Metropolitan Nashville and Davidson County, TN Tuesday, March 4, 2025 6:30 PM Metropolitan Council Agenda Analysis



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

Metropolitan Council

Unfinished Business - Bills on Second Reading

1. BL2025-690

E.

An ordinance amending Section 13.08.080 of the Metropolitan Code of Laws to pertaining to the use of a community safety camera network.

<u>Analysis</u>

This ordinance amends Metropolitan Code of Laws Section 13.08.080 regarding the use of a community safety camera network. The ordinance would add a new subsection authorizing the Metropolitan Nashville Police Department ("MNPD") to enter into an agreement to participate in a community safety camera network to provide an integrated video management system to provide access to live or recorded videos.

Any participation in a community safety camera network must comply with the requirements and restrictions in the ordinance.

Public safety cameras, to be defined as cameras owned, installed, and maintained by a governmental entity and accessible by MNPD, could not be installed in a location where there is a reasonable expectation of privacy. MNPD would be required to post online a map of the locations of public safety cameras owned and operated by MNPD.

Donor cameras, to be defined as a camera owned and maintained by a private entity where the private entity voluntarily elects to participate in the community safety camera network, could not be accessed by MNPD if the donor camera: (1) views an area where there is a reasonable expectation of privacy, (2) focuses on an area not owned by a donor camera's operator, (3) views an area other than a common area, or (4) is installed upon a residential property and views an area including a front door or entry way of the residence.

MNPD could only access a donor camera (1) in a manner consistent with limitations set by the private entity who owns the donor camera and (2) for the purpose of responding to a public health and safety emergency or auditing the community safety camera network. The ordinance defines "public health and safety emergency" as "any event or situation that poses a significant threat to the safety and well-being of the general public that would typically require a response by Metro emergency services."

Video from donor cameras could not be shared by MNPD with any individual, group, or entity

except (1) in a manner consistent with limitations set by the private entity who owns the donor camera and (2) for the purpose of responding to a public health and safety emergency or auditing the community safety camera network.

MNPD would be prohibited from recording a camera feed that it does not own or operate, and the camera's owner would retain ownership of all non-evidentiary video footage. The ordinance would prohibit a community safety camera network from being used to identify individuals through facial recognition technology, artificial intelligence, or machine learning-based solutions, except for technologies that would make an image more interpretable. The community safety camera network could not be used to target, harass, or intimidate individuals based entirely because of actual or perceived characteristics, including race, color, religion, sex, age, national origin or ancestry, gender identity, sexual orientation, or disability. The ordinance would require MNPD employees to intervene and stop unlawful or improper use of a community safety camera network consistent with MNPD policy regarding a duty to intervene.

MNPD would be required to develop and publish online a policy that addresses authorized access to and use of the community safety camera network. The policy must include criteria for designating personnel who may access the community safety camera network, training standards for those personnel, and procedures for disciplinary action for failure to adhere to the policy. A separate policy would also be developed and published online regarding the retention of videos obtained through the community safety camera network and must acknowledge that MNPD cannot set retention policies for donor camera video saved on systems that belong to private entities, reiterate existing MNPD policies for retention of video from MNPD cameras, and acknowledge that video with evidentiary value must be collected in accordance with established MNPD procedures and legal requirements. MNPD would be required to post a log of all changes to these policies and indicate what language was added, removed, or replaced as well as the date of the change.

The community safety center's commander would be required to regularly perform an audit of the community safety camera network at least once per quarter. An audit trail of access to donor camera must be kept for at least three years and include dates and times when a donor camera is access, the username of the person that accessed the donor camera, the purpose for accessing the donor camera, and the outcome of the incident which caused the camera to be accessed.

The ordinance would further require MNPD to publish and provide an annual report to the Metropolitan Council no later than September 1 of each year. The report would be required include the number of donor cameras registered, the number of incidents which required access to a donor camera, and the outcome to incidents requiring donor camera access for the previous fiscal year. Any violations of the ordinance or access or use policies would be required to be reported to the Mayor and the Council within seven days of discovery.

Any contract to effectuate a community safety camera network would be required to be procured consistent with the Procurement Code of the Metropolitan Code of Laws. Any contract would be required to include a termination clause that would immediately end the

contract upon written notice after a finding from MNPD or the Department of Law or a vote from the Council that the following has occurred: a change in applicable law would permit the use of the community safety camera network in a manner not specifically authorized in the agreement and applicable ordinances and policies, or the community safety camera network was used in a manner that the culpable individual knew or should have known was not specifically authorized by the metropolitan council under the contract and applicable ordinances and policies in place when the agreement was executed.

