



Metropolitan Council

**PROPOSED AMENDMENTS PACKET
FOR THE COUNCIL MEETING OF
TUESDAY, APRIL 25, 2023**

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AMENDMENT NO. 1

TO

RESOLUTION NO. RS2023-2044, AS AMENDED

Mr. President –

I hereby move to amend Resolution No. RS2023-2044 as follows:

I. By amending Section 1 as follows:

Section 1. There shall be established among the accounts of the Metropolitan Government a “Nashville Needs Impact Fund” (the “Fund”) to be used for the ~~provision of resources to nonprofit support of entities as determined by the Nashville Needs Impact Fund Committee, including but not limited to, Metropolitan Government departments and agencies and organizations~~ serving Nashville and Davidson County. The Fund may be used for provision of resources for in public education; public transit; affordable housing; cultural and artistic promotion; historic preservation; environmental stewardship and sustainability; and supporting diversity, equity, and inclusion generally including gender equity in sports. The Fund may also be used for the provision of resources to entities related to professional women’s sports infrastructure, promotion, marketing, and direct recruitment.

SPONSORED BY:

Nancy VanReece
Jennifer Gamble
Members of Council

AMENDMENT NO. 2

TO

RESOLUTION NO. RS2023-2044, AS AMENDED

Mr. President –

I hereby move to amend Resolution No. RS2023-2044 as follows:

I. By amending Section 1 as follows:

Section 1. There shall be established among the accounts of the Metropolitan Government a “Nashville Needs Impact Fund” (the “Fund”) to be used for the ~~provision of resources to nonprofit support of entities~~ as determined by the Nashville Needs Impact Fund Committee, including but not limited to, Metropolitan Government departments and agencies and non-government organizations serving Nashville and Davidson County. ~~The Fund may be used for provision of resources that support the Nashville and Davidson County community in areas such as in public education; public transit; affordable housing; cultural and artistic promotion; historic preservation; environmental stewardship and sustainability; and supporting diversity, equity, and inclusion generally including gender equity in youth sports.~~ The Fund may also be used for the provision of resources to entities related to professional women’s sports infrastructure, promotion, marketing, and direct recruitment.

SPONSORED BY:

Kyonzte Toombs
Member of Council

LATE FILED AMENDMENT NO. _____

TO

RESOLUTION NO. RS2023-2044, AS AMENDED

Mr. President –

I hereby move to amend Resolution No. RS2023-2044 as follows:

I. By amending Section 1 as follows:

Section 1. There shall be established among the accounts of the Metropolitan Government a “Nashville Needs Impact Fund” (the “Fund”) to be used for the ~~provision of resources to nonprofit support of entities~~ as determined by the Nashville Needs Impact Fund Committee, including but not limited to, Metropolitan Government departments and agencies and non-government organizations serving Nashville and Davidson County. ~~The Fund may be used for the provision of resources that support the Nashville and Davidson County community in areas such as in public education; public transit; affordable housing; cultural and artistic promotion; historic preservation; environmental stewardship and sustainability; and supporting diversity, equity, and inclusion generally including gender equity in youth sports; and diversity, equity, and inclusion in general.~~ The Fund may also be used for the provision of resources to entities related to professional women’s sports infrastructure, promotion, marketing, and direct recruitment.

Sponsored by:

Kyonzté Toombs
Nancy VanReece
Members of Council

AMENDMENT NO. 1
TO
ORDINANCE NO. BL2023-1741, AS AMENDED

Mr. President –

I hereby move to amend Ordinance No. BL2023-1741 by amending Section 1.1 of the Stadium Lease attached to the Ordinance as Exhibit C as follows:

"Additional Rent Excluded Events" shall mean any regular season college sporting event for a college or university located in Davidson County (specifically including TSU football games), ~~and the Music City Bowl~~, ~~or~~ any high school sporting event, CMA event, ACM event, Grammy Awards, or WWE special event.

SPONSORED BY:

Brandon Taylor
Colby Sledge
Russ Bradford
Freddie O'Connell
Angie Henderson
Members of Council

AMENDMENT NO. 2
TO
ORDINANCE NO. BL2023-1741, AS AMENDED

Mr. President –

I hereby move to amend Ordinance No. BL2023-1741 by amending Section 1.1 of the Stadium Lease attached to the Ordinance as Exhibit C as follows:

"Additional Rent Excluded Events" shall mean any college (specifically including TSU football games and the Music City Bowl) or high school sporting event, ~~CMA event~~, ACM event, Grammy Awards, or WWE special event.

