

REVISED

AGENDA FOR A REGULAR COUNCIL MEETING

APRIL 21, 2009

7:00 PM

ORDER OF BUSINESS

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

2. **INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG:**
Councilman Barbara Pelot
Councilman Bob Booker

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 - a. **ITEMS WITHDRAWN (Indicated with "W")**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

6. MAYOR'S REPORT:

Approved

- a. An application for renewal of a Certificate of Compliance for Frances M. Gettelfinger, Two G's, Inc. d/b/a Harvest Towne Wine & Spirits, 4860 N. Broadway, Knoxville, Tennessee, 37918. (Requested by Department of Finance and Accountability)

Approved

- b. An application for renewal of a Certificate of Compliance for Janet Roberts-Morgan and John L. Roberts d/b/a Little John's Package Store, Inc., 1922 E. Magnolia Avenue, Knoxville, Tennessee, 37917. (Requested by Department of Finance and Accountability)

Approved

- c. An application for renewal of a Certificate of Compliance for Amy L. Dever d/b/a Rosy's Wine & Spirits, 5030 Clinton Highway, Knoxville, Tennessee, 37912. (Requested by Department of Finance and Accountability)

- Mayor Haslam's Preservation 2008 report was distributed to Council.
- The Dogwood Arts Festival began on a good note with the dogwood blooms peaking at just the right time.
- Rossini Festival is Saturday, April 25 from noon until 9:00 p.m.
- Thursday, April 23 will be Sundown in the City on Market Square.

7. REPORTS OF COUNCIL MEMBERS OR COMMITTEES:

Vice-Mayor Becker announced the following:

- 1) May 1 will be the Mayor's Budget luncheon at the Mary Costa Plaza behind the Civic Auditorium/Coliseum.
- 2) City Council budget hearings will be held May 20 and June 1. Agendas will be sent out later.
- 3) A City Council workshop re: Convenience Voting will take place May 14, 2009 at 5:00 p.m.
- 4) May 9 will be the softball tournament between the City Council, County Commission and School Board.

8. ELECTIONS AND CONFIRMATIONS:

Approved R-118-09

- "M" a. A Resolution appointing Sarhonda Thompson to serve as a member of the Public Property Naming Committee. (Requested by Councilmember Roddy)

9. ORDINANCES ON SECOND READING:

- Approved R-119-09**
- “M” b. A Resolution appointing City Councilmember Bob Booker to serve the remainder of the unexpired term of former Vice Mayor Mark Brown as an ex-officio member of the Board of Directors of the Knoxville Zoological Gardens, Inc. (Requested by Council)
- Approved O-57-09**
- 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 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)
- Approved O-58-09**
- b. An Ordinance to amend Chapter 2, Article VIII, Division 3, § 2-865(b) of the Knoxville City Code, regulating negotiations after competitive sealed bidding when all bids exceed available funding. (Requested by Department of Finance and Accountability)
- Approved on first reading only – As Amended**
- c. An Ordinance to amend the Knoxville City Code, Appendix B, “Zoning Regulations” to revise Article IV “Specific District Regulations” and Article VII “Administration and Enforcement” in order to accomplish reorganization of said articles. (MPC Approved 13-0) (File No. 6-B-08-OA)
- Approved O-60-09**
- d. An Ordinance to close an unnamed alley between Ambrose Street and the deadend, and authorizing the Mayor to execute quitclaim deeds to the adjacent property owners, Don E. Guignard, Applicant. (MPC Approved 9-0-3) (File No. 3-A-09-AC) (Fifth District)
- Approved O-61-09**
- e. An Ordinance to adopt the Knoxville One Year Plan dated 2009 as prepared by the Metropolitan Planning Commission for the City of Knoxville. (MPC Approved 9-0-3) (File No. 3-A-09-OYP)
- Approved O-62-09**
- f. An Ordinance approving the request of Three Hughs Properties, LLC for a One Year Plan amendment from Low Density Residential to Mixed Uses (Office and Medium Density Residential) for property located on the northwest side of E. Inskip Drive, northeast of Rowan Road. (MPC Approved 12-0) (File No. 1-D-09-PA) (Fifth District).

9. ORDINANCES ON SECOND READING (CONTINUED):

Approved O-63-09

- g. An Ordinance to rezone property located on the northwest side of E. Inskip Drive, northeast of Rowan Road from R-2, General Residential District, to O-1, Office, Medical, and Related Services District, Three Hughs Properties, LLC, Applicant. (MPC Approved 12-0) (File No. 1-E-09-RZ) (Fifth District).

