

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

February 23, 2010 - 7:00 p.m.
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 23, 2010. Mayor Bill Haslam was present and presiding officer of the Council.

2. INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Councilmember Woodhull and Councilmember Grieve

3. ROLL CALL

The following City Council Members were present: Joe Bailey, Vice-Mayor Bob Becker, Daniel Brown, Nick Della Volpe, Duane Grieve, Brenda Palmer, Nick Pavlis, Marilyn Roddy and Chris Woodhull.

There were no members absent.

4. APPROVAL OF MINUTES

Councilmember Grieve made a motion to approve the minutes from the February 9, 2010 City Council meeting. Councilmember Della Volpe seconded the motion. By unanimous voice vote the motion carried. The minutes were approved.

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5-a. ITEMS WITHDRAWN (Indicated with "W")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 Grieve made a motion to postpone the following items two (2) weeks:

- 10-b.** An Appeal by David Perkins of the Metropolitan Planning Commission's limited approval of a Use on Review for a home occupation for music teacher, subject to conditions, and denial of a Use on Review request for home occupations for performer and telemarketing of performances, appearances, and other services, in an R-1, Low Density Residential District, property located on the east side of Mellen Avenue, just south of Eutaw Place. (MPC Approved 7-6) (File No. 1-C-10-UR) (Second District) (Consider with 11r.)
- 11-r.** A Resolution approving an appeal by David Perkins of the Metropolitan Planning Commission's limited approval of a Use on Review for a home occupation for music teacher, subject to conditions, and denial of a Use on Review request for home occupations for performer and telemarketing of performances, appearances, and other services, in an R-1, Low Density Residential District, property located on the east side of Mellen Avenue, just south of Eutaw Place. (MPC Approved 7-6) (File No. 1-C-10-UR) (Second District) (Consider with 10b.)

John Bouchette, attorney representing David Perkins, was present to request a two-week postponement.

Councilmember Grieve made a motion to postpone the matter two (2) weeks. Councilmember Roddy seconded the motion. By unanimous voice vote the motion carried. The matter was postponed two (2) weeks.

Councilmember Grieve made a motion to postpone the following items for two (2) weeks:

- 10-a.** An Appeal by Scenic Knoxville of the Metropolitan Planning Commission's decision to deny Scenic Knoxville's appeal of the Downtown Design Review Board's approval of a Certificate of Appropriateness for the operation of two Electronic Message Center signs by the Knoxville Convention Center. (MPC Denied 11-2) (File No. 1-A-10-OB) (First District) (Consider with 11q.)
- 11-q.** A Resolution approving an appeal by Scenic Knoxville of the Metropolitan Planning Commission's decision to deny Scenic Knoxville's appeal of the Downtown Design Review Board's approval of a Certificate of Appropriateness for the operation of two Electronic Message Center signs by the Knoxville Convention Center. (MPC Denied 11-2) (File No. 1-A-10-OB) (First District) (Consider with 10a.)

Vice-Mayor Becker seconded the motion.

Discussion began with the following persons addressing the postponement: Councilmember Grieve, Councilmember Bailey, City Council Attorney Charles Swanson, Vice-Mayor Becker, Councilmember Roddy, Mary Bogart, Knoxville Convention Center, Councilmember Pavlis,

After hearing the discussion, Councilmember Grieve amended his motion to a four (4) week postponement.

Discussion continued with the following persons speaking: Councilmember Pavlis, Mark Donaldson, MPC, Vice-Mayor Becker, Councilmember Bailey, Anita Cash, building inspections, Dr. Bill Lyons.

Councilmember Pavlis made a substitute motion to postpone the matter two (2) weeks. Councilmember Woodhull seconded the motion.

Councilmember Della Volpe and Vice-Mayor Becker addressed the substitute motion.

Upon roll call on the substitute motion to postpone the matter two (2) weeks, Councilmembers Bailey, Brown, Della Volpe, Grieve, Palmer, Pavlis, Roddy and Woodhull voted "Aye." Councilmember Becker voted "Nay." The motion carried. The items were postponed two (2) weeks.

Vice-Mayor Becker made a motion to postpone the following resolution two (2) weeks:

- 8-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)

Councilmember Roddy 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")**

Councilmember Della Volpe asked that ordinances 9d, 9e and 9f, and ordinances 9g, 9h and 9i be consolidated to consider together. Councilmember Roddy seconded the motion. By unanimous voice vote the motion carried. The motion carried. (See "Ordinances on Second Reading").

