Metropolitan Nashville and Davidson County, TN Tuesday, December 17, 2024 6:30 PM Metropolitan Council Agenda Analysis



Historic Metro Courthouse 1 Public Square, 2nd floor Nashville, TN 37201 Metropolitan Courthouse

Metropolitan Council

# **Rules of Procedure**

# H1. <u>Rule 12</u>

Н.

Proposed amendment to Rule 12 of the Rules of Procedure of the Council.

# <u>Analysis</u>

This proposed rule amendment would amend Rule 12 of the Council Rules of Procedure, which provides rules regarding honorary resolutions and presentations. The proposed rule amendment would remove the authorization to file resolutions concerning honorary, memorializing, or congratulatory matters for Council consideration. Rather, honorary, memorializing, or congratulatory matters could only be recognized by proclamation. The Council could still file other nonbinding resolutions, such as requests of departments.

Sponsors: Johnston

# H2. <u>Rule 53.2</u>

Proposed amendment to Rule 53.2 of the Rules of Procedure of the Council.

# <u>Analysis</u>

This proposed rule amendment would amend Rule 53.2 of the Council Rules of Procedure. Rule 53 governs the adoption of the Council Rules of Procedure and amendments to these Rules. Rule 53.2 provides that an amendment to the Rules become effective 30 days after its passage and further requires proposed amendments to be considered by the Council's Rules Committee.

The proposed amendment under consideration would provide for a one meeting deferral following the introduction of a proposed rule amendment and referral to the Rules Committee to allow ample time for thorough consideration of the proposed amendment.

Sponsors: Johnston

# I.

# **Resolutions on Public Hearing**

# 1. <u>RS2024-911</u>

A resolution exempting Primitive Coffee Company LLC, located at 2601 Nolensville Pike from the minimum distance requirements for obtaining a beer permit pursuant to Section 7.08.090.E of the Metropolitan Code.

### <u>Analysis</u>

This resolution approves an exemption from the minimum distance requirements for obtaining a beer permit for Primitive Coffee Company LLC located at 2601 Nolensville Pike.

The Metro Code of Laws prevents a beer permit from being issued to any establishment located within 100 feet of a religious institution, school, park, daycare, or one- or two-family residence. However, several exceptions exist to the distance requirements. For example, facilities within the USD separated from these protected establishments by state or federal four-lane highways are exempt, as are retailer on-sale beer permit holders in MUL districts and events catered by holders of caterers' permits. (See, Code section 7.08.090(A)).

Additionally, the Code provides a mechanism to exempt (a) restaurants or (b) any retail food store from Metro's minimum distance requirements, allowing such facilities to obtain beer permits upon the adoption of a resolution by the Council. (See, Code section 7.08.090(E)). Restaurants are no longer required to have state on-premises liquor consumption licenses in order to obtain such exemption.

A public hearing must be held by the Council prior to voting on resolutions brought under Section 7.08.090(E).

Sponsors: Welsch

### 2. <u>RS2024-912</u>

A resolution exempting Mi Cabanita Taqueria, located at 2413 Shumate Ln from the minimum distance requirements for obtaining a beer permit pursuant to Section 7.08.090.E of the Metropolitan Code.

#### <u>Analysis</u>

This resolution approves an exemption from the minimum distance requirements for obtaining a beer permit for Mi Cabanita Taqueria located at 2413 Shumate Ln.

The Metro Code of Laws prevents a beer permit from being issued to any establishment located within 100 feet of a religious institution, school, park, daycare, or one- or two-family residence. However, several exceptions exist to the distance requirements. For example, facilities within the USD separated from these protected establishments by state or federal four-lane highways are exempt, as are retailer on-sale beer permit holders in MUL districts and events catered by holders of caterers' permits. (See, Code section 7.08.090(A)).

Additionally, the Code provides a mechanism to exempt (a) restaurants or (b) any retail food store from Metro's minimum distance requirements, allowing such facilities to obtain beer permits upon the adoption of a resolution by the Council. (See, Code section 7.08.090(E)). Restaurants are no longer required to have state on-premises liquor consumption licenses in order to obtain such exemption.

A public hearing must be held by the Council prior to voting on resolutions brought under Section 7.08.090(E).

Sponsors: Benton

### 3. <u>RS2024-913</u>

A resolution exempting Perfectly Fine, located at 1105 51st Ave N from the minimum distance requirements for obtaining a beer permit pursuant to Section 7.08.090.E of the Metropolitan Code.

#### <u>Analysis</u>

This resolution approves an exemption from the minimum distance requirements for obtaining a beer permit for Perfectly Fine located at 1105 51st Ave N.

The Metro Code of Laws prevents a beer permit from being issued to any establishment located within 100 feet of a religious institution, school, park, daycare, or one- or two-family residence. However, several exceptions exist to the distance requirements. For example, facilities within the USD separated from these protected establishments by state or federal four-lane highways are exempt, as are retailer on-sale beer permit holders in MUL districts and events catered by holders of caterers' permits. (See, Code section 7.08.090(A)).

Additionally, the Code provides a mechanism to exempt (a) restaurants or (b) any retail food store from Metro's minimum distance requirements, allowing such facilities to obtain beer permits upon the adoption of a resolution by the Council. (See, Code section 7.08.090(E)). Restaurants are no longer required to have state on-premises liquor consumption licenses in order to obtain such exemption.

A public hearing must be held by the Council prior to voting on resolutions brought under Section 7.08.090(E).

Sponsors: Horton

# 4. <u>RS2024-914</u>

A resolution exempting Intown Golf Club, located at 2212 12th Ave S, Suite #260 from the minimum distance requirements for obtaining a beer permit pursuant to Section 7.08.090.E of the Metropolitan Code.

#### <u>Analysis</u>

This resolution approves an exemption from the minimum distance requirements for obtaining a beer permit for Intown Golf Club located at 2212 12th Ave S, Suite #260.

The Metro Code of Laws prevents a beer permit from being issued to any establishment located within 100 feet of a religious institution, school, park, daycare, or one- or two-family residence. However, several exceptions exist to the distance requirements. For example, facilities within the USD separated from these protected establishments by state or federal

four-lane highways are exempt, as are retailer on-sale beer permit holders in MUL districts and events catered by holders of caterers' permits. (See, Code section 7.08.090(A)).

Additionally, the Code provides a mechanism to exempt (a) restaurants or (b) any retail food store from Metro's minimum distance requirements, allowing such facilities to obtain beer permits upon the adoption of a resolution by the Council. (See, Code section 7.08.090(E)). Restaurants are no longer required to have state on-premises liquor consumption licenses in order to obtain such exemption.

A public hearing must be held by the Council prior to voting on resolutions brought under Section 7.08.090(E).

Sponsors: Cash

# 5. <u>RS2024-915</u>

A resolution exempting Sauced, located at 1221 6th Ave N from the minimum distance requirements for obtaining a beer permit pursuant to Section 7.08.090.E of the Metropolitan Code.

#### <u>Analysis</u>

This resolution approves an exemption from the minimum distance requirements for obtaining a beer permit for Sauced located at 1221 6th Ave N.

The Metro Code of Laws prevents a beer permit from being issued to any establishment located within 100 feet of a religious institution, school, park, daycare, or one- or two-family residence. However, several exceptions exist to the distance requirements. For example, facilities within the USD separated from these protected establishments by state or federal four-lane highways are exempt, as are retailer on-sale beer permit holders in MUL districts and events catered by holders of caterers' permits. (See, Code section 7.08.090(A)).

Additionally, the Code provides a mechanism to exempt (a) restaurants or (b) any retail food store from Metro's minimum distance requirements, allowing such facilities to obtain beer permits upon the adoption of a resolution by the Council. (See, Code section 7.08.090(E)). Restaurants are no longer required to have state on-premises liquor consumption licenses in order to obtain such exemption.

A public hearing must be held by the Council prior to voting on resolutions brought under Section 7.08.090(E).

Sponsors: Kupin

# Resolutions

# 6. <u>RS2024-882</u>

Κ.

An initial resolution determining to issue general obligation bonds of The Metropolitan Government of Nashville and Davidson County in an aggregate principal amount of not to

exceed \$527,170,000.

### <u>Analysis</u>

This initial resolution authorizes the issuance of up to \$527,170,000 in general obligation bonds to provide funding for various projects contained in the Mayor's proposed capital spending plan.

This initial resolution provides \$413,267,000 for the General Government, \$98,400,000 for Metropolitan Nashville Public Schools, and a total contingency amount of \$15,503,000.

Exhibit A to the initial resolution provides a list of the capital projects to be funded through this capital spending plan. Information for each project includes the cost allocation and the identifying FY25 Capital Improvements Budget project number. The specific funding allocation for each project may only be amended by Council legislation.

Exhibit B to the initial resolution includes the capital project cost itemization forms as required by Ordinance No. BL2019-77. Exhibit B provides project funding history and projected itemized costs for projects with an expected capital expenditure over \$5 million. Approval of this initial resolution would allow the Metropolitan Government to use its commercial paper program to provide short-term financing to commence construction prior to the authorization, issuance, and sale of the long-term general obligation bonds.

Exhibit C to the initial resolution includes Council's FY25 CIB Prioritization List as required by Rule 21 of the Council Rules of Procedures.

In accordance with Metro Code of Laws Section 5. 04.110, a memo from the Director of Finance was provided to Council on November 25, 2024.

This resolution was previously deferred at the December 3 Council meeting in accordance with Council Rule 21.

Once adopted, the full resolution along with specific statutory notice will be published in a newspaper as required by state law.

*Fiscal Note: This resolution would authorize issuance of up to \$527,170,000 in general obligation bonds to provide funding for the Mayor's proposed capital spending plan.* 

Sponsors: Porterfield

# 7. <u>RS2024-916</u>

A resolution approving a contract between the Metropolitan Government of Nashville and Davidson County and Cyclomedia Technology, Inc. to provide street level imagery in accordance with International Association of Assessing Officers guidelines.

