



Metropolitan Council

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## F. Consent Resolutions and Resolutions

### 1. [RS2023-1](#)

A resolution appropriating \$45,500 from a certain account of the Community Safety Fund for a grant to Pass the Beauty for South Nashville Community Safety programs.

#### Analysis

This resolution appropriates \$45,500 from the Community Safety Partnership Fund, Fund No. 30164, to fund a grant to Pass the Beauty. The Mayor's Office has recommended that \$45,500 of the funds appropriated for community safety grants in the Fiscal Year 2023-2024 Budget Ordinance, Substitute Ordinance No. BL2023-1867, be distributed to Pass the Beauty for services pertaining to South Nashville Community Safety programs. The programs will focus on mitigating financial stress, strengthening anti-violence social norms and peer relationships, and provide peer support and therapy.

The term of the grant contract begins October 4, 2023 and ends July 31, 2024.

**Sponsors:** Porterfield and Evans

### 2. [RS2023-2](#)

A resolution approving an application for a Courtroom Security grant from the Tennessee Administrative Office of the Courts, to the Metropolitan Government, acting by and through the State Trial Courts, to improve security in the Historic Metro Courthouse (HCH) and the Justice A. A. Birch building through the addition of security cameras and the securing of executive and judicial parking in the HCH parking garage.

#### Analysis

This resolution approves an application for a Courtroom Security grant from the Tennessee Administrative Office of the Courts to the State Trial Courts. If awarded, the grant amount would be \$111,200. The grant would be used to improve security in the Historic Metro Courthouse and the Justice A. A. Birch building through the addition of security cameras, the securing of executive and judicial parking in the Historic Metro Courthouse parking garage, the purchase of gun safes, and the purchase of an emergency contact system.

**Sponsors:** Porterfield

### 3. [RS2023-3](#)

A resolution accepting a Tennessee Highway Safety Office Recovery Court Enhancements grant from the Tennessee Department of Mental Health and Substance Abuse Services to the Metropolitan Government, acting by and through the State Trial Courts, to fund various Alcohol Countermeasures Highway Safety Projects.

Analysis

The resolution accepts a grant award of \$60,000 from the Tennessee Department of Mental Health and Substance Abuse Services to the Metropolitan Government. The grant would provide for enhancements of the Davidson County recovery court programs as part of the state's Alcohol Countermeasures Highway Safety Project. No local cash match is required. The grant period begins on October 1, 2023, and ends on September 30, 2024.

**Sponsors:** Porterfield

4. [RS2023-4](#)

A resolution approving the election of certain Notaries Public for Davidson County.

Analysis

This is a routine resolution approving the election of notaries public in accordance with state law.

**Sponsors:** Sepulveda

5. [RS2023-5](#)

A resolution extending the time within which the Tax Incentive and Abatement Study and Formulating Committee shall study and submit its complete report and recommendations.

Analysis

This resolution extends the timeframe within which the Tax Incentive and Abatement Study and Formulating Committee will study and submit its complete report and recommendations to the Metropolitan Council. On October 4, 2022, the Metropolitan Council adopted Ordinance No. BL2022-1415, creating a Tax Incentive and Abatement Study and Formulating Committee. BL2022-1415 provides that the Committee should submit a report of its recommendations within six months, unless such time is extended by resolution.

This resolution extends the term of the Tax Incentive and Abatement Study and Formulating Committee until January 31, 2024.

**Sponsors:** Allen and Toombs

6. [RS2023-6](#)

A resolution accepting the terms of a cooperative purchasing master agreement for pursuit vehicles and other special purpose vehicles with emergency upfitting for first responders.

Analysis

This resolution accepts the terms of a cooperative purchasing master agreement for pursuit

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vehicles and other special purpose vehicles with emergency upfitting for first responders. It is anticipated that this contract will be used by the Metropolitan Nashville Police Department, Nashville Fire Department, Office of Emergency Management, and the Davidson County Sheriff's Office. The purchasing agreement is between Sourcewell, which is a state of Minnesota local government agency, and National Auto Fleet Group. The agreement is valid through November 8, 2025.

T.C.A. § 12-3-1205(b) authorizes local governments to participate in cooperative purchasing agreements with governmental entities outside of the state as long as the goods or services were competitively procured by the other governmental entity. T.C.A. § 12-3-1205(b) further provides that local governments may participate in a master agreement by adopting a resolution accepting the terms of the master agreement.

**Sponsors:** Porterfield, Evans and Suara

7. [\*\*RS2023-7\*\*](#)

A resolution accepting the terms of a cooperative purchasing master agreement for the purchase of mobile, anti-ram, anti-vehicle barriers for Nashville Department of Transportation.

**Analysis**

This resolution accepts the terms of a cooperative purchasing master agreement for the purchase of mobile, anti-ram, anti-vehicle barriers for the Nashville Department of Transportation. The purchasing agreement is between the U.S. General Services Administration, which is a federal government agency, and Meridian Rapid Defense Group, LLC. The agreement is valid through November 18, 2038.

