



# Metropolitan Nashville and Davidson County, TN

## Metropolitan Council

### Meeting Minutes

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

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**Tuesday, December 5, 2023**

**6:30 PM**

**Metropolitan Courthouse**

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#### **Call to Order**

The Metropolitan Council met in regular session on this date at 6:30 p.m. in the Metropolitan Courthouse.

#### **Invocation and Pledge of Allegiance**

The Invocation was offered by Reverend Dawn Bennett of The Table.

The Metropolitan Council gave the pledge of allegiance to the American Flag.

#### **Roll Call**

The roll was called and the following members were present during the progress of the meeting: Henderson, Suara, Porterfield, Evans-Segall, Allen, Hill, Kimbrough, Toombs, Gamble, Cortese, Parker, Capp, Benedict, Harrell, Hancock, Webb, Eslick, Evans, Bradford, Huffman, Gregg, Welsch, Vo, Cash, Kupin, Horton, Taylor, Weiner, Druffel, Gadd, Preptit, Johnston, Nash, Benton, Ellis, Sepulveda, Rutherford, Styles, Lee, and Spain (40); Absent (1): Ewing.

#### **Approval of Minutes**

The minutes of the regular meeting on November 21, 2023 were approved.

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## Elections and Confirmations

### 23-032

Beer Permit Board

Election to fill three vacancies on the Beer Permit Board for terms expiring October 31, 2027.

Kia Jarmon - nominated by Council Member Evans

Joe Perlen - nominated by Council Member Weiner

David Cain - nominated by Council Member Eslick

Shani Glapion - nominated by Council Member Porterfield

Delfine Fox - nominated by Council Member Ellis

The President called for an election to fill three vacancies on the Beer Permit Board. Nominations previously made were: Kia Jarmon, Joe Perlen, David Cain, Shani Glapion, and Delfine Fox. The nomination for candidate David Cain was withdrawn. The Rules, Confirmations, and Public Elections Committee reported that the candidates had been interviewed and all were found qualified to serve. The following vote was taken on the nominated candidates: Kia Jarmon (36): Suara, Porterfield, Evans-Segall, Allen, Hill, Kimbrough, Toombs, Gamble, Cortese, Parker, Benedict, Harrell, Hancock, Webb, Eslick, Evans, Bradford, Huffman, Gregg, Welsch, Vo, Cash, Kupin, Horton, Taylor, Gadd, Preptit, Johnston, Nash, Benton, Ellis, Sepulveda, Rutherford, Styles, Lee, and Spain; Joe Perlen (20): Allen, Hill, Cortese, Capp, Hancock, Webb, Eslick, Evans, Huffman, Gregg, Cash, Kupin, Horton, Weiner, Druffel, Gadd, Johnston, Nash, Benton, and Spain; Shani Glapion (30): Suara, Porterfield, Evans-Segall, Allen, Hill, Kimbrough, Toombs, Gamble, Cortese, Parker, Capp, Benedict, Harrell, Evans, Bradford, Huffman, Welsch, Vo, Cash, Kupin, Horton, Taylor, Gadd, Preptit, Ellis, Sepulveda, Rutherford, Styles, Lee, and Spain; Delfine Fox (27): Suara, Porterfield, Evans-Segall, Kimbrough, Toombs, Gamble, Parker, Capp, Benedict, Harrell, Hancock, Webb, Eslick, Gregg, Welsch, Vo, Taylor, Druffel, Preptit, Johnston, Nash, Benton, Ellis, Sepulveda, Rutherford, Styles, and Lee. The President declared the election of Kia Jarmon, Shani Glapion, and Delfine Fox to the Beer Permit Board.

### 23-033

Beer Permit Board

Reappointment of Mr. Brian Taylor for a term expiring on October 31, 2027.

The Rules, Confirmations, and Public Elections Committee recommended the appointment. Council Member Sepulveda moved to confirm the appointment, which motion was seconded and adopted by a unanimous vote of the Council.

### 23-034

Convention Center Authority

Reappointment of Mr. Barrett Hobbs for a term expiring on September 30, 2027.

The Rules, Confirmations, and Public Elections Committee recommended the appointment. Council Member Sepulveda moved to confirm the appointment, which motion was seconded and adopted by a unanimous vote of the Council.

### 23-035

Convention Center Authority

Reappointment of Ms. Vonda McDaniel for a term expiring on September 30, 2027.

The Rules, Confirmations, and Public Elections Committee recommended the appointment. Council Member Sepulveda moved to confirm the appointment, which motion was seconded and adopted by a unanimous vote of the Council.