<u>Analysis</u>

This resolution approves a sole source contract between the Davidson County Assessor of Property and Cyclomedia Technology, Inc. to provide street level imagery in accordance with the International Association of Assessing Officers guidelines.

Sole source contracts may be awarded under the Metro procurement code when it is determined that there is only one source for the supply or services rendered. Section 4.12.060 of the Metro Code requires all sole source contracts having a total value in excess of \$250,000 to be approved by the Council by a resolution receiving 21 affirmative votes. The contract under consideration has an estimated value in excess of \$250,000 and therefore requires Council approval.

The estimated value of this contract is \$1,459,000. The term of the contract begins upon approval of all required parties and filing in the Metropolitan Clerk's Office and extends for a term of 60 months.

According to the sole source justification form, Cyclomedia Technology, Inc. is the only vendor whose products meet the Standards of Mass Appraisal 3.3.5 of the International Association of Assessing Officers. The Tennessee Comptroller's Office, Division of Property Assessments, uses this standard as a guideline and considers it best practices.

Fiscal Note: The estimated value of this sole source contract number 6560746 with Cyclomedia Technology, Inc. for street level imagery is \$1,459,000 to be paid from Fund 10101, Business Unit 16102000. However, actual expenses may be paid from various department's fund and business unit when purchase orders are issued.

Sponsors: Porterfield

# 8. <u>RS2024-917</u>

A resolution approving an agreement between the Davidson County General Sessions Court, Division 9, and the University of Tennessee, College of Social Work to provide field instruction for social work students as part of the social work M.S.S.W. and/or B.S.S.W. degree programs of the University of Tennessee College of Social Work in Knoxville.

#### <u>Analysis</u>

This resolution approves an agreement between the Davidson County General Sessions Court, Division 9, and the University of Tennessee, College of Social Work to provide field instruction for social work students as part of the social work M.S.S.W. and/or B.S.S.W. degree program.

Pursuant to the terms of the agreement, the University of Tennessee will provide students who are able to undertake the requirements of the assignments and completed appropriate academic education and are ready for field practice. The University of Tennessee shall require students to carry professional liability insurance provided through the UT Office of Risk Management. The Davidson County General Sessions Court, Division 9, will provide a minimum of one hour individual supervision for each student and submit regular evaluations for each student.

Fiscal Note: The Davidson County General Sessions Court will provide Field Instructor a minimum of one hour of individual supervision per week for each student. There are no other costs to Metro for the performance of this agreement.

**Sponsors:** Porterfield and Welsch

### 9. <u>RS2024-918</u>

A resolution authorizing the Metropolitan Public Property Director to sign and record Notices of Federal Interest pursuant to a Elementary and Secondary School Emergency Relief (ESSER) grants from the U.S. Department of Education to the Metropolitan Government, acting by and through Metropolitan Nashville Public Schools, that funded the construction projects on Metropolitan Government property.

#### <u>Analysis</u>

This resolution authorizes the Metropolitan Public Property Director to sign and record Notices of Federal Interest ("the Notices") as part of Elementary and Secondary School Emergency Relief Fund grants to Metropolitan Nashville Public Schools ("MNPS"). The grants from the U.S. Department of Education totaled \$24,036,227.42 with no cash match required. The grants funded the construction of several infrastructure projects for school buildings at Alex Green Elementary School, Apollo Middle School, Dupont Elementary School, Andrew Jackson Elementary School, Cane Ridge High School, Nashville School for the Arts, and Old Center Elementary School.

Under the terms of the grant agreements, the Notices must be signed and recorded in Davidson County. The Notices include conditions that the projects may not be used for any purpose inconsistent with the statute of any program regulations governing the award under which the properties were constructed, renovated, or remodeled, may not be mortgaged or used as collateral without written federal permission, and may not be sold or transferred to another party without written federal permission.

#### Sponsors: Porterfield

# 10. <u>RS2024-919</u>

A resolution approving Amendment One to a Lease Agreement by and between the Metropolitan Government of Nashville and Davidson County acting by and through the Metropolitan Board of Education and Liberty Collegiate Academy (Proposal No. 2021M-013PR-001).

#### <u>Analysis</u>

This resolution approves the first amendment to a lease agreement between the Metropolitan Board of Education and Liberty Collegiate Academy, previously approved pursuant to Ordinance No. BL2021-1013.

The original lease agreement approved the use of 35,158 square feet of the property at 3515 Gallatin Pike as a charter school. The term of the lease began on July 14, 2021, and ends on June 30, 2031. The lease includes the cost of grounds maintenance, preventative

maintenance, and refuse removal provided by MNPS's contracted providers, as well as major building systems components and capital repairs. The lease payment was \$5.00 per square foot in Year 1, \$6.00 per square foot in Year 2, and increases by 3% each year throughout the term of the lease.

The amendment under consideration reduces the total amount of usable square footage by 6,714 square feet, from 35,158 to 28,444 square feet. The total monthly lease payment would be reduced accordingly, however, the lease payment rate per square foot would remain the same as the original lease. In addition, a provision in the contract regarding criminal background checks would be updated and the amendment would add language required by Tenn. Code Ann. § 12-4-119 prohibiting the contractor from engaging in a boycott of Israel for the duration of the contract.

*Fiscal Note: This amendment changes the total usable square footage to 28,444 and will not change basic lease cost per square foot. The monthly lease is reduced beginning with July 1, 2024, to June 30, 2025, Year 4, of the agreement from \$18,649.56 to \$15,088.12.* 

**Sponsors**: Benedict, Porterfield and Gamble

# 11. <u>RS2024-920</u>

A Resolution authorizing the Metropolitan Development and Housing Agency to negotiate and enter into a PILOT Agreement and accept payments in lieu of ad valorem taxes with respect to a multi-family housing project located at 100 Tanglewood Court known as Whispering Oaks.

# <u>Analysis</u>

This resolution authorizes the Metropolitan Development and Housing Agency ("MDHA") to enter into an agreement to accept payments in lieu of taxes ("PILOT") for a multi-family housing project located at 100 Tanglewood Court, known as Whispering Oaks. In 2016, Ordinance Nos. BL2015-1281, BL2016-334 and BL2016-435 authorized MDHA to negotiate and accept PILOT payments from operators of low-income housing tax credit ("LIHTC") properties, capped at \$2,500,000 annually. In 2024, Ordinance No. BL2024-392 increased the total abatement from \$2,5000,000 to \$5,000,000. If approved, this PILOT, would be the fifty-second such PILOT program overall, and the eighth for MDHA in 2024. Before this project, the amount of annual funding available for LIHTC projects is \$1,859,624 after taking into account Resolution Nos. RS2024-241, RS2024-649, RS2024-707, RS2024-747, RS2024-748, RS2024-749 and RS2024-815.

PILOT agreements essentially provide tax abatements for real and/or personal property taxes that would otherwise be owed to the Metropolitan Government. PILOTs were historically used by Metro to provide incentives through the Industrial Development Board ("IDB") to large employers to create job opportunities. But Tenn. Code Ann. § 13-20-104 was amended several years ago to give MDHA the authority to enter PILOTs to create affordable rental housing subject to Council approval.

MDHA developed their PILOT program to provide additional financial incentives to developers

Agenda Analysis

considering construction or rehabilitation of affordable housing units through a federally funded LIHTC program. Subsidized LIHTC developments serve those at or below 60% of the average median income ("AMI") for the Nashville area, which translates to an income cap of \$44,940 for individuals and \$64,140 for families of four in 2024. Once negotiated by MDHA, each PILOT agreement must be approved by the Council by resolution.

The maximum term for the PILOT payments under this program is 10 years. The PILOT agreement would only be available for additional tax liability over and above the pre-development assessed value of the property. The program is available for both existing and new developments, based on financial need. The PILOT lease is to be terminated if the property sits vacant for two years.

MDHA is required by state law to file an annual report with the Council, Assessor of Property, and State Board of Equalization identifying the values of the properties subject to PILOTs, the date and term for each PILOT, the amount of PILOT payments made, and a calculation of the taxes that would otherwise be owed.

The owner of the property, TWG Development, LLC, proposes approximately 482 units to be restricted to individuals and families earning at or below 60% AMI. The amount of the PILOT payment to Metro will be \$330,207 in the first tax year after completion. The owner will be required to pay a monitoring and reporting fee to MDHA not to exceed 5% of the in lieu of tax payment. The estimated project valuation upon completion is \$60,924,039.

Fiscal Note: This PILOT request would require the developer to make a first-year payment of \$330,207 in lieu of property taxes, with a 3% annual increase starting at Year 8 through the remainder of the 10-year period.

In addition to the PILOT payments, the developer would be required to pay a monitoring and reporting fee to MDHA. This fee would be set by MDHA not to exceed 5% of the amount of the PILOT payment due each year.

The final assessed value of this project will not be known until completion. However, the value of the project when completed is estimated to be \$60,924,039. For purposes of this analysis, this number will be used as a reasonable estimate of the final project value.