A public hearing would be required before an ordinance amending this new subsection is passed by the Council.

The Council adjourned pursuant to Robert's Rules of Order Rule 21 during this legislation at the February 18, 2025 Council meeting. Pursuant to Robert's Rules of Order Rule 21, remaining business is immediately resumed at the next meeting at the point it left off. The Council had approved Amendment 4 to BL2025-690 and had begun discussion of Proposed Amendment 2 when the meeting was adjourned.

Sponsors: Horton, Weiner, Cortese, Gadd, Kupin, Spain, Bradford, Huffman, Evans,

Nash, Hill, Ewing, Allen and Ellis

2. BL2025-706

An ordinance approving two greenway conservation easements between the Metropolitan Government of Nashville and Davidson County, through the Metropolitan Board of Parks and Recreation, and Rogers Group, Inc. for greenway improvements at 0 Gwynwood Drive (Parcel No. 05900022600) (Proposal No. 2024M-056AG-001).

Analysis

This ordinance accepts two greenway conservation easements for property located at 0 Gwynwood Drive, owned by Rogers Group, Inc. The easements contain approximately 1.58 acres combined.

Pursuant to Tennessee Code Annotated section 66-9-305 and Metropolitan Charter section 2.01, the Metropolitan Government may accept donations of property interests for the purpose of establishing greenways and providing the public with recreational opportunities in natural areas.

This ordinance has been approved by the Planning Commission.

The Council adjourned pursuant to Robert's Rules of Order Rule 21 prior to consideration of this legislation at the February 18, 2025 Council meeting. Pursuant to Robert's Rules of Order Rule 21, remaining business is immediately resumed at the next meeting at the point it left off.

Fiscal Note: There is no cost to Metro to acquire these conservation easements.

Sponsors: Toombs, Porterfield, Gadd, Gamble, Parker, Welsch and Allen

F. Unfinished Business - Bills on Third Reading

3. BL2024-687

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 and 17.28.065, Pertaining to Trees, all of which is described herein (Proposal No. 2024Z-019TX-001).

Analysis

This ordinance amends Sections 17.04.060 and 17.28.065 of the Metropolitan Code to add definitions for 'Critical root zone' and 'Structural root zone' and to modify the standards for the protection of trees during development activities.

The ordinance proposes to define 'Critical root zone' as "the area of soil around a tree where the minimum area of roots considered critical to the structural stability and health of the tree are located. The CRZ is to be determined by measuring one foot per each inch of tree diameter at breast height, with a minimum of ten feet." 'Structural root zone' would be defined as "the area of soil around a tree where the minimum area of roots required to maintain the structural stability of the tree are located. The SRZ is to be determined by measuring one-half foot per each inch of tree diameter at breast heigh, with a minimum of six feet." Currently, there are no definitions for 'Critical root zone' or 'Structural root zone' in Title 17.

The ordinance also proposes to modify the standards for the protection of trees during development activities by changing the measurement of determining the tree protection zone from the drip line, which is based on the tree canopy, to the critical root zone and structural root zone, which are based on measurements of the tree trunk diameter at breast height, as well as prohibiting trenching within the tree protection zone. Additionally, the ordinance would clarify that there are civil penalties for violations of tree protection standards during development activities. The penalties include a \$50 fine per violation, per day, with each damaged tree being considered a separate violation, and a required replanting of any damaged or removed tree.

The Planning Commission recommended approval of this item (7-0) at its October 24, 2024, meeting.

The Council adjourned pursuant to Robert's Rules of Order Rule 21 prior to consideration of this legislation at the February 18, 2025 Council meeting. Pursuant to Robert's Rules of Order Rule 21, remaining business is immediately resumed at the next meeting at the point it left off.

Sponsors: Allen, Gamble, Vo, Ewing, Gadd, Capp, Horton, Styles, Huffman,

Evans-Segall, Bradford and Hancock

4. BL2025-689

An ordinance approving a memorandum of understanding between the Metropolitan Beer Permit Board and the Metropolitan Department of Codes Administration to facilitate cooperation for the enforcement of Title 7 and Chapter 9.20 of the Metropolitan Code of Laws.

<u>Analysis</u>

This ordinance approves a memorandum of understanding ("MOU") between the Metropolitan Beer Permit Board ("Beer Board") and the Metropolitan Department of Codes Administration ("Codes"). The MOU would facilitate cooperation for the enforcement of Title 7, which addresses alcoholic beverages, and Chapter 9.20, which addresses excessive noise, of the Metropolitan Code of Laws.