- [23-036](#) Metropolitan Historical Commission  
Appointment of Ms. Sandra Martin Parham for a term expiring August 1, 2027.  
The Rules, Confirmations, and Public Elections Committee recommended the appointment. Council Member Sepulveda moved to confirm the appointment, which motion was seconded and adopted by a unanimous vote of the Council.
- [23-037](#) Hospital Authority  
Reappointment of Ms. Christina Smith for a term expiring on November 4, 2028.  
The Rules, Confirmations, and Public Elections Committee recommended the appointment. Council Member Sepulveda moved to confirm the appointment, which motion was seconded and adopted by a unanimous vote of the Council.
- [23-038](#) Mechanical, Plumbing, and Electrical Examiners and Appeals Board  
Reappointment of Mr. Terry Atwood for a term expiring on September 21, 2027.  
The Rules, Confirmations, and Public Elections Committee recommended the appointment. Council Member Sepulveda moved to confirm the appointment, which motion was seconded and adopted by a unanimous vote of the Council.
- [23-039](#) Mechanical, Plumbing, and Electrical Examiners and Appeals Board  
Appointment of Ms. Jessica Gardner for a term expiring on September 21, 2027.  
The Rules, Confirmations, and Public Elections Committee recommended the appointment. Council Member Sepulveda moved to confirm the appointment, which motion was seconded and adopted by a unanimous vote of the Council.
- [23-040](#) Mechanical, Plumbing, and Electrical Examiners and Appeals Board  
Reappointment of Mr. Thomas Greer for a term expiring on September 21, 2027.  
The Rules, Confirmations, and Public Elections Committee recommended the appointment. Council Member Sepulveda moved to confirm the appointment, which motion was seconded and adopted by a unanimous vote of the Council.
- [23-041](#) Mechanical, Plumbing, and Electrical Examiners and Appeals Board  
Reappointment of Mr. Tommy Krantz for a term expiring on September 21, 2027.  
The Rules, Confirmations, and Public Elections Committee recommended the appointment. Council Member Sepulveda moved to confirm the appointment, which motion was seconded and adopted by a unanimous vote of the Council.
- [23-042](#) Metropolitan Development and Housing Agency  
Reappointment of Mr. Johnny B. Moore, Jr. for a term expiring on November 5, 2028.  
The Rules, Confirmations, and Public Elections Committee recommended the appointment. Council Member Sepulveda moved to confirm the appointment, which motion was seconded and adopted by a unanimous vote of the Council.
- [23-043](#) Public Library Board  
Appointment of Ms. Rosalyn Carpenter for a term expiring on April 6, 2030.  
The Rules, Confirmations, and Public Elections Committee recommended the appointment. Council Member Sepulveda moved to confirm the appointment, which motion was seconded and adopted by a unanimous vote of the Council.
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**23-044**

Sexually Oriented Business Licensing Board  
Appointment of Dr. Tara Allen for a term expiring on November 9, 2027.

The Rules, Confirmations, and Public Elections Committee recommended the appointment. Council Member Sepulveda moved to confirm the appointment, which motion was seconded and adopted by a unanimous vote of the Council.

**Public Comment Period****Public  
Comment  
Period**

Pursuant to Section 8-44-112 of the Tennessee Code Annotated, time is reserved for public comment on legislative items appearing on this agenda. Members of the public wishing to speak may sign-up on the Council Meeting sign-up sheet at the Metro Clerk's Office counter on the day of the scheduled meeting. Public Comment sign-up for Council meetings ends at 6:00 p.m. Public Comment is limited to twenty minutes total at Council meetings and each speaker is allowed up to two minutes to speak. Requests for interpretation services should be directed to the Council Office at 615-862-6780. ***Las solicitudes de servicios de interpretación deben dirigirse a la Oficina del Consejo a 615-862-6780.***

Members of the public who registered in advance provided comment on items on the agenda.

**Bills on Public Hearing****BL2023-60**

An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from RS5 to R6 zoning for property located at 2400 Buchanan Street, at the northwest corner of 24th Avenue North and Buchanan Street and located within a Contextual Overlay District (0.26 acres), all of which is described herein (Proposal No. 2023Z-077PR-001).

Council Member Taylor requested a hearing from the public on this bill which had been previously advertised. The President asked if anyone desired to be heard for or against the bill and no one came forward to be heard. The President declared the public hearing closed. Council Member Taylor moved to pass the bill on second reading, which motion was seconded and approved by a voice vote of the Council. The bill is referred to the Planning and Zoning Committee.

**BL2023-91**

An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from IG to SP zoning for property located at 611 Cowan Street, approximately 245 feet north of River North Blvd and located within the River North Urban Design Overlay (0.41 acres), to permit a hotel and retail uses, all of which is described herein (Proposal No. 2023SP-057-001).

Council Member Kupin requested a hearing from the public on this bill which had been previously advertised. The President asked if anyone desired to be heard for or against the bill and no one came forward to be heard. The President declared the public hearing closed. Council Member Kupin moved to pass the bill on second reading, which motion was seconded and approved by a voice vote of the Council. The bill is referred to the Planning and Zoning Committee.

[BL2023-92](#) An ordinance to authorize building material restrictions and requirements for BL2023-91, a proposed Specific Plan Zoning District located at 611 Cowan Street, approximately 245 feet north of River North Blvd and located within the River North Urban Design Overlay (0.41 acres), to permit a hotel and retail uses, all of which is described herein (Proposal No. 2023SP-057-001). **THE PROPOSED ORDINANCE REQUIRES CERTAIN MATERIALS TO BE RESTRICTED IN THE CONSTRUCTION OF BUILDINGS.**

Council Member Kupin requested a hearing from the public on this bill which had been previously advertised. The President asked if anyone desired to be heard for or against the bill and no one came forward to be heard. The President declared the public hearing closed. Council Member Kupin moved to pass the bill on second reading, which motion was seconded and approved by a voice vote of the Council. The bill is referred to the Planning and Zoning Committee.