Over the 10-year life of this PILOT agreement, a total of \$4,712,778 would be abated, Metro would receive \$3,217,095 of in-lieu of payments from this project, as depicted in the following table:

# Real Property Tax (New)

| Ye | ar Total Valu | ue Stand  | ard Tax Pll | OT Abate  | ment  | Abatement % |
|----|---------------|-----------|-------------|-----------|-------|-------------|
| 1  | \$60,924,039  | \$792,987 | \$462,780   | \$330,207 | 41.6% |             |
| 2  | \$60,924,039  | \$792,987 | \$462,780   | \$330,207 | 41.6% |             |
| 3  | \$60,924,039  | \$792,987 | \$462,780   | \$330,207 | 41.6% |             |
| 4  | \$60,924,039  | \$792,987 | \$462,780   | \$330,207 | 41.6% |             |
| 5  | \$60,924,039  | \$792,987 | \$462,780   | \$330,207 | 41.6% |             |
| 6  | \$60,924,039  | \$792,987 | \$462,780   | \$330,207 | 41.6% |             |

| Metropolitan C | ouncil       | Agenda Analysis |            |           |       | December 17, 202 |
|----------------|--------------|-----------------|------------|-----------|-------|------------------|
| 7              | \$60,924,039 | \$792,987       | \$462,780  | \$330,207 | 41.6% |                  |
| 8              | \$60,924,039 | \$792,987       | \$476,663  | \$316,324 | 39.9% |                  |
| 9              | \$60,924,039 | \$792,987       | \$490,963  | \$302,024 | 38.1% |                  |
| 10             | \$60,924,039 | \$792,987       | \$505,692  | \$287,295 | 36.2% |                  |
| Totals         | <b>s</b> \$7 | ,929,873        | \$4,712,77 | 8 \$3,217 | 7,095 | 40.6%            |

After the property tax abatement from this project, \$1,529,417 would still be available within MDHA's annual cap of \$5 million for other PILOT projects in 2024.

**Sponsors:** Sepulveda, Porterfield and Gamble

# 12. <u>RS2024-921</u>

A resolution approving a Memorandum of Understanding to transfer public property administration responsibilities from the Department of Finance to the Department of General Services along with the related operational activities and personnel.

### <u>Analysis</u>

This resolution approves a Memorandum of Understanding ("MOU") between the Department of Finance ("Finance") and the Department of General Services ("DGS") to transfer public property administration responsibilities and its related operational activities and personnel from Finance to the DGS.

Section 8.112 of the Metropolitan Charter states that Finance shall include "a division of public property administration, which shall consist of the director of public property and such other officers and employees, organized into such units as may be provided by ordinance or by the director consistent with ordinance."

The MOU states that this transfer would consolidate portions of the responsibilities for the real estate activities of the Metropolitan Government.

The MOU provides that all Public Property Division employees, including the Director of Public Property Administration and staff, would transfer their offices, materials, and equipment to the administration of DGS. After their transfer, the Public Property Division employees would become employees of DGS. The responsibility of the Public Property Division would fall to DGS, with the exception of Personal Property or Equipment, which would be retained by Finance.

Annual reports would be made from DGS to the Finance Director detailing activities undertaken and funds expended through the responsibilities of Public Property Division through the previous year and detailing projects expected to be approved in the following year's Capital Improvement Budget. Quarterly meetings between DGS and Finance would also occur to discuss projects and funds undertaken through the Public Property Division.

The term of the MOU begins on January 1, 2025, and ends on December 31, 2029. The MOU may be terminated upon 90 days written notice by either department. If the agreement is terminated, the employees involved in activities relating to the Public Property Division would

be transferred back to Finance.

The Finance Director would be authorized to reallocate funds previously appropriated by the Metropolitan Council to the Finance Department for carrying out the Public Property Division to DGS as necessary. The MOU states that it should not be construed as a transfer of or limitation on the authority of Finance to assure other functions contemplated by the Metropolitan Charter and Code are performed.

Section 5.04.065 of the Metropolitan Code provides that the transfer of any funds, services, property, or equipment valued in exceed of \$500,000 from one department to another must be formalized by MOU and approved by a resolution adopted by the Metropolitan Council by 21 affirmative votes.

The Council Office would note that it is questionable whether a permanent transfer of the Department of Finance Division of Public Property Administration and its responsibilities is consistent with the Metro Charter. Section 8.112 of the Charter provides that "there will be a division of public property administration in the department of finance, which shall consist of the director of public property..." The director of public property is a position appointed by the mayor for an indefinite term. The MOU indicates that all staff and positions will become DGS employees, but it is unclear whether the director of public property position will continue as provided in the Charter. And further, Section 2.01(36) of the Metro Charter provides that "when any power is vested by this Charter in a specific officer, board, commission, or other agency, the same shall be deemed to have exclusive jurisdiction within the particular field."

With that said, the transfer of functions between two departments in not unprecedented. In 2002, the stormwater division was transferred from Public Works to Metro Water Services by MOU. And again in 2021, the solid waste collection functions were transferred from Public Works to Metro Water Services. In the first instance, the Charter was amended to make the transfer official. In the second instance, the Charter was amended to create NDOT in the place of Public Works which removed solid waste collection and disposal from its functions and those functions remain with Metro Water Services. The Council Office recommends that a future Charter amendment resolution be considered to effectuate the removal of the division of public property administration and its functions from the Department of Finance and follow with an amendment to the Metro Code by increasing the responsibility of the Department of General Services to include public property administration.

# Sponsors: Porterfield

#### 13. <u>RS2024-922</u>

A resolution approving the compensation for the Director of Health as fixed by the Metropolitan Board of Health.

#### <u>Analysis</u>

This resolution approves the compensation of Oluwasanmi O. Areola, PhD, as the Director of Health of the Metropolitan Government. Pursuant to Metro Charter Section 10.105, the Metro Board of Health may employ the Director of Health through an employment contract with a term

not to exceed five years, but the amount of the salary is subject to the approval of the Council by resolution.

The resolution approves the compensation for the Director of Health as recommended by the Board of Health, which is to be \$260,000 annually. In the discretion of the Board of Health, the Director of Health may be entitled to annual merit pay increases equal to the percentage of open range increase for other Metro employees. The Director of Health would also be entitled to any "across-the-board" increases provided to the general employees of the Metropolitan Government. The Director of Health would receive 20 annual leave days at the start of the agreement and accrue two annual leave days per month and one sick leave day per month during the term of the agreement. The Director of Health's compensation under a contract approved in 2021 by Resolution No. RS2021-1090 was \$235,000 annually at the beginning of the contract.

**Sponsors:** Porterfield and Evans

### 14. <u>RS2024-923</u>

A resolution approving a grant contract by and between the Metropolitan Government, acting by and through the Metropolitan Board of Health, and Raphah Institute for the provision of the Accountability and Restoration Conferencing Safety programs.

#### <u>Analysis</u>

This resolution approves a grant from the Metropolitan Board of Health to the Raphah Institute. The operating budget ordinance, approved by Substitute Ordinance No. BL2024-373, appropriated \$159,442 from the Community Safety Fund for a grant to Raphah Institute.

Section 10.104 of the Metropolitan Charter provides that the Metropolitan Board of Health has the duty to contract for such services as will further the program and policies of the board, subject to confirmation by the Council by resolution.

The Metropolitan Board of Health will provide the Raphah Institute with up to \$159,442 for its performance under this contract. The Raphah Institute will be compensated for actual costs based on monthly invoices and supporting documentation.

Pursuant to the terms of the grant contract, the Raphah Institute agrees to operate its restorative justice-based Accountability and Conferencing program ("ARC") to address criminal harm focusing on trauma coaching for the harmed parties and accountability coaching for those that have caused the harm. As part of his program, Raphah will use the funds provided by this grant to pay the salaries of two accountability coaches and achieve certain outcomes, including mentoring a minimum of 48 individuals diverted from Juvenile and Adult Criminal Courts, accepting 24 individual cases into its ARC program, providing 80 hours of initial training and ongoing professional development to accountability coaches, and submit an implementation plan within 30 days of the contract execution that includes data collection and other program measurements for review, discussion, and approval.

The term of the contract begins upon the filing of the contract with the Metropolitan Clerk after

receiving all required Metro approvals and ends on June 30, 2025.

*Fiscal Note: The Metropolitan Board of Health agrees to provide the Raphah Institute with up to \$159,442 for performance under this grant contract.* 

**Sponsors:** Porterfield, Evans, Welsch, Allen and Suara

#### 15. <u>RS2024-924</u>

A resolution approving a contract by and between the Metropolitan Government, acting by and through the Metropolitan Board of Health, and Ascension Saint Thomas to make available to potentially eligible individuals who receive inpatient or outpatient prenatal or postpartum services or who accompany minors under the age of five receiving pediatric services, information about WIC program benefits.

#### <u>Analysis</u>

This resolution approves a contract between the Metropolitan Board of Health and Ascension Saint Thomas. Pursuant to this contract, Ascension Saint Thomas agrees to communicate with individuals and families about Women, Infant & Children ("WIC") services to increase WIC program participation.

Ascension Saint Thomas agrees to incorporate WIC eligibility screening at all patient visits based on screening guidelines provided by Metro, submit WIC enrollment forms to Metro, and provide phone support with any needed translation for WIC enrollment in clinic. Metro agrees to provide relevant participant information to Ascension Saint Thomas for each referral so that WIC pre-screening services may be measured and quantified. The term of this contract begins October 1, 2024, and extends for 60 months.

Fiscal Note: There is no cost to Metro for the performance of this agreement.

**Sponsors**: Porterfield, Evans, Welsch and Suara

#### 16. <u>RS2024-925</u>

A resolution approving a contract by and between the Metropolitan Government, acting by and through the Metropolitan Board of Health, and Tristar Centennial Medical Center to make available to potentially eligible individuals who receive inpatient or outpatient prenatal or postpartum services or who accompany minors under the age of five receiving pediatric services, information about WIC program benefits.

#### <u>Analysis</u>

This resolution approves a contract between the Metropolitan Board of Health and Tristar Centennial Medical Center to make available to potentially eligible individuals who receive inpatient or outpatient prenatal or postpartum services or who accompany minors under the age of five receiving pediatric services, information about WIC program benefits.

Pursuant to this contract, Tristar Centennial Medical Center agrees to communicate with individuals and families about Women, Infant & Children ("WIC") services to increase WIC program participation.

Tristar Centennial Medical Center agrees to incorporate WIC eligibility screening at all patient visits based on screening guidelines provided by Metro, submit WIC enrollment forms to Metro, and provide phone support with any needed translation for WIC enrollment in clinic. Metro agrees to provide relevant participant information to Tristar Centennial Medical Center for each referral so that WIC pre-screening services may be measured and quantified. The term of this contract begins December 1, 2024, and extends for 60 months.

