

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

**MAY 17, 2011 - 7:00 PM
Main Assembly Room, City-County Building**

1. CALL TO ORDER

Mayor Daniel Brown called the meeting of the Knoxville City Council to order on Tuesday, May 17, 2011 at 7:00 p.m. in the Main Assembly Room of the City-County Building, 400 Main Street.

2. INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Councilmember Chris Woodhull led in the Invocation and Councilmember Nick Pavlis led in the “Pledge of Allegiance” to the Flag.

3. ROLL CALL

Members present: Vice-Mayor Joe Bailey, Mayor Daniel Brown, Nick Della Volpe, Duane Grieve, Brenda Palmer, Nick Pavlis, Marilyn Roddy, Charles Thomas and Chris Woodhull.

Members absent: None.

4. APPROVAL OF MINUTES

Motion: Vice-Mayor Bailey moved to approve the minutes from May 2, 2011.

Second: Councilmember Grieve

Vote: Unanimous “Aye.”

Disposition: Minutes 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5-a. ITEMS WITHDRAWN (Indicated with “W”)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”)

None.

**5-c. ITEMS REQUESTED TO BE ADDED BY MOTION
(Indicated with “M”)**

None.

5-d. CONSENT ITEMS (Indicated with “*”)

Motion: Councilmember Grieve moved to add ordinances 12l – 12q to the consent agenda.

Second: Councilmember Della Volpe

Vote: Unanimous “Aye.”

Disposition: Ordinances 12l through 12q added to the consent agenda.

Motion: Councilmember Roddy moved to approve the ordinances on the consent agenda.

Second: Councilmember Palmer

Vote: Unanimous “Aye.”

Disposition: Ordinances 12l through 12q were approved unanimously on emergency reading under the consent agenda. (See “Ordinances on First Reading”).

SUSPENSION OF RULES

Motion: Councilmember Grieve moved to suspend the rules of Council to allow resolution 11a to be heard at the beginning of the agenda.

Second: Councilmember Roddy.

Vote: Unanimous “Aye.”

Disposition: Rules suspended in order to move 11a to present place on agenda.

RE: DOUG AND DIANE HANSON

Resolution No. R-125-2011

11-a. A Resolution expressing appreciation to Doug and Diane Hanson for their contributions to the arts in the City of Knoxville and extending City Council’s best wishes to the Hansons in their new location. (Requested by Councilmembers Grieve and Roddy)

Motion: Councilmember Grieve

Second: Councilmember Roddy

Discussion: Councilmember Grieve read resolution.
Diane Hanson, Hanson Gallery.

Vote: Unanimous “Aye.”

Disposition: Resolution approved.

6. MAYOR'S REPORT

- Approximately 8,000 households are signed up for the city's new curbside recycling program. We are well on our way towards our goal of 20,000 participants.
- Yesterday Mayor Brown joined with Knox County Mayor Tim Burchett, the Knox County School Board and other elected officials to sign a resolution affirming the importance of reading to children and making sure students are able to read at or above grade level. Tennessee First Lady Crissy Haslam spoke at the event.

7. REPORTS OF COUNCIL MEMBERS OR COMMITTEES

- Councilman Pavlis thanked everyone for participating in the recent "Vestival" celebration in the Vestal Community. He reminded everyone that South Knoxville is Open for Business.
- Vice-Mayor Bailey gave an update on the Pension Task Force.
- Councilman Grieve thanked the Fraternal Order of Police for the memorial service held today to remember fallen officers.

8. ELECTIONS AND CONFIRMATIONS

RE: ROSE TURNER – CITIZENS ADVISORY COMMITTEE TO THE KNOXVILLE AREA TRANSIT AUTHORITY

Resolution No. R-123-2011

- 8-a.** A Resolution reappointing Rose Turner to serve as a member of the Citizens Advisory Committee to the Knoxville Area Transit Authority. (Requested by Mayor Brown)

Motion: Vice-Mayor Bailey moved to approve.
Second: Councilmember Grieve
Vote: Unanimous "Aye."
Disposition: Resolution approved.