Approved O-64-09

- h. An Ordinance to rezone property located on the northwest side of Dutch Valley Drive, southwest of Plummer Road from R-1, Low Density Residential District, to O-3, Office Park District, Doug Shoffner, Applicant. (MPC Approved 12-0) (File No. 3-A-09-RZ) (Fifth District)

Approved O-65-09

- i. An Ordinance to rezone property located on the northwest side of W. Anderson Avenue, southwest of N. Central Street from I-2, Restricted Manufacturing and Warehousing District, to C-3, General Commercial District, Metropolitan Planning Commission, Applicant. (MPC Approved 9-0-3) (File No. 3-D-09-RZ) (Fourth District)

Approved O-66-09

- j. An Ordinance to rezone property located on the northeast side of Tippins Drive, northwest of Lewis Avenue from I-3, General Industrial District, to R-1, Low Density Residential District, Tim Nichols, Applicant. (MPC Approved 9-0-3) (File No. 3-F-09-RZ) (First District)

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

None

11. RESOLUTIONS:

POSTPONED TWO (2) WEEKS

- a. A Resolution urging the Legislature of the State of Tennessee to decline to adopt a number of proposed bills which would threaten the quality of water in the State of Tennessee. (Requested by Councilmember Hultquist)

Approved R-120-09

- b. A Resolution authorizing the Mayor to execute an agreement with Kimley-Horn and Associates, Inc. for the Kingston Pike/Northshore Drive Transportation Planning Study in an amount not to exceed \$108,800.00. (Requested by Department of Engineering)

11. RESOLUTIONS (CONTINUED):

Approved R-121-09

- c. A Resolution authorizing the Mayor to execute all documents necessary to purchase, in fee simple, real property and improvements located at 3110 Harris Avenue, CLT #094P-B-011, from John C. Tipton and wife, Janet L. Tipton for \$27,500.00. (Requested by Department of Public Service)

Approved R-122-09

- d. A Resolution authorizing the Mayor to execute a contract with Hedstrom Design, LLC for professional landscape architecture and engineering services for the Downtown North Streetscapes Project in an amount not to exceed \$50,000.00. (Requested by Department of Policy and Communications)

Approved R-123-09

- e. A Resolution authorizing the Mayor to file a grant application with the U.S. Department of Transportation to provide funding to Knoxville Area Transit for Formula Urbanized Area Transit grant assistance under the American Recovery and Reinvestment Act of 2009 (ARRA) and authorizing the Mayor to execute any and all documents to accept such grant. (Requested by Operations and Efficiency)

Approved R-124-09

- f. A Resolution authorizing the Mayor to file a grant application with the U.S. Department of Transportation and State of Tennessee to provide funding to Knoxville Area Transit for Congestion Mitigation/Air Quality (CMAQ) grant assistance for purchasing transit vehicles and authorizing the Mayor to execute any and all documents to accept such grant. (Requested by Operations and Efficiency)

Approved R-125-09

- g. A Resolution authorizing the Mayor to file a grant application with the U.S. Department of Transportation and State of Tennessee to provide funding to Knoxville Area Transit for Congestion Mitigation/Air Quality (CMAQ) grant assistance to provide free transit rides on designated air quality alert days and authorizing the Mayor to execute any and all documents to accept such grant. (Requested by Operations and Efficiency)

Approved R-126-09

- h. A Resolution authorizing the Mayor to file a grant application with the U.S. Department of Transportation to provide funding to Knoxville Area Transit for Surface Transportation Program (STP) grant assistance for purchasing transit vehicles, and authorizing the Mayor to execute any and all documents to accept such grant. (Requested by Operations and Efficiency)

11. RESOLUTIONS (CONTINUED):

Approved R-127-09

- i. A Resolution authorizing the Mayor to execute any and all documents to accept a grant award in the amount of \$136,000.00, with a 100% local match required, for the use of the Knoxville-Knox County Emergency Management Agency from the Tennessee Emergency Management Agency. (Requested by Emergency Management)

