

MARKED

AGENDA FOR A REGULAR COUNCIL MEETING

NOVEMBER 17, 2009

7:00 PM

ORDER OF BUSINESS

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

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

- 3. ROLL CALL: Councilmember Woodhull absent due to flu**

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 - a. ITEMS WITHDRAWN (Indicated with “W”)**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

7. REPORTS OF COUNCIL MEMBERS OR COMMITTEES:

8. ELECTIONS AND CONFIRMATIONS:

Approved: R-377-09

- a. A Resolution confirming the appointment of Jim Begalla to the City of Knoxville Public Arts Committee. (Requested by Mayor)

Approved: R-378-09

- b. A Resolution confirming the appointment of Keena Ogle to the Board of the Public Building Authority. (Requested by Mayor)

9. ORDINANCES ON SECOND READING:

Approved: O-146-09

- a. An Ordinance to annex certain territory adjoining the bounds of the City of Knoxville, an area generally being described as a tract of land south of Alki Lane and approximately 160 feet southwest of the intersection of Ownby Lane and Alki Lane (2-11-09.AX), which property is to be incorporated into the limits of the City of Knoxville and to revise the boundary of Ward 51 of the City of Knoxville so as to include said area. (Requested by Mayor) (Consider with 11a.)

Approved: O-147-09

- b. An Ordinance to annex certain territory adjoining the bounds of the City of Knoxville, an area generally being described as a tract of land east of Ginn Drive and approximately 685 feet northeast of the intersection of Maloney Road and Ginn Drive (3-11-09.AX), which property is to be incorporated into the limits of the City of Knoxville and to revise the boundary of Ward 25 of the City of Knoxville so as to include said area. (Requested by Mayor) (Consider with 11b.)

9. ORDINANCES ON SECOND READING (CONTINUED):

Approved: O-148-09

- c. An Ordinance to annex certain territory adjoining the bounds of the City of Knoxville, an area generally being described as two tracts of land northwest of the intersection of Schaad Road and Teddy Lane (4-11-09.AX), which property is to be incorporated into the limits of the City of Knoxville and to revise the boundary of Ward 44 of the City of Knoxville so as to include said area. (Requested by Mayor) (Consider with 11c.)

Approved: O-149-09

- d. An Ordinance to annex certain territory adjoining the bounds of the City of Knoxville, an area generally being described as a tract of land east of Washington Pike and approximately 425 feet north of the intersection of Edmondson Lane and Washington Pike (5-11-09.AX), which property is to be incorporated into the limits of the City of Knoxville and to revise the boundary of Ward 33 of the City of Knoxville so as to include said area. (Requested by Mayor) (Consider with 11d.)

Approved: O-150-09

- e. An Ordinance to annex certain territory adjoining the bounds of the City of Knoxville, an area generally being described as a tract of land north of S. Ruggles Ferry Pike and approximately 280 feet east of the intersection of E. Governor John Sevier Highway and S. Ruggles Ferry Pike (6-11-09.AX), which property is to be incorporated into the limits of the City of Knoxville and to revise the boundary of Ward 31 of the City of Knoxville so as to include said area. (Requested by Mayor) (Consider with 11e.)

Approved: O-151-09

- f. An Ordinance to amend Chapter 11, Article II of the Knoxville City Code, so as to require tire recycling facilities operating within the city limits of Knoxville to meet additional fire prevention safety standards. (Requested by Fire Department)

Withdrawn

- g. An Ordinance to amend the Knoxville City Code, Appendix B, "Zoning Regulations", Article II, "Definitions" and Article IV, Section 3.12, "TC-1 town center district" to change provisions relative to permitted and prohibited uses, height, parking, development plan requirements, administration and related ordinance provisions. (MPC Approved 11-0-1) (File No. 5-A-09-OA)