RE: BILL CASSIDY - CITIZENS ADVISORY COMMITTEE TO THE KNOXVILLE AREA TRANSIT AUTHORITY

Resolution No. R-124-2011

- 8-b.** A Resolution appointing Bill Cassidy to serve as a member of the Citizens Advisory Committee to the Knoxville Area Transit Authority. (Requested by Councilmember Woodhull)

Motion: Councilmember Thomas moved to approve.
Second: Councilmember Woodhull
Vote: Unanimous "Aye."
Disposition: Resolution approved.

9. ORDINANCES ON SECOND READING

RE: BUDGET – APPROPRIATIONS ORDINANCE 2011-2012

Ordinance No. O-47-2011

- 9-a.** An Ordinance making and fixing the annual appropriations for the several departments, agencies, and funds of the City of Knoxville for the fiscal period beginning July 1, 2011 and ending June 30, 2012. (Requested by Department of Finance and Accountability)

Motion: Councilmember Roddy moved to approve.

Second: Councilmember Woodhull

Discussion: Councilmember Della Volpe discussed the 2.5% annual employee increase ordinance.

Barry Austin, City Employee League, Kevin Faddis, Firefighters Association, Mark Taylor, Fraternal Order of Police and Vice-Mayor Bailey.

Vote: Unanimous “Aye.”

Disposition: Budget appropriations ordinance approved on second reading.

RE: TAX LEVY

Ordinance No. O-48-2011

- 9-b.** An Ordinance to levy a tax on all taxable properties, real, personal and mixed, within the corporate limits of the City of Knoxville to provide sufficient revenues to fund the general fund and debt service fund operations and debt service obligations of the City of Knoxville for the fiscal period beginning July 1, 2011 and ending June 30, 2012. (Requested by Department of Finance and Accountability)

Motion: Councilmember Roddy moved to approve.

Second: Vice-Mayor Bailey

Discussion: Councilmember Della Volpe

Vote: Unanimous “Aye.”

Disposition: Ordinance approved on second reading.

RE: CITY CODE AMENDMENT – CHAPTER 2 – CITY OF KNOXVILLE’S CLASSIFICATION AND COMPENSATION PLANS

Ordinance No. O-49-2011

- 9-c.** An Ordinance to amend Sections 2-450, 2-458, and 2-459 of the Knoxville City Code to adjust the City of Knoxville’s Classification and Compensation Plans for general government employees and uniformed members of the police and fire departments. (Requested by Civil Service)

Motion: Councilmember Roddy.
Second: Councilmember Palmer.
Vote: Unanimous "Aye."
Disposition: Ordinance approved on second reading.

RE: CITY CODE AMENDMENT, CHAPTER 7.5 – COUNCILMANIC DISTRICTS

Ordinance No. O-50-2011

- 9-d.** An Ordinance to Amend Section 7.5-5 of the Knoxville City Code entitled "Councilmanic Districts," within the City of Knoxville and to repeal all ordinances in conflict therewith. (Requested by Council)

Motion: Councilmember Della Volpe
Second: Councilmember Palmer
Discussion: Councilmembers, Della Volpe, Grieve and Thomas.
Vote: Unanimous "Aye."
Disposition: Ordinance approved on second reading.

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

None.

11. RESOLUTIONS

RE: TENNESSEE DEPARTMENT OF TRANSPORTATION – SURFACE TRANSPORTATION PROGRAM FUNDING – DOWNTOWN KNOXVILLE WAYFINDING PROJECT

Resolution No. R-126-2011

- 11-b.** A Resolution authorizing the Mayor to execute Agreement No. 110056, Project Identification No. 115585.00 with the with the Tennessee Department of Transportation as necessary to accept Surface Transportation Program funding in the amount of \$960,000.00 for the Downtown Knoxville Wayfinding Project, and to provide local matching funds in the amount of \$240,000.00. (Requested by Department of Engineering)

Motion: Councilmember Roddy
Second: Councilmember Palmer
Discussion: Councilmembers Della Volpe, Roddy and Palmer.
Vote: Unanimous "Aye."
Disposition: Resolution approved.