Pursuant to the terms of the MOU, the Codes would delegate authority to enforce Metropolitan Code of Laws Chapter 9.20 to two full-time Beer Board employees. For purposes of enforcement, these two full-time Beer Board employees would function as compliance inspectors under the auspices of Codes. Codes would allocate \$171,100 to the Beer Board to fund the two full-time Beer Board employees.

The term of the MOU would begin when the agreement is approved by all parties and filed with the Metropolitan Clerk. The MOU would remain in effect until terminated or modified. The MOU may be terminated upon 30 days' notice and amended in writing by mutual agreement of the parties.

All parties will review the MOU on an annual basis and verify that the procedures and policies in place satisfy the Metropolitan Code, Beer Board, and Codes regulatory requirements.

The Council adjourned pursuant to Robert's Rules of Order Rule 21 prior to consideration of this legislation at the February 18, 2025 Council meeting. Pursuant to Robert's Rules of Order Rule 21, remaining business is immediately resumed at the next meeting at the point it left off.

Sponsors: Porterfield, Hill, Styles, Allen, Capp, Kupin and Evans-Segall

K. Rules of Procedure

K1. Rule 9.3

Proposed amendment to Rule 9 of the Rules of Procedure of the Council.

<u>Analysis</u>

This proposed rule amendment would amend Rule 9 of the Council Rules of Procedure. Rule 9 governs the introduction of legislation. The proposed rule amendment would require that all ordinances on first reading be consider in one vote. In addition, an ordinance on first reading could be considered separately if two or more members notify the Vice Mayor that they wish to take a separate vote on an ordinance.

Sponsors: Huffman

L. Resolutions on Public Hearing

5. <u>RS2025-1058</u>

A resolution exempting Tantisimo, located at 306 46th Ave North from the minimum distance requirements for obtaining a beer permit pursuant to Section 7.08.090.E of the Metropolitan Code.

<u>Analysis</u>

This resolution approves an exemption from the minimum distance requirements for obtaining a beer permit for Tantisimo located at 306 46th Ave North.

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

This exemption is requested because the business is located within 100 feet of a single-family dwelling unit.

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

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

Sponsors: Gadd

O. Resolutions

37. RS2025-960

A resolution approving an adjustment to the Mixed-Income PILOT Program as authorized pursuant to Ordinance No. BL2022-1170 program.

Analysis

This resolution approves an adjustment to the Mixed-Income PILOT program, previously authorized by the Metropolitan Council pursuant to Ordinance No. BL2022-1170.

BL2022-1170 authorized the Health and Education Facilities Board ("HEFB") of the Metropolitan Government to negotiate and accept payments in lieu of ad valorem taxes ("PILOT") from its lessees operating mixed-income multifamily housing facilities, including housing for low and moderate-income persons. The ordinance allowed a PILOT program for non-Low Income Housing Tax Credit properties. This Mixed-Income PILOT program incentivizes mixed-income housing that is affordable to households with incomes at 50% or 75% or less of the area median income ("AMI") for the Nashville-Davidson Metropolitan Statistical Area in multifamily properties that otherwise would not have any income-restricted units. Program applicants apply to receive a property tax abatement for a specified number of years where the abatement value is determined by a tiered programmatic structure based on specific AMI levels and percentage of reduced rent units proposed in the development, as detailed in the General Program Description in Exhibit A to BL2022-1170. The total annual abatement amount for new Mixed-Income PILOT program projects is limited to \$3,000,000

annually.

The resolution under consideration would make adjustments to Exhibit A, the General Program Description, to remove the tiered approach with a calculation-based approach. The revised Exhibit A would eliminate the program tiers. A new section entitled "Abatement Calculation" would be added, which provides that the abatement for the PILOT will be determined according to an abatement calculator posted on the website of the Housing Division of the Metropolitan Planning Department. The calculator would be based on the U.S. Department of Housing and Urban Development ("HUD") Small Area Fair Market Rates ("SAFMR") and annually published AMI. Multipliers for calculating market value based on SAFMR and for the PILOT incentive would be evaluated by the Housing Division and updated on the website annually at the same time that new HUD AMI numbers are published. Other housekeeping changes would be made to reflect the calculation-based approach.

Sponsors: Allen, Suara and Vo

38. **RS2025-992**

A resolution approving Amendment 1 to a Location Agreement between The Metropolitan Government of Nashville and Davidson County, through the department of Water and Sewerage Services, and T-Mobile South, LLC.