T.C.A. § 12-3-1205(b) authorizes local governments to participate in cooperative purchasing agreements with governmental entities outside of the state as long as the goods or services were competitively procured by the other governmental entity. T.C.A. § 12-3-1205(b) further provides that local governments may participate in a master agreement by adopting a resolution accepting the terms of the master agreement.

**Sponsors:** Porterfield, Parker and Benedict

8. [\*\*RS2023-8\*\*](#)

A resolution approving a grant contract by and between the Metropolitan Government, acting by and through the Office of Family Safety, and the Sexual Assault Center, for the provision of medical legal exams, therapy, and assist with the Safe Bar program all for the benefit of residents in Davidson County who are victims/survivors of sexual assault.

**Analysis**

This resolution approves a grant contract between the Office of Family Safety and the Sexual Assault Center. This contract is to provide legal exams and provide medical legal exams and therapy sessions to victims of sexual assault in Davidson County. The \$175,000 funding for this contract was previously appropriated in Fiscal Year 2023/2024 operating budget, approved by Substitute Ordinance No. BL2023-1867.

Pursuant to the contract, the Sexual Assault Center agrees to provide 100 medical legal exams to victims and survivors of sexual assault, provide 500 therapy sessions to victims and survivors of sexual assault, and staff the Safe Bar program with a full-time training specialist tasked with expanding the Safe Bar program and conducting general primary prevention training. Metro will provide \$175,000 to the Sexual Assault Center to fund these services. The grant term begins July 1, 2023, and ends June 30, 2024.

Tennessee Code Annotated section 7-3-314 authorizes Metro to provide financial assistance to nonprofit organizations. In addition, Section 5.04.070 of the Metro Code of Laws provides that the Council may appropriate funds for the financial aid of nonprofit organizations by resolution.

*Fiscal Note: The Metropolitan Government will provide \$175,000 to the Sexual Assault Center for the performance of this contract.*

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

9. [RS2023-9](#)

A resolution appropriating a total of \$200,000 from the Office of Family Safety to various nonprofit organizations selected to receive Community Partnership Fund grants.

**Analysis**

This resolution appropriates a total of \$200,000 from the Office of Family Safety to five nonprofit organizations selected to receive Community Partnership Fund grants. The Office of Family Safety accepted applications from nonprofit organizations and recommended the distribution of funds to these organizations. The Mayor has accepted these recommendations.

Funds will be distributed as follows:

- \$50,000 to the Mary Parrish Center to provide transitional and permanent housing and support services to survivors of interpersonal violence;
- \$40,000 to Nurture the Next to implement an outreach program for victims of interpersonal violence to encourage them to seek help through Nashville's Family Safety Centers;
- \$50,000 to AGAPE/Morning Star to assist victims of domestic violence seeking services at the Family Safety Center with applying for Orders of Protection and Safety Planning;
- \$50,000 to the Nashville Children's Alliance to reduce the trauma for children and families who have experienced child abuse or neglect;
- \$10,000 to Fifty Forward to support work with older adults including those who are victims of interpersonal violence through the Living at Home program.

This resolution authorizes the Metropolitan Government to enter into grant contracts with these nonprofit organizations for the amounts and purposes provided above. The contracts with each entity receiving funding are attached to the resolution.

**Sponsors:** Porterfield and Evans

**10. [RS2023-10](#)**

A resolution accepting a Community Project Funding grant from the U. S. Department of Health and Human Services to the Metropolitan Government, acting by and through the Department of General Services, to fund the construction of the third floor at 1354 Brick Church Pike for the future Nashville Assessment Center to provide therapeutic pre-charge diversion services to address low level misdemeanor and youth offenses.

**Analysis**

This resolution accepts a Community Project Funding grant from the U.S. Department of Health and Human Services to the Metropolitan Department of General Services. This is a grant not to exceed \$2,200,000 with no local cash match required to fund the construction of the third floor at 1354 Brick Church Pike for the future Nashville Assessment Center to provide therapeutic pre-charge diversion services to address low level misdemeanor and youth offenses. The project period for this grant begins September 30, 2023, and ends September 29, 2026.

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

**11. [RS2023-11](#)**

A resolution accepting a donation from Music City, Inc. to the Nashville Fire Department (“NFD”) of a 2023 Polaris ATV equipped with a medical bed to transport injured individuals.

**Analysis**

This resolution accepts a donation from the Music City, Inc. to the Nashville Fire Department (“NFD”). Music City, Inc. is the charitable foundation of the Nashville Convention & Visitors Corp. with a mission to maximize the economic contribution of the convention and hospitality industries to the total community by marketing and developing Nashville as a premiere domestic and international destination. Deana Ivey is the President/CEO and Jeff Mefford is the CFO. Music City Inc. desires to donate a 2023 Polaris ATV equipped with a medical bed to NFD. The ATV has an estimated value of \$32,800.

Metropolitan Code Section 5.04.120.B allows donations exceeding \$7,500 to be accepted upon approval of a resolution of the Council.

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

**12. [RS2023-12](#)**

A resolution accepting an in-kind grant from Vanderbilt University Medical Center to the Metropolitan Government, acting by and through the Metropolitan Nashville Fire Department, to provide training materials for paramedics who participate in the Prehospital Airway Control Trial (PACT) trauma airway study.

