

Knox County Commission

Terry Hill, 6th District, *Madam Chair*
Gina Oster, 3rd District, *Vice-Chair*

Dr. Dasha Lundy, 1st District
Courtney Durrett, 2nd District
Kyle Ward, 4th District
John Schoonmaker, 5th District
Rhonda F. Lee, Esq., 7th District
Richie Beeler, 8th District
Carson Dailey, 9th District
Larsen Jay, At-Large Seat 10
Kim Frazier, At-Large Seat 11



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NOTICE

TO: MEMBERS OF THE KNOX COUNTY COMMISSION
ALL DEPARTMENTS AND AGENCIES
NEWS MEDIA

FROM: COMMISSIONER TERRY HILL, MADAM CHAIR

MADAM CHAIR OF THE KNOX COUNTY COMMISSION SHALL CONFIRM RECEIPT OF ITEMS AND SET THE FINAL DECEMBER AGENDA OF THE KNOX COUNTY COMMISSION AT 1:30 P.M. ON WEDNESDAY, NOVEMBER 29, 2023 VIA EMAIL AND TELEPHONE CONFERENCE WITH THE COMMISSION OFFICE.

PLEASE SUBMIT ANY REQUESTED AGENDA CHANGES, ADDITIONS, QUESTIONS OR COMMENTS TO THE COMMISSION OFFICE.

AGENDA

A. Honorary Resolutions

1. Consideration of a Resolution of the Commission of Knox County, Tennessee, recognizing Bella's Blessings for partnering with East Tennessee Children's Hospital to support families who are unexpectedly admitted for any type of illness.
(Commissioner Durrett)
2. Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Kelle Shultz upon her retirement from Knoxville Habitat for Humanity.
(Commissioner Frazier)

3. Consideration of a Resolution of the Commission of Knox County, Tennessee, honoring Brian Brooks for earning the rank of Eagle Scout.
(Commissioner Durrett)

B. Presentations

C. Drives and Roads

4. Consideration of the Acceptance of New County Roads:
A) Deer Crossing Drive located in Ironwood Glen, District 6.
B) Willow Leaf Lane located in Ironwood Glen, District 6.
C) White Sycamore Lane located in Ironwood Glen, District 6.
(Engineering & Public Works)
5. Consideration of the closure of a portion of Old Dandridge Stagecoach Ln. located in District 8. The proposed new terminus will be approximately 25 feet northeast of the southernmost intersecting corner between property now belonging to Pierce (parcel ID 097-168) and property now belonging to Nichols (parcel ID 084-224). **(SECOND READING)**
(Commissioners Beeler, Jay and Frazier)

D. Line Item Transfers

6. Line Item Transfers.
(Finance)

E. Budget Amendments

7. Budget Amendments.
(Finance)

F. Spread of Record

8. Spread of Record the Knox County Mayor's Order reappointing Charles Marth to the Board of Commissioners of the West Knox Utility District.
(County Mayor)
9. Spread of Record the Knox County Law Director's Office election of Michelle Ellis to serve as its representative on the Knox County Employee Insurance Benefits Committee for a term beginning January 1, 2024 and ending December 31, 2027.
(Law Director)

10. Spread of Record the Public Defender's Office election of Sandra Protopapa to serve as its representative on the Knox County Employee Insurance Benefits Committee beginning January 1, 2024 and expiring December 31, 2027.
(Public Defender)
11. Spread of Record of Employee Insurance Benefits Committee newly elected representatives (centralized election participants only).
(Benefits)
12. Spread of Record Revisions to the Knox County Procurement Regulations.
(Procurement)

G. Resolutions

(Education Consent Calendar and Resolutions not on the Education Consent Calendar)

13. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a License Agreement with Knoxville Expo Center LLC for use of exhibit hall space for the 2024 Knox County Schools Nutrition Food Show at a cost of \$8,112.00.
(Schools)
14. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a Contract with Gallaher and Associates, Inc. for the provision of Wireless Clock Systems up to \$100,000.00 annually for the term of December 1, 2023 through November 30, 2024, which may be extended for four (4) additional years.
(Schools)
15. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a Contract with Stooksbury Construction, Inc. for the provision of Excavation Services for up to \$100,000.00 annually for the term of December 1, 2023 through November 30, 2024, which may be extended for four (4) additional years.
(Schools)
16. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an increase to Construction Contract with King Construction Group, Inc. up to \$350,000.00 for construction at Lincoln Park Center for the Newcomer Center.
(Schools)
17. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an increase to Construction Contract with Meri Construction, Inc. up to \$25,000.00 for work in excess of original project at Adrian Burnett Elementary School.
(Schools)

18. Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the acceptance of a Tennessee Department of Education Special Education Preschool Grant in the amount of \$1,256,814.96.
(Schools)
19. Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the acceptance of a Tennessee Department of Education Summer Literacy Training Stipend Grant in the amount of \$171,000.00.
(Schools)
20. Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the acceptance of a Tennessee Department of Education Title III Immigrant Grant in the amount of \$46,348.80.
(Schools)
21. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a Grant Contract with the Tennessee Department of Education for Occupational Scholarship Program Grant funds to allow the Knox County Schools Educator Preparation Program to reimburse scholarship recipients tuition and mandatory fees.
(Schools)
22. Consideration of a Resolution of the Commission of Knox County, Tennessee, authorizing the acceptance of grant funds and donations for the Knox County Schools as shown on the attached list and in the total amount of \$121,751.42.
(Schools)

H. Resolutions

(General Government Consent Calendar and Resolutions not on the General Government Consent Calendar)

23. Consideration of a Resolution of the Commission of Knox County, Tennessee, confirming the Knox County Mayor's appointment of Herman Lathers and reappointment of Nikitia Thompson to the Knox County Emergency Communications District Board of Directors. (Terms expire January 1, 2028)
(County Mayor)
24. Consideration of a Resolution of the Commission of Knox County, Tennessee appointing Commissioners _____ and _____ to the Arena Use Committee. (Terms expire December 31, 2025)
(Commissioner Hill)

25. Consideration of a Resolution of the Commission of Knox County, Tennessee, appointing Logan Higgins, AIA to the Knox County Board of Construction Appeals. (Term expires December 31, 2030.
(Engineering & Public Works)
26. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the construction with APAC for the Carter Schools Sidewalk Improvements project in the amount of \$1,560,718.50.
(Engineering & Public Works)
27. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract supplement with JMT for professional engineering consultant services for the Clinton Highway at W. Beaver Creek ROW in the amount of \$49,625.
(Engineering & Public Works)
28. Consideration of a Resolution of the Commission of Knox County, Tennessee, revising the construction contract with Charles Blalock & Sons, Inc. for the Schaad Rd Phase 2 and 3 with a schedule extension to September 30, 2024.
(Engineering & Public Works)
29. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a contract with HGS, LLC for construction of the Plumb Creek Park Stream Enhancement as described in Bid #3481 for the amount of \$313,294.17, of which \$94,166.00 is provided by the American Rescue Plan Act funding.
(Engineering & Public Works)
30. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an agreement with United Way of Greater Knoxville (\$50,000.00) for eviction prevention and housing stability services. (Funded through Tennessee Housing Development Agency (THDA) pass-through U.S. Department of Treasury Emergency Rental Assistance (ERA2) funding.) (No Local Match Required)
(Community Development)
31. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a Grant Contract Amendment One with the Tennessee Department of Health for the provision of School Based Oral Disease Prevention services. This amendment increases the maximum liability of the State under the Grant Contract by \$107,000.00 for a total amount of \$627,000.00. (No local match required)
(Health Department)

32. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a Grant Contract with the Tennessee Department of Health for the provision of providing dental care services to uninsured adult Tennesseans, nineteen through sixty-four years of age. This Grant Contract shall be effective for the period beginning on July 1, 2023 and ending on June 30, 2024. In no event shall the maximum liability of the State under this Grant Contract exceed \$4,000,000.00. (No local match required)
(Health Department)
33. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving E-Z-Go Agreement for Electric Golf Cart Lease from October 1, 2023 through September 30, 2028 at a total lease cost of \$1,204,274.76.
(Parks and Recreation)
34. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the adoption of System Wide Parks and Recreation Master Plan.
(Parks and Recreation)
35. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving the adoption of Knox County Parks and Recreation Fee Schedule Effective January 1, 2024.
(Parks and Recreation)
36. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a Land Swap Agreement with Walker Enterprises, LLC to swap a 2.38 right-of-way owned by Walker Enterprises for a 2.62 acre portion of unused County property at Beverly Park.
(Procurement)
37. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving term contracts with _____ for surveying services.
(Procurement)
38. Consideration of a Resolution of the Commission of Knox County, Tennessee, regarding approval of a Park City Redevelopment and Urban Renewal Plan (the "Plan") prepared by Knoxville's Community Development Corporation, the purpose of which is to facilitate the redevelopment of property located at 2724, 2730, 2736 and 2733 Magnolia Avenue, Knoxville, having Parcel IDs of 082KC006 and 082FS015 (collectively, the "Redevelopment Area"). The Plan will contain tax increment financing provisions in connection with the renovation and preservation of the existing improvements located in the Redevelopment Area.
(Finance)

39. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an interlocal agreement between Knox County and the Industrial Development Board related to the Axle Logistics property swap for \$1.4 million. The amount in question will be paid through designations and included in the FY'25 Capital Improvement Plan. **(DEFERRED FROM NOVEMBER AT REQUEST OF SPONSOR)***(previously deferred from July to August, August to September, September to October, and October to November at Request of Sponsor)*
(Finance and Commissioner Durrett)
40. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an Economic Impact Plan for Tax Increment Financing, submitted by the Industrial Development Board of the County of Knox in connection with a multi-use development known as "Prosperity Crossing" located off El Camino Lane in Knox County, Tennessee near the Watt Road interchange on I-40/75.
(The Industrial Development Board of the County of Knox)
41. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an agreement in the estimated amount of \$417,678.00 with HCC Life Insurance Company for Stop Loss Insurance for the period beginning January 1, 2024 and ending December 31, 2024.
(Benefits)
42. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving Knox County Retirement & Pension Board Plan Amendments to STAR for Vesting, 457 Match and to MERP for Eligibility for Officers.
(Retirement & Pension)
43. Consideration of a Resolution of the Commission of Knox County, Tennessee, amending the Bylaws of the Knox County Disability Advisory Council.
(Risk Management)
44. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a grant in the amount of \$357,000.00 for the purchase of additional voting machines.
(Election Commission)
45. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving a Cartegraph renewal under OpenGov Contract.
(Information Technology)

- 46. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an amendment to the Knox County Sheriff's Office Employees' Merit System Rule and Regulation 3.2 (f) to narrow restrictions on Board member's political activities to apply exclusively to elections for Knox County Sheriff.
(Merit System)
- 47. Consideration of a Resolution of the Commission of Knox County, Tennessee, approving an amendment to the Knox County Sheriff's Office Employees' Merit System Rule and Regulation 9.5 to allow a Right of Grievance for suspensions of any time length that result in a loss of pay.
(Merit System)

I. Ordinances on First Reading

- 48. Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Code, Chapter 42, Article II, Division 2, Section 42-53 (c) to narrow restrictions on Board member's political activities to apply exclusively to elections for Knox County Sheriff.
(FIRST READING)
(Merit System)
- 49. Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Code, Chapter 42, Article II, Division 2, Section 42-62 (b) to allow a Right of Grievance for suspensions of any time length that result in a loss of pay. **(FIRST READING)**
(Merit System)
- 50. Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Code, Chapter 14, "Community Development", by adding a new Article III to designate Knox County as a Broadband Ready Community pursuant to Tenn. Code Ann. § 4-3-709. (Knox County Code, Chapter 14, establishing Article III, previously reserved). **(FIRST READING) (DEFERRED FROM NOVEMBER AT REQUEST OF SPONSOR)**
(Information Technology and Community Development)
- 51. Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Code, Chapter 66, "Utilities", by adding a new Article IV to provide for the Removal of Inactive, Broken, or Replaced Utility Poles. **(FIRST READING) (DEFERRED FROM NOVEMBER AT REQUEST OF SPONSOR)**
(Engineering and Public Works and Commissioner Jay)

J. Ordinances on Second Reading

52. Consideration of an Ordinance of the Commission of Knox County, Tennessee, amending the Knox County Code, Chapter 6, Article II, "Animal Control", Section 6-31, "Definitions", to amend the definition of Animal Control Officer in order to authorize a third party to furnish Animal Control enforcement duties as set forth in the City and County Charters and Ordinances throughout the City and County. (Ord. No. O-96-5-101, adopted 6-24-96, Ord. No. O-07-12-102, adopted 1-28-08, Ord. No. O-15-4-101, adopted 5-26-15, and Ord. No. O-19-3-102, adopted 4-22-19) **(SECOND READING)**
(*Sheriff*)