<u>Analysis</u>

This resolution approves the first amendment to a location agreement between the Department of Water and Sewerage Services ("Metro") and T-Mobile South, LLC ("T-Mobile"). T-Mobile previously installed certain communications equipment and associated items at a Metro-owned property at 4601 Carlton Drive, as provided through the agreement approved by Ordinance No. O98-1429. Amendments to O98-1429 may be approved by resolution.

The location agreement expired on December 31, 2023. The proposed amendment would extend the term of the agreement for five years following Metropolitan Council approval and filing with the Metropolitan Clerk. The parties may extend the agreement by another five years by written amendment.

Pursuant to the amendment under consideration, T-Mobile would agree to pay an annual fee of \$20,780.12 for the use of 4601 Carlton Drive, with three percent increases to the fee after each year. T-Mobile states that it will actively pursue an alternative location for its equipment. The proposed amendment also provides that T-Mobile shall pay all costs to install, operate, and maintain its equipment that Metro shall pay to maintain its own structure. T-Mobile would be responsible for any damage to the Metro structure caused by its equipment. The amendment would also be required to temporarily remove its equipment upon reasonable notice from Metro of at least 30 days or immediately in case of an emergency.

If the agreement is terminated, T-Mobile will be refunded on a prorated basis for the remainder of the agreement for the time that T-Mobile was not using and had no equipment at 4601 Carlton Drive.

Sponsors: Ewing, Porterfield, Parker and Vo

39. RS2025-1059

A resolution accepting a Bloomberg American Sustainable Cities Program grant from Bloomberg Philanthropies in partnership with the Bloomberg Center for Public Innovation at Johns Hopkins University to the Metropolitan Government, acting by and through the Office of the Mayor, to pursue transformative solutions together with community partners that address long-term solutions combating climate change.

<u>Analysis</u>

This resolution accepts a Bloomberg American Sustainable Cities Program grant from Bloomberg Philanthropies and the Bloomberg Center for Public Innovation at Johns Hopkins University to the Mayor's Office to purse transformative solutions with community partners that address long-term solutions combating climate change.

The in-kind grant award would be of a value not to exceed \$1,000,000 during the first two years of the grant. An additional grant award would be in an amount not to exceed \$620,000. The grant term is from September 1, 2024, to September 1, 2027.

The Metropolitan Government was chosen as one of 25 cities to join the Bloomberg American Sustainable Cities initiative that works to reduce emissions, further adaptation to climate change, expand economic opportunity, and improve people's lives. As an initiative participant, the Metropolitan Government will receive a three-person innovation team for three years with technical assistance and other resources to create solutions through a rigorous design process over the course of 14 months.

Salaries and program resources used by the innovation team will be paid by Bloomberg Philanthropies through Johns Hopkins University. In the first two years of the program, an in-kind award of \$1,000,000 would provide basic professional development and programming resources to the innovation team. The Metropolitan Government would also receive a grant of \$120,000 for non-personnel experiences in the same period. In the third and final year of the program, the Metropolitan Government would receive a grant of \$500,000 to pay for the innovation team and additional professional development and programming.

Sponsors: Porterfield, Gadd, Bradford, Welsch and Allen

40. RS2025-1060

A resolution authorizing the Metropolitan Department of Law to satisfy the judgment against the Criminal Court Clerk, Howard Gentry, in the amount of \$193,279.92 to be paid from the Judgments and Losses fund.

<u>Analysis</u>

In February 2020, the Nashville Community Bail Fund ("NCBF") sued Davidson County Criminal Court Clerk Howard Gentry in his official capacity, challenging a 2008 local Criminal Court rule regarding bail bonds and a related garnishment policy. The Davidson County Criminal Court rule requires criminal defendants seeking to secure bail with a cash bond

deposit to sign a form acknowledging and accepting that the deposit would be returned subject to any fines, fees, court costs or restitution owed.

The Criminal Court judges entered an order exempting NCBF from this rule in 2016. NCBF uses a revolving fund to pay up to \$5,000 in cash bail deposits on behalf of defendants who could not afford bail and would otherwise remain in jail. This exemption order, issued *en banc*, allowed NCBF to receive a full reimbursement of its bail deposits, which is needed for the NCBF fund to function.

