution authorizing the Mayor to execute an agreement with Domestic Abuse Intervention Project pursuant to a grant from the Office of Justice Programs to conduct a safety audit and training to address a coordinated community response to domestic violence for the Knoxville-Knox County Community. (Requested by Police Department)

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-77-09.

Councilmember Pelot addressed the resolution after the vote.

**RE: MEMORANDUM OF UNDERSTANDING WITH KNOX COUNTY – 2008 HOMELAND SECURITY GRANT – KNOXVILLE FIRE DEPARTMENT**

**11-j.** A Resolution authorizing the Mayor to sign a Memorandum of Understanding with Knox County to accept Seventy-Five Thousand and no/100 Dollars (\$75,000.00) as a subrecipient of the 2008 Homeland Security Grant in order to purchase a gas ID detector for the Knoxville Fire Department. (Requested by Fire Department)

Councilmember Bailey 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-78-09.

**RE: AIR RIGHTS EASEMENT WITH FORT SANDERS REGIONAL MEDICAL CENTER – LAUREL AVENUE NEAR NINETEENTH STREET**

**11-k.** A Resolution authorizing the Mayor to execute an Air Rights Easement with Fort Sanders Regional Medical Center for construction and maintenance of a pedestrian bridge which will encroach approximately 40.35 feet, at a height of 16 feet across the right-of-way of Laurel Avenue near the intersection of Nineteenth Street and Laurel Avenue. (Requested Department of Engineering)

Councilmember Pelot made a motion to approve the resolution. Councilmember Bailey seconded the motion. By voice vote the Council voted as follows on the motion to approve: Councilmembers Bailey, Booker, Hall, Hultquist, Pelot, Roddy and Woodhull voted “Aye”. Councilmember Frost “Abstained”. The motion carried. The printed resolution can be found attached to these minutes as Resolution No. R-79-09.

**RE: TAX INCREMENT FINANCING AMENDMENT TO THE DOWNTOWN NORTH/I-275 CORRIDOR REDEVELOPMENT AND URBAN RENEWAL PLAN**

**11-l.** A Resolution approving a tax increment financing amendment to the Downtown North/I-275 Corridor Redevelopment and Urban Renewal Plan. (Requested by Department of Policy and Communications)

Councilmember Bailey made a motion to approve the resolution. Councilmember Woodhull seconded the motion.

Councilmember Hall and Bob Whetsel addressed the resolution.

By voice vote the Council voted as follows on the motion to approve: Councilmembers Bailey, Booker, Hall, Hultquist, Pelot, Roddy and Woodhull voted “Aye”. Councilmember Frost voted “Abstained”. The motion carried. The printed resolution can be found attached to these minutes as Resolution No. R-80-09.

**RE: KNOXVILLE’S COMMUNITY DEVELOPMENT CORPORATION – 0 BISHOP STREET – LONSDALE REDEVELOPMENT AND URBAN RENEWAL PLAN**

**11-m.** A Resolution authorizing the Mayor to execute a quitclaim deed to Knoxville’s Community Development Corporation for one parcel of property located at 0 Bishop Street, CLT No. 080-MC-006, within the city limits of the City of Knoxville to facilitate redevelopment of the Lonsdale Redevelopment and Urban Renewal Plan. (Requested by Department of Community Development)

Councilmember Booker 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-81-09

**RE: JACKSON AVENUE PARKING, LLC**

- 11-n.** A Resolution authorizing the Mayor to execute the second amendment to Option Agreement with Jackson Avenue Parking, LLC; to execute all necessary documents to purchase the Option Tract from Jackson Avenue Parking, LLC for \$60,833.33; and to accept a permanent non-exclusive easement from the Option Tract to Jackson Avenue from Jackson Avenue Parking, LLC. (Requested by Department of Policy and Communications)

Councilmember Pelot made a motion to approve the resolution. Councilmember Bailey seconded the motion.

Councilmember Frost commented on the resolution.

Councilmember Frost made a motion to amend the ordinance to say the ordinance would be approved “pending Jackson Avenue Parking, LLC having their charter re-instated by the Tennessee Secretary of State”. Councilmember Bailey seconded the motion. By unanimous voice vote the motion carried. The amendment was adopted.

Discussion followed with Councilmember Hultquist, Bob Whetsel, Councilmember Frost, Councilmember Roddy and Joe Petree, 900 S. Gay Street, addressing the resolution.

By voice vote Council voted as follows on the motion to approve the ordinance, as amended: Councilmembers Bailey, Booker, Hall, Hultquist, Pelot, Roddy and Woodhull voted “Aye”. Councilmember Frost voted “Nay”. The motion carried. The printed resolution can be found attached to these minutes as Resolution No. R-82-09.