**Analysis**

This resolution accepts an in-kind grant from Vanderbilt University Medical Center (“VUMC”) to the Nashville Fire Department (“NFD”). NFD Emergency Medical Services will be participating

in a trauma airway study. VUMC is the local research site for this Prehospital Airway Control Trial. NFD personnel must participate in trauma airway training and learn the rules of the study and the strict criteria to determine which patients can be enrolled in the study. VUMC will be providing this training, along with a challenge coin, medical back packs, and refreshments. The estimated value of this in-kind grant is \$15,000.

**Sponsors:** Porterfield, Evans and Suara

**13. [RS2023-13](#)**

A resolution authorizing the Metropolitan Department of Law to compromise and settle the personal injury claim of Marse Hanback against the Metropolitan Government of Nashville and Davidson County in the amount of \$145,000, with said amount to be paid out of the Self-Insured Liability Fund.

**Analysis**

On June 8, 2019, Nashville Fire Department (“NFD”) Captain Marse Hanback was a passenger in a fire truck driven by an NFD employee. While driving toward an emergency medical call at 2614 Eden Street, the NFD employee attempted to turn the large ladder truck onto Meharry Boulevard and did not see a sign warning of bridge with a low overpass. No occupant of the fire truck saw the sign, as they were watching for turn clearance. A second sign warning of the overpass had been previously damaged and not replaced at the time of the incident. Several collisions have previously occurred at this overpass.

The fire truck collided with the overpass and sustained significant damage. The air tank in Captain Hanback’s seat was dislodged and struck him in the upper back and shoulder. Captain Hanback received treatment and care at the hospital through Metro’s Injured-on-Duty program. Captain Hanback underwent several rounds of physical therapy and eventually received surgery on his right shoulder and collarbone. Captain Hanback treated these injuries for more than two years and received significant time off work and on restricted duty as a result of these injuries. While his shoulder has largely healed, Captain Hanback continues to have neck pain and some pain and tingling in his arms.

Captain Hanback asserted negligence claims against and further alleged that Metro negligently failed to repair or replace the second height restriction sign on the overpass. Captain Hanback claimed to lose wages at his secondary employment because of his inability to work, lose overtime opportunities at NFD, retire three years earlier than planned, and pay for additional out-of-pocket costs as a result of his injuries.

The Department of Law recommends settlement of Captain Hanback’s claims for \$145,000. Metro cannot recoup any funds spent on Captain Hanback’s medical treatment or salary payment under Metro’s Injured-on-Duty program.

The NFD employee involved received a fifteen-day suspension as a result of his conduct. Captain Hanback also received a five-day suspension, as he was ultimately responsible for the

operation of the ladder truck.

*Fiscal note: This \$145,000 settlement, along with the settlements per Resolution Nos. RS2023-14, RS2023-39 and RS2023-40 would be the 6th, 7th, 8th and 9th payments from the Self-Insured Liability Fund in FY24 for a cumulative total of \$417,307.*

**Sponsors:** Porterfield

**14. [RS2023-14](#)**

A resolution authorizing the Metropolitan Department of Law to compromise and settle the personal injury claim of Edna Collier against the Metropolitan Government of Nashville and Davidson County for \$25,000, with said amount to be paid out of the Self-Insured Liability Fund.

**Analysis**

On June 16, 2023, a Nashville Fire Department ambulance completed a call at 665 Myatt Drive and attempted to exit a parking lot at Intown Suites. The driver of the ambulance did not see a stopped vehicle owned by Edna Collier behind him. The ambulance backed into the passenger side of Ms. Collier's vehicle. Her vehicle was later deemed a total loss, and Ms. Collier received \$3,100 for the vehicle through a separate claim.

Ms. Collier reported neck and shoulder pain and was taken to the emergency room on June 24 and 29, 2023. Ms. Collier received treatment to relieve the pain and was released from the hospital's care.

The Department of Law recommends settlement of Ms. Collier's personal injury claims for \$25,000, which includes payment of her medical bills, prescriptions, lost wages, and pain and suffering.

*Fiscal note: This \$25,000 settlement, along with the settlements per Resolution Nos. RS2023-13, RS2023-39 and RS2023-40 would be the 6th, 7th, 8th and 9th payments from the Self-Insured Liability Fund in FY24 for a cumulative total of \$417,307.*

**Sponsors:** Porterfield

**15. [RS2023-15](#)**

A resolution approving amendment one to an Emergency Management Performance Grant (EMPG) from the Tennessee Emergency Management Agency to the Metropolitan Government, acting by and through the Office of Emergency Management, to subsidize the Emergency Management Program.

**Analysis**

This resolution approves the first amendment to an Emergency Management Performance Grant ("EMPG") from the Tennessee Emergency Management Agency ("TEMA") to the Office of Emergency Management ("OEM"). The Council approved a grant agreement from TEMA to OEM to subsidize the Emergency Management Program, pursuant to Resolution No.