5-d. CONSENT ITEMS (Indicated with "")**

Vice-Mayor Becker made a motion to approve pension resolutions 11s through 11v on the consent agenda. Councilmember Roddy seconded the motion. By unanimous voice vote the motion carried. The resolutions were approved on consent. (See "Resolutions").

6. MAYOR'S REPORT

- Mayor Haslam recognized the members of Boy Scout Troop #146 who were present and working on their Citizenship in the Community Merit Badge.
- KAT has completed an intensive Short-Range Transit Development planning effort aimed at improving the transit service. They will be holding meetings in each of the service quadrants to discuss this effort.
- Funding is available through the neighborhoods Small Grants Program to support 2010 projects. Low to moderate income neighborhoods and crime watch groups are encouraged to apply for the grants.

7. REPORTS OF COUNCIL MEMBERS OR COMMITTEES

- Councilmember Grieve reported that Knoxville Green gave away an additional 40,000 bulbs for planting and will have another 30,000 to give away this Saturday I the Winston Shopping Center on Kingston Pike.
- Councilmember Brown stated that a Sixth District Neighborhood Meeting will be held March 6 at 4:00 p.m. at the Beck Cultural Exchange Center.
- Vice-Mayor Becker: 1) apologized that his e-mail had been down for a couple of days; 2) Announced three requests for workshops - one from the Chamber Partnership and one from the Pension Board. The third he is requesting on the East County Sector Plan; 3)Dinner discussion in two weeks should include – reports on Board and Commissions, Agenda Review and Workshop Scheduling.

8. ELECTIONS AND CONFIRMATIONS

None.

9. ORDINANCES ON SECOND READING

RE: STREET CLOSURE – CALLAWAY AVENUE FROM VAN STREET TO DEAD-END – LUNN REAL ESTATE INVESTMENTS, INC., APPLICANT

Ordinance No. O-9-2010

- 9-a.** An Ordinance to close Callaway Avenue from Van Street to the dead end, and authorizing the Mayor to execute quitclaim deeds to the adjacent property owners, Lunn Real Estate Investments, Inc., Applicant. (MPC Approved 10-0-2) (File No. 1-A-10-SC) (Sixth District)

Councilmember Brown made a motion to approve the ordinance on second reading. Vice-Mayor Becker seconded the motion. By unanimous voice vote the motion carried. The printed ordinance can be found attached to these minutes.

RE: VESTAL SITE IMPROVEMENT PLAN, JANUARY 2010 – GENERAL PLAN AND SOUTH CITY SECTOR PLAN AMENDMENTS – METROPOLITAN PLANNING COMMISSION, APPLICANT

Ordinance No. O-10-2010

- 9-b.** An Ordinance adopting the Vestal Site Improvement Plan dated January 2010, which amends the General Plan and South City Sector Plan, Metropolitan Planning Commission, Applicant. (MPC Approved 10-0-2) (File No. 12-B-09-SAP) (First District)

Councilmember Pavlis made a motion to approve the ordinance on second reading. Vice-Mayor Becker seconded the motion. By unanimous voice vote the motion carried. The printed ordinance can be found attached to these minutes.

RE: METROPOLITAN PLANNING COMMISSION – CENTRAL CITY SECTOR PLAN AMENDMENT – MIDDLEBROOK PIKE AND KEITH AVENUE

Ordinance No. O-11-2010

- 9-c.** An Ordinance approving the recommendation of the Metropolitan Planning Commission to amend the Central City Sector Plan from Light Industrial to Mixed Use (Office, Light Industrial, Medium Density Residential) for certain areas and Mixed Use (Commercial, Office, Light Industrial, Medium Density Residential) for certain areas, property located on the northeast side of Middlebrook Pike, east side of Keith Avenue. (MPC Approved 13-0) (File No. 1-A-10-SP) (Third District)

Councilmember Grieve made a motion to approve the ordinance on second reading. Councilmember Bailey seconded the motion. By unanimous voice vote the motion carried. The printed ordinance can be found attached to these minutes.