**12. ORDINANCES ON FIRST READING**

**RE: 2008 -09 OPERATING BUDGET AMENDMENT – CITY COUNCIL BUDGET**

- 12-a.** An Ordinance to amend the 2008-09 Operating Budget of the City of Knoxville so as to delete all remaining funds within the City Council budget designated for travel for the members of City Council. (Requested by Councilmember Frost)

Councilmember Frost made a motion to approve the ordinance on first reading. Councilmember Roddy seconded the motion.

Councilmember Frost addressed the ordinance.

Councilmember Hultquist made a precedent motion to postpone both ordinance 12a and 12b for two (2) weeks until Vice-Mayor Becker is back in town. Councilmember Roddy seconded the motion. By voice vote on the motion to postpone two (2) weeks, Council voted as follows: Councilmembers Bailey, Booker, Hall, Hultquist, Pelot, Roddy and Woodhull voted “Aye.” Councilmember Frost voted “Nay”. The motion carried. Both ordinance 12a and 12b were postponed two (2) weeks.

**Postponed two (2) weeks (See above for motion and vote)**

- 12-b.** An Ordinance to amend the 2008-09 Operating Budget of the City of Knoxville so as to delete all remaining funds of the Community Improvement (202) Fund. (Requested by Councilmember Frost)

**RE: ELECTRONIC MESSAGE CENTERS – TEMPORARY STOP-GAP MORATORIUM UPON THE ISSUANCE OF NEW PERMITS**

- 12-c.** An Emergency Ordinance to extend for ninety (90) additional days the temporary stop-gap moratorium upon the issuance of new permits for the erection of electronic message centers within the City of Knoxville pending a review and potential modification of zoning requirements regulating such signs. (Requested by Council)

Councilmember Roddy made a motion to approve the emergency ordinance. Councilmember Hultquist seconded the motion. By voice vote the Council voted as followed on the motion to approve: Councilmembers Bailey, Booker, Frost, Hultquist, Pelot, Roddy and Woodhull voted “Aye”. Councilmember Hall voted “Nay”. The ordinance was approved. The printed ordinance can be found attached to these minutes as Ordinance No. O-28-09.

**RE: CITY CODE AMENDMENT – CHAPTER 6, ARTICLE IV – UNFIT BUILDINGS ADOPTION OF 2006 EDITION OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE AND APPENDICES (HOUSING CODE)**

- 12-d.** An ordinance amending Chapter 6, Article IV of the Knoxville City Code relating to unfit buildings and adopting The 2006 Edition of the International Property Maintenance Code and Appendices, with amendments, as the Property Maintenance Code (Housing Code) of the City of Knoxville. (Requested by Department of Public Service)

Councilmember Pelot made a motion to approve the ordinance on first reading. Councilmember Bailey seconded the motion. By unanimous voice vote the motion carried. The ordinance was approved on first reading.

**RE: CITY CODE AMENDMENT – CHAPTER 6, ARTICLES II AND IIA – STREET NUMBERS ON BUILDINGS**

- 12-e.** An Ordinance amending Chapter 6, Articles II and IIA of the Knoxville City Code to provide a consistent height requirement for street numbers on buildings. (Requested by Department of Public Service)

Councilmember Frost made a motion to approve the ordinance on first reading. Councilmember Bailey seconded the motion. By unanimous voice vote the motion carried. The ordinance was approved on first reading.

**RE: CITY CODE AMENDMENT – APPENDIX B “ZONING REGULATIONS” – TC-1, TOWN CENTER DISTRICT**

- 12-f.** An Ordinance to amend the Knoxville City Code, Appendix B “Zoning Regulations”, Article IV, Section 24. C., expanding permitted uses in the TC-1, Town Center District, to allow business and professional services and recreational facilities. (MPC Approved 10-0-1) (File No. 2-A-09-OA)

Councilmember Hultquist made a motion to approve the ordinance on first reading. Councilmember Pelot seconded the motion. By unanimous voice vote the motion carried. The ordinance was approved on first reading.

**RE: REZONING REQUEST OF SHASHI PATEL**

- 12-h.** An Ordinance to rezone property located on the west side of Park Village Road, north side of Executive Park Drive from C-6, General Commercial Park District, to C-3, General Commercial District, Shashi Patel, Applicant. (MPC Approved 10-0-1) (File No. 2-D-09-RZ) (Second District)

Councilmember Pelot made a motion to approve the ordinance on first reading. Councilmember Woodhull seconded the motion. By unanimous voice vote the motion carried. The ordinance was approved on first reading.

**RE: REZONING REQUEST OF THE METROPOLITAN PLANNING COMMISSION**

- 12-i.** An Ordinance to rezone portions of R-2 zoned property located within the area bounded by the west and northwest sides of James White Parkway, east and northeast sides of Davenport Road, and the south side of the railroad right-of-way of Sevier Avenue from R-2, General Residential District, to R-1, Low Density Residential District, Metropolitan Planning Commission, Applicant. (MPC Approved 10-0-1) (File No. 2-E-09-RZ)

Councilmember Hultquist made a motion to approve the ordinance on first reading. Councilmember Bailey seconded the motion. By unanimous voice vote the motion carried. The ordinance was approved on first reading.