RS2023-2171. The original grant award is not to exceed \$208,478.37 with a required local cash match of \$208,478.37. The term of this grant agreement began October 1, 2021, and was set to end September 30, 2023.

The amendment under consideration extends the end date of the agreement by six months to March 31, 2024. The amendment also updates the Grant Budget attachment and Federal Award Identification Worksheet to reflect this change. No other changes would be made to the grant.

**Sponsors:** Porterfield and Evans

16. **RS2023-16**

A resolution accepting a Statewide School Resource Officer (SRO) 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 to place School Resource Officers in all Nashville Public Middle and High Schools.

**Analysis**

This resolution accepts a Statewide School Resource Officer (“SRO”) grant from the Tennessee Department of Safety and Homeland Security to the Metropolitan Nashville Police Department (“MNPDP”). The \$3,375,000 grant would provide funding to place SROs in all middle and high schools in Metro Nashville Public Schools. No local cash match is required. The grant period begins on July 1, 2023 and ends June 30, 2024.

**Sponsors:** Porterfield, Evans and Spain

17. **RS2023-17**

A resolution accepting a Victim Services State grant from the Tennessee Department of Finance and Administration to the Metropolitan Government, acting by and through the Metropolitan Nashville Police Department, to administer funds to enhance the use of evidence-based strategies to provide support services to victims of crime.

**Analysis**

This resolution accepts a Victim Services State grant in an amount not to exceed of \$131,485 from the Tennessee Department of Finance and Administration to the Metropolitan Nashville Police Department (“MNPDP”). The grant would be used for evidence-based support strategies to help victims of crime. The grant would fund supplies, translation and interpretation services, client resources, provide specific assistance to victims, and allow staff to attend trainings and conferences. No cash match is needed to receive this grant. The grant period begins on July 1, 2023, and ends on June 30, 2024.

**Sponsors:** Porterfield and Evans

18. **RS2023-18**

A resolution accepting a Community-Based Traffic Safety Enforcement and Education grant from the Tennessee Highway Safety Office to the Metropolitan Government, acting by and through the Metropolitan Nashville Police Department, to continue the enhanced DUI enforcement initiative and target distracted driving and seatbelt enforcement.



Analysis

This resolution accepts a Community-Based Traffic Safety Enforcement and Education grant from the Tennessee Highway Safety Office to the Metropolitan Nashville Police Department. The grant amount is not to exceed \$600,000 with no local cash match required. The grant term begins October 1, 2023, and will end September 30, 2024. The grant funds will be used to continue the enhanced DUI enforcement initiative and target distracted driving and seatbelt enforcement.

**Sponsors:** Porterfield and Evans

**19. [RS2023-19](#)**

A resolution approving amendment one to a grant from the Tennessee Department of Finance and Administration to the Metropolitan Government, acting by and through the Metropolitan Nashville Police Department, for funding for the Internet Crimes Against Children Unit.

Analysis

This resolution approves the first amendment to a grant between the Tennessee Department of Department of Finance and Administration and the Metropolitan Nashville Police Department (“MNPD”), previously approved by Resolution No. RS2021-921. The term of the grant began on July 1, 2021, and ends on June 30, 2026. The grant provides funding for the Internet Crimes Against Children Unit.

The grant amendment reallocates funds from professional fees to fund salaries in FY2024, FY2025, and FY2026. Funds will also be allocated for sub-grantees to establish similar units in other jurisdictions. The grant amendment also replaces sections of the grant regarding conflicts of interests, audits, insurance plans, capital assets, and state interest in equipment and motor vehicles.

**Sponsors:** Porterfield and Evans

**20. [RS2023-20](#)**

A resolution approving amendment one to an intergovernmental agreement by and between the Metropolitan Government of Nashville and Davidson County, acting by and through the Metropolitan Nashville Police Department (hereinafter “MNPD”), and the U.S. Army Corps of Engineers for extra-duty police services.

Analysis

This resolution approves the first amendment to an intergovernmental agreement between the Metropolitan Nashville Police Department (“MNPD”) and the U.S. Army Corps of Engineers (“USACE”) for extra-duty police services. The Council previously approved a contract between MNPD and USACE for extra-duty police services to patrol the recreation areas at J. Percy Priest and Old Hickory Lakes pursuant to Resolution No. RS2022-1534. The base year of the contract was April 1, 2022 through September 30, 2022, with the option for an extension of one year.

This amendment extends the end date of the contract to March 31, 2023, increases the rates for extra-duty police services to reflect the 2023-2024 rates, updates the performance work statements, updates the Alterations in Contract provision, and adds a clause prohibiting a ByteDance Covered Application.

The total contract value, to be paid to Metro, is increased by \$32,442, from \$237,902.40 to \$270,344.40.

State law allows the Metropolitan Government to enter into intergovernmental agreements with other governmental entities with approval of the Council by resolution.

**Sponsors:** Porterfield and Evans

**21. [RS2023-21](#)**

A resolution approving an application for a Hot Spot Violent Crime Intervention Fund (VCIF) Targeted Community Crime Reduction Project (TCCRP) grant from the Tennessee Office of Criminal Justice Programs, to the Metropolitan Government, acting by and through the Metropolitan Nashville Police Department, to utilize funding for the formation of the PAL program to help build strong community relations and facilitate early intervention in the lives of at risk youths and to purchase equipment and increase staffing to better prepare officers to respond to violent crime incidents.