Fiscal Note: There is no cost to Metro for the performance of this agreement.

**Sponsors:** Porterfield, Evans, Welsch and Suara

# 17. <u>RS2024-926</u>

A resolution accepting a direct appropriation grant from the Tennessee Department of Health to the Metropolitan Government, acting by and through the Metropolitan Board of Health, to implement and coordinate activities and services related to HIV prevention and surveillance.

#### <u>Analysis</u>

This resolution accepts a direct appropriation from the Tennessee Department of Health to the Metropolitan Board of Health to implement and coordinate activities and services related to HIV prevention and surveillance. The direct appropriation is an amount not to exceed \$696,500 with no cash match required.

**Sponsors:** Porterfield, Evans and Welsch

### 18. <u>RS2024-927</u>

A resolution accepting a grant from the Tennessee Department of Health to the Metropolitan Government, acting by and through the Metropolitan Board of Health, to promote the recommended vaccines to ensure that Tennessee meets or exceeds the U.S. Department of Health and Human Services Healthy People 2030 objectives for immunization coverage.

#### <u>Analysis</u>

This resolution accepts a grant from the Tennessee Department of Health to the Metropolitan Board of Health to promote the recommended vaccines to ensure that Tennessee meets or exceeds the U.S. Department of Health and Human Services Healthy People 2030 objectives for immunization coverage. The grant award is an amount not to exceed \$5,268,192.14 with no cash match required. The grant period begins on July 1, 2023, and extends for a period of 36 months. The State has the option to renew the contract term for up to two periods of 12 months each, but the contract term may not exceed 60 months.

**Sponsors:** Porterfield, Evans, Welsch and Suara

# 19. <u>RS2024-928</u>

A resolution accepting a grant from the Tennessee Department of Health to the Metropolitan Government, acting by and through the Metropolitan Board of Health, to enhance the health and well-being of women, infants, and families by improving the availability and quality of community resources and service delivery systems and to eliminate disparities and reduce the rate of fetal and infant deaths in Tennessee.

### <u>Analysis</u>

This resolution accepts a grant from the Tennessee Department of Health to the Metropolitan Board of Health in an amount not to exceed \$1,593,000 with no cash match required. The grant term begins on July 1, 2025, and ends on June 30, 2030. The grant will be used to enhance the health and well-being of women, infants, and families by improving the availability and quality of community resources and service delivery systems and to eliminate disparities and reduce the rate of fetal and infant deaths in Tennessee.

**Sponsors:** Porterfield, Evans, Welsch and Suara

### 20. <u>RS2024-929</u>

A resolution accepting a Supporting Prevention of Adolescents Resources Knowledge (SPARK) Program grant from the Tennessee Department of Health to the Metropolitan Government, acting by and through the Metropolitan Board of Health, to support the prevention of pregnancy among adolescents through resources and increased knowledge and to promote parenting skills for adolescent parents.

#### <u>Analysis</u>

This resolution accepts a Supporting Prevention of Adolescents Resources Knowledge (SPARK) Program grant from the Tennessee Department of Health to the Metropolitan Board of Health in an amount not to exceed \$500,000 with no cash match. The term of the grant begins October 1, 2024, and ends June 30, 2029. The grant will be used to support the prevention of pregnancy among adolescents through resources and increased knowledge and to promote parenting skills for adolescent parents.

**Sponsors:** Porterfield, Evans and Welsch

### 21. <u>RS2024-930</u>

A resolution accepting grant in aid funds from the Tennessee Department of Health to the Metropolitan Government, acting by and through the Metropolitan Board of Health, to aid in providing a variety of health services to meet the public health needs of Tennessee's citizens.

#### <u>Analysis</u>

This resolution accepts grant-in-aid funds from the Tennessee Department of Health to the Metropolitan Board of Health to provide a variety of health services to meet the public health needs of Tennessee citizens.

The grant-in-aid funds will be an amount not to exceed \$765,200 with no cash match. The grant term begins on July 1, 2024, and ends on June 30, 2025. As part of the agreement, Metropolitan Board of Health would provide various medical services, establish lab ordering and resulting processing, and work with the State of Tennessee to establish interoperability when implementing electronic medical records.

**Sponsors:** Porterfield, Evans and Welsch

### 22. <u>RS2024-931</u>

A resolution accepting from the University of Nebraska a grant for expenses to attend the CityMatch conference and additional moneys for services to integrate support services into the perinatal systems of care to the Metropolitan Government, acting by and through the Metropolitan Board of Health.

#### <u>Analysis</u>

This resolution accepts a grant from the University of Nebraska to the Metropolitan Board of Health for services to integrate support services into the perinatal systems of care and for expenses to attend the CityMatch conference. The grant amount is \$160,743 with no cash match required.

The resolution approves the grant contract and three contract amendments. The initial grant contract awards a grant to attend the CityMatch conference and integrated support services. The grant term started on September 30, 2023, and would end on September 30, 2024.

The first amendment to the contract removes clauses concerning liability and insurance, removes a clause about State of Nebraska withholding requirements and replaces a clause regarding the purchase of goods and services from community members. The second amendment adds language limiting the number of contract extensions, subjecting public information to the Tennessee Public Records Act, and eliminates language regarding governing law.

The third amendment extends the term of the agreement to December 31, 2024, with the understanding that the Metropolitan Government performed services prior to the final approval of the Agreement and that it will be compensated for these services. The amendment also removes a hold harmless clause, adds a self-insurance clause for the Metropolitan Government, adds language stating that all parties will be responsible for their own liability, and states that the contract does not waive a party's sovereign immunity.

Unlike most contracts, the Metropolitan Government will not be the final party to sign the grant agreement. The University of Nebraska requires that it be the last to sign the agreement. This will require a suspension of Rule 17.1 of the Council Rules of Procedure, which requires a resolution approving a contract to contain the signatures of all necessary parties, except the signature of the Mayor and the Clerk.

**Sponsors:** Porterfield, Evans and Welsch

# 23. <u>RS2024-932</u>

A resolution approving a grant contract by and between the Metropolitan Government, acting by and through the Metropolitan Board of Health, and the Tennessee Justice Center for the provision of assistance and support to individuals enrolling in public benefit programs for health insurance and food assistance.

#### <u>Analysis</u>

This resolution approves a grant contract between the Metropolitan Board of Health and the Tennessee Justice Center to assist and support individuals enrolling in public benefit programs

for health insurance and food assistance.

T.C.A. § 7-3-314 provides that metropolitan governments may provide financial assistance to nonprofit organizations. Section 5.04.070 of the Metropolitan Code of Laws provides that the Council may appropriate funds for the financial aid of nonprofit organizations if approved by a resolution receiving 21 affirmative votes.

The operating budget, approved by Substitute Ordinance No. BL2024-373, appropriated \$60,000 from the Metropolitan Department of Health to the Tennessee Justice Center. The grant would fund the salary and benefits of a client advocate for the Tennessee Justice Center. The grant amount shall not exceed \$60,000.

The term of the grant contract starts on the date of its filing with the Metropolitan Clerk and ends on June 30, 2025. Tennessee Justice Center would be allowed to submit invoices and be reimbursed for services rendered beginning July 1, 2024.

**Sponsors:** Porterfield, Evans, Welsch and Suara

### 24. <u>RS2024-933</u>

A resolution approving a contract between The Metropolitan Government of Nashville and Davidson County, acting by and through the Metropolitan Board of Health, and the Board of Regents of the University System of Georgia, by and on behalf of the University of Georgia College of Veterinary Medicine, for the provision of clinical instruction and experience opportunities for students enrolled in the University of Georgia College of Veterinary Medicine's veterinary medical education program.

#### <u>Analysis</u>

This resolution approves a contract between the Metropolitan Board of Health and the Board of Regents of the University System of Georgia to provide clinical and non-clinical opportunities for students enrolled in the University of Georgia College of Veterinary Medicine. According to the terms of the agreement, the Health Department will provide clinical instruction and experiences to students, and students will not be considered employees of the Metropolitan Government.

The university must provide assurances that students are covered by health and professional liability insurance, and the school has agreed to assume responsibility for its students participating in the program.

The term of the agreement begins November 1, 2024, and continues for three years. The agreement may be extended for an additional two years with written approval of the parties. The agreement may be terminated by either party upon 30 days' written notice.

Fiscal Note: There is no cost to Metro for the performance of this agreement.

**Sponsors**: Porterfield and Evans

25. <u>RS2024-934</u>

A resolution amending Resolution RS2024-775 to replace the Exhibit thereto with a revised version for a grant from the Tennessee Department of Health to the Metropolitan Government, acting by and through the Metropolitan Board of Health, to provide supplemental foods, nutrition education, and breastfeeding promotion to eligible persons through the Women, Infant and Children Program.

#### <u>Analysis</u>

This resolution amends Resolution No. RS2024-775 to replace the grant contract exhibit. Resolution No. RS2024-775 approved a grant for the provision of Women, Infant, and Children (WIC) Program services, to provide supplemental foods, nutrition education, and breastfeeding promotion to eligible persons to promote good health. The grant amount is not to exceed \$16,430,700 with no local cash match required. The grant term began October 1, 2024, and ends September 30, 2027.

The original grant contract approved by RS2024-775 was not fully executed as it lacked provisions requested by the Tennessee Department of Health in the grant contract. The revised provisions are D.19 Audit Report, D.20 Procurement, and D.27 State Interest in Equipment or Motor Vehicles. The resolution under consideration would provide the corrected grant contract.

**Sponsors:** Porterfield, Evans, Welsch and Suara

### 26. <u>RS2024-935</u>

A resolution approving amendment one to a Healthy Start Initiative - Eliminating Racial/Ethnic Disparities Grant from the U.S. Department of Health and Human Services to the Metropolitan Government, acting by and through the Metropolitan Board of Health, to provide a variety of services in reducing infant mortality for pregnant and parenting women.