[BL2023-93](#) An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from IR to SP for property located at 304 Oldham Street, at the eastern terminus of Oldham Street (1.78 acres), to permit a self-service storage facility, all of which is described herein (Proposal No. 2023SP-074-001).

Council Member Parker requested a hearing from the public on this bill which had been previously advertised. The President asked if anyone desired to be heard for or against the bill and no one came forward to be heard. The President declared the public hearing closed. Council Member Parker moved to pass the bill on second reading, which motion was seconded and approved by a voice vote of the Council. The bill is referred to the Planning and Zoning Committee.

[BL2023-94](#) An ordinance to authorize building material restrictions and requirements for BL2023-93, a proposed Specific Plan Zoning District located at 304 Oldham Street, at the eastern terminus of Oldham Street (1.78 acres), to permit a self-service storage facility, all of which is described herein (Proposal No. 2023SP-074-001). **THE PROPOSED ORDINANCE REQUIRES CERTAIN MATERIALS TO BE RESTRICTED IN THE CONSTRUCTION OF BUILDINGS.**

Council Member Parker requested a hearing from the public on this bill which had been previously advertised. The President asked if anyone desired to be heard for or against the bill and no one came forward to be heard. The President declared the public hearing closed. Council Member Parker moved to pass the bill on second reading, which motion was seconded and approved by a voice vote of the Council. The bill is referred to the Planning and Zoning Committee.

[BL2023-95](#) An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing a specific plan for property located at 1420 Old Hickory Boulevard, approximately 680 feet east of the intersection of Brick Church Pike and Old Hickory Boulevard, zoned SP (3.86 acres), to permit community education and school daycare uses, all of which is described herein (Proposal No. 2007SP-146-001).

Council Member Gamble requested a hearing from the public on this bill which had been previously advertised. The President asked if anyone desired to be heard for or against the bill and no one came forward to be heard. The President declared the public hearing closed. Council Member Gamble moved to pass the bill on second reading, which motion was seconded and approved by a voice vote of the Council. The bill is referred to the Planning and Zoning Committee.

[BL2023-96](#) An ordinance to authorize building material restrictions and requirements for BL2023-95, a proposed Specific Plan Zoning District located at 1420 Old Hickory Boulevard, approximately 680 feet east of the intersection of Brick Church Pike and Old Hickory Boulevard, zoned SP (3.86 acres), to permit community education and school daycare uses, all of which is described herein (Proposal No. 2007SP-146-001). **THE PROPOSED ORDINANCE REQUIRES CERTAIN MATERIALS TO BE RESTRICTED IN THE CONSTRUCTION OF BUILDINGS.**

Council Member Gamble requested a hearing from the public on this bill which had been previously advertised. The President asked if anyone desired to be heard for or against the bill and no one came forward to be heard. The President declared the public hearing closed. Council Member Gamble moved to pass the bill on second reading, which motion was seconded and approved by a voice vote of the Council. The bill is referred to the Planning and Zoning Committee.

[BL2023-97](#) An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from MUG to SP zoning for property located at 206 N. 1st Street, at the northwest corner of N. 1st Street and Oldham Street, (0.80 acres), to permit a mixed-use development with nonresidential uses, all of which is described herein (Proposal No. 2023SP-070-001).

Council Member Kupin requested a hearing from the public on this bill which had been previously advertised. The President asked if anyone desired to be heard for or against the bill and no one came forward to be heard. The President declared the public hearing closed. Council Member Kupin moved to pass the bill on second reading, which motion was seconded and approved by a voice vote of the Council. The bill is referred to the Planning and Zoning Committee.

[BL2023-98](#) An ordinance to authorize building material restrictions and requirements for BL2023-97, a proposed Specific Plan Zoning District located at 206 N. 1st Street, at the northwest corner of N. 1st Street and Oldham Street, (0.80 acres), to permit a mixed-use development with nonresidential uses, all of which is described herein (Proposal No. 2023SP-070-001). **THE PROPOSED ORDINANCE REQUIRES CERTAIN MATERIALS TO BE RESTRICTED IN THE CONSTRUCTION OF BUILDINGS.**

Council Member Kupin requested a hearing from the public on this bill which had been previously advertised. The President asked if anyone desired to be heard for or against the bill and no one came forward to be heard. The President declared the public hearing closed. Council Member Kupin moved to pass the bill on second reading, which motion was seconded and approved by a voice vote of the Council. The bill is referred to the Planning and Zoning Committee.

[BL2023-99](#) An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from R6 to SP for property located on Clarksville Pike (unnumbered), approximately 600 feet northwest of Rosa L Parks Blvd (12.99 acres), to permit 590 multi-family residential units, all of which is described herein (Proposal No. 2023SP-005-001).

Council Member Taylor moved to indefinitely defer the bill, which motion was seconded and approved by a voice vote of the Council.