Approved R-128-09

- j. A Resolution authorizing the submission of the 2009-2010 Action Plan to the Consolidated Plan for Housing and Community Development to the U.S. Department of Housing and Urban Development, and authorizing the Mayor to execute any required documents under the Community Development Block Grant, Home Investment Partnerships Act, American Dream Downpayment Initiative, Fair Housing Assistance and Emergency Shelter Grant Programs. (Requested by Department of Community Development)

Approved R-129-09

- k. A Resolution approving the Eastport Affordable Housing Plan. (Requested by Department of Community Development)

Approved R-130-09

- l. A Resolution approving the first amendment to the Five Points Comprehensive Redevelopment Plan prepared by Knoxville's Community Development Corporation. (Requested by Department of Community Development)

Approved R-131-09

- m. A Resolution authorizing the Mayor to execute an amendment to the agreement between the City of Knoxville and B&B Lawn Service for the mowing and landscaping of State medians within the city limits for a total amount not to exceed \$46,994.00. (Requested by Department of Public Service)

Approved R-132-09

- n. A Resolution authorizing the Mayor to execute an amendment to the agreement between the City of Knoxville and Denny's Lawn Service for the mowing of scattered sites within the city limits for a total cost not to exceed \$38,240.00. (Requested by Department of Public Service)

Approved R-133-09

- o. A Resolution authorizing the Mayor to execute an amendment to the agreement between the City of Knoxville and Denny's Lawn Service for the mowing of local medians and boulevards within the city limits for a total price not to exceed \$38,288.00. (Requested by Department of Public Service)

11. RESOLUTIONS (CONTINUED):

Approved R-134-09

- p. A Resolution authorizing the Mayor to execute an agreement with Knox County to accept an amount not to exceed \$250,000.00 in funds granted by the U.S. Department of Housing and Urban Development to Knox County under the Community Development Block Grant Program to be used for the renovation of the building located at 447 North Broadway, known as Minvilla Manor, a permanent supportive housing facility. (Requested by Department of Community Development)

Approved R-135-09

- q. A Resolution authorizing the Mayor to execute an agreement with Volunteer Ministry Center to provide \$250,000.00 in Community Development Block Grant funding provided by Knox County to the City of Knoxville to renovate the building located at 447 North Broadway known as Minvilla Manor, a permanent supportive housing facility. (Requested by Department of Community Development)

Approved R-136-09

- r. A Resolution authorizing the Mayor to execute an agreement with the Volunteer Ministry Center to provide \$100,000.00 in Community Development Block Grant funding to renovate the building located at 447 North Broadway, known as Minvilla Manor, a permanent supportive housing facility. (Requested by Department of Community Development)

Approved R-137-09

- s. A Resolution authorizing the Mayor to execute an agreement with Volunteer Ministry Center to provide \$100,000.00 in funding from State of Tennessee HOUSE (Housing Opportunities Using State Encouragement) Program income to renovate the building located at 447 North Broadway, known as Minvilla Manor, a permanent supportive housing facility. (Requested by Department of Community Development)

Approved R-138-09

- t. A Resolution authorizing the Mayor to execute an agreement with Volunteer Ministry Center to provide \$975,000.00 in Neighborhood Stabilization Program funding to renovate the building located at 447 North Broadway, known as Minvilla Manor, a permanent supportive housing facility. (Requested by Department of Community Development)

Approved R-139-09

- "*" u. A Resolution granting a pension of \$78.30 per month to Carrell D. Ray, an employee of the former Knoxville City School System. (Requested by Pension Board)

12. ORDINANCES ON FIRST READING:

Approved O-67-09

- a. An Emergency Ordinance appropriating the sum of \$150.00 from the Community Improvement (202) Fund and donating same to the Compassion Coalition acting as fiscal agent on behalf of the Juvenile Court Assistance Board. (Requested by Councilmember Pelot)

Approved O-68-09

- b. An Emergency Ordinance appropriating the sum of \$2,000.00 from the Community Improvement (202) Fund and donating same to Knoxville College to be utilized as financial assistance toward certain infrastructure needs. (Requested by Councilmember Booker)

Approved O-69-09

- c. An Emergency Ordinance appropriating the sum of \$500.00 from the Community Improvement (202) Fund and donating same to Old Mechanicsville Neighborhood Interest (OMNI) to be utilized toward purchase and installation of a new gazebo for Olde Mechanicsville Park. (Requested by Councilmember Woodhull)

13. PUBLIC FORUM: None.

14. ADJOURNMENT: 7:56 pm