RE: ONE YEAR PLAN AMENDMENT REQUEST, NORTHWEST CITY SECTOR PLAN AMENDMENT REQUEST AND REZONING REQUEST OF HUBER PROPERTIES, LLC

Ordinance No. O-12-2010

- 9-d.** An Ordinance approving the request of Huber Properties, LLC for a One Year Plan Amendment from Low Density Residential to Office for property located on the southeast side of Lonas Drive, northeast side of Redsaile Road. (MPC Approved 10-0-2) (File No. 12-A-09-PA) (Second District)

Ordinance No. O-13-2010

- 9-e.** An Ordinance approving the request of Huber Properties, LLC for an amendment to the Northwest City Sector Plan from Low Density Residential to Office for property located on the southeast side of Lonas Drive, northeast side of Redsaile Road. (MPC Approved 10-0-2) (File No. 12-A-09-SP) (Second District)

Ordinance No. O-14-2010

- 9-f.** An Ordinance to rezone property located on the southeast side of Lonas Drive, northeast side of Redsaile Road from R-1, Low Density Residential District, to O-1, Office, Medical, & Related Services District, Huber Properties, LLC, Applicant. (MPC Approved 10-0-2) (File No. 12-A-09-RZ) (Second District)

Councilmember Grieve made a motion to approve ordinances 9d, 9e and 9f on second reading. Councilmember Bailey seconded the motion. By unanimous voice vote the motion carried. The ordinances were approved. The printed ordinances are attached to these minutes.

RE: ONE YEAR PLAN AMENDMENT REQUEST, NORTH CITY SECTOR PLAN AMENDMENT REQUEST AND REZONING REQUEST OF M & T, LLC

Ordinance No. O-15-2010

- 9-g.** An Ordinance approving the request of M&T, LLC for a One Year Plan Amendment from General Commercial to Medium Density Residential for property located on the southeast end of Fennel Road, southeast of Elyria Drive, northeast of Central Avenue Pike. (MPC Approved 10-0-2) (File No. 1-A-10-PA) (Fifth District)

Ordinance No. O-16-2010

- 9-h.** An Ordinance approving the request of M&T, LLC for an amendment to the North City Sector Plan from Low Density Residential and Hillside Protection to Medium Density Residential and Hillside Protection for property located on the southeast end of Fennel Road, southeast of Elyria Drive, northeast of Central Avenue Pike. (MPC Approved 10-0-2) (File No. 1-B-10-SP) (Fifth District)

Ordinance No. O-17-2010

- 9-i.** An Ordinance to rezone property located on the southeast end of Fennel Road, southeast of Elyria Drive, northeast of Central Avenue Pike from C-6, General Commercial Park District, to RP-1, Planned Residential District, at a density up to 16 dwelling units per acre, M&T, LLC, Applicant. (MPC Approved 10-0-2) (File No. 1-C-10-RZ) (Fifth District)

Vice-Mayor Becker made a motion to approve ordinances 9g, 9h and 9i on second reading. Councilmember Bailey seconded the motion. By unanimous voice vote the motion carried. The ordinances were approved. The printed ordinances are attached to these minutes.

RE: REZONING REQUEST OF KNOXVILLE HABITAT FOR HUMANITY

Ordinance No. O-18-2010

- 9-j.** An Ordinance to rezone property located on the southeast side of Skyline Drive, southwest side of James Road from R-1, Low Density Residential District, to RP-1, Planned Residential District, at a density up to 4 dwelling units per acre, Knoxville Habitat for Humanity, Applicant. (MPC Approved 10-0-1) (File No. 1-D-10-RZ) (Sixth District)

Councilmember Brown made a motion to approve the ordinance on second reading. Councilmember Bailey seconded the motion.

Councilmember Della Volpe, Mark Steinle of Batson, Himes, Madeline Rogero, Anita Cash and Councilmember Brown addressed the ordinance.

By unanimous voice vote the motion carried. The printed ordinance can be found attached to these minutes.

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

None.

11. RESOLUTIONS

Resolution No. R-46-2010

- 11-a.** A Resolution approving the issuance of a Certificate of Compliance to Frontier Package Store, Inc., relative to its application to the Tennessee Alcoholic Beverage Commission to renew its license to operate a liquor store in the City. (Requested by Department of Finance and Accountability)

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.