[BL2023-100](#) An ordinance to authorize building material restrictions and requirements for BL2023-99, a proposed Specific Plan Zoning District located at Clarksville Pike (unnumbered), approximately 600 feet northwest of Rosa L Parks Blvd (12.99 acres), to permit 590 multi-family residential units, all of which is described herein (Proposal No. 2023SP-005-001). **THE PROPOSED ORDINANCE REQUIRES CERTAIN MATERIALS TO BE RESTRICTED IN THE CONSTRUCTION OF BUILDINGS.**

Council Member Taylor moved to indefinitely defer the bill, which motion was seconded and approved by a voice vote of the Council.

[BL2023-101](#) An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from AR2A to SP zoning for properties located at 4057 Maxwell Road and Maxwell Road (unnumbered), approximately 760 feet west of Lavergne Couchville Pike (20.88 acres), to permit 78 single family units, all of which is described herein (Proposal No. 2023SP-040-001).

Council Member Harrell requested a hearing from the public on this bill which had been previously advertised. The President asked if anyone desired to be heard for or against the bill and no one came forward to be heard. The President declared the public hearing closed. Council Member Harrell offered Amendment No. 1 and moved that it be adopted, which motion was seconded and approved by a voice vote of the Council. Council Member Harrell moved to pass the bill on second reading as amended, which motion was seconded and approved by a voice vote of the Council. The bill is referred to the Planning and Zoning Committee.

[BL2023-102](#) An ordinance to authorize building material restrictions and requirements for BL2023-101, a proposed Specific Plan Zoning District located at 4057 Maxwell Road and Maxwell Road (unnumbered), approximately 760 feet west of Lavergne Couchville Pike (20.88 acres), all of which is described herein (Proposal No. 2023SP-040-001). **THE PROPOSED ORDINANCE REQUIRES CERTAIN MATERIALS TO BE RESTRICTED IN THE CONSTRUCTION OF BUILDINGS.**

Council Member Harrell requested a hearing from the public on this bill which had been previously advertised. The President asked if anyone desired to be heard for or against the bill and no one came forward to be heard. The President declared the public hearing closed. Council Member Harrell moved to pass the bill on second reading, which motion was seconded and approved by a voice vote of the Council. The bill is referred to the Planning and Zoning Committee.

[BL2023-105](#) An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from R6-A to SP zoning for properties located at 909 and 917 Cheatham Place, at the southeastern corner of Cheatham Place and 10th Ave. N., (0.38 acres), to permit eight multi-family residential units, all of which is described herein (Proposal No. 2023SP-073-001).

Council Member Kupin requested a hearing from the public on this bill which had been previously advertised. The President asked if anyone desired to be heard for or against the bill and no one came forward to be heard. The President declared the public hearing closed. Council Member Kupin moved to pass the bill on second reading, which motion was seconded and approved by a voice vote of the Council. The bill is referred to the Planning and Zoning Committee.

[BL2023-106](#) An ordinance to authorize building material restrictions and requirements for BL2023-105, a proposed Specific Plan Zoning District located at 909 and 917 Cheatham Place, at the southeastern corner of Cheatham Place and 10th Ave. N., (0.38 acres), to permit eight multi-family residential units, all of which is described herein (Proposal No. 2023SP-073-001). **THE PROPOSED ORDINANCE REQUIRES CERTAIN MATERIALS TO BE RESTRICTED IN THE CONSTRUCTION OF BUILDINGS.**

Council Member Kupin requested a hearing from the public on this bill which had been previously advertised. The President asked if anyone desired to be heard for or against the bill and no one came forward to be heard. The President declared the public hearing closed. Council Member Kupin moved to pass the bill on second reading, which motion was seconded and approved by a voice vote of the Council. The bill is referred to the Planning and Zoning Committee.



[BL2023-107](#) An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, A request to rezone from RS15 to SP zoning for properties located at 4315, 4317, and 4321 Cato Road, approximately 700 feet west of Eatons Creek Road (12.76 acres), to permit two two-family residential units and one single-family residential unit, for a total of five units, requested by 5001 Properties, LLC , applicant; 5001 Properties, LLC and Cody & Kristin Walker, owners. (12.76 acres), all of which is described herein (Proposal No. 2023SP-075-001).

Council Member Kimbrough requested a hearing from the public on this bill which had been previously advertised. The President asked if anyone desired to be heard for or against the bill and no one came forward to be heard. The President declared the public hearing closed. Council Member Kimbrough moved to pass the bill on second reading, which motion was seconded and approved by a voice vote of the Council. The bill is referred to the Planning and Zoning Committee.