RE: PROPERTY ACQUISITION – 2610 LAY AVENUE – IRA ANTHONY HARRISON AND REBECCA ANN HARRISON – FLOODING

Resolution No. R-127-2011

- 11-c.** A Resolution authorizing the Mayor to execute all documents on behalf of the City of Knoxville necessary to acquire, in fee simple, property located at 2610 Lay Avenue, Knoxville, CLT No. 082N-F-025, owned by Ira Anthony Harrison and wife, Rebecca Ann Harrison for an amount of \$35,000.00 to alleviate flooding issues. (Requested by Department of Engineering)

Motion: Councilmember Della Volpe
Second: Councilmember Woodhull
Discussion: Mayor Brown
Vote: Unanimous “Aye.”
Disposition: Resolution approved.

RE: RICH CONSTRUCTION, INC. – REMODELING OF FIRE STATION RESTROOM FACILITIES

Resolution No. R-128-2011

- 11-d.** A Resolution authorizing the Mayor to enter into a contract with Rich Construction, Inc. for the remodeling of eight fire station restroom facilities for an amount not to exceed \$165,160.00. (Requested by Fire Department)

Motion: Councilmember Roddy
Second: Councilmember Della Volpe
Discussion: Councilmember Grieve and Fire Chief Stan Sharp.
Vote: Unanimous “Aye.”
Disposition: Resolution approved.

RE: CITY OF TARRANT, ALABAMA – SURPLUS CITY EQUIPMENT

Resolution No. R-129-2011

- 11-e.** A Resolution authorizing the Mayor to execute an agreement with the City of Tarrant, Alabama for the transfer of surplus City equipment (One (1) Crown Victoria full-size sedan) for a total price of \$4,000.00. (Requested by Department of Fleet Services)

Motion: Councilmember Della Volpe
Second: Councilmember Woodhull
Vote: Unanimous “Aye.”
Disposition: Resolution approved.

RE: BATH COUNTY, KENTUCKY – TRANSFER OF SURPLUS EQUIPMENT

Resolution No. R-130-2011

- 11-f.** A Resolution authorizing the Mayor to execute an agreement with Bath County, Kentucky for the transfer of surplus City equipment (One (1) Crown Victoria full-size sedan) for a total price of \$3,500.00. (Requested by Department of Fleet Services)

Motion: Vice-Mayor Bailey
Second: Councilmember Palmer
Discussion: Councilmembers Grieve and Della Volpe, Purchasing Agent Boyce Evans
Vote: Unanimous “Aye.”
Disposition: Resolution approved.

RE: SEI, INC. – SECURITY FOR CITY OF KNOXVILLE PARKS AND RECREATION CENTERS

Resolution No. R-131-2011

- 11-g.** A Resolution authorizing the Mayor to execute an agreement with SEI, Inc. to provide security services for parks and recreation centers for a contract price of \$55,881.00 per year, and to provide security services as needed for special events at the rate of \$13.97 per hour. (Requested by Department of Parks and Recreation)

Motion: Councilmember Della Volpe
Second: Vice-Mayor Bailey
Vote: Unanimous “Aye.”
Disposition: Resolution approved.

RE: KNOX COUNTY – 2010 HOMELAND SECURITY GRANT – CBRNE RELATED EQUIPMENT

Resolution No. R-132-2011

- 11-h.** A Resolution authorizing the Mayor to sign a Memorandum of Understanding with Knox County to accept \$161,500.00 as a subrecipient of the 2010 Homeland Security grant in order to purchase CBRNE related equipment including a mobile command vehicle assigned to Search and Recovery. (Requested by Police Department)

Motion: Councilmember Roddy
Second: Councilmember Grieve
Vote: Unanimous “Aye.”
Disposition: Resolution approved.

RE: DEPARTMENT OF JUSTICE – CHILD SEXUAL PREDATOR PROGRAM GRANT

Resolution No. R-133-2011

- 11-i.** A Resolution authorizing the Mayor to file a grant application with the Department of Justice for a child sexual predator program grant in the amount of \$500,000.00 or in such other amounts or under such other terms as would be more advantageous to the City, and if approved, to execute any and all documents necessary to accept such a grant. (Requested by Police Department)

Motion: Councilmember Roddy
Second: Councilmember Palmer
Vote: Unanimous “Aye.”
Disposition: Resolution approved.