#### <u>Analysis</u>

This resolution approves the first amendment to a Healthy Start Initiative - Eliminating Racial/Ethnic Disparities Grant from the U.S. Department of Health and Human Services to provide a variety of services in reducing infant mortality for pregnant and parenting women. The Metropolitan Council first approved the grant contract through Resolution No. RS2024-619.

The proposed amendment would remove a grant condition requiring the submission of a budget form and budget justification. The amendment would also provide for the Division of Healthy Start and Prenatal Services to review the type of clinician included in the latest budget submission and determine if the clinician type aligns with the intent of the grant funds.

**Sponsors:** Porterfield, Evans, Welsch and Suara

# 27. <u>RS2024-936</u>

A resolution accepting a grant from the Friends of Metro Animal Care & Control to the Metropolitan Government, acting by and through the Metropolitan Board of Health, to provide funding for various programs for shelter animals.

### <u>Analysis</u>

This resolution accepts a grant from the Friends of Animal Care & Control to the Metropolitan Board of Health to provide funding for various programs for shelter animals. The grant award is an amount not to exceed \$16,116. The funding includes \$12,500 for emergency medical care, \$2,500 for foster care, and \$1,116 for rabies/microchip.

**Sponsors:** Porterfield and Evans

# 28. <u>RS2024-937</u>

A resolution accepting an in-kind grant from the Centennial Park Conservancy to the Metropolitan Government, acting by and through the Metropolitan Board of Parks and Recreation, to fund improvements at the Parthenon.

#### <u>Analysis</u>

This resolution accepts an in-kind grant from the Centennial Park Conservancy to the Metropolitan Board of Parks and Recreation to fund improvements at the Parthenon. The in-kind grant consists of wayfinding signage, sound absorption panels, tunnel improvements, entrance lobby improvements, and improvements for the Cowan Gallery. The in-kind grant has an estimated value of \$83,908.52. No funds will be coming to Metropolitan Board of Parks and Recreation related to this grant. This was approved at the November 5, 2024, meeting of the Metropolitan Board of Parks and Recreation.

**Sponsors:** Porterfield, Gadd and Welsch

# 29. <u>RS2024-938</u>

A resolution approving a sole source contract between the Metropolitan Government of Nashville and Davidson County, acting by and through the Nashville Fire Department, Emergency Medical Services Division, and ImageTrend, LLC to provide data collection and reporting software.

#### <u>Analysis</u>

This resolution approves a sole source contract between the Nashville Fire Department ("NFD"), Emergency Medical Services Division, and ImageTrend, LLC to provide collection and reporting software.

Sole source contracts may be awarded under the Metro procurement code when it is determined that there is only one source for the supply or services rendered. Section 4.12.060 of the Metro Code requires all sole source contracts having a total value in excess of \$250,000 to be approved by the Council by a resolution receiving 21 affirmative votes. The contract under consideration has an estimated value in excess of \$250,000 and therefore requires Council approval.

The estimated value of this contract is \$2,000,000. The term of the contract begins January 8, 2025, and extends for 60 months. NFD has contracted with ImageTrend since 2009 for software to help gather, analyze, and report incident and exposure data. The Council has

previously approved sole source contracts with ImageTrend in 2014 and 2020.

According to the sole source justification form, NFD uses ImageTrend for patient care, records management, inspections, investigations, and reporting with all divisions of the department. Prior to the use of ImageTrend, NFD used two software packages as records management systems. Using one consolidated application allows NFD to save time and money as data is shared between modules. NFD is requesting a sole source contract in order to continue current functionality, support, and maintenance through ImageTrend.

Fiscal Note: The estimated value of this sole source contract number 6566378 with ImageTrend, LLC for Emergency Medical Services and Fire Department data collection and reporting software is \$2,000,000 to be paid from Fund 10101, Business Unit 32160110. However, actual expenses may be paid from various department's fund and business unit when purchase orders are issued.

**Sponsors:** Porterfield, Evans and Welsch

### 30. <u>RS2024-939</u>

A resolution approving amendment one to the contract by and between the State of Tennessee, Department of Commerce and Insurance, and the Metro Nashville Fire Department ("NFD"), for the provision of annual fire and building safety inspection services for pre-kindergarten and kindergarten through twelfth grade schools.

#### <u>Analysis</u>

The resolution approves the first amendment to a contract between the Metro Nashville Fire Department ("NFD") and the Tennessee Department of Commerce and Insurance for the provision of annual fire and safety inspection services for pre-kindergarten and kindergarten through twelfth grade schools. The Metropolitan Council first approved the contract through Resolution No. RS2021-1189.

The resolution would amend RS2021-1189 and extend the end term of the contract from January 1, 2025, to December 31, 2025. The amendment would also update contact information for the contractors involved in the agreement.

Fiscal Note: The Nashville Fire Department will continue to provide annual fire and building safety inspections for pre-kindergarten and kindergarten through twelfth grade schools to the State of Tennessee at no cost to the State.

#### **Sponsors:** Porterfield, Evans and Welsch

# 31. <u>RS2024-940</u>

A resolution accepting a Statewide School Resource Officer Program Grant from the Tennessee Department of Safety and Homeland Security to the Metropolitan Government, acting by and through the Metropolitan Nashville Police Department, to provide funding for the placement of School Resource Officers in Metropolitan Nashville public and charter schools.

### <u>Analysis</u>

This resolution accepts a Statewide School Resource Office Program Grant from the Tennessee Department of Safety and Homeland Security to the Metropolitan Nashville Police Department in an amount not to exceed \$3,900,000 with no cash match required. This will be used to provide funding for the placement of School Resource Officers in Metropolitan Nashville public and charter schools. The application for this grant was approved pursuant to Resolution No. RS2024-871.

The term of the grant begins on July 1, 2024, and extends for a period of 12 months.

Last year, the Council approved the acceptance of a Statewide SRO Program grant pursuant to Resolution No. RS2023-16 in an amount not to exceed \$3,375,000.

**Sponsors:** Porterfield and Evans

### 32. <u>RS2024-941</u>

A resolution authorizing the Metropolitan Department of Law to compromise and settle the claims of Kayla McKenzie and Dornetta Peterson against the Metropolitan Government of Nashville and Davidson County, in the amount of \$220,000.00, with said amount to be paid out of the Judgments and Losses Fund.

#### <u>Analysis</u>

On the night of August 20, 2024, Metropolitan Nashville Police Department officers, while searching for an armed suspect in a stolen car, stopped the wrong vehicle and conducted a tactical vehicle jam of the vehicle. A tactical vehicle jam is a maneuver where police vehicles closely, to the point of touching, surround a suspect vehicle. After the presumed suspect vehicle was stopped, the officers discovered their error. The vehicle the MNPD officers were searching for was being driven by a Black male and the vehicle they stopped was being driven by its owner, Kayla McKenzie, with her passenger, Dornetta Patterson, both Black females. The make, model, and color of the vehicle the officers were searching for was the same as Ms. McKenzie's vehicle with only a two-year difference.

The tactical vehicle jam maneuver was captured on both MNPD dash cameras and body worn cameras. The MNPD officers, believing that they were apprehending an armed suspect in a stolen vehicle, drew their guns, pointed them towards the vehicle, and ordered Ms. McKenzie and Ms. Patterson to exit. Police searched the vehicle, questioned the women after they exited the vehicle, and later realized that the wrong vehicle had been stopped.

MNPD does not dispute that it stopped the wrong vehicle. While the make, model and color of the vehicles were the same, the model years and the tag numbers of the two vehicles were different. Officers mistakenly believed that the tags had been verified before the stop.

The women did not claim any injuries when the incident occurred. Both women sought medical treatment and counseling after the incident. Ms. Peterson's medical treatment totaled \$6,609.73. Ms. McKenzie's medical treatment totaled \$28,795.26, and further car repairs cost

her more than \$10,000.

The claims have been mediated and the parties have agreed upon the settlement amount, subject to Council approval. The Department of Law recommends settlement of Ms. McKenzie's and Ms. Peterson's claims for \$110,000 each, for a total of \$220,000.

Fiscal Note: The total settlement amount is \$220,000. This settlement would be 4th payment after approval by the Metropolitan Council from the Judgment and Losses Fund in FY25 for a cumulative total of \$792,500. The fund balance would be \$19,436,442 after this payment.

Sponsors: Porterfield

### 33. <u>RS2024-942</u>

A resolution approving an intergovernmental agreement by and between the State of Tennessee, Department of Transportation ("TDOT"), and the Metropolitan Government of Nashville and Davidson County, acting by and through the Nashville Department of Transportation and Multimodal Infrastructure ("NDOT"), for the repair of existing pavement failures and resurfacing of 5.26 miles of Granny White Pike. State Project No. 19SAR1-S8-020, PIN: 134658.00. (Prop. No. 2024M-044AG-001).

#### <u>Analysis</u>

This resolution approves an intergovernmental agreement between the Tennessee Department of Transportation ("TDOT") and the Nashville Department of Transportation and Multimodal Infrastructure ("NDOT") for the repair of existing pavement failures and resurfacing of 5.26 miles of Granny White Pike.

The term of the agreement extends until June 30, 2025. The estimated total cost of the project is \$2,086,800. TDOT is responsible for 98 percent of the project, which is estimated to be \$2,045,064. NDOT would be responsible for 2 percent of the project, which is estimated to be \$41,736.

State law authorizes the Metropolitan Government to enter into intergovernmental agreements with the State of Tennessee by resolution.

Fiscal Note: The total project cost is \$2,086,800. Metro would pay \$41,736 or 2% of the total cost for the repair of existing pavement failures and resurfacing of 2.624 miles of Granny White Pike.