[BL2023-108](#) An ordinance to authorize building material restrictions and requirements for BL2023-107, a proposed Specific Plan Zoning District located at 4315, 4317, and 4321 Cato Road, approximately 700 feet west of Eatons Creek Road (12.76 acres), to permit two two-family residential units and one single-family residential unit, for a total of five units, requested by 5001 Properties, LLC , applicant; 5001 Properties, LLC and Cody & Kristin Walker, owners. (12.76 acres), all of which is described herein (Proposal No. 2023SP-075-001). **THE PROPOSED ORDINANCE REQUIRES CERTAIN MATERIALS TO BE RESTRICTED IN THE CONSTRUCTION OF BUILDINGS.**

Council Member Kimbrough requested a hearing from the public on this bill which had been previously advertised. The President asked if anyone desired to be heard for or against the bill and no one came forward to be heard. The President declared the public hearing closed. Council Member Kimbrough moved to pass the bill on second reading, which motion was seconded and approved by a voice vote of the Council. The bill is referred to the Planning and Zoning Committee.

[BL2023-109](#) An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from RS7.5 to R8-A zoning for property located at 209 Chilton Street, approximately 175 feet west of Waller Street, (0.27 acres), all of which is described herein (Proposal No. 2023Z-089PR-001).

Council Member Welsch requested a hearing from the public on this bill which had been previously advertised. The President asked if anyone desired to be heard for or against the bill and no one came forward to be heard. The President declared the public hearing closed. Council Member Welsch moved to pass the bill on second reading, which motion was seconded and approved by a voice vote of the Council. The bill is referred to the Planning and Zoning Committee.

**BL2023-110** An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from SP to MUL-A zoning for properties located at 2631 and 2635 Gallatin Ave., at the southwest corner of Gallatin Pike and Carolyn Ave. (0.19 acres), and located within the Gallatin Pike Urban Design Overlay, all of which is described herein (Proposal No. 2023Z-101PR-001).

Council Member Parker moved to defer the bill to the February 6, 2024 public hearing, which motion was seconded and approved by a voice vote of the Council.

### **Consent Agenda**

Pursuant to Rule 40 of the Rules of Procedure of the Council, the following resolutions, ordinances on second reading, and ordinances on third reading were considered together under the Consent Agenda. The resolutions on consent begin with RS2023-125. The bills on second reading consent begin with BL2023-112. The bills on third reading consent begin with BL2023-78.

**RS2023-125** A resolution appropriating a total of \$170,000 from the Juvenile Court to various nonprofit organizations selected to receive Community Partnership Fund grants.

The resolution was approved by the Budget and Finance Committee and the Public Health and Safety Committee.

**RS2023-126** A Thirty-First Supplemental Electric System Revenue Bond Resolution supplementing certain resolutions of The Metropolitan Government of Nashville and Davidson County by authorizing the issuance of Electric System Revenue Bonds, 2024 Series A, and Electric System Revenue Refunding Bonds, 2024 Series B, as requested by the Electric Power Board of The Metropolitan Government of Nashville and Davidson County

The resolution was approved by the Budget and Finance Committee.

**RS2023-128** A resolution recognizing the artistic work of Denice Hicks and her role as Executive Artistic Director of The Nashville Shakespeare Festival.

The resolution was approved by the Rules, Confirmations, and Public Elections Committee.

**RS2023-129** A resolution recognizing the 15th anniversary of M.L. Rose.

The resolution was approved by the Rules, Confirmations, and Public Elections Committee.

**BL2023-112** An ordinance accepting the conditional donation of approximately 0.026 acres of land near the intersection of Fesslers Lane and Lebanon Pike. (Proposal No. 2023M-014PR-001).

The bill was approved by the Budget and Finance Committee and the Planning and Zoning Committee.

**BL2023-114** An ordinance authorizing Edgehill Village Townhomes, LLC to construct and install underground encroachments at 1516 Edgehill Avenue. (Proposal No. 2023M-013EN-001).

The bill was approved by the Planning Commission, the Planning and Zoning Committee, and the Transportation and Infrastructure Committee.

- [BL2023-115](#) An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public gate valve on a public water line, and to accept and relocate new public gate valve on a public water line, for property located at Cabot Drive (unnumbered), also known as Cabot Townhomes, (MWS Project No. 23-WL-77 and Proposal No. 2023M-154ES-001).
- The bill was approved by the Planning Commission, the Planning and Zoning Committee, and the Transportation and Infrastructure Committee.
- [BL2023-78](#) A ordinance correcting a typographical error in section 15.60.175 of the Metropolitan Code of Laws.
- [BL2023-82](#) An ordinance authorizing Auto Nashville Hotel, LLC to construct and install underground and aerial encroachments at 127 8th Avenue South (Proposal No. 2023M-012EN-001).
- [BL2023-83](#) An ordinance approving an agreement between the Metropolitan Government and PR II/SH Peabody Union Apartments Owner, LLC, a Delaware limited liability company, concerning the use of a parking facility by employees and visitors to the District Energy System generating plant.
- [BL2023-84](#) An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public sanitary sewer main and sanitary sewer manholes, for two properties located at 13345 and 13371 Old Hickory Boulevard (MWS Project No. 22-SL-296 and Proposal No. 2023M-153ES-001).
- [BL2023-85](#) An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public water main, fire hydrant assembly, sanitary sewer manhole, vertical relocation of an existing public sanitary sewer manhole and easements, for two properties located at 2526 and 2528 8th Avenue South, also known as The Eighth, (MWS Project Nos. 23-WL-21 and 23-SL-43 and Proposal No. 2023M-144ES-001).
- [BL2023-86](#) An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public sanitary sewer manhole, for property located at 2215 HM Foster Avenue, also known as Woodbine Village Townhomes, (MWS Project No. 23-SL-77 and Proposal No. 2023M-148ES-001).
- [BL2023-87](#) An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing sanitary sewer main and sanitary sewer manholes, and to accept new public water and sanitary sewer mains, sanitary sewer manholes and fire hydrant assembly, for property located at 1621 Ensley Boulevard, also known as Ensley Boulevard Office Building, (MWS Project Nos. 22-WL-97 and 22-SL-215 and Proposal No. 2023M-150ES-001).
- [BL2023-88](#) An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public sanitary sewer main and public sanitary sewer manholes, for property located at 201 B North 11th Street, also known as 11th and Forest Avenue Townhomes (MWS Project No. 23-SL-126 and Proposal No. 2023M-152ES-001).