**Analysis**

This resolution approves an application for a Hot Spot Violent Crime Intervention Fund Targeted Community Crime Reduction Project grant from the Tennessee Office of Criminal Justice Programs to the Metropolitan Nashville Police Department (“MNPDP”). The grant award is not to exceed \$675,000 with no cash match required. If awarded, the grant would fund the formation of the Nashville Police Activities League (“PAL”) program, purchase equipment and increase staffing. The grant would also provide for salary reimbursement of the Project Coordinator of the grant that is currently employed by MNPDP.

**Sponsors:** Porterfield, Evans and Allen

**22. [RS2023-22](#)**

A resolution approving an application for the Edward Byrne Memorial Justice Assistance Grant from the U. S. Department of Justice to the Metropolitan Government, acting by and through the Metropolitan Nashville Police Department, for specialized training and equipment to ensure personnel maintain needed certifications for criminal investigation and crime reduction initiatives.

**Analysis**

This resolution permits the Metropolitan Nashville Police Department (“MNPDP”) to apply for the Edward Byrne Memorial Justice Assistance Grant with the U.S. Department of Justice. The grant application is for an award of \$594,876 with no required cash match. The funding for this grant would be used for technology upgrades, supplies for direct support to basic police, in-service and specialized training.

MNPD intends to use funding from this grant to conduct mandatory training to allow personnel to maintain necessary certifications for criminal investigations and crime reduction initiatives. Grant funding would also be used to purchase equipment, such as: exercise equipment for Hermitage, West, and Midtown Precincts, replacement night vision goggles, stinger spike systems, computer forensics equipment, water-filled barriers for special events, pole cameras for surveillance, breaching kits for search warrants, and shelving for MNPD property and evidence.

The Edward Byrne Memorial Justice Assistance Grant is a routine grant for which MNPD applies annually.

**Sponsors:** Porterfield and Evans

**23. [RS2023-23](#)**

A resolution accepting an in-kind grant from the Friends of Shelby Park & Bottoms to the Metropolitan Government, acting by and through the Metropolitan Board of Parks and Recreation, to provide equipment and signage improvements to Shelby Park and Bottoms.

**Analysis**

This resolution accepts an in-kind grant from the Friends of Shelby Park & Bottoms to the Metropolitan Board of Parks and Recreation. This in-kind grant will provide for installation of a bike fixit station, new swing set with toddler swings, 13 new benches, new tennis nets and screens, new disc golf course sign and tee box improvements, culvert improvements near multi-use field, batting cage improvements and new trailhead sign structures for Shelby Park and Bottoms. The estimated value of this in-kind grant is \$64,500. No money will be given to Metro Parks and there is no cash match or other obligation for the Metropolitan Government.

**Sponsors:** Capp, Porterfield, Styles, Welsch and Benedict

**24. [RS2023-24](#)**

A resolution accepting an in-kind grant from Vanderbilt University to the Metropolitan Government, acting by and through the Metropolitan Board of Parks and Recreation, to replace the current video board at the Centennial Sportsplex.

**Analysis**

This resolution accepts an in-kind grant from Vanderbilt University Athletics Department to the Metropolitan Board of Parks and Recreation to replace the current video board at Centennial Sportsplex. The project has an estimated value of \$152,596 with no local cash match required. The Vanderbilt University Athletics Department will work with Metro Parks staff to detail plans, materials, and installation as part of the project. The athletics department also requested to place university signage on the video board, which would be submitted to Metro Parks in advance for its approval.

**Sponsors:** Taylor, Porterfield and Styles

**25. [RS2023-25](#)**

A resolution approving a contract between the Metropolitan Government, acting by and through the Metropolitan Board of Health, and Belmont University, to provide clinical experience opportunities for its nursing program students.

Analysis

This resolution approves a contract between the Metropolitan Board of Health and Belmont University. The agreement allows Belmont nursing students to participate in a clinical program operated by the Board of Health. The term of the agreement begins on July 1, 2023, and ends on June 30, 2028.

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

**Sponsors:** Porterfield and Evans

**26. [RS2023-26](#)**

A resolution appropriating a total of \$355,200 from the Metropolitan Government, acting by and through the Metropolitan Board of Health, to Neighborhood Health, Inc. and approving a grant contract by and between the Metropolitan Government, acting by and through the Metropolitan Board of Health, and Neighborhood Health, Inc. to provide homeless individuals with medical and dental services at two or more clinics in or near downtown Nashville.

Analysis

This resolution appropriates \$355,200 from the Metropolitan Board of Health to Neighborhood Health, Inc., to provide medical and dental services for the unhoused. The funding would support at least two clinics in or around downtown Nashville.