RE: LEASE AGREEMENT BETWEEN PUBLIC BUILDING AUTHORITY AND NAMA, LLC – 506 S. GAY STREET ADJACENT TO THE REGAL RIVIERA 8 CINEMA

Resolution No. R-47-2010

- 11-b.** A Resolution approving the proposed Lease Agreement between the Public Building Authority and Nama, LLC for the retail space generally known as 506 S. Gay Street and located adjacent to the Regal Riviera 8 Cinema. (Requested by Law Department and Department of Policy and Communications)

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

Councilmember Della Volpe and Mayor Haslam spoke to the resolution.

By unanimous voice vote the motion carried. The printed resolution can be found attached to these minutes.

11-c. ***

RE: PRUDENTIAL RETIREMENT SPECIMEN GOVERNMENTAL 457 (B) PLAN ADOPTION AGREEMENT – PRUDENTIAL RETIREMENT SPECIMEN GOVERNMENTAL 457(b) PLAN WITH PRUDENTIAL RETIREMENT INSURANCE AND ANNUITY COMPANY – CITY OF KNOXVILLE’S 457(b) DEFERRED COMPENSATION PLAN

Resolution No. R-48-2010

11-d. A Resolution authorizing the Mayor to execute the Prudential Retirement Specimen Governmental 457(b) Plan Adoption Agreement and the Prudential Retirement Specimen Governmental 457(b) Plan with Prudential Retirement Insurance and Annuity Company for the City of Knoxville’s 457(b) Deferred Compensation Plan. (Requested by Department of Finance and Accountability, Risk Management Division)

Councilmember Roddy made a motion to approve the resolution. Vice-Mayor Becker seconded the motion.

Councilmember Della Volpe and Larry Martin addressed the resolution.

By unanimous voice vote the motion carried. The printed resolution can be found attached to these minutes.

RE: VAUGHN & MELTON, INC. – GAY STREET STREETSCAPES PROJECT

Resolution No. R-49-2010

11-e. A Resolution authorizing the Mayor to approve Change Order No. 3 to Contract No. C-07-0137 between the City of Knoxville and Vaughn & Melton, Inc. for the Gay Street Streetscapes Project for various design changes due to unanticipated conditions encountered during the project construction which will increase the contract price by \$36,640.00 for a new contract price of \$432,480.00. (Requested by Department of Engineering)

Councilmember Grieve and Public Works Director Steve King addressed the resolution.

Councilmember Roddy made a motion to approve the resolution. Vice-Mayor Becker seconded the motion. By unanimous voice vote the motion carried. The printed resolution can be found attached to these minutes.

**RE: KNOXVILLE RECYCLING COALITION – CARDBOARD GENERATED BY
CENTRAL BUSINESS IMPROVEMENT DISTRICT**

Resolution No. R-50-2010

- 11-f.** A Resolution authorizing the Mayor to enter into a contract with Knoxville Recycling Coalition for collection, hauling and recycling of cardboard generated by businesses within the Central Business Improvement District in an amount not to exceed \$19,500.00 per year. (Requested by Department of Public Service)

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

Councilmember Della Volpe and Public Works Director Steve King addressed the resolution.

By unanimous voice vote the motion carried. The printed resolution can be found attached to these minutes.

**RE: GOODWILL INDUSTRIES – KNOXVILLE, INC. – DROP-OFF RECYCLING
SUPERCENTERS**

Resolution No. R-51-2010

- 11-g.** A Resolution authorizing the Mayor to execute an agreement with Goodwill Industries – Knoxville, Inc. to provide drop-off recycling supercenters at nine (9) area locations throughout the City for an annual contract price not to exceed \$151,740.00. (Requested by Department of Public Service)

Vice-Mayor Becker made a motion to approve the resolution. Councilmember Roddy seconded the motion.

Councilmember Della Volpe, Steve King, Councilmember Grieve and Councilmember Brown discussed the resolution.

By unanimous voice vote the motion carried. The printed resolution can be found attached to these minutes.

**RE: CONDEMNATION – 2909 MARTIN LUTHER KING, JR. AVENUE – ALFRED E
GRADY – CHRONIC PROBLEM PROPERTIES COMMITTEE**

Resolution No. R-52-2010

- 11-h.** A Resolution authorizing the acquisition, by condemnation if necessary, of a fee simple interest in certain property located at 2909 Martin Luther King, Jr. Avenue (CLT No. 082-FN-022), believed to be owned by Alfred E. Grady, at a cost not to exceed \$15,000.00 as recommended by the Chronic Problem Properties Committee. (Requested by Department of Community Development)

Councilmember Brown made a motion to approve the resolution. Councilmember Palmer seconded the motion. By unanimous voice vote the motion carried. The printed resolution can be found attached to these minutes.