- BL2023-89** An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public sanitary sewer mains and sanitary sewer manholes and to acquire permanent and temporary easements through negotiation, condemnation, and acceptance, for 17 properties located along Sugar Mill Drive, Rocky Fork Road, Nolensville Road, Bradfield Drive, and Williams Road in Williamson County, also known as Darsey Subdivision (Nolensville) (MWS Project No. 22-SL-285 and Proposal No. 2023M-151ES-001).
- BL2023-90** An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public water and sanitary sewer mains, sanitary sewer manhole and easements, for two properties located at 4430 C and 4432 C Providence Heights, also known as Homes at Providence Heights, (MWS Project Nos. 23-WL-48 and 23-SL-108 and Proposal No. 2023M-149ES-001).
- BL2023-111** An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to acquire through negotiations, condemnation, or fee simple purchase, a parcel of real property known as 1818 Cement Plant Road for the expansion of Biosolids operations (and Proposal No. 2023M-013PR-001).

Having been unanimously approved by all of the appropriate committees, Council Member Parker moved to adopt all of the items on the Consent Agenda, which motion was seconded and approved by the following vote: Yes (39): Suara, Porterfield, Evans-Segall, Allen, Hill, Kimbrough, Toombs, Gamble, Cortese, Parker, Capp, Benedict, Harrell, Hancock, Webb, Eslick, Evans, Bradford, Huffman, Gregg, Welsch, Vo, Cash, Kupin, Horton, Taylor, Weiner, Druffel, Gadd, Preptit, Johnston, Nash, Benton, Ellis, Sepulveda, Rutherford, Styles, Lee, and Spain; No (0); Abstain (0).

### **Resolutions**

- RS2023-127** A resolution urging the Tennessee General Assembly to continue acceptance of federal funding for public schools in Tennessee.
- The resolution was approved by the Rules, Confirmations, and Public Elections Committee. Council Member Capp moved to adopt the resolution, which motion was seconded and approved by the following vote: Yes (36): Suara, Porterfield, Evans-Segall, Allen, Hill, Kimbrough, Toombs, Gamble, Cortese, Parker, Capp, Benedict, Harrell, Webb, Evans, Bradford, Huffman, Gregg, Welsch, Vo, Cash, Kupin, Horton, Taylor, Druffel, Gadd, Preptit, Johnston, Nash, Benton, Ellis, Sepulveda, Rutherford, Styles, Lee, and Spain; No (0); Abstain (1): Eslick.

## Late Resolutions

[RS2023-130](#) A resolution approving the execution of the Third Amendment to the Agreement between the Metropolitan Government and the Nashville Downtown Partnership, amending their original contract, and the first and second amendments to it, and extending its term.

Council Member Kupin moved to suspend the rules of procedure to introduce a late resolution. The resolution was approved by the Budget and Finance Committee and the Transportation and Infrastructure Committee. Without objection, Council Member Kupin moved to adopt the resolution, which motion was seconded and approved by the following vote: Yes (37): Suara, Porterfield, Evans-Segall, Allen, Hill, Kimbrough, Toombs, Gamble, Parker, Capp, Benedict, Harrell, Webb, Eslick, Evans, Bradford, Huffman, Gregg, Welsch, Vo, Cash, Kupin, Horton, Taylor, Weiner, Druffel, Gadd, Preptit, Johnston, Nash, Benton, Ellis, Sepulveda, Rutherford, Styles, Lee, and Spain; No (0); Abstain (0).

## Bills on Introduction and First Reading

[BL2023-119](#) An ordinance amending Title 7 of the Metropolitan Code of Laws pertaining to the definition of beer.

Upon motion duly seconded, the bill passed first reading and will be considered at the next regular meeting. The bill is referred to the Government Operations and Regulations Committee.

[BL2023-120](#) An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of the Metropolitan Government of Nashville and Davidson County, to amend Chapters 17.04, 17.12, and 17.40 pertaining to lot averaging, all of which is described herein (Proposal No. 2023Z-007TX-001).

The bill was approved by the Planning Commission. Upon motion duly seconded, the bill passed first reading and will be considered at the next available public hearing.

[BL2023-121](#) An ordinance increasing the amounts of the official bonds for the Public Administrator and Public Trustee.