Metro has had such a contract since 2005 to provide a portion of the medical services, including examinations, diagnosis, and treatment of medical conditions of homeless persons seen at the downtown clinic. Neighborhood Health is to provide primary medical services to at least 3,500 individuals, which is to include a 24-hour on-call system for emergencies. This contract also includes the provision of dental care for at least 500 patient visits and mental health services to at least 600 homeless clients. Neighborhood Health will also be responsible for making transportation available to its homeless patients. The term of this agreement begins July 1, 2023, and ends June 30, 2024.

*Fiscal Note: Metro would pay \$355,200 to Neighborhood Health, Inc., to provide homeless individuals with medical and dental services at two or more clinics in or near downtown Nashville.*

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

**27. [RS2023-27](#)**

A resolution approving a contract between the Metropolitan Government, acting by and through the Metropolitan Board of Health, and Family and Children's Service, to provide Affordable Care Act Navigators to screen individuals for health insurance eligibility at Health Department locations.

Analysis

This resolution approves a contract between the Metropolitan Board of Health and the Family and Children's Services to provide Affordable Care Act ("ACA") Navigators to screen individuals for health insurance eligibility at Metro Health Department locations.

Pursuant to the terms of the contract, Family and Children's Services, a 501 c3 nonprofit Tennessee corporation, will provide technical assistance, supervision, and professional development for the ACA Navigators and will also screen clients for health insurance eligibility for a Marketplace plan, TennCare, or CoverKids and assist with applications for these programs. The Metro Health Department will provide office space, workspaces, and parking for the ACA Navigators. The term of the contract begins April 1, 2023, and continues for five years. There is no cost to the Metro Health Department for the performance of this contract.

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

**Sponsors:** Porterfield, Evans and Welsch

**28. [RS2023-28](#)**

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

Analysis

This resolution accepts a grant award of \$10,000 from Friends of Metro Animal Care and Control to the Metropolitan Board of Health. The grant would provide funding to Metro Animal Care and Control for emergency animal care for shelter animals. No cash match is required.

**Sponsors:** Porterfield, Evans, Kupin, Bradford, Suara and Spain

**29. [RS2023-29](#)**

A resolution approving amendment two to a grant from the National Association of County and City Health Officials (NACCHO) to the Metropolitan Government, acting by and through the Metropolitan Board of Health, to partner with agencies and implement activities that address the community's challenges related to drug overdose deaths.

Analysis

This resolution approves the second amendment to a grant from the National Association of County and City Health Officials to the Metropolitan Board of Health. The grant is used to partner with agencies and implement activities that address the community's challenges related to drug overdose deaths.

Resolution No. RS2022-1529, approved by the Council on May 17, 2022, accepted a grant not to exceed \$173,899.22. The first amendment, approved pursuant to RS2022-1871, expanded the grant's funding to \$497,631.12 and extended the end date of the term to July 31, 2023.

The amendment under consideration extends the end date of the grant term from July 31, 2023, to May 31, 2024. No additional funding is included in this grant, but the extended term would allow for the possibility of future funding and providing additional time to the program.

**Sponsors:** Porterfield, Evans and Welsch

**30. [RS2023-30](#)**

A resolution approving a grant from the Metropolitan Government of Nashville and Davidson County, acting by and through the Office of Homeless Services, to The Contributor, Inc. to provide Critical time Intervention Services to ensure that individuals are connected to supportive services that will address barriers to maintaining housing and achieving self-sufficiency.

**Analysis**

This ordinance approves a grant from the Office of Homeless Services to The Contributor, Inc.

Pursuant to the terms of the agreement, the Contributor agrees to provide services and support to reduce homelessness and chronic homelessness, connect individuals with state and federal benefits, observe the House First practice, use Critical Time Intervention as a model of case management, and utilize the Nashville/Davidson County Coordinated Entry system for all referrals for this program. Metro will provide \$355,000 to the Contributor for the provision of these services. The grant term begins on September 1, 2023, and ends of August 31, 2024. No cash match was required as part of the grant.

*Fiscal Note: The Metropolitan Government will provide \$355,000 to The Contributor, Inc. for the provision of these services.*

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

**31. [RS2023-31](#)**

A resolution authorizing the Metropolitan Government of Nashville and Davidson County, acting by and through the Nashville Department of Transportation and Multimodal Infrastructure, to enter into a Facility Encroachment Agreement with CSX TRANSPORTATION, INC., to construct, use, and maintain communications conduit and fiber in the railroad right-of-way along Broadway between 10th Avenue and 11th Avenue, in Davidson County. (Proposal No. 2023M-037AG-001).

**Analysis**

This resolution authorizes the Nashville Department of Transportation and Multimodal Infrastructure (“NDOT”) to enter into a Facility Encroachment Agreement with CSX Transportation, Inc. (“CSX”) to construct, use, and maintain communications conduit and fiber in the railroad right-of-way along Broadway between 10th Avenue and 11th Avenue in Davidson County.

Pursuant to this agreement, CSX authorizes NDOT to install communications conduit and fiber over property owned and controlled by CSX. NDOT will pay to CSX a one-time nonrefundable encroachment fee of \$6,100 and other fees totaling \$10,000 for a total of \$16,100.