**RE: REZONING REQUEST OF THE CITY OF KNOXVILLE – MCCAMPBELL DRIVE AND WASHINGTON PIKE**

- 12-j.** An Emergency Ordinance to rezone property located on the northwest side of McCampbell Drive, northwest side of Washington Pike, southwest side of Murphy Road from No Zone to C-3, General Commercial District, City of Knoxville, Applicant. (MPC Approved 10-0-1) (File No. 2-F-09-RZ) (Fourth District)

Councilmember Frost made a motion to approve the emergency ordinance. Councilmember Bailey seconded the motion. By unanimous voice vote the motion carried. The printed ordinance can be found attached to these minutes as Ordinance No. O-29-09.

**RE: REZONING REQUEST OF THE CITY OF KNOXVILLE**

- 12-k.** An Emergency Ordinance to rezone property located on the northwest side of Callahan Drive, northeast of Barger Pond Way from No Zone to C-6, General Commercial Park District, City of Knoxville, Applicant. (MPC Approved 10-0-1) (File No. 2-G-09-RZ) (Third District)

Councilmember Hall 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-30-09.

**RE: REZONING REQUEST OF THE CITY OF KNOXVILLE – CHESSWOOD DRIVE AND HAYNES-STERCHI ROAD**

- 12-l.** An Emergency Ordinance to rezone property located on the northwest side of Chesswood Drive, southwest side of Haynes-Sterchi Road from No Zone to R-1, Low Density Residential District, City of Knoxville, Applicant. (MPC Approved 10-0-1) (File No. 2-H-09-RZ) (Fifth District)

Councilmember Bailey 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-31-09.

**RE: REZONING REQUEST OF THE CITY OF KNOXVILLE – WOODLEAF DRIVE AND CHESSWOOD DRIVE**

- 12-m.** An Emergency Ordinance to rezone property located on the north side of Woodleaf Drive, east side of Chesswood Drive from No Zone to R-1, Low Density Residential District, City of Knoxville, Applicant. (MPC Approved 10-0-1) (File No. 2-I-09-RZ) (Fifth District)

Councilmember Pelot made a motion to approve the emergency ordinance. Councilmember Bailey seconded the motion. By unanimous voice vote the motion carried. The printed ordinance can be found attached to these minutes as Ordinance No. O-32-09.

**RE: REZONING REQUEST OF THE CITY OF KNOXVILLE – KILDARE DRIVE**

- 12-n.** An Emergency Ordinance to rezone property located on the north side of Kildare Drive, south side of I-40/75 right-of-way, north of Killarney Road from No Zone to R-1, Low Density Residential District, City of Knoxville, Applicant. (MPC Approved 10-0-1) (File No. 2-J-09-RZ) (Second District)

Councilmember Pelot made a motion to approve the emergency ordinance. Councilmember Bailey seconded the motion. By unanimous voice vote the motion carried. The printed ordinance can be found attached to these minutes as Ordinance No. O-33-09.

**RE: REZONING REQUEST OF THE CITY OF KNOXVILLE – CHESSWOOD DRIVE AND WOODLEAF DRIVE**

- 12-o.** An Emergency Ordinance to rezone property located on the southeast side of Chesswood Drive, southwest of Woodleaf Drive from No Zone to R-1, Low Density Residential District, City of Knoxville, Applicant. (MPC Approved 10-0-1) (File No. 2-K-09-RZ) (Fifth District)

Councilmember Bailey 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-34-09.

**RE: REZONING REQUEST OF THE CITY OF KNOXVILLE – MOUNTAINCREST DRIVE AND RIDGEMONT DRIVE**

- 12-p.** An Emergency Ordinance to rezone property located on the northwest side of Mountaincrest Drive, northeast of Ridgemont Drive from No Zone to R-1, Low Density Residential District, City of Knoxville, Applicant. (MPC Approved 10-0-1) (File No. 2-L-09-RZ) (Fourth District)

Councilmember Frost made a motion to approve the emergency ordinance. Councilmember Bailey seconded the motion. By unanimous voice vote the motion carried. The printed ordinance can be found attached to these minutes as Ordinance No. O-35-09.

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

- 12-q.** An Emergency Ordinance of the Council appropriating the sum of \$100.00 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 Councilmember Pelot)

Councilmember Pelot made a motion to approve the emergency ordinance. Councilmember Booker seconded the motion. By unanimous voice vote the motion carried. The printed ordinance can be found attached to these minutes as Ordinance No. O-36-09.

**13. PUBLIC FORUM**

Kristiana Schands, TN Cleanwater Network

**14. ADJOURNMENT**

There being no further business to come before City Council, upon motion the meeting adjourned at 7:45 p.m.

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Presiding Officer of the Council

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Recorder