9. ORDINANCES ON SECOND READING (CONTINUED):

Approved: O-152-09

- h. An Ordinance to amend the Knoxville City Code, Appendix B, “Zoning Regulations”, Article IV, Section 2.3.3, I-4 heavy industrial district; Article V, Section 10, Signs, billboards, and other advertising structures; and Article VII, Section 5.B.5., Effective date of approval, intended to correct certain discrepancies in the Knoxville City Code. (MPC Approved 11-0-1) (File No. 10-A-09-OA)

Approved: O-153-09

- i. An Ordinance to close a portion of Park Village Road between Fox Lonas Road and the southern property line of Parcel 004.02, and authorizing the Mayor to execute quitclaim deeds to the adjacent property owners, W & L Properties, Applicant. (MPC Approved 12-0) (File No. 4-A-09-SC) (Second District)

Approved: O-154-09

- j. An Ordinance to change the street name of E Street between Langford Avenue and Phillips Avenue to Empire Street, City of Knoxville, Applicant. (MPC Approved 12-0) (File No. 8-A-09-SNC) (First District)

Approved: O-155-09

- k. An Ordinance to change the street name of Lincoln Street between Sevier Avenue and Phillips Avenue to Foggy Bottom Street, City of Knoxville, Applicant. (MPC Approved 12-0) (File No. 8-B-09-SNC) (First District)

Approved: O-156-09

- l. An Ordinance approving the request of the City of Knoxville for an amendment to the Central City Sector Plan from Commercial to Low Density Residential for property located on the southwest side of Johnston Street, southeast of Heiskell Avenue. (MPC Approved 11-0-1) (File No. 10-C-09-SP) (Fifth District)

Approved: O-157-09

- m. An Ordinance to rezone property located on the southwest side of Johnston Street, southeast of Heiskell Avenue from C-1, Neighborhood Commercial District/IH-1, Infill Housing Overlay District, to R-1A, Low Density Residential District/IH-1, Infill Housing Overlay District, City of Knoxville, Applicant. (MPC Approved 11-0-1) (File No. 10-F-09-RZ) (Fifth District)

Approved: O-158-09

- n. An Ordinance to rezone property located on the southeast side of Millertown Pike, northeast of Loves Creek Road from R-1A, Low Density Residential District, to C-3, General Commercial District, Sharon Johnson, Applicant. (MPC Approved 11-0-1) (File No. 10-C-09-RZ) (Fourth District)

9. ORDINANCES ON SECOND READING (CONTINUED):

Approved: O-159-09

- o. An Ordinance to rezone property located on the north side of Kingston Pike, east side of N. Cedar Bluff Road from A-1, General Agricultural District, and R-2, General Residential District, to PC-1, Retail and Office Park District, Holrob-Cedar Bluff, LLC, Applicant. (MPC Approved 11-0-1) (File No. 10-D-09-RZ) (Second District)

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

None.

11. RESOLUTIONS:

Approved: R-379-09

- a. A Resolution to adopt the Plan of Service dated 2009 for annexation of an area generally being described as a tract of land south of Alki Lane and approximately 160 feet southwest of the intersection of Ownby Lane and Alki Lane (2-11-09.AX) (Requested by Mayor) (Consider with 9a.)

Approved: R-380-09

- b. A Resolution to adopt the Plan of Service dated 2009 for annexation of an area generally being described as a tract of land east of Ginn Drive and approximately 685 feet northeast of the intersection of Maloney Road and Ginn Drive (3-11-09.AX) (Requested by Mayor) (Consider with 9b.)

Approved: R-381-09

- c. A Resolution to adopt the Plan of Service dated 2009 for annexation of an area generally being described as two tracts of land northwest of the intersection of Schaad Road and Teddy Lane (4-11-09.AX) (Requested by Mayor) (Consider with 9c.)

Approved: R-382-09

- d. A Resolution to adopt the Plan of Service dated 2009 for annexation of an area generally being described as a tract of land east of Washington Pike and approximately 425 feet north of the intersection of Edmonson Lane and Washington Pike (5-11-09.AX) (Requested by Mayor) (Consider with 9d.)