**Sponsors:** Preptit, Porterfield, Gamble and Parker

# 34. <u>RS2024-943</u>

A resolution approving a proposal of the State of Tennessee, Department of Transportation (TDOT), to the Metropolitan Government of Nashville and Davidson County, acting by and through the Nashville Department of Transportation and Multimodal Infrastructure (NDOT), for NDOT to maintain traffic control devices, in connection with TDOT's pedestrian and signal improvement project on State Route 11 (Nolensville Pike), from Haywood Lane to McNally Drive. Federal No. HSIP-11(113); State No. 19028-0252-94, 19028-1252-94, 19028-2252-94,

19028-3252-94; PIN 125526.15 (Proposal No. 2024M-045AG-001).

### <u>Analysis</u>

This resolution approves an agreement between the Tennessee Department of Transportation ("TDOT") and the Nashville Department of Transportation and Multimodal Infrastructure ("NDOT") for the maintenance of traffic control devices in connection with TDOT's pedestrian and signal improvement project on State Route 11 (Nolensville Pike), from Haywood Lane to McNally Drive. TDOT will be responsible for all design, right-of-way, and construction services for this project.

State law authorizes the Metropolitan Government to approve intergovernmental agreements by resolution.

Fiscal Note: TDOT will be responsible for the all design, right-of-way, and construction services for the pedestrian and signal improvement on SR-11 from Haywood Lane to McNally Drive and Metro will be responsible for the maintenance.

**Sponsors:** Johnston, Nash, Sepulveda, Porterfield, Gamble and Parker

# 35. <u>RS2024-944</u>

A resolution approving a memorandum of understanding (MOU) between the Nashville Department of Transportation and Multimodal Infrastructure (NDOT), the Planning Department of the Metropolitan Government of Nashville and Davidson County, (Metro Planning), the Metropolitan Transit Authority of Nashville and Davidson County (MTA), and the Regional Transportation Authority of Middle Tennessee (RTA) (collectively "the Parties") to establish the Parties' mutual understanding of their respective responsibilities in the development of a Multimodal Mobility Master Plan.

#### <u>Analysis</u>

The resolution approves a memorandum of understanding ("MOU") among the Nashville Department of Transportation and Multimodal Infrastructure ("NDOT"), the Metropolitan Transit Authority of Nashville and Davidson County ("WeGo"), the Regional Transportation Authority of Middle Tennessee ("RTA"), and the Planning Department of the Metropolitan Government of Nashville and Davidson County ("Planning").

The MOU establishes the parties' mutual understanding of their respective responsibilities in the development of a Multimodal Mobility Master Plan. The Multimodal Mobility Master Plan is a comprehensive effort to integrate different modal plans, including 1) Access Nashville 2040, 2) Major and Collector Street Plan (MCSP), 3) WeGo's nMotion Transit Strategic Plan (nMotion), 4) NDOT's WalknBike, 5) Metro Nashville Transportation Plan, and 6) the Vision Zero Action and Implementation Plans. The Multimodal Mobility Master Plan would identify inconsistencies and address any gaps among the plans. It will also create a layered network with an updated street plan, generate a program of priority projects for implementation and identify and address transit planning and operational tasks, specific agency needs, and transit improvements for local and regional transit service. The parties have procured Kimley-Horn and Associates to help develop to Multimodal Mobility Master Plan.

The MOU states that NDOT will conduct overall project management and public communication of project events, findings, recommendations, and publications. WeGo will be solely responsible for the management and development of transit-related tasks leading to the update and approval of the nMotion Transit Plan. WeGo will also serve as the administrative lead of the project, which includes executing funding agreement with outside funding partners, conducting competitive procurement activities, contracting activities with selected consultants, and support any auditing of the project or its expenses by regulatory entities. RTA will provide timeline feedback, promote public activities, manage specific transit tasks tied to regional transit, and provide final approval for work product or deliverables. Planning will provide relevant data to support the work plan, and serve, staff, promote, and provide timely feedback for various elements of the project.

The MOU will take effect upon approval by all parties and the Metropolitan Council and will end on July 24, 2026. The agreement can be extended in one-year increments not to exceed a collective total of five years. As part of the project NDOT expects to contribute \$650,000, WeGo expects to contribute \$550,000, RTA expects to contribute \$300,000, and Planning expects to contribute \$600,000.

Section 5.04.065 of the Metropolitan Code of Laws requires that any internal agreements between any department, board, commission, or agency of the Metropolitan Government valued in excess of \$500,000 must be formalized by MOU and approved by a resolution adopted by the Metropolitan Council by 21 affirmative votes.

Fiscal Note: This Memorandum of Understanding is to develop a Multimodal Mobility Master Plan. The Nashville Department of Transportation and Multimodal Infrastructure (NDOT) funding for this project is \$650,000, the Planning Department is \$600,000, the Metropolitan Transit Authority of Nashville and Davidson County (MTA) is \$550,000 and the Regional Transportation Authority of Middle Tennessee (RTA) is \$300,000.

### **Sponsors:** Porterfield, Gamble, Parker and Welsch

#### 36. <u>RS2024-945</u>

A resolution designating United States Bicycle Route (USBR) 80 through Nashville. The Nashville Department of Transportation has partnered with the Tennessee Department of Transportation, Bike/Walk Tennessee, and the Adventure Cycling Association to designate a bicycle route in Davidson County using existing roads, greenways, and highways.

#### <u>Analysis</u>

This resolution designates United States Bicycle Route ("USBR") 80 through Nashville. The Nashville Department of Transportation and Multimodal Infrastructure ("NDOT") has partnered with the Tennessee Department of Transportation, Walk/Bike Nashville, and the Adventure Cycling Association to designate existing roads, greenways, and highways in Nashville and Davidson County as part of USBR 80. The route would use Stones River Rd., Music City Bikeway/Stones River Greenway, Music City Bikeway/Shelby Bottoms Greenway, Symphony

Pl., Nashville Music Garden paths, Demonbreun St., 16th Ave S., 16th Ave. S, Hayes St., 17th Ave. N, Charlotte Ave/Music City Bikeway, 46th Ave/Music City Bikeway, Westlawn Dr., Sloan Rd., Richland Creek Greenway, Post Pl., Hwy 70/Harding Pike, Music City Bikeway/Percy Warner Blvd., and Music City Bikeway/Vaughns Gap Rd.

Pursuant to this resolution, the Council would request NDOT to work to have the route official designated by the American Association of State Highway and Transportation Officials (AASHTO) and authorizes the posting of signs within the right-of-way identifying the route.

**Sponsors:** Parker, Gadd and Welsch

### 37. <u>RS2024-946</u>

A resolution accepting a donation from MTP - Paseo Phase III Land, LLC in the amount of \$25,000 as a contribution towards the Pie Town Mobility Study regarding roadway infrastructure improvements in the relevant area.

#### <u>Analysis</u>

This resolution accepts a donation from MTP - Paseo Phase III Land, LLC in the amount of \$25,000. This donation will be used towards the cost of the Pie Town Mobility Study.

MTP - Paseo Phase III Land, LLC owners and plans to develop a parcel of property at 701 7th Avenue South. This funding will help the analysis of larger roadway infrastructure improvements in the Pie Town area in the vicinity of this property.

The Council is authorized to approve donations by resolution pursuant to Metropolitan Code of Laws § 5.04.120(B).

**Sponsors:** Porterfield and Parker

### 38. <u>RS2024-947</u>

A resolution approving a participation agreement between the Metropolitan Government of Nashville and Davidson County, through the Nashville Department of Transportation and Multimodal Infrastructure ("NDOT"), and GS Gallatin Pike Apartments Owner, LLC ("Greystar"), for construction of a sidewalk in front of 1401 Gallatin Pike North, Nashville TN, 37115.

#### <u>Analysis</u>

This resolution approves a participation agreement between the Nashville Department of Transportation and Multimodal Infrastructure ("NDOT") and GS Gallatin Pike Apartments Owner, LLC ("Greystar").

Ordinance No. BL2023-137 allows NDOT to enter into participation agreements to fund the installation, operation, or maintenance of infrastructure projects and structures within the right-of-way by resolution of the Metro Council.

Agenda Analysis

Pursuant to the terms of this agreement, Greystar will be responsible for the construction of a sidewalk located at 1401 Gallatin Pike North. The estimated cost of the project is \$478,406. NDOT has agreed to contribute up to the difference between the total cost to construct minus the cost for the original scope of work, not to exceed \$500,000, toward the project. The improvements must be operational by August 31, 2025.

Fiscal Note: Metro will pay Greystar \$478,406 for the cost of the construction of a sidewalk located in front of 1401 Gallatin Pike North.

**Sponsors:** Porterfield, Gamble and Parker

#### 39. <u>RS2024-948</u>

A resolution authorizing 4th Avenue Property LLC to construct and install an aerial encroachment at 107 4th Ave North (Proposal No. 2024M-014EN-001).

#### <u>Analysis</u>

This resolution authorizes 4th Avenue Property, L.L.C., to construct and install an aerial encroachment at 107 4th Ave North. The encroachment is for one double-faced, illuminated projection sign.

The applicant must indemnify the Metropolitan Government from all claims in connection with the construction and maintenance of the encroachment. Prior to receiving a permit, the applicant must file a certificate of public liability insurance in the amount of \$2,000,000 with the Metropolitan Clerk and the Nashville Department of Transportation and Multimodal Infrastructure naming the Metropolitan Government as an insured party.

This resolution must be approved by 21 affirmative votes.

This aerial encroachment was previously considered by the Metropolitan Council on May 21, 2024, pursuant to Resolution No. RS2024-467. No changes have been made to the legislation since that consideration.

Sponsors: Kupin

#### 40. <u>RS2024-949</u>

A resolution accepting a grant from the State of Tennessee, Department of Environment and Conservation, to the Metropolitan Government of Nashville and Davidson County, acting by and through the Metropolitan Department of Water and Sewerage Services, to provide a lead service line inventory and replacement plan.