RE: KNOXVILLE DATA LINK – FIBER OPTIC TELECOMMUNICATIONS NETWORK WITHIN CITY OF KNOXVILLE’S RIGHTS OF WAY

Resolution No. R-53-2010

- 11-i.** A Resolution authorizing the Mayor to execute and deliver a license agreement with Knoxville Data Link for the purpose of constructing, maintaining, operating and using a fiber optic telecommunications network within the City of Knoxville’s public rights-of way, subject to certain terms, conditions and limitations. (Requested by Department of Finance and Accountability)

Vice-Mayor Becker made a motion to approve the resolution. Councilmember Palmer seconded the motion.

Councilmember Della Volpe and Information Systems Director Janet Wright discussed the resolution.

By unanimous voice vote the motion carried. The printed resolution can be found attached to these minutes.

RE: BROWNFIELD AGREEMENT – TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION – SUTTREE LANDING PARK – KNOXVILLE’S SOUTH WATERFRONT

Resolution No. R-54-2010

- 11-j.** A Resolution authorizing the Mayor to execute a Brownfield Agreement with the Tennessee Department of Environment and Conservation concerning the future Suttree Landing Park property within Knoxville’s South Waterfront. (Requested by South Waterfront Development)

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.

RE: UNIVERSITY OF TENNESSEE INSTITUTE FOR PUBLIC SERVICE, LAW ENFORCEMENT INNOVATION CENTER – PROJECT SAFE NEIGHBORHOODS INITIATIVE

Resolution No. R-55-2010

- 11-k.** A Resolution authorizing the Mayor to execute an agreement with the University of Tennessee Institute for Public Service, Law Enforcement Innovation Center, in an amount not to exceed \$93,992.51, to provide services as part of the Project

Safe Neighborhoods initiative, including training and information sharing for law enforcement agencies. (Requested by Police Department)

Councilmember Roddy made a motion to approve the resolution. Councilmember Palmer seconded the motion. By unanimous voice vote the motion carried. The printed resolution can be found attached to these minutes.

RE: UNIVERSITY OF TENNESSEE INSTITUTE FOR PUBLIC SERVICE, LAW ENFORCEMENT INNOVATION CENTER – EASTERN DISTRICT OF TENNESSEE – GANG RELATED ISSUES THROUGH PROJECT SAFE NEIGHBORHOODS INITIATIVE

Resolution No. R-56-2010

- 11-l. A Resolution authorizing the Mayor to execute an agreement with the University of Tennessee Institute for Public Service, Law Enforcement Innovation Center, in an amount not to exceed \$92,253.06, to coordinate community outreach efforts to law enforcement agencies in the Eastern District of Tennessee regarding gang-related issues, through the Project Safe Neighborhoods initiative. (Requested by Police Department)

Councilmember Roddy made a motion to approve the resolution. Councilmember Grieve seconded the motion. By unanimous voice vote the motion carried. The printed resolution can be found attached to these minutes.

RE: GRANT - STATE OF TENNESSEE GOVERNOR'S HIGHWAY SAFETY OFFICE

Resolution No. R-57-2010

- 11-m. A Resolution authorizing the Mayor to execute any and all documents necessary to apply for a grant award of \$145,000.00 from the State of Tennessee Governor's Highway Safety Office, which includes a 50% local match, for the purpose of funding for overtime for highway safety enforcement and general funding for educational events, and if such application is approved, authorizing the Mayor to accept such a grant award. (Requested by Police Department)

Councilmember Roddy made a motion to approve the resolution. Councilmember Palmer seconded the motion. By unanimous voice vote the motion carried. The printed resolution can be found attached to these minutes.

RE: GRANT – UNITED STATES DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS – INTERNET CRIMES AGAINST CHILDREN TASK FORCE FUNDING

Resolution No. R-58-2010

- 11-n.** A Resolution authorizing the Mayor to execute any and all documents necessary to apply for a grant award of \$250,000.00 from the United States Department of Justice, Office of Justice Programs, for continued funding of the Internet Crimes Against Children Task Force, and if such application is approved, authorizing the Mayor to accept such a grant award. (Requested by Police Department)

Councilmember Grieve 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.