SPONSORED BY:

Dave Rosenberg
Member of Council

AMENDMENT NO. 3
TO
ORDINANCE NO. BL2023-1741, AS AMENDED

Mr. President –

I hereby move to amend Ordinance No. BL2023-1741 by amending Section 1.1 of the Stadium Lease attached to the Ordinance as Exhibit C as follows:

"Additional Rent Excluded Events" shall mean any college (specifically including TSU football games and the Music City Bowl) or high school sporting event; CMA event; ACM event; Grammy Awards; performance including Emmylou Harris, Sheryl Crow, Amy Grant, Kacey Musgraves, Jason Isbell, Maren Morris, Margo Price, Mickey Guyton, or Kelsea Ballerini; or WWE special event.

SPONSORED BY:

Dave Rosenberg
Member of Council

AMENDMENT NO. 4
TO
ORDINANCE NO. BL2023-1741, AS AMENDED

Mr. President –

I hereby move to amend Ordinance No. BL2023-1741 by amending Section 1.1 of the Stadium Lease attached to the Ordinance as Exhibit C as follows:

"Additional Rent Excluded Events" shall mean any college (specifically including TSU football games and the Music City Bowl) or high school sporting event, CMA event, ACM event, Grammy Awards, performance including a former member of N.W.A., or WWE special event.

SPONSORED BY:

Dave Rosenberg
Member of Council

AMENDMENT NO. 5
TO
ORDINANCE NO. BL2023-1741, AS AMENDED

Mr. President –

I hereby move to amend Ordinance No. BL2023-1741 by amending Section 1.1 of the Stadium Lease attached to the Ordinance as Exhibit C as follows:

"Additional Rent Excluded Events" shall mean any college (specifically including TSU football games and the Music City Bowl) or high school sporting event; CMA event; ACM event; Grammy Awards; performance including a member or former member of The Grateful Dead, Phish, or Widespread Panic; or WWE special event.

SPONSORED BY:

Dave Rosenberg
Member of Council

AMENDMENT NO. 6
TO
ORDINANCE NO. BL2023-1741, AS AMENDED

Mr. President -

I hereby move to amend Ordinance No. BL2023-1741 by adding a new section as follows:

Section _____. Notwithstanding any provision herein to the contrary, it is the intent of the Metropolitan Government that a portion of the Campus shall be reserved for an Olympic Village.

SPONSORED BY:

Freddie O'Connell
Member of Council

AMENDMENT NO. 7
TO
ORDINANCE NO. BL2023-1741, AS AMENDED

Mr. President -

I hereby move to amend Ordinance No. BL2023-1741 by adding a new section as follows:

Section _____. Notwithstanding any provision herein to the contrary, it is the intent of the Metropolitan Government that a portion of the Campus shall be reserved for a baseball stadium suitable for the needs of a Major League Baseball franchise.

SPONSORED BY:

Freddie O'Connell
Member of Council

AMENDMENT NO. 8

TO

ORDINANCE NO. BL2023-1741, AS AMENDED

Mr. President –

I hereby move to amend Ordinance No. BL2023-1741

I. By amending Section 4(d) as follows:

d. certain revenues derived from the levy by the Metropolitan Government of a ticket tax (the “Ticket Tax”) on events at the Existing Stadium and the New Stadium in the amount of three dollars (\$3.00) per ticket, pursuant to Section 7-3-202 of the Tennessee Code Annotated and Ordinances Nos. BL2009-545 and BL2011-40 of the Metropolitan Council and subject to the limitations provided therein; provided however, that in the event that the Metropolitan Government enacts an ordinance increasing the Ticket Tax levy, the Ticket Tax usage shall be consistent herewith (such revenues from the Ticket Tax to be hereinafter referred to as the “Ticket Tax Revenues” and, together with the Stadium Sales Tax Revenues, the Development Sales Tax Revenues and the Hotel Tax Revenues, the “Tax Revenues”);