11. RESOLUTIONS (CONTINUED):

Approved: R-383-09

- e. A Resolution to adopt the Plan of Service dated 2009 for annexation of an area generally being described as a tract of land north of S. Ruggles Ferry Pike and approximately 280 feet east of the intersection of E. Governor John Sevier Highway and S. Ruggles Ferry Pike (6-11-09.AX) (Requested by Mayor) (Consider with 9e.)

Approved: R-384-09

- f. A Resolution issuing a Certificate of Compliance to East End Liquor Shoppe relative to its application to the Tennessee Alcoholic Beverage Commission for a license to operate a liquor store in the City. (Requested by Department of Finance and Accountability)

Approved: R-385-09

- g. A Resolution designating certain bonds of the Industrial Development Board of the City of Knoxville as Empowerment Zone Facility Bonds. (Requested by Department of Finance and Accountability)

Approved: R-386-09

- h. A Resolution authorizing the Mayor to execute a change order to Agreement No. C-08-0094 with Waste Connections of Tennessee, Inc. to increase the contract price from \$475,000.00 to \$555,000.00 to compensate the contractor for additional collection services due to increased usage and volume at the City of Knoxville's recycling drop-off centers and that were not included in the original contract price. (Requested by Department of Public Service)

Approved: R-387-09

- i. A Resolution authorizing the Mayor to execute all documents necessary to purchase property located at 401 W. Jackson Avenue, Knoxville, Tennessee, CLT# 094EJ00101, from Jackson Avenue Parking LLC, for \$1,300,000.00. (Requested by Department of Policy and Communications)

Approved: R-388-09

- j. A Resolution approving the Five Points Affordable Housing Plan prepared by Knoxville's Community Development Corporation. (Requested by Department of Community Development)

Withdrawn

- k. A Resolution authorizing the Mayor to execute an agreement with Helen Ross McNabb Center, Inc. to provide \$250,000.00 in HOME Investment Partnerships Program funds to be used for the development of eight (8) permanent supportive housing units at 1125 Baker Avenue. (Requested by Department of Community Development)

11. RESOLUTIONS (CONTINUED):

Approved: R-389-09

- l. A Resolution authorizing the Mayor to execute an agreement with Prudential Retirement Insurance and Annuity Company to administer and provide other services to the City's deferred compensation program. (Requested by Department of Finance and Accountability)

Approved: R-390-09

- m. A Resolution authorizing the Mayor to execute an amendment to Agreement No. C-97-0239 with Nationwide Retirement Solutions, Inc. to provide administration of the City's deferred compensation program to March 7, 2010. (Requested by Department of Finance and Accountability)

12. ORDINANCES ON FIRST READING:

Postponed two (2) weeks

- a. An Ordinance to amend Chapter 5 of the Knoxville City Code so as to authorize restaurants within the City to permit pet dogs in certain outdoor dining areas. (Requested by Councilmembers Roddy and Woodhull)

Approved: O-160-09

- b. An Emergency Ordinance appropriating the sum of \$1,300.00 from the Community Improvement (202) Fund and donating same to the East Tennessee Technology Access Center, Inc., to purchase parts necessary for making special adaptation toys for children with disabilities. (Requested by Councilmembers Pelot, Hall, Booker, Woodhull, and Vice Mayor Becker)

Approved: O-161-09

- c. An Emergency Ordinance appropriating the sum of \$500.00 from the Community Improvement (202) Fund and donating same to Community Shares acting as fiscal agent for the newly-formed, Socially Equal Energy Efficient Development organization, toward their project to create and sustain green jobs for Knoxville's at-risk youth. (Requested by Vice Mayor Becker)

13. PUBLIC FORUM: None

14. ADJOURNMENT: 8:28 p.m.