RE: GRANT – STATE OF TENNESSEE DEPARTMENT OF CRIMINAL JUSTICE PROGRAMS – CITY OF KNOXVILLE’S INTERNET CRIMES AGAINST CHILDREN TASK FORCE

Resolution No. R-59-2010

- 11-o.** A Resolution authorizing the Mayor to execute any and all documents necessary to apply for a grant award of \$720,000.00 from the State of Tennessee Department of Criminal Justice Programs for continued funding of the City of Knoxville’s Internet Crimes Against Children Task Force, and if such application is approved, authorizing the Mayor to accept such a grant award. (Requested by Police Department)

Councilmember Roddy made a motion to approve the resolution. Councilmember Grieve seconded the motion. By unanimous voice vote the motion carried. The printed resolution can be found attached to these minutes.

RE: EDWARD BYRNE GRANT AWARD – STATE OF TENNESSEE DEPARTMENT OF CRIMINAL JUSTICE PROGRAMS – FAMILY JUSTICE CENTER

Resolution No. R-60-2010

- 11-p.** A Resolution authorizing the Mayor to execute any and all documents necessary to apply for an Edward Byrne grant award of \$480,000.00 over a period of three years from the State of Tennessee Department of Criminal Justice Programs, including a 25% local match, for continued funding of the Family Justice Center, and if such application is approved, authorizing the Mayor to accept such a grant award. (Requested by Police Department)

Councilmember Palmer made a motion to approve the resolution. Councilmember Grieve seconded the motion.

Councilmember Della Volpe, Cindy Gass of KPD and Councilmember Roddy addressed the resolution.

By unanimous voice vote the motion carried. The printed resolution can be found attached to these minutes.

The following pension resolutions were approved unanimously on first and final reading under the consent agenda:

Resolution No. R-61-2010

“*” **11-s.** A Resolution granting a pension of \$1,714.79 per month to John I. Harmon, an employee of the Knoxville General Government. (Requested by Pension Board)

Resolution No. R-62-2010

“*” **11-t.** A Resolution granting a pension of \$1,852.23 per month to Lou Ann Manning, an employee of the Knoxville General Government. (Requested by Pension Board)

Resolution No. R-63-2010

“*” **11-u.** A Resolution granting a pension of \$186.61 per month to Dale A. Taylor, an employee of the Knoxville General Government. (Requested by Pension Board)

Resolution No. R-64-2010

“*” **11-v.** A Resolution granting a pension of \$225.54 per month to William E. Warwick, an employee of the former Knoxville City School System. (Requested by Pension Board)

12. ORDINANCES ON FIRST READING

RE: CHARTER AMENDMENT – DESIGNATION OF VICE-MAYOR AS PRESIDING OFFICER OF THE COUNCIL

12-a. 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)

Discussion proceeded on the ordinance with the following persons speaking: Vice-Mayor Becker, Councilmember Grieve, Mayor Haslam and Councilmember Palmer.

No motion was made by City Council.

The ordinance failed due to a lack of a motion.

**RE: OPERATING BUDGET AMENDMENT FOR FISCAL YEAR 2009-2010 –
GAY STREET STREETSCAPES PROJECT**

12-b. An Ordinance to amend the Operating Budget for Fiscal Year 2009-2010 to allow for completion of the Gay Street Streetscapes Project. (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 (2020 FUND – NORTH HILLS GARDEN CLUB

Ordinance No. O-19-2010

12-c. An Emergency Ordinance appropriating the sum of \$400.00 from the Community Improvement (202) Fund and donating same to North Hills Garden Club to be utilized toward their current improvement project to plant dogwoods within the community boulevards. (Requested by Councilmembers Della Volpe and Woodhull)

Councilmember Della Volpe made a motion to approve the emergency ordinance. Councilmember Woodhull seconded the motion. By unanimous voice vote the motion carried. The printed ordinance can be found attached to these minutes.

13. PUBLIC FORUM

None

14. ADJOURNMENT

There being no further business to come before City Council, upon motion the meeting adjourned at 8:20 p.m.

Presiding Officer of the Council

Recorder