RE: KNOXVILLE-KNOX COUNTY COMMUNITY ACTION COMMITTEE – ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT PROGRAM – AMERICAN RECOVERY AND REINVESTMENT ACT

Resolution No. R-134-2011

- 11-j.** A Resolution authorizing the Mayor to execute an agreement with Knoxville-Knox County Community Action Committee to provide \$270,000.00 in funding under the Energy Efficiency and Conservation Block Grant program, a program funded by the American Recovery and Reinvestment Act, for administration of a green incentive program. (Requested by Department of Policy and Communications)

Motion: Councilmember Palmer
Second: Councilmember Grieve
Vote: Unanimous “Aye.”
Disposition: Resolution approved.

RE: WASTE CONNECTIONS OF TENNESSEE, INC. – HOUSEHOLD CURBSIDE SINGLE STREAM RECYCLABLE MATERIALS

Resolution No. R-135-2011

- 11-k.** A Resolution authorizing the Mayor to execute an agreement between the City of Knoxville and Waste Connections of Tennessee, Inc. for the collection of household curbside single stream recyclable materials and the hauling of City drop-off recycling center containers for a projected annual cost of \$987,000.00. (Requested by Department of Public Service)

Motion: Councilmember Roddy
Second: Councilmember Palmer
Discussion: Public Service Deputy Director David Brace, Councilmember Della Volpe, Umoja Abdul-Ahad (Recycling Capital of the World), Mayor Daniel Brown.
Vote: Unanimous "Aye."
Disposition: Resolution approved.

RE: TOTER, INC. – RECYCLING BINS – CURBSIDE RECYLING PROGRAM

Resolution No. R-136-2011

- 11-l.** A Resolution authorizing the Mayor to execute a purchase order with Toter, Inc. to purchase 10,542 recycling bins for the City's new curbside recycling program at a total cost to the City of \$572,360.50 to be paid for through the ARRA grant funds. (Requested by Department of Public Service)

Motion: Councilmember Roddy
Second: Councilmember Palmer
Vote: Unanimous "Aye."
Disposition: Resolution approved.

RE: WASTE CONNECTIONS, INC. – RECYCLING CARTS

Resolution No. R-137-2011

- 11-m.** A Resolution authorizing the Mayor to execute a purchase order with Waste Connections, Inc. to purchase 3,323 used recycling carts which are currently in use by Knoxville residents for a total price of \$127,071.52 of which \$27,639.50 is through ARRA grant funds. (Requested by Department of Public Service)

Motion: Councilmember Roddy
Second: Councilmember Palmer
Discussion: Councilmember Della Volpe, Public Service Deputy Director David Brace.
Vote: Unanimous "Aye."
Disposition: Resolution approved.

RE: WASTE CONNECTIONS OF TENNESSEE, INC.

Resolution No. R-138-2011

- 11-n.** A Resolution authorizing the Mayor to execute an amendment to Contract No. C-02-0162 between the City of Knoxville and Waste Connections of Tennessee, Inc. to allow one five-year extension to the contract, to modify the back door collection services, and to modify the rates paid by the City for an estimated annual savings to the City of \$500,000.00. (Requested by Department of Public Service)

Motion: Councilmember Roddy
Second: Councilmember Palmer
Discussion: Councilmember Grieve, Public Service Deputy Director David Brace,
Councilmember Della Volpe, Mayor Brown, Former City Council Member
Carlene Malone, Deputy Mayor Larry Martin.
Vote: Aye votes: Councilmembers Bailey, Brown, Della Volpe, Grieve, Palmer,
Roddy, Thomas and Woodhull.
Nay votes: Councilmember Pavlis
Disposition: Resolution approved.