BL2005-787 authorized approval of agreements pertaining to cooperation and/or permissions for bridge and/or roadway projects between the Department of Public Works, now known as NDOT, and CSX Transportation, Inc., by resolution of the Metropolitan Council.

*Fiscal Note: NDOT will pay \$16,100 to CSX for the encroachment fee and other fees to be paid from Business Unit No. 42414021 according to the terms of the facility encroachment agreement.*

**Sponsors:** Kupin, Porterfield, Rutherford and Parker

**32. [RS2023-32](#)**

A resolution supporting beautification of an underpass on Moorewood Drive, in the Parkwood Neighborhood, under the Briley Parkway/State Route 155 bridge, and approving an application for a license agreement between the Metropolitan Government of Nashville and Davidson County and the State of Tennessee, Department of Transportation.

**Analysis**

This resolution supports the beautification of an underpass on Moorewood Drive in the Parkwood Neighborhood, under Briley Parkway/State Route 155 bridge. The resolution also approves an application for a license agreement between the Tennessee Department of Transportation (“TDOT”) and the Metropolitan Government.

The Parkwood Community Association and the residents of the Parkwood Neighborhood are desiring to paint a mural on the walls of the underpass located near 3246 Moorewood Drive. TDOT rules require a resolution of support to accompany an application for a state license agreement for Transportation Art painted in TDOT’s highway features. Proposals for Transportation Art must be requested and submitted by the local government and cannot be submitted by non-governmental entities. The local government must also enter into a license agreement with TDOT. A maintenance plan from the Nashville Department of Transportation for the mural project is attached to the resolution.

**Sponsors:** Gamble, Porterfield and Parker

**33. [RS2023-33](#)**

A resolution approving a second amendment to Ordinance No. BL2017-590, to authorize the Director of Public Property Administration, or his designee, to acquire by negotiation or condemnation, in the name of the Metropolitan Government, fee simple interest in the parcel of property located at 2126 Abbott Martin Road, for the purpose of realigning the intersection of Hillsboro Road with Crestmoor Road and Glen Echo Road. (Proposal No. 2017M-010PR-002).

**Analysis**

This resolution approves the second amendment to Ordinance No. BL2017-590, which authorizes the Director of Public Policy Administration or his designee to acquire land for the purpose of realigning the intersection of Hillsboro Road with Crestmoor Road and Glen Echo Road. Any amendments to this legislation may be enacted by resolution.

The Nashville Department of Transportation and Multimodal Infrastructure concluded that property at 2126 Abbott Martin Road is needed to complete this realignment project. This property was not among the properties which the Metropolitan Government could acquire through its previous legislation. This resolution adds 2126 Abbott Martin Road to the list of parcels that may be acquired by negotiation or condemnation for use in this project.

All other provisions of BL2017-590 remain in full force and effect.

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

**34. [RS2023-34](#)**

A resolution authorizing Nashville Urban Venture, LLC to construct and install an aerial encroachment at 607 Overton Street. (Proposal No. 2023M-004EN-001.)

**Analysis**

This resolution authorizes Nashville Urban Venture, LLC, to construct, install, and maintain an aerial encroachment at 607 Overton Street. The encroachment comprises four 17 square-foot window awnings and six light fixtures that encroach the public right-of-way. 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.

**Sponsors:** Kupin, Rutherford and Parker

**35. [RS2023-35](#)**

A resolution authorizing 125 11th Ave. Property Owner LLC to construct and install an aerial encroachment over Alley 225 ("Comers Alley") (Proposal No.2023M-008EN-001).

**Analysis**

This resolution authorizes 125 11th Ave. Property Owner LLC to construct, install, and maintain an aerial encroachment over Alley 225, also known as Comers Alley. The encroachment is a pedestrian structure that spans a portion of Comers Alley, which encroaches the public right-of-way at 125 11th Avenue. 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.

**Sponsors:** Kupin, Rutherford and Parker

**36. [RS2023-36](#)**

A resolution authorizing 714-730 Main Street OZ, LLC to construct and install aerial



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encroachments at 730 Main Street (Proposal No. 2023M-014EN-001).

Analysis

This resolution authorizes 714-730 Main Street OZ, LLC, to contract, install, and maintain aerial encroachments of the public right-of-way at 730 Main Street. The encroachments comprise enclosed balconies on the third, fourth, and fifth floors of a building under construction at 730 Main Street. 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.

**Sponsors:** Capp, Rutherford and Parker

**37. [RS2023-37](#)**

A resolution approving a participation agreement between the Metropolitan Government of Nashville and Davidson County, acting by and through the Metropolitan Department of Water and Sewerage Services, and The Clear Blue Company, to provide public sewer service improvements for Clear Blue's proposed development, as well as other existing properties in the area (MWS Project No. 23-SL-0013 and Proposal No. 2023M-038AG-001).

Analysis

This resolution approves a participation agreement between the Metropolitan Department of Water and Sewerage Services and The Clear Blue Company. The agreement allows The Clear Blue Company, as a developer, to construct approximately 663 linear feet of 12-inch sanitary sewer main (DIP), approximately 19 linear feet of 15-inch sanitary sewer main, and four sanitary sewer manholes to serve the Ben Allen Ridge development known as the Ewing Drive Offsite Sewer Improvements.