K. Other Business

53. Discussion of December Zoning items.
(*Commissioner Schoonmaker*)

II. ZONINGS:

A. Zoning Requests

54. 10-K-23-RZ Request of BB Investment Properties, LLC for rezoning from RA (Low Density Residential) to PR (Planned Residential) up to 5 dwelling units per acre. Property located at 2713 Byington Beaver Ridge Road / Parcel ID 090 116. **Planning Commission Recommendation: APPROVE the PR (Planned Residential) zone up to 4 dwelling units per acre because it is consistent with the sector plan and surrounding development, subject to 1 condition, by a vote of 10-3.**
(*Commission District 6*)
55. 11-A-23-RZ Request of John Sevier Joint Venture and Red Door Homes for rezoning from A (Agricultural) to PR (Planned Residential) up to 5 dwelling units per acre. Property located at 0 E Governor John Sevier Highway / Parcel ID 124 20002 and 20003. **Planning Commission Recommendation: APPROVE the PR (Planned Residential) zone up to 5 dwelling units per acre because it is consistent with the sector plan designation and would allow development compatible with the surrounding land uses and zoning pattern, subject to 3 conditions, by a vote of 11-2.**
(*Commission District 9*)
56. 11-B-23-RZ Request of Ziggurat Development LLC / Janet Plont for rezoning from PC (Planned Commercial) to OB (Office, Medical, and Related Services). Property located at 3710 Neal Drive / Parcel ID 038 N B 006. **Planning Commission Recommendation: APPROVE the OB (Office, Medical, and Related Services) zone because it is consistent with the sector plan and consistent with the surrounding development, by a vote of 12-0 Consent.**
(*Commission District 7*)

57. 11-H-23-RZ Request of Ned Ferguson for rezoning from A (Agricultural) to RA (Low Density Residential). Property located at 112 Verton Drive / Parcel ID 057 H A 003. **Planning Commission Recommendation: APPROVE the RA (Low Density Residential) zone because it is consistent with the sector plan and surrounding development, by a vote of 12-0 Consent.**
(Commission District 7)
58. 11-B-23-SP Request of Nature's Best Organics of TN LLC / Brian Development, LLC for a Northwest County Sector Plan Amendment from RC (Rural Commercial), RR (Rural Residential), AG (Agricultural) and HP (Hillside Protection) to RR (Rural Residential) and HP (Hillside Protection). Property located at 0 W Emory Road, 8707 and 8703 Joe Daniels Road / Parcel ID 076 00901 and 009, 089 193 (part of). **Planning Commission Action: APPROVE the RR (Rural Residential) land use classification because it is consistent with surrounding land use and trends in development, by a vote of 12-0 Consent. The HP land use classification will be retained.**
(Commission District 6)
59. 11-I-23-RZ Request of Nature's Best Organics of TN LLC / Brian Development, LLC for rezoning from A (Agricultural), CR (Rural Commercial) and PC (Planned Commercial) to PR (Planned Residential) up to 3 dwelling units per acre. Property located at 0 W Emory Road, 8707, 8703, and 0 Joe Daniels Road / Parcel ID 076 00901 and 009, 089 193 and 044. **Planning Commission Recommendation: APPROVE the PR (Planned Residential) zone up to 3 dwelling units per acre because it is consistent with Growth Policy Plan guidelines and surrounding development trends, subject to one condition, by a vote of 12-0 Consent.**
(Commission District 6)
60. 11-J-23-RZ Request of Ron Worley for rezoning from RA (Low Density Residential) to PR (Planned Residential) up to 4 dwelling units per acre. Property located at 6925 Ball Road / Parcel ID 091 077. **Planning Commission Recommendation: APPROVE the PR (Planned Residential) zone up to 3 dwelling units per acre because it is consistent with the sector plan designation and would allow development compatible with the surrounding land uses and zoning pattern, subject to 1 condition, by a vote of 13-0.**
(Commission District 6)

61. 10-E-23-RZ Request of A Step Towards Home for rezoning from: for the portion of the parcel zoned I (Industrial) to PR (Planned Residential) up to 5 dwelling units per acre and for the portion of the parcel zoned A (Agricultural) to PR (Planned Residential) up to 3.25 dwelling units per acre. Property located at 7816 Ball Camp Pike / Parcel ID 091 226. **Planning Commission Recommendation: APPROVE the PR (Planned Residential) zone with up to 5 dwelling units per acre on the Industrial-zoned portion and up to 3.25 dwelling units per acre on the Agricultural-zoned portion of the subject property, subject to one condition, by a vote of 10-0 Consent. (DEFERRED FROM NOVEMBER DUE TO NO-SHOW OF APPLICANT)**
(Commission District 6)

B. Zoning Appeals

C. Amendments to the Knox County Zoning Ordinance

D. Other Business