

AGENDA FOR A REGULAR COUNCIL MEETING

JANUARY 10, 2012

7:00 PM

ORDER OF BUSINESS

1. **CALL TO ORDER:** Mayor Madeline Rogero

2. **INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG:**
Former Mayor Daniel Brown and Councilmember Finbarr Saunders

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 - a. **ITEMS WITHDRAWN (Indicated with “W”)**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 “*”)**
Ordinances 12h, 12i, and 12j were added to the consent agenda.
Resolutions 11m through 11r and Ordinances 12h through 12j were approved on the consent agenda.

6. **MAYOR’S REPORT:**
 - Greetings from Mayor Rogero – presiding at her first regular City Council meeting.
 - Report on another successful Christmas in the City.
 - Congratulations to Daniel and Mandy Watson on being chosen for the Extreme Home Makeover.

6. MAYOR'S REPORT (CONTINUED):

- Recognition of a middle school Journalism class from Nature's Way Montessori School present at tonight's meeting.
- KPD will host a Community Roundtable to discuss the second-hand store ordinance recently approved by City Council – Event will take place January 17 at 6:00 PM at the KPD Training Academy in the old Moses School Building.

7. REPORTS OF COUNCIL MEMBERS OR COMMITTEES:

- Vice-Mayor Pavlis reported on the re-opening of Fire Station 19 on Chapman Highway.
- Vice-Mayor Pavlis announced two upcoming meeting dates for City Council to interview for the City Council Attorney position. 1) January 19, 2012 – 5:00 PM – Main Assembly Room; and, 2) January 23, 2012 – 5:00 PM – Small Assembly Room.
- The Food Policy Council gave their annual report to the Mayor and City Council.
- Mayor Brown announced upcoming Martin Luther King, Jr. activities: Thursday, MLK Luncheon and Monday, parade and service at Greater Warner. Other activities are also planned.

8. ELECTIONS AND CONFIRMATIONS:

Approved: Resolution No. R-1-2012

- a. A Resolution confirming the appointment of Shannon McCulloch and the reappointments of Louis Crossley and Beth Waters to the Board of Directors of Community Television of Knoxville. (Requested by Mayor)

Approved: Resolution No. R-2-2012

- b. A Resolution confirming the appointment of Rebekah Jane Justice to the City Tree Board. (Requested by Mayor)

Approved: Resolution No. R-3-2012

- c. A Resolution confirming the appointment of Elizabeth Eason to the Board of Environmental Appeals for the City of Knoxville. (Requested by Mayor)

Postponed two (2) weeks

- d. A Resolution approving the appointment of Councilmember Nick Della Volpe to serve as Chair of City Council's Audit Committee and reappointing Councilmembers Brenda Palmer, Duane Grieve, and Daniel Brown and the appointment of Councilmember Finbarr Saunders to serve as members of that Committee. (Requested by Vice Mayor Pavlis)

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: Resolution No. R-4-2012

- a. A Resolution authorizing the Mayor to execute a Memorandum of Understanding to allow the Community Development Department to partner with Federation of Appalachian Housing Enterprises to use loan funds exclusively to provide permanent financing to eligible low-income families receiving construction financing and other subsidies from the City's housing programs. (Requested by Department of Community Development)

Tabled

- b. A Resolution to accept a white paper prepared by the Mayor's Council on Disability Issues regarding the proposed closure of Lakeshore Mental Health Institute by the State of Tennessee in 2012. (Requested by Department of Community Development)

Approved: Resolution No. R-5-2012

- c. A Resolution authorizing the Mayor to execute an agreement with Design and Construction Services, Inc., for the 2012 Curb Cut Project, No. 11-W-S-0512, in an amount not to exceed \$586,249.25. (Requested by Department of Engineering)

Approved: Resolution No. R-6-2012

- d. A Resolution authorizing the Mayor to execute Change Order No. 2 to Contract No. C-09-0257 between the City of Knoxville and Wilbur Smith Associates for the Holbrook Drive Bridge Replacement Project, to increase the contract price by \$36,800.00 for a new contract price of \$415,984.00, and to extend the date of completion. (Requested by Department of Engineering)

Approved: Resolution No. R-7-2012

- e. A Resolution authorizing the Mayor to execute an agreement with Shelton General Contractors for the Beaumont Elementary Sidewalk Improvements Project, Federal Project No. SRTS-9109(128), PIN 110670.00, in an amount not to exceed \$103,435.00. (Requested by Department of Engineering)

Approved: Resolution No. R-8-2012

- f. A Resolution authorizing the Mayor to enter into Agreement No. 110382, Project Identification No. 114775.00, with the State of Tennessee Department of Transportation for the installation of traffic signals and improvements to the I-140 intersection at Westland Drive for a cost to the City of \$15,200.00. (Requested by Department of Engineering)

11. RESOLUTIONS (CONTINUED):

Postponed two (2) weeks

- g. A Resolution to accept the Metropolitan Planning Commission's consideration and report on the land use impacts of Ordinance No. O-165-2011 authorizing the use of electric fences in outdoor storage areas subject to specific regulations. (MPC Approved 13-0) (File No. 12-B-11-OA)

Approved: Resolution No. R-9-2012

- h. A Resolution authorizing the Mayor to execute an agreement with National Building Service for janitorial services for parks and recreation centers and park buildings for an annual cost of \$155,400.00. (Requested by Department of Parks and Recreation)

Approved: Resolution No. R-10-2012

- i. 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 Policy and Law Department)