Upon motion duly seconded, the bill passed first reading and will be considered at the next regular meeting. The bill is referred to the Budget and Finance Committee.

[BL2023-122](#) An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public water main, and to accept new public water main, for property located 300 HM Hutcherson Alley, also known as the Clifton Avenue Public Water Relocation, (MWS Project No. 23-WL-149 and Proposal No. 2023M-158ES-001).

The bill was approved by the Planning Commission. Upon motion duly seconded, the bill passed first reading and will be considered at the next regular meeting. The bill is referred to the Planning and Zoning Committee and the Transportation and Infrastructure Committee.

**BL2023-123** An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public water and sanitary sewer mains, fire hydrant assembly, sanitary sewer manholes and easements, and to accept new public water and sanitary sewer mains, fire hydrant assembly, sanitary sewer manholes and easements, for property located at 1600 County Hospital Road, also known as Cumberland Logistics Park (MWS Project Nos. 23-WL-11 and 23-SL-21 and Proposal No. 2023M-156ES-001).

The bill was approved by the Planning Commission. Upon motion duly seconded, the bill passed first reading and will be considered at the next regular meeting. The bill is referred to the Planning and Zoning Committee and the Transportation and Infrastructure Committee.

**BL2023-124** An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing brick water pumping station building located at 2124 Oakwood Avenue but to retain the Public Utility & Drainage Easement (Proposal No. 2023M-160ES-001).

The bill was approved by the Planning Commission. Upon motion duly seconded, the bill passed first reading and will be considered at the next regular meeting. The bill is referred to the Planning and Zoning Committee and the Transportation and Infrastructure Committee.

**BL2023-125** An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public water mains, and to accept new public water mains and fire hydrant assemblies, for property located at 1215 21st Avenue South, also known as VUMC Link Tower (MWS Project No. 23-WL-71 and Proposal No. 2023M-159ES-001).

The bill was approved by the Planning Commission. Upon motion duly seconded, the bill passed first reading and will be considered at the next regular meeting. The bill is referred to the Planning and Zoning Committee and the Transportation and Infrastructure Committee.

**BL2023-126** An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new water and sanitary sewer mains, fire hydrant assembly, sanitary sewer manholes and easements, for property located at 524 Edwin Street and Edwin Street (unnumbered), also known as Edwin Greens Phase 2 (MWS Project Nos. 23-WL-34 and 23-SL-74 and Proposal No. 2023M-163ES-001).

The bill was approved by the Planning Commission. Upon motion duly seconded, the bill passed first reading and will be considered at the next regular meeting. The bill is referred to the Planning and Zoning Committee and the Transportation and Infrastructure Committee.

**BL2023-127** An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public water and sanitary sewer mains, fire hydrant assemblies, sanitary sewer manholes and easements, for property located at 3500 Brick Church Pike, also known as Thornton Grove Phase 4B, (MWS Project Nos. 23-WL-17 and 23-SL-30 and Proposal No. 2023M-155ES-001).

The bill was approved by the Planning Commission. Upon motion duly seconded, the bill passed first reading and will be considered at the next regular meeting. The bill is referred to the Planning and Zoning Committee and the Transportation and Infrastructure Committee.

**BL2023-128** An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from MUL to AR2A zoning for property located at Mt. View Road (unnumbered) at the southeastern intersection of Mt. View Rd. and Crossings Blvd. (2.13 acres), all of which is described herein (Proposal No. 2024Z-001-001).

The bill is referred to the Planning Commission. Upon motion duly seconded, the bill passed first reading and will be considered at the next available public hearing.

**BL2023-129** An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by cancelling a Planned Unit Development Overlay District for property located at 1210 Murfreesboro Pike, approximately 480 feet southeast of Kermit Drive (2.89 acres), zoned CL, all of which is described herein (Proposal No. 128-82P-001).

The bill is referred to the Planning Commission. Upon motion duly seconded, the bill passed first reading and will be considered at the next available public hearing.

**BL2023-130** An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from CS to SP zoning for property located at 3910 Central Pike, approximately 240 feet west of Old Hickory Boulevard, (2.06 acres) and located within a Planned Unit Development Overlay District, to permit 127 multi-family residential units in an existing building, all of which is described herein (Proposal No. 2023SP-079-001).

The bill was approved with conditions and disapproved without all conditions by the Planning Commission. Upon motion duly seconded, the bill passed first reading and will be considered at the next available public hearing.

**BL2023-131** An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by cancelling a portion of a Planned Unit Development Overlay District for property located at 3910 Central Pike, approximately 240 feet west of Old Hickory Boulevard (2.06 acres), zoned CS, all of which is described herein (Proposal No. 93P-023-004).

The bill was approved with conditions by the Planning Commission. Upon motion duly seconded, the bill passed first reading and will be considered at the next available public hearing.

**BL2023-132** An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from CS to MUN-A-NS zoning for property located at 99 Bridgeway Avenue, south of Bridgeway Avenue and east of Rayon Drive, (0.46 acres), all of which is described herein (Proposal No. 2023Z-078PR-001).