II. By deleting the twenty-fifth recital of the Intergovernmental Project Agreement at Exhibit A of the Ordinance and replacing it with the following:

WHEREAS, pursuant to Section 7-3-202 of the Tennessee Code Annotated and Ordinances Nos. BL2009-545 and BL2011-40 of the Metropolitan Council and subject to the limitations provided therein, the Metropolitan Government has levied and will continue to levy a ticket tax (the “Ticket Tax”) on events at the Existing Stadium and the New Stadium in the amount of three dollars (\$3.00) per ticket, the proceeds of which may be used only for the capital and operating costs of the Existing Stadium and New Stadium or for the payment of debt service on bonds or other indebtedness issued for the foregoing; provided however, that in the event that the Metropolitan Government enacts an ordinance increasing the Ticket Tax levy, the Ticket Tax usage shall be consistent herewith (such revenues from the Ticket Tax to be hereinafter referred to as the “Ticket Tax Revenues”); and

III. By deleting the tenth recital of the Stadium Lease Agreement at Exhibit C of the Ordinance and replacing it as follows:

WHEREAS, pursuant to Tennessee Code Annotated Section 7-3-202, the Metropolitan Government will continue to levy a ticket tax (the “Ticket Tax”) on events at the Existing Stadium and the Stadium in the amount of three dollars (\$3.00) per ticket; provided however, that in the event that the Metropolitan Government enacts an ordinance increasing the Ticket Tax levy, the Ticket Tax usage shall be consistent herewith (the revenues from such tax, the “Ticket Tax Revenues”); and

SPONSORED BY:

Freddie O’Connell
Member of Council

AMENDMENT NO. 9

TO

ORDINANCE NO. BL2023-1741, AS AMENDED

Mr. President –

I hereby move to amend Ordinance No. BL2023-1741 as follows:

I. Amend the following definition to the Stadium Lease attached as Exhibit C of the Ordinance:

"Casino" shall mean any portion of the Stadium that provides legalized sports betting or gambling-based games typically found in casinos that consist of dealing, operating, carrying on, conducting, maintaining, or exposing for play any game played with cards, dice, equipment, or any mechanical or electromechanical device, such as poker, roulette, craps, twenty-one, black jack, baccarat, slot machines, keno, or any other gambling-based game similar in form or content where money or credit is wagered. No portion of the Stadium shall be considered a casino solely because such portion provides ~~(i) legalized sports betting and/or (ii) raffles or lotteries which are sponsored, or operated, or approved~~ by the State or other Governmental Authorities pursuant to applicable law.

II. Amend Section 2.2.1 to the Stadium Lease attached as Exhibit C of the Ordinance as follows:

Section 2.2.1 Casino Uses. The Premises shall not be used as a Casino without the express approval of the Authority and upon ~~a resolution~~ an ordinance approved by the Council.

III. Delete Section 26.10 of the Stadium Lease attached as Exhibit C of the Ordinance and replace it with the following:

Section 26.10 Amendment. This Lease is subject to modification, alteration, amendment ("Amendment") or change only upon the mutual agreement of the Parties. Any such Amendment will become effective only after approval by the Authority and StadCo, reduced to writing and signed by the Parties hereto and approved by an ordinance adopted by the Council. Any duly approved Amendment, executed and approved as prescribed herein, shall be of full force and effect, as though originally agreed to and incorporated herein upon filing a memorandum of such amendment with the Metropolitan Clerk.

IV. Amend Exhibit A of the Site Coordination agreement attached as Exhibit K to the Ordinance to add the following new definition:

"Casino" shall mean a building or any portion thereof that provides legalized sports betting or gambling-based games typically found in casinos that consist of dealing, operating, carrying on, conducting, maintaining, or exposing for play any game played with cards, dice, equipment, or any mechanical or electromechanical device, such as poker, roulette, craps, twenty-one, black jack, baccarat, slot machines, keno, or any other gambling-based game similar in form or content where money or credit is wagered. A building shall not be considered a casino solely because such building (or any portion thereof) provides ~~(i) legalized sports betting and/or (ii) raffles or lotteries which are sponsored, or operated, or approved~~ by the State or other Governmental Authorities pursuant to applicable law.

SPONSORED BY:

Angie Henderson
Member of Council