Approved: Resolution No. R-11-2012

- j. A Resolution authorizing Knoxville's Community Development Corporation to study and prepare a redevelopment and urban renewal plan for the Fulton Bellows District within the City of Knoxville and to conduct a public hearing regarding the necessity for the adoption of such a redevelopment and urban renewal plan. (Requested by Office of Redevelopment)

Approved: Resolution No. R-12-2012

- k. A Resolution authorizing the Mayor to enter into an agreement with S&ME, Inc. for professional environmental consulting services within the Downtown North Redevelopment and Urban Renewal District for an amount not to exceed \$390,000.00. (Requested by Office of Redevelopment)

Approved: Resolution No. R-13-2012

- l. A Resolution authorizing the Mayor to execute an agreement with Waste Connections of Tennessee, Inc. for the collection, disposal and recycling of solid waste from various City government locations for an estimated annual total of \$80,000.00 per year, dependent upon volume. (Requested by Department of Public Service)

Approved: Resolution No. R-14-2012

- “*” m. A Resolution granting a pension of \$719.45 per month to Howard G. Kidder, an employee of the Knoxville Police Department. (Requested by Pension Board)

11. RESOLUTIONS (CONTINUED):

- “*” n. **Approved: Resolution No. R-15-2012**
A Resolution granting a pension of \$1,100.26 per month to Steven E. Roberts, an employee of the Knoxville General Government. (Requested by Pension Board)
- “*” o. **Approved: Resolution No. R-16-2012**
A Resolution granting a pension of \$2,809.69 per month to Samuel Rivera, Jr., an employee of the Knoxville Police Department. (Requested by Pension Board)
- “*” p. **Approved: Resolution No. R-17-2012**
A Resolution granting a pension of \$1,350.44 per month to James C. Bishop, an employee of the Knoxville General Government. (Requested by Pension Board)
- “*” q. **Approved: Resolution No. R-18-2012**
A Resolution granting a pension of \$1,116.68 per month to Betty L. Davis, an employee .of the Knoxville General Government. (Requested by Pension Board)
- “*” r. **Approved: Resolution No. R-19-2012**
A Resolution granting a pension of \$1,181.71 per month to John E. Huff, an employee of the Knoxville General Government. (Requested by Pension Board)

12. ORDINANCES ON FIRST READING:

- a. **Approved on first reading**
An Ordinance to amend the Knoxville City Code, Chapter 17, Article VI, Division 2, to permit multiple space parking meters and additional payment options. (Requested by Department of Engineering)
- b. **Approved on first reading**
An Ordinance to close Phillip Fulmer Way from Cumberland Avenue to Lake Loudoun Boulevard, and authorizing the Mayor to execute quitclaim deeds to the adjacent property owners, University of Tennessee, Applicant. (MPC Approved 13-0) (File No. 10-A-11-SC) (First District)
- c. **Approved on first reading**
An Ordinance to close Peyton Manning Pass from Volunteer Boulevard to Phillip Fulmer Way, and authorizing the Mayor to execute quitclaim deeds to the adjacent property owners, University of Tennessee, Applicant. (MPC Approved 13-0) (File No. 10-B-11-SC) (First District)
- d. **Approved on first reading**
An Ordinance to close Tee Martin Drive from Phillip Fulmer Way to east terminus, and authorizing the Mayor to execute quitclaim deeds to the adjacent property owners, University of Tennessee, Applicant. (MPC Approved 13-0) (File No. 11-A-11-SC) (First District)

12. ORDINANCES ON FIRST READING (CONTINUED):

Approved on first reading

- e. An Ordinance to rezone property located on the north side of S. Middlebrook Pike, south side of N. Middlebrook Pike, west side of Henson Road from I-2 (Restricted Manufacturing and Warehousing) District to C-6 (General Commercial Park) District, Gerald Boorse, Applicant. (MPC Approved 13-0) (File No. 12-B-11-RZ) (Second District)

Approved on first reading

- f. An Ordinance to rezone property located on the northwest side of Dutch Valley Drive, northeast of Lavaun Street from R-1 (Low Density Residential) District to R-2 (General Residential) District, Harvey Buddy Bowman, Applicant. (MPC Approved 13-0) (File No. 12-D-11-RZ) (Fifth District)

Approved on first reading

- g. An Ordinance to rezone property located on the east side of Simmons Road, north side of I-40/75, south of Lexington Drive from C-6 (General Commercial Park)/TO-1 (Technology Overlay) District to I-3 (General Industrial)/TO-1 (Technology Overlay) District, Samuel J. Furrow, Applicant. (MPC Approved 13-0) (File No. 12-E-11-RZ) (Second District)

Approved: Ordinance No. O-1-2012

- h. An Emergency Ordinance appropriating the sum of \$250.00 from the Community Improvement (202) Fund and donating same to the Fountain City Art Center, Inc., to be utilized toward student scholarships for certain area youth in need. (Requested by Vice Mayor Pavlis)

Approved: Ordinance No. O-2-2012

- i. An Emergency Ordinance appropriating the sum of \$250.00 from the Community Improvement (202) Fund and donating same to Fountain City Lions Club to be utilized toward the ongoing maintenance project at Fountain City Lake. (Requested by Vice Mayor Pavlis)

Approved: Ordinance No. O-3-2012

- j. An Emergency Ordinance appropriating the sum of \$750.00 from the Community Improvement (202) Fund and donating same to Gresham Middle School to purchase and install two sound systems for the auditorium and gymnasium areas. (Requested by Councilmember Della Volpe and Vice Mayor Pavlis)

13. PUBLIC FORUM:

Attorney David Stuart, Clinton, TN
Kevin Faddis, Firefighters Association

14. ADJOURNMENT: 8:10 p.m.