#### <u>Analysis</u>

This resolution accepts a grant from the Tennessee Department of Environment and Conservation to the Metropolitan Department of Water and Sewerage Services to provide a lead service line inventory and replacement plan. The grant amount is not to exceed \$100,000 with a required cash match of \$25,000. The grant period begins January 1, 2024, and ends on December 31, 2025.

Sponsors: Porterfield and Parker

### Μ.

# Bills on Second Reading

### 57. <u>BL2024-638</u>

An ordinance approving an exchange of interests in real property adjacent to the site of the former Hillwood High School. (Proposal No. 2024M-051AG-001).

#### <u>Analysis</u>

The ordinance approves an exchange of interests of real property adjacent to the site of the former Hillwood High School near Davidson Road and Hickory Valley Road. The legislation would provide for an exchange of quitclaim deeds among the Metropolitan Government ("Metro"), t Hillwood County Club, and H.G. Hill Realty Company, LLC. ("H.G. Hill").

Between 1952 and 1954, property was conveyed from H.G. Hill Realty Company, LLC to the Davidson County Board of Education, which is now owned by the Metropolitan Government. H.G. Hill also conveyed adjacent property to Hillwood County Club. Deeds from H.G. Hill to Metro and H.G. Hill to Hillwood Country Club refer to a proposed road that would have divided the two properties. The road was not constructed and is not needed. The properties subject to this ordinance are illustrated in Exhibit A.

The ordinance under consideration would approve a land transfer agreement and the execution of a quitclaim deed related to the transfer. Areas 1 and 2 as shown in Exhibit A would be transferred to Metro. H.G. Hill and Hillwood Country Club would quitclaim any interest in the property to Metro.

Areas 3 and 4 as would in Exhibit A would be transferred to Hillwood Country Club. Metro and Hillwood Country Club would quitclaim any interest in the property to Hillwood Country Club.

# **Sponsors:** Porterfield and Gamble

#### 58. <u>BL2024-639</u>

An ordinance authorizing the abandonment of Alley #1089 right-of-way, from Unnamed Road to Woodfolk Avenue, and Alley #1090 right-of-way, from Haynie Avenue to Alley #1089. (Proposal Number 2024M-007AB-001).

#### <u>Analysis</u>

This ordinance abandons Alley #1089 right-of-way, from Unnamed Road to Woodfolk Avenue, and Alley #1090 right-of-way, from Haynie Avenue to Alley #1089. These abandonments were requested by Will Crunk of Crunk Engineering LLC, applicant. Utility easements would be retained by the Metropolitan Government.

Future amendments to this legislation may be approved by resolution. This ordinance has been approved by the Planning Commission.

# **Sponsors:** Toombs, Gamble and Parker

### 59. <u>BL2024-640</u>

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public water and sanitary sewer force mains, fire hydrant assembly and easements, for property located at Cane Ridge Road (unnumbered) also known as Parks at Cane Ridge, Phase 2A (MWS Project Nos. 24-WL-48 and 24-SL-167 and Proposal No. 2024M-135ES-001).

### <u>Analysis</u>

This ordinance accepts approximately 411 linear feet of new eight-inch water main (DIP), approximately 356 linear feet of new two-inch sanitary sewer force main (PVC), one fire hydrant assembly and easements for property located at Cane Ridge Road (unnumbered), also known as Parks at Cane Ridge, Phase 2A.

This ordinance has been approved by the Planning Commission. Future amendments to this ordinance may be approved by resolution.

**Sponsors**: Gamble and Parker

#### Ν.

# Bills on Third Reading

### 60. <u>BL2024-595</u>

An ordinance amending Section 17.36.675 of the Metropolitan Code, Zoning Regulations to correct clerical errors (Proposal No. 2024Z-021TX-001).

#### <u>Analysis</u>

This ordinance amends Section 17.36.675 of the Metropolitan Code, the Two-Story Residential Overlay District, to correct a clerical error, where the overlay is erroneously referred to as the residential accessory structure overlay district instead of the two-story residential overlay district. The ordinance also updates a code reference for the guidelines of the overlay to the correct code.

The Planning Commission approved this item at its November 14, 2024, meeting.

**Sponsors:** Gamble and Rutherford

#### 61. <u>BL2024-598</u>

An ordinance approving Amendment No. 7 to the Phillips-Jackson Street Redevelopment Plan pertaining to certain General Business land uses. (Proposal No. 2024M-004OT-001)

#### <u>Analysis</u>

This ordinance, as amended, approves Amendment No. 7 to the Phillips-Jackson Street Redevelopment.

Currently, the Phillips-Jackson Street Redevelopment Plan does not allow for hotel, motels, or other transient uses in the General Business land uses. The ordinance under consideration would allow for ""Hotels as defined under 17.04.060 of the Metro Code and owned by a single

Agenda Analysis

entity that includes a lobby and onsite management only on the properties designated as Parcel ID Numbers 08213030600, 08213031200, 08213031700, 08213031600, 08213031500, 08213034700, 08213034800, 08213035600, 08213035500, 08213035400, 08213035300, 08213035200, 08213035100 and 08213034900 as shown on the map attached hereto as Exhibit B."

The ordinance would also add an Exhibit B to the Phillips-Jackson Street Redevelopment Plan illustrating the parcels that would have the hotel use.

Sponsors: Kupin

### 68. <u>BL2024-617</u>

An ordinance to amending Chapters 17.04 and 17.12 of Title 17 of the Metropolitan Code to provide housekeeping amendments related toward Conservation Development (Proposal No. 2024Z-020TX-001)

#### <u>Analysis</u>

This ordinance amends Chapters 17.04 and 17.12 of the Metropolitan Code to add a definition for 'Tree' to Section 17.04.060, the definitions section of the Zoning Code, and to add standards for calculating the natural area for protected, heritage, historic, and specimen trees to Subsection 17.12.090.B.2 as related to conservation development standards.

The ordinance proposes to define a 'tree' as "a woody, perennial plant with a single or multiple trunks capable of growing to a height of 8 ft or more and includes the anatomical and structural components necessary to sustain the health of the tree, including but not limited to the bole or root flare, trunk, leader, crown, canopy, and structural roots." Currently, there is no definition for 'tree' in the zoning code.

The ordinance also proposes utilizing the size of the tree protection zone to determine the natural area calculated for protected, heritage, and historic and specimen trees as part of the conservation development standards. Currently, there is no defined standard to calculate the natural area of trees in the section.

The Planning Commission approved this item at its November 14, 2024, meeting.

**Sponsors:** Gamble and Rutherford

# 73. <u>BL2024-626</u>

An ordinance amending Section 4.12.010 of the Metropolitan Code pertaining to the definition of Competitive bidding in accordance with Title 12, Chapter 3, Part 12 of the Tennessee Code Annotated.

#### <u>Analysis</u>

This ordinance amends Section 4.12.010 of the Metropolitan Code of Laws by updating the definition of competitive bidding.

The proposed ordinance increases the threshold for competitive sealed bidding or requests for proposals from \$25,000 to \$50,000. The \$25,000 threshold was previously set in April 2019 to match the maximum allowable threshold under state law. Since then, the threshold for sealed competitive bidding has increased to \$50,000 under Tennessee Code Annotated section 12-3-1212.

The Purchasing Agent recommends that the threshold for mandatory competitive sealed bidding be increased to the maximum amount permitted under state law.

In addition, the proposed ordinance adds solicitation requirements for competitive bidding between \$5,000 and \$50,000. Where availability exists, at least one of the three written quotes shall be solicited from a certified minority-owned business enterprise or women-owned business enterprise. Where availability exists, at least one of the three written quotes shall be solicited from a certified small business enterprise or service-disabled veteran owned enterprise. Previously, a purchase between \$2,500 and \$25,000 required only a minimum of three written quotations.

Purchases up to \$4,999.99 would require a single written quotation under the legislation. Previously, this applied to purchases up to \$2,499.

The proposed ordinance also states that these thresholds shall be inclusive of total project costs up to a maximum term of 60 months. Under the new law, the offers which are awarded shall be determined to be the most advantageous to the Metropolitan Government.

The legislation further eliminates language that ties the competitive bidding thresholds to the consumer price index.

Sponsors: Porterfield

# 74. <u>BL2024-627</u>

An ordinance authorizing the granting of permanent and temporary construction easements to the City of Berry Hill on a parcel or property owned by the Metropolitan Government of Nashville and Davidson County (Proposal No. 2024M-087ES-001).

#### <u>Analysis</u>

This ordinance grants permanent and temporary construction easements to the City of Berry Hill on property owned by the Metropolitan Government at 2601 Bransford Avenue, also known as the Metropolitan Nashville Public Schools Administration Building.

These easements were requested by the City of Berry Hill for the purpose of constructing a sidewalk and related facilities along Bransford Avenue.

The Metropolitan Board of Education approved the granting of these easements.

**Sponsors:** Johnston, Porterfield, Gamble and Parker

#### 75. <u>BL2024-628</u>

An ordinance approving a participation agreement between the Metropolitan Government of Nashville and Davidson County, acting by and through the Housing Division of the Metropolitan Planning Department, and Sojourn Nolensville Apartments, LP, to provide enhanced pedestrian signaling for Sojourn Nolensville Apartments, LP's proposed development, as well as other existing properties in the area (Proposal No. 2024M-052AG-001).

#### <u>Analysis</u>

This ordinance, as substituted, approves a participation agreement between the Housing Division of the Sojourn Nolensville Apartments, LP ("Developer") to provide enhanced pedestrian signaling near the intersection of Nolensville Pike and Taylor Road. The participation agreement meets the criteria for the Connecting Housing to Infrastructure Program, as funded through the Capital Spending Plan.