**RE: ROCK-TENN CONVERTING COMPANY – RECYCLING (PROCESSING
AND MARKETING)**

Resolution No. R-139-2011

- 11-o.** A Resolution authorizing the Mayor to execute an agreement between the City of Knoxville and Rock-Tenn Converting Company for the processing and marketing of recyclable materials collected through household single stream recycling and City drop-off center recycling containers for an estimated annual income to the City of \$42,000.00. (Requested by Department of Public Service)

Motion: Vice-Mayor Bailey
Second: Councilmember Palmer
Vote: Unanimous “Aye.”
Disposition: Resolution approved.

12. ORDINANCES ON FIRST READING

**RE: KNOXVILLE-KNOX COUNTY HILLSIDE AND RIDGETOP PROTECTION
PLAN – KNOXVILLE-KNOX COUNTY GENERAL PLAN**

Postponed sixty (60) days

- 12-a.** An Ordinance approving the Knoxville-Knox County Hillside and Ridgetop Protection Plan dated October 2010, which amends the Knoxville-Knox County General Plan. (MPC Approved 11-2) (File No. 12-A-09-SAP)

Mayor Brown stated that more than three speakers per side had signed up to speak.
Motion: Councilmember Della Volpe moved to suspend the rules of Council to allow all speakers signed up the opportunity to speak.
Second: Councilmember Grieve
Vote: Unanimous “Aye.”
Disposition: All signed-up speakers allowed to speak for up to five minutes.
Discussion: South Knoxville Neighborhood Coalition representative Monte Stanley spoke in favor of ordinance, County Commission Chair Mike Hammond, County

Commissioner Tony Norman, County Commissioner Jeff Ownby, Councilmember Pavlis, Fountain City Town Hall representative Charlotte Davis spoke in favor of ordinance, City of Knoxville Tree Board Chair David Vandergriff spoke in favor of ordinance, Sierra Club representative Robert Hill spoke in favor of ordinance, Building/Developer Mike Stevens, spoke in opposition to ordinance, Councilmember Woodhull, Knoxville Chamber Partnership representative Michael Strickland, Building/Developer Scott David, Councilmembers Roddy, Della Volpe, Pavlis, Palmer, Bailey and Woodhull, MPC Executive Director Mark Donaldson, City Council Attorney Charles Swanson, Councilmembers Grieve and Thomas, Former City Council Member Joe Hultquist.

Motion: Councilmember Della Volpe moved to postpone the ordinance sixty (60) days.

Second: Councilmembers Grieve and Pavlis.

Vote: Aye votes: Councilmembers Bailey, Della Volpe, Grieve, Pavlis, Roddy and Woodhull.

Nay votes: Councilmembers Brown, Palmer and Thomas.

Disposition: The ordinance was postponed sixty (60) days.

RE: CITY CODE AMENDMENT, CHAPTER 13 – RECYCLING

Approved on first reading

- 12-b.** An Ordinance amending the Knoxville City Code, Chapter 13, Article I §§ 13-2, 13-3, 13-14, 13-15, 13-16, and 13-17 and adding a new section relating to recycling. (Requested by Department of Public Service)

Motion: Councilmember Roddy

Second: Vice-Mayor Bailey

Discussion: Vice-Mayor Bailey, Councilmembers Palmer, Bailey, Thomas, Della Volpe and Woodhull.

Vote: Unanimous “Aye.”

Disposition: Ordinance approved on first reading.

**RE: CITY CODE AMENDMENT, CHAPTER 11 – USE OF FIREWORKS
WITHIN THE MUNICIPAL LIMITS OF THE CITY OF KNOXVILLE**

- 12-c.** An Ordinance to amend Chapter 11, Article I of the Code of Ordinances of the City of Knoxville, so as to adopt regulations regarding the use of fireworks within the municipal limits of the City of Knoxville. (Requested by Fire Department)

Motion: Councilmember Palmer moved to approve.

Second: Vice-Mayor Bailey

Discussion: Councilmember Della Volpe, Fire Chief Stan Sharp, Councilmember Palmer, Vice-Mayor Bailey, Deputy Law Director Ron Mills, Councilmember Roddy,

Councilmember Grieve, Police Chief David Rausch, Councilmembers Thomas and Woodhull.
Vote: Aye votes: Mayor Brown, Councilmembers Palmer and Woodhull.
Nay votes: Vice-Mayor Bailey, Councilmembers Della Volpe, Grieve, Pavlis, Roddy and Thomas.
Disposition: Ordinance was denied.