Council Member Eslick moved to indefinitely defer the bill, which motion was seconded and approved by a voice vote of the Council.

**BL2023-133** An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from CS and AR2A to MUL zoning for property located at 3332 Murfreesboro Pike, north of the intersection of Murfreesboro Pike and Mt. View Road. (4.86 acres), and located within the Murfreesboro Pike Urban Design Overlay, all of which is described herein (Proposal No. 2024Z-004-001).

The bill is referred to the Planning Commission. At the request of Council Member Harrell, the bill is deferred to the December 19, 2023 meeting pursuant to Rule 9.2 of the Rules of Procedure of the Council.

**BL2023-134** An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from CS to MUL-NS zoning for properties located at 801 and 828 Royal Parkway, east of the corner of Royal Parkway and Airport Center Drive (10.68 acres), within a Planned Unit Development Overlay District, all of which is described herein (Proposal No. 2023Z-100PR-001).

The bill was approved by the Planning Commission. Upon motion duly seconded, the bill passed first reading and will be considered at the next available public hearing.

**BL2023-135** An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by cancelling a Planned Unit Development Overlay District on properties located at 801 and 828 Royal Parkway, east of the corner of Royal Parkway and Airport Center Drive, zoned CS (10.68 acres), and located within a Planned Unit Development Overlay District, all of which is described herein (Proposal No. 46-83P-005).

The bill was approved by the Planning Commission. Upon motion duly seconded, the bill passed first reading and will be considered at the next available public hearing.

### **Bills on Second Reading**

**BL2023-70** An ordinance to amend Section 13.08.040 of the Metropolitan Code of Laws related to the offering of merchandise for sale on or near public property.

Council Member Kupin moved to pass the bill on second reading, which motion was properly seconded. Council Member Kupin offered Amendment No. 1 to the bill and moved that it be adopted, which motion was seconded and approved by a voice vote of the Council. Council Member Kupin moved to pass the bill on second reading as amended, which motion was seconded and approved by a voice vote of the Council.



[BL2023-113](#) An ordinance approving Amendment Number 1 to Contract number 6488663 between the Metropolitan Government of Nashville and Davidson County (“Metro”) and Axon Enterprise, Inc., to add an optional renewal term of up to 120 months and to increase the value of the contract.

Council Member Porterfield moved to pass the bill on second reading, which motion was properly seconded. Council Member Toombs offered a substitute bill and moved that it be adopted, which motion was seconded and approved by a voice vote of the Council. Council Member Toombs moved to suspend the rules of procedure to introduce a late filed amendment. Without objection, Council Member Toombs offered Amendment No. 1 to the bill and moved that it be adopted, which motion was seconded and approved by a voice vote of the Council. Council Member Toombs moved to pass the bill on second reading as substituted and amended, which motion was properly seconded. After discussion, Council Member Benedict called for the previous question, which motion was seconded and approved by the following roll call vote: Yes (29): Suara, Porterfield, Evans-Segall, Toombs, Gamble, Parker, Benedict, Harrell, Hancock, Webb, Eslick, Evans, Bradford, Huffman, Gregg, Welsch, Vo, Cash, Horton, Taylor, Druffel, Gadd, Preptit, Johnston, Nash, Benton, Sepulveda, Styles, and Lee; No (10): Allen, Hill, Kimbrough, Cortese, Capp, Kupin, Weiner, Ellis, Rutherford, and Spain; Abstain (0). The matter recurred on the motion to pass the bill on second reading as substituted and amended, which motion was seconded and failed by the following roll call vote:

**Yes:** Allen, Toombs, Gamble, Cortese, Hancock, Webb, Eslick, Weiner, Druffel, Johnston, Nash, Benton, Rutherford, and Styles

**No:** Suara, Porterfield, Evans-Segall, Hill, Kimbrough, Parker, Capp, Benedict, Harrell, Evans, Bradford, Huffman, Gregg, Welsch, Vo, Cash, Kupin, Horton, Taylor, Gadd, Preptit, Sepulveda, Lee, and Spain

**Abstain:** Ellis

### **Bills on Third Reading**

[BL2023-80](#) An ordinance approving a lease agreement between the Metropolitan Government of Nashville and Davidson County and Nashville Metropolitan LLC for office space at 1281 Murfreesboro Pike, Nashville, Tennessee (Parcel No. 12000015500) (Proposal No. 2023M-043AG-001).

Council Member Bradford moved to pass the bill on third reading, which motion was seconded and approved by the following vote: Yes (38): Suara, Porterfield, Evans-Segall, Allen, Hill, Toombs, Gamble, Cortese, Parker, Capp, Benedict, Harrell, Hancock, Webb, Eslick, Evans, Bradford, Huffman, Gregg, Welsch, Vo, Cash, Kupin, Horton, Taylor, Weiner, Druffel, Gadd, Preptit, Johnston, Nash, Benton, Ellis, Sepulveda, Rutherford, Styles, Lee, and Spain; No (0); Abstain (1): Kimbrough.

### **Adjournment**

Requests for ADA accommodation should be directed to the Metropolitan Clerk at 615-862-6770.

Upon motion duly seconded, the meeting was adjourned.