The Developer desires to provide enhanced pedestrian signaling at 4420 Taylor Road to serve its own development, Sojourn Nolensville Apartments, and existing properties in the area. Pursuant to the participation agreement, the Developer will install two mast arm poles with signals and signs, two pedestrian ramps, one crosswalk marking in between the curb ramps, two stop line pavement markings and new sidewalk between the existing sidewalk and curb, and remove existing concrete and curb, all in compliance will the requirements and specifications of the Metropolitan Government ("Metro").

Metro will inspect the construction and, upon acceptance, will be responsible for ongoing operation and maintenance of the pedestrian signaling. Metro will pay \$178,023.52 toward these improvements, payable on a reimbursement basis.

This ordinance has been approved by the Planning Commission. Future amendments to this ordinance may be approved by resolution.

*Fiscal Note: The Metropolitan Government will pay up to \$178,023.52 toward these improvements. Metro would be responsible for the ongoing operation and maintenance of the pedestrian crossing.* 

**Sponsors:** Nash, Porterfield, Gamble, Parker, Welsch and Allen

#### 76. <u>BL2024-629</u>

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to acquire permanent and temporary easements through negotiation, condemnation and acceptance, for the Graeme Drive Stormwater Improvement Project for three properties located at 100, 102A and 104 Graeme Drive (Project No. 25-SWC-144 and Proposal No. 2024M-133ES-001).

#### <u>Analysis</u>

This ordinance authorizes the negotiation, condemnation, and acceptance of permanent and temporary easements for three properties located at 100, 102A, and 104 Graeme Drive for the

Graeme Drive Stormwater Improvement Project.

This ordinance has been approved by the Planning Commission. Future amendments to this ordinance shall be approved by resolution.

**Sponsors:** Gregg, Gamble and Parker

### 77. <u>BL2024-630</u>

An ordinance approving and authorizing the Director of Public Property Administration, or his designee, to accept a donation of real property located at James Avenue (unnumbered) (Map and Parcel No. 091010A00900CO and Proposal No. 2024M-004PR-001).

#### <u>Analysis</u>

This ordinance accepts a donation of real property located at James Avenue (unnumbered). Hodges & Son, Inc. owns these 2.3 acres and proposes to donate the property to the Metropolitan Government to be used for sanitary sewer access and maintenance.

Fiscal Note: According to the Assessor of Property, the appraised value of the land is \$2,700.

**Sponsors:** Horton, Porterfield, Gamble, Parker and Welsch

### 78. <u>BL2024-631</u>

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public sewer mains, sewer manholes and easements, for 13 properties located on Broadway and McGavock Street (Project No. 24-SL-210 and Proposal No. 2024M-127ES-001).

#### <u>Analysis</u>

This ordinance abandons approximately 460 linear feet of existing 10-inch sewer main (VCP), approximately 530 linear feet of existing 12-inch sewer main (VCP), four sewer manholes and easements, for 13 properties located on Broadway and McGavock Street.

This ordinance has been approved by the Planning Commission. Future amendments to this ordinance shall be approved by resolution.

Fiscal Note: This ordinance has no cost to Metro. Abandoned and donated easements have no market value according to the Department of Water Services.

**Sponsors:** Kupin, Gamble and Parker

### 79. <u>BL2024-632</u>

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public sanitary sewer mains and sanitary sewer manholes, and to accept new public sanitary sewer mains, sanitary sewer manholes and easements, for three properties located at 253 Nesbitt Lane, 251 Nesbitt Lane and 227 Nesbitt Lane (MWS Project No. 24-SL-53 and Proposal No. 2024M-124ES-001).

#### <u>Analysis</u>

This ordinance abandons approximately 173 linear feet of existing eight-inch sanitary sewer main (VCP) and two sanitary sewer manholes, and accepts approximately 2,030 linear feet of new eight-inch sanitary sewer main (PVC), approximately 651 linear feet of new eight-inch sanitary sewer main (DIP), approximately 78 linear feet of new 10-inch sanitary sewer main (PVC), approximately 95 linear feet of new 10-inch sanitary sewer main (DIP), 21 new sanitary sewer manholes and easements, for three properties located at 253 Nesbitt Lane, 251 Nesbitt Lane and 227 Nesbitt Lane.

This ordinance has been approved by the Planning Commission. Future amendments to this ordinance shall be approved by resolution.

Fiscal Note: This ordinance has no cost to Metro. Abandoned and donated easements have no market value according to the Department of Water Services.

**Sponsors**: Gamble and Parker

#### 80. <u>BL2024-633</u>

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon public sanitary sewer main, sanitary sewer manhole, and existing public utility sewer easement rights, and to accept new public water and sewer mains, fire hydrant assembly, sanitary sewer manholes and sewer easements, for two properties located at 3315 and 3317 John Mallette Drive, also known as The Bordeaux Collaboration (MWS Project Nos. 24-WL-20 and 24-SL-43 and Proposal No. 2024M-130ES-001).

#### <u>Analysis</u>

This ordinance abandons approximately 105 linear feet of existing eight-inch sanitary sewer main, one sanitary sewer manhole, easement rights for an existing 20-foot public utility easement of record in Book 4041, Page 54, R.O.D.C., TN, easement rights for an existing 20-foot public utility easement of record in Book 4041, Page 50, R.O.D.C., TN, and easement rights for an existing 20-foot public utility easement of record in Book 4041, Page 50, R.O.D.C., TN, and easement rights for an existing 20-foot public utility easement of record in Book 3892, Page 249, R.O.D.C., TN, and accepts approximately 41 linear feet of new six-inch water main (DIP), approximately 103 linear feet of new eight-inch sanitary sewer main (PVC), one new fire hydrant assembly, two new sanitary sewer manholes and sanitary sewer easements, for two properties located at 3315 and 3317 John Mallette Drive, also known as The Bordeaux Collaboration.

This ordinance has been approved by the Planning Commission. Future amendments to this ordinance shall be approved by resolution.

Fiscal Note: This ordinance has no cost to Metro. Abandoned and donated easements have no market value according to the Department of Water Services.

**Sponsors:** Kimbrough, Gamble and Parker

#### 81. <u>BL2024-634</u>

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to

#### Agenda Analysis

accept new public water and sanitary sewer mains, fire hydrant assemblies, sanitary sewer manholes and easements, for three properties located at 3654 Hamilton Church Road and Hamilton Church Road (unnumbered), also known as Hamilton Village (MWS Project Nos. 24-WL-06 and 24-SL-07 and Proposal No. 2024M-131ES-001).

### <u>Analysis</u>

This ordinance accepts approximately 1,927 linear feet of new eight-inch water main (DIP), approximately 1,104 linear feet of new eight-inch sanitary sewer mains (DIP), approximately 204 linear feet of new eight-inch sanitary sewer mains (PVC), four fire hydrant assemblies, 11 sanitary sewer manholes and easements, for three properties located at 3654 Hamilton Church Road and Hamilton Church Road (unnumbered), also known as Hamilton Village.

This ordinance has been approved by the Planning Commission. Future amendments to this ordinance shall be approved by resolution.

Fiscal Note: This ordinance has no cost to Metro. Abandoned and donated easements have no market value according to the Department of Water Services.

**Sponsors**: Gamble and Parker

### 82. <u>BL2024-635</u>

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public sanitary sewer main, sanitary sewer manhole and easements, for property located at 1117 Barnes Road (Lots 1 and 2) (MWS Project No. 24-SL-177 and Proposal No. 2024M-129ES-001).

#### <u>Analysis</u>

This ordinance accepts approximately 99 linear feet of new eight-inch sanitary sewer main (PVC), one sanitary sewer manhole and easements, for property located at 1117 Barnes Road.

This ordinance has been approved by the Planning Commission. Future amendments to this ordinance shall be approved by resolution.

Fiscal Note: This ordinance has no cost to Metro. Abandoned and donated easements have no market value according to the Department of Water Services.

**Sponsors:** Rutherford, Gamble and Parker

#### 83. <u>BL2024-636</u>

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public sanitary sewer main, sanitary sewer manholes and easements, for property located at 1000 Rivergate Parkway, also known as In-N-Out Burger (MWS Project No. 24-SL-28 and Proposal No. 2024M-132ES-001).

#### Analysis

This ordinance accepts approximately 408 linear feet of new eight-inch sanitary sewer main

(PVC), four sanitary sewer manholes and easements, for property located at 1000 Rivergate Parkway, also known as In-N-Out Burger.

This ordinance has been approved by the Planning Commission. Future amendments to this ordinance shall be approved by resolution.

Fiscal Note: This ordinance has no cost to Metro. Abandoned and donated easements have no market value according to the Department of Water Services.

**Sponsors:** Webb, Gamble and Parker

### 84. <u>BL2024-637</u>

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public combination and sanitary sewer mains and manholes and a public utility easement, and to accept the relocation of public fire hydrant assemblies, new public sanitary sewer mains and sanitary sewer manholes, for property located at 446 Chestnut Street (MWS Project Nos. 24-WL-25 and 24-SL-85 and Proposal No. 2024M-134ES-001).

#### <u>Analysis</u>

This ordinance abandons approximately 619 linear feet of existing eight-inch sanitary sewer mains (PVC), approximately 140 linear feet of existing 15-inch combined sewer main (VCP), approximately 514 linear feet of existing 18-inch combined sewer mains (brick), two combined sewer manholes, three sanitary sewer manholes and a public utility easement, and accepts the relocation of two fire hydrant assemblies, approximately 1,086 linear feet of new eight-inch sanitary sewer mains (PVC), approximately 165 linear feet of new 12-inch sanitary sewer main (PVC), seven new sanitary sewer manholes, for property located at 446 Chestnut Street and off-site of the project location in the right-of way of Martin Street and Alley #184.

This ordinance has been approved by the Planning Commission. Future amendments to this ordinance shall be approved by resolution.

Fiscal Note: This ordinance has no cost to Metro. Abandoned and donated easements have no market value according to the Department of Water Services.

**Sponsors:** Vo, Gamble and Parker