RE: STREET CLOSURE – TILLERY STREET – RALPH SMITH/PLS, APPLICANT

Approved on Emergency: Ordinance No. O-51-2011

12-d. An Ordinance to close Tillery Street from Fountain Road right-of-way to approximately 350 feet northwest to corner of Tax Parcel 058BF013, subject to certain conditions, and authorizing the Mayor to execute quitclaim deeds to the adjacent property owners, Ralph Smith / PLS, Applicant. (MPC Approved 14-0) (File No. 4-A-11-SC) (Fourth District)

Motion: Councilmember Della Volpe moved to approve.
Second: Councilmember Grieve.
Discussion: Ralph Smith, applicant.
Motion: Councilmember Della Volpe moved to amend the ordinance to make it an emergency.
Second: Councilmember Pavlis.
Vote: Unanimous “Aye.”
Disposition: Amendment to emergency approved.
Vote: Unanimous “Aye” on approving ordinance, as amended.
Disposition: Ordinance approved, as amended to an emergency.

RE: STREET NAME CHANGE – CENTERLINE DRIVE TO CHARLIE HAUN DRIVE – ALICE BELL/SPRING HILL NEIGHBORHOOD ASSOCIATION, APPLICANT

Approved on first reading

12-e. An Ordinance to change the street name of Centerline Drive between Valley View Drive and Washington Pike to Charlie Haun Drive, Alice Bell / Spring Hill Neighborhood Association, Applicant. (MPC Approved 14-0) (File No. 4-B-11-SNC) (Fourth District)

Motion: Councilmember Della Volpe
Second: Vice-Mayor Bailey and Councilmember Roddy
Discussion: Vice-Mayor Bailey
Vote: Unanimous “Aye.”
Disposition: Ordinance approved on first reading

**RE: 2012-2017 KNOXVILLE CAPITAL IMPROVEMENT PROGRAM – 2012
CAPITAL IMPROVEMENT BUDGET**

Approved on first reading

- 12-f.** An Ordinance to approve and adopt the Fiscal Year 2012-2017 Knoxville Capital Improvement Program, including the Fiscal Year 2012 Capital Improvement Budget. (MPC Approved 12-0) (File No. 4-C-11-OB)

Motion: Vice-Mayor Bailey
Second: Councilmember Della Volpe
Vote: Unanimous “Aye.”
Disposition: Ordinance approved on first reading

RE: ONE YEAR PLAN AMENDMENT REQUEST OF TROY KYLE

Approved on first reading

- 12-g.** An Ordinance approving the request of Troy Kyle for a One Year Plan Amendment from Low Density Residential to Mixed Uses (Low Density Residential, Medium Density Residential, and Neighborhood Commercial), for property located on the northwest side of Texas Avenue, southwest of Stonewall Street. (MPC Approved 14-0) (File No. 1-A-11-PA) (Fifth District)

Motion: Councilmember Thomas
Second: Councilmember Palmer
Vote: Unanimous “Aye.”
Disposition: Ordinance approved on first reading

RE: REZONING REUEST OF TOY KYLE

Approved on first reading

- 12-h.** An Ordinance to rezone property located on the northwest side of Texas Avenue, southwest of Stonewall Street from R-1A / IH-1 (Low Density Residential / Infill Housing Overlay) District to C-1 / IH-1 (Neighborhood Commercial / Infill Housing Overlay) District, Troy Kyle, Applicant. (MPC Approved 14-0) (File No. 1-A-11-RZ) (Fifth District)

Motion: Councilmember Thomas
Second: Vice-Mayor Bailey
Vote: Unanimous “Aye.”
Disposition: Ordinance approved on first reading

RE: ONE YEAR PLAN AMENDMENT REQUEST OF DFS PROPERTIES, LP

Approved on first reading

- 12-i.** An Ordinance approving the request of DFS Properties, LP for a One Year Plan Amendment from Neighborhood Commercial to General Commercial for property located on the northwest side of Dutch Valley Drive, northeast of Coster Road. (MPC Approved 14-0) (File No. 4-A-11-PA) (Fifth District)

