

MARKED

AGENDA FOR A REGULAR COUNCIL MEETING

DECEMBER 1, 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 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 - a. **ITEMS WITHDRAWN (Indicated with “W”)**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:

- Thank you to the Special Events Office for a very successful opening of the 2009 Christmas in the City Celebration.
- December 4 will be the WIVK Downtown Christmas Parade.
- The Ft. Sanders long-range planning meeting will be held Dec. 3 – 3:00 p.m. at the Baker Center
- The next Brown Bag/Green Book discussion will be Dec. 2 @ noon at the East Tennessee History Center led by Dr. Bill Shiell, Sr. Pastor of First Baptist Church.
- A meeting re: The Henley Street Bridge will take place December 8, 6:00 p.m. – Greystone Presbyterian Church on Woodlawn Pike.

7. REPORTS OF COUNCIL MEMBERS OR COMMITTEES:

- Councilman Frost announced that December 4 will be the Christmas Tree Lighting Celebration at Fountain City Park
- Vice-Mayor Becker announced the following:
 - 1) December 4 at 8am will be an Advisory meeting on the 10-year Plan to End Chronic Homelessness
 - 2) December 14 at 5:30 pm will be a meeting on the 5-year Consolidated Plan at the Cansler YMCA
 - 3) A City Council workshop regarding the city's recycling will be held December 10 at 5:00 p.m. in the Main Assembly Room.
 - 4) December 8 at 4:00 pm in room 453 of the City-County Building an informational meeting on zoning will be held for the newly elected members of Council.
- Councilmember Hultquist announced that the Candora Arts & Heritage Center will hold an open house on December 4 and the Old North Knoxville Home Tour will be Saturday and Sunday.
- Councilmember Pelot announced that December 7 will be the West Hills Tree Lighting in West Hills Park.

8. ELECTIONS AND CONFIRMATIONS:

Postponed twelve (12) weeks

- a. A Resolution appointing Councilmember Joe Hultquist to continue his service to the City of Knoxville as co-chair of the Committee on Transportation and Mobility. (Requested by Councilmember Hultquist)

Approved: R-391-09

- b. A Resolution appointing Councilmember Joe Hultquist to continue his service to the City of Knoxville and Knox County as co-chair of the Joint City/County Task Force on Ridge, Slope and Hillside Development and Protection. (Requested by Councilmember Hultquist)

8. ELECTIONS AND CONFIRMATIONS (CONT):

Withdrawn

- c. A Resolution appointing Kevin S. Hill to the Citizens Board for the operation of the Public Assembly Facilities. (Requested by Councilmember Hultquist)

9. ORDINANCES ON SECOND READING:

None.

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

None.

11. RESOLUTIONS:

Approved: R-392-09

- a. A Resolution authorizing the Mayor to execute an agreement with Fred D. (Tony) Thompson, Jr. in the amount of \$50,000.00 to provide governmental relations services for the City of Knoxville. (Requested by Department of Policy and Communications)

Approved: R-393-09

- b. A Resolution authorizing the Mayor to execute an amendment to Contract No. C-09-0143 with YWCA of Knoxville extending for one year a program which assists victims of domestic violence. (Requested by Police Department)

Approved: R-394-09

- c. A Resolution authorizing the Mayor to execute an amendment to Contract No. C-08-0187 with the State of Tennessee, Department of Criminal Justice Programs, reducing the appropriation total by \$60,000.00, for continued funding of the Internet Crimes Against Children Task Force. (Requested by Police Department)

Approved on Consent: R-395-09

- d. A Resolution authorizing the Mayor to execute any and all documents necessary to award a grant in the amount of \$36,475.00 to the Town of Tellico Plains, on behalf of the Tellico Plains Police Department, for the Internet Crimes Against Children Initiative. (Requested by Police Department)

11. RESOLUTIONS (CONTINUED):

Approved on Consent: R-396-09

- e. A Resolution authorizing the Mayor to execute any and all documents necessary to award a grant in the amount of \$48,986.00 to the City of Harriman, on behalf of the Harriman Police Department, for the Internet Crimes Against Children Initiative. (Requested by Police Department)

Approved on Consent: R-397-09

- f. A Resolution authorizing the Mayor to execute any and all documents necessary to award a grant in the amount of \$28,676.00 to the City of Cookeville, on behalf of the Cookeville Police Department, for the Internet Crimes Against Children Initiative. (Requested by Police Department)

Approved: R-398-09

- g. A Resolution authorizing the Mayor to execute a cooperative agreement with the Tennessee Department of Transportation to improve State Route 331 (Tazewell Pike), from south of Baum Road to north of McCamey Road, to be funded by the State. (Requested by Department of Engineering)