Metro will inspect the construction upon completion and will be responsible for ongoing operation and maintenance upon acceptance. Metro will pay the lesser of either half of the project cost or \$581,000 as part of the agreement. The improvements must be operational by December 31, 2024, or the contract will be null and void.

Ordinance No. BL2022-1214 allows the Metropolitan Department of Water and Sewerage Services to enter into participation agreements to fund infrastructure with developers by resolution with the Metro Council. The Metropolitan Planning Commission has recommended approval of the resolution.

*Fiscal Note: Metro will pay the lesser of 50% of the actual project costs not to exceed \$581,000 as contribution towards the Ewing Drive Offsite Sewer Improvements.*

**Sponsors:** Toombs, Parker, Porterfield and Rutherford

**38. [RS2023-38](#)**

A resolution to amend Ordinance No. BL2022-1588 to authorize The Metropolitan Government of Nashville and Davidson County to abandon additional sanitary sewer mains,

sanitary sewer manholes and easements, and to update the map and parcel information, for now two properties located at 110 Jo Johnston Avenue and 500 2nd Avenue North, also known as Metro Permanent Supportive Housing (MWS Project Nos. 22-WL-105 and 22-SL-37, and Proposal No. 2023M-118ES-001).

#### Analysis

Ordinance No. BL2022-1588, approved by Council on January 4, 2023, authorized the abandonment of approximately 115 linear feet of existing 12 inch and eight inch sanitary sewer main and one sanitary sewer manhole, the relocation of one fire hydrant assembly, and the acceptance of approximately 115 linear feet of new 12 inch sanitary sewer main (DIP) and two sanitary sewer manholes, for property located at 110 Jo Johnston Avenue, also known as Metro Permanent Supportive Housing.

This resolution amends BL2022-1588 to abandon approximately 284 linear feet of existing 10-inch sanitary sewer main, an additional approximately 49 linear feet of existing 12-inch sanitary sewer main, two additional sanitary sewer manholes, and easements for now two properties located at 110 Jo Johnston Avenue and 500 2nd Avenue North.

This has been approved by the Planning Commission.

**Sponsors:** Kupin, Rutherford and Parker

#### **39. [RS2023-39](#)**

A resolution authorizing the Metropolitan Department of Law to compromise and settle the property damage claim of Whitney Drury against the Metropolitan Government of Nashville and Davidson County in the amount of \$18,028.50, with said amount to be paid out of the Self-Insured Liability Fund.

#### Analysis

On July 15, 2023, a water main break occurred in front of Whitney Drury's residence at 1206 Sixth Avenue North, Unit 3. The water main was directly in front of the home and the residence's front wall. Metro Water Services arrived, turned off the water, completed the repair, and indicated that the break was due to natural causes.

The walls, baseboards, drywall, and door frames of the home were damaged. Repairs included the removal of the water, damaged drywall, baseboards, and door frames. Additional repairs included removal of rock and pressure washing of exposed foundation walls before exterior water proofing was applied. New base board and door casings were installed, and walls and trim were painted.

The Department of Law recommends settlement of Whitney Drury's property damage claim for \$18,028.50.

*Fiscal note: This \$18,028.50 settlement, along with the settlements per Resolution Nos. RS2023-13, RS2023-14 and RS2023-40 would be the 6th, 7th, 8th and 9th payments from the Self-Insured Liability Fund in FY24 for a cumulative total of \$417,307.*

**Sponsors:** Porterfield

40. [\*\*RS2023-40\*\*](#)

A resolution authorizing the Metropolitan Department of Law to compromise and settle the property damage claim of State Farm Insurance as Subrogee of Melanie Martin against the Metropolitan Government for \$19,903.86, with said amount to be paid out of the Self-Insured Liability Fund.

Analysis

On April 28, 2023, a Metro Water Services (“MWS”) employee was stopped at the corner of Claypool Street and Riverwood Drive when he turned his vehicle right onto Riverwood Drive and struck Melanie Martin’s vehicle. Ms. Martin’s vehicle left the roadway and struck a tree on private property. Ms. Martin’s vehicle sustained damages of \$19,430.80 and was considered a total loss. Ms. Martin also paid for a vehicle rental and her insurance deductible as a result of the incident.

Ms. Martin filed a property damage claim against the Metropolitan Government. A review of the police report, damage to both vehicles, and final resting location of the vehicle was consistent with the claim that the MWS employee failed to yield and did not take necessary precautions before turning onto Riverwood Drive.

The Department of Law recommends settlement of the property damage claim of State Farm Insurance, as a subrogee of Ms. Martin, in the amount of \$19,903.86.

No disciplinary action was taken against the MWS employee because the employee resigned.

*Fiscal note: This \$19,903.86 settlement, along with the settlements per Resolution Nos. RS2023-13, RS2023-14 and RS2023-39 would be the 6th, 7th, 8th and 9th payments from the Self-Insured Liability Fund in FY24 for a cumulative total of \$417,307.*

**Sponsors:** Porterfield