Motion: Councilmember Thomas moved to approve.
Second: Councilmember Palmer
Vote: Unanimous "Aye."
Disposition: Ordinance approved on first reading

RE: REZONING REQUEST OF DFS PROPERTIES, LP

Approved on first reading

- 12-j.** An Ordinance to rezone property located on the northwest side of Dutch Valley Drive, northeast of Coster Road from C-1 (Neighborhood Commercial) District to C-6 (General Commercial Park) District, DFS Properties, LP, Applicant. (MPC Approved 14-0) (File No. 4-A-11-RZ) (Fifth District)

Motion: Councilmembers Thomas and Della Volpe moved to approve.
Second: Councilmember Palmer
Vote: Unanimous "Aye."
Disposition: Ordinance approved on first reading

RE REZONING REQUEST OF KIN PROPERTIES, INC.

Approved on Emergency: Ordinance No. O-52-2011

- 12-k.** An Ordinance to rezone property located on the north side of Kingston Pike, east side of Westfield Road, southeast side of Circle Lane from C-6 (General Commercial Park) District to C-3 (General Commercial) District, Kin Properties, Inc., Applicant. (MPC Approved 14-0) (File No. 4-H-11-RZ) (Second District)

Motion: Councilmember Grieve moved to approve.
Second: Councilmember Della Volpe
Discussion: Councilmember Grieve, Daniel McGeehee.
Motion: Councilmember Grieve moved to amend the ordinance to an emergency.
Second: Vice-Mayor Bailey
Vote: Unanimous "Aye."
Disposition: Amendment to emergency approved
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Vote: Unanimous "Aye" on approving ordinance, as amended.
Disposition: Ordinance approved, as amended to an emergency.

The following Community Improvement (202) Fund Ordinances were approved on emergency reading under the consent agenda:

Ordinance No. O-53-2011

- l. An Emergency Ordinance appropriating the sum of \$300.00 from the Community Improvement (202) Fund and donating same to **Knoxville-Knox County Community Action Committee, Office on Aging** to be utilized toward their Mobile Meals program. (Requested by Councilmember Palmer)

Ordinance No. O-54-2011

- m. An Emergency Ordinance appropriating the sum of \$250.00 from the Community Improvement (202) Fund and donating same to **South-Doyle High School** to defray certain cost of hosting the 2011 Graduation Luncheon event. (Requested by Councilmember Pavlis)

Ordinance No. O-55-2011

- n. An Emergency Ordinance appropriating the sum of \$200.00 from the Community Improvement (202) Fund and donating same to **The Greater Federation of Women's Clubs (GFWC), Ossoli Circle** to be utilized toward a beautification project at the intersection of Kingston Pike, Alcoa Highway and Highway 129. (Requested by Councilmember Pavlis)

Ordinance No. O-56-2011

- o. An Emergency Ordinance appropriating the sum of \$250.00 from the Community Improvement (202) Fund and donating same to **Candoro Arts and Heritage Center** to be utilized toward funding the Eleventh Annual South Knoxville Art and Heritage Festival. (Requested by Councilmember Thomas)

Ordinance No. O-57-2011

- p. An Emergency Ordinance appropriating the sum of \$1,050.00 from the Community Improvement (202) Fund and donating same to **the Knox County Public Library**, as financial support toward the Summer 2011, Children's Festival of Reading event. (Requested by Councilmembers Grieve, Della Volpe, Thomas, Woodhull, and Mayor Brown)

Ordinance No. O-58-2011

- q. An Emergency Ordinance appropriating the sum of \$650.00 from the Community Improvement (202) Fund and donating same to the **East Tennessee Community Design Center** toward the furtherance of certain efforts of Fountain City Town Hall. (Requested by Councilmembers Pavlis and Thomas)

13. PUBLIC FORUM

Rachel Craig

14. ADJOURNMENT

There being no further business to come before City Council, upon motion the meeting adjourned at 10:00 p.m.

Presiding Officer of the Council

Recorder