Approved: R-399-09

- h. A Resolution authorizing the Mayor to execute Change Order No. 2 to Contract No. C-09-0243 with Sharp Contracting, Inc. for the Valley View Drive Roadway Improvements Project to increase the contract amount by \$24,039.95 for a new contract price of \$966,416.53, and to increase the time by 63 days to January 8, 2010. (Requested by Department of Engineering)

Approved: R-400-09

- i. A Resolution authorizing the Mayor to consent to the assignment and transfer of the Lease Agreement between the City (Landlord) and Station Eighty-Two #4, Ltd. (Tenant/Assignor) in connection with certain real estate and improvements associated with the Holiday Inn Select Downtown to HI World's Fair Park, LLC (Assignee). (Requested by Law Department)

- j. ***

Approved as Amended to add KUB language: R-401-09

- k. A Resolution respectfully requesting and encouraging the Knoxville Utilities Board to adopt an appeal process which will allow tree owners to appeal the need or extent of tree trimming so as to avoid needless or excessive trimming of trees within the City of Knoxville. (Requested by Councilmember Frost)

11. RESOLUTIONS (CONTINUED):

Approved: R-402-09

- l. A Resolution approving the resolution adopted by the Tennessee Technology Corridor Development Authority recommending that the Tennessee General Assembly consider changes to Chapter 148, Private Acts 1983 (amended by Chapter 229, Private Acts 1984). (MPC Approved 13-0-1) (File No. 11-C-09-OB) (Second District)

Approved on Consent: R-403-09

- “*” m. A Resolution granting a pension of \$3,662.40 per month to Kenneth E. Lowe, an employee of the Knoxville Fire Department. (Requested by Pension Board)

Approved on Consent: R-404-09

- “*” n. A Resolution granting a pension of \$1,651.51 per month to Matthew Hollingshead-Cook, an employee of the Knoxville Police Department. (Requested by Pension Board)

Approved on Consent: R-405-09

- “*” o. A Resolution granting a pension of \$28.45 per month to Jo Ellen Brown, survivor of David W. Brown, a former employee of the Knoxville General Government. (Requested by Pension Board)

12. ORDINANCES ON FIRST READING:

Approved on First Reading as amended 3 times

- 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 on first reading

- b. An Ordinance to amend Chapter 2, Article V, Divisions 1 and 2, Sections 2-643 and 2-657 of the Knoxville City Code to require new photographs for identification for special police officers and municipal enforcement officers every three years, rather than every year. (Requested by Police Department)

Approved on first reading

- c. An Ordinance to amend the Knoxville City Code, Article II, Division 6, Section 2-362, revising the schedule of charges for copies of public records in the custody of the Knoxville Police Department. (Requested by Police Department)

12. ORDINANCES ON FIRST READING (CONTINUED):

Approved: O-162-09

- d. An Emergency Ordinance appropriating the sum of \$250.00 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 Councilmember Booker)

Approved: O-163-09

- e. An Emergency Ordinance appropriating the sum of \$5,000.00 from the Community Improvement (202) Fund and donating same to the South Knoxville Foundation, Inc. to be utilized toward certain projects to further the South Knoxville Community. (Requested by Councilmember Hultquist)

Approved: O-164-09

- f. An Emergency Ordinance appropriating the sum of \$1,000.00 from the Community Improvement (202) Fund and donating same to the Emerald Youth Foundation to be designated toward the operating budget of the Flagship Ministry, JustLead. (Requested by Councilmember Hall)

Approved: O-165-09

- g. An Emergency Ordinance appropriating the sum of Five Thousand Dollars (\$5,000.00) from that portion of the Community Improvement (202) Fund allocated to the Fourth Councilmanic District and returning such funds to the City of Knoxville's General Fund. (Requested by Councilmember Frost)

Postponed twelve (12) weeks

- h. An Ordinance to amend the Charter of the City of Knoxville, specifically Chapter 412 of the Private Acts of 1923 of the General Assembly of the State of Tennessee, entitled, "An act to incorporate the City of Knoxville in Knox County, Tennessee, and to define the rights, powers, and liabilities of the same; to fix the boundaries of said municipality, and to repeal all acts or parts of acts in conflict with this act," and all acts amendatory thereto, by amending Article III, Section 303 of the Charter of the City of Knoxville entitled "Powers, duties and authority of the Mayor" so as to delete the Mayor's responsibility to serve as presiding officer of Council; amending Article IV, Section 407 of the Charter of the City of Knoxville, entitled "City Council-officers; Vice-Mayor, Recorder" so as to designate the Vice-Mayor as presiding officer of Council; and further providing for the submission of this ordinance to the qualified voters of the City of Knoxville for approval as provided in Article XI, Section 9 of the Constitution of the State of Tennessee. (Requested by Councilmember Hultquist)

13. PUBLIC FORUM: None.

14. ADJOURNMENT: 9:20 p.m.