In September 2019, the Criminal Court judges revoked the exemption order. While Mr. Gentry disagreed with the decision, the Criminal Court Clerk's Office began enforcing the original bail rule against NCBF bail deposits, resulting in the federal litigation. NCBF served Mr. Gentry through the Metro Department of Law, even though Mr. Gentry serves as a state constitutional officer. Although the Department of Law repeatedly requested that the Tennessee Attorney General's Office represent Mr. Gentry in his official capacity, the State of Tennessee declined to enter the case or defend the bail rule issued by judges for a state court - even after the federal district court found that the Criminal Court and the Clerk's Office were arms of the State of Tennessee. Mr. Gentry was forced to retain private counsel to represent him for the remainder of the litigation.

The case was eventually resolved in favor of NCBF, and the parties entered a consent judgment and decree in December 2020. NCBF moved for an award of attorney's fees of \$340,335.42. The Department of Law argued that the State was responsible for the fee award, and the State argued that the Metropolitan Government was responsible. The Court declined to resolve the issue and stated that its only duty was to assess fees against the losing party in the case.

Mr. Gentry then filed a claim with the Tennessee Board of Claims to obtain funds to pay the award, which denied Mr. Gentry's claim in June 2023.

The Metropolitan Government filed a declaratory judgment action in federal court in March 2024 and sought an order declaring the State as responsible for paying attorney's fees. However, the federal court finding it lacked jurisdiction to hear the case granted the State's motion to dismiss.

Following this dismissal, NCBF offered to waive a portion of the fee award reducing it to \$193,279.92. This offer is in lieu of NCBF conducting asset discovery of the Clerk's Office which would likely include depositions of Mr. Gentry and/or representatives from the Department of Finance. The Department of Law is not aware of further legal avenues to compel the State to pay the judgment.

The Department of Law recommends resolving the claim against NCBF and satisfying the judgment against the Davidson County Criminal Court Clerk's office for the amount of \$193,279.92.

Fiscal Note: The total settlement amount is \$193,279.92. This would be the 5th payment after approval by Metropolitan Council from the Judgment and Losses Fund in FY25 for a cumulative total of \$162,366. The fund balance would be \$19,293,208 after this payment.

Sponsors: Porterfield

41. RS2025-1061

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

<u>Analysis</u>

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

Sponsors: Preptit and Cash

42. **RS2025-1062**

A resolution affirming the determinations of The Metropolitan Government of Nashville and Davidson County to issue general obligation bonds pursuant to certain Initial Resolutions previously adopted by the Metropolitan County Council and consenting to reallocations for specific public works projects.

<u>Analysis</u>

This resolution would affirm two previously adopted Initial Resolutions to issue general obligation bonds and would also approve a reallocation of project funding for the Nashville School of the Arts.

In 2017, Council adopted two Initial Resolutions ("2017 Capital Spending Plans") authorizing the issuance of general obligation bonds to finance a variety of public works projects, as that term is defined in state law. Resolution No. RS2017-713 and Resolution No. RS2017-963 authorized funding for projects numbered 18BE0009 and 17BE0014, respectively, both of which would have allocated bond proceeds to finance the costs associated with land acquisition for the Nashville School of the Arts. The aggregate authorized spending amount for the land acquisition was \$11,300,000.

Since the passage of the 2017 Capital Spending Plans, priorities for the Nashville School of the Arts and other school properties have shifted such that the spending authority for land acquisition costs would be better spent on consulting, design, planning, and construction costs for a new Nashville School of the Arts facility. As such, the resolution under consideration would reallocate previously approved \$11,300,000 to project number 14BE0026 - Nashville School of the Arts - New. As indicated in Exhibit B, it is projected that with a new school facility, the savings in maintenance resources can be spread across the district.

In 2024, Council adopted Resolution No. RS2024-195 effectively reducing the authority to issue general obligation bonds and the spending authority in a collection of capital spending plans, including the 2017 Capital Spending Plans which were reduced by a nominal amount having little effect on the Nashville School of Arts projects. Because the original projects were limited

to land acquisition, a new spending authorization is needed to broaden the scope of the projects. Thus, the resolution under consideration would additionally reduce the funding authorization in the 2017 Capital Spending Plans in an amount equal to the reallocation amount. Effectively, the total authorization of the 2017 Capital Spending Plans will be reduced by \$11,300,000 and the resolution under consideration will create a new spending authorization of \$11,300,000, resulting in the same total amount of funding.

For compliance purposes, the resolution under consideration will be treated as an Initial Resolution pursuant to Sections 9-21-205 and 206 of the Tennessee Code Annotated. As such Section 4 of the Initial Resolution will be published in a newspaper with general circulation. This section contains the financing purposes, project description, fiscal pledge and interest rate limitation statements, among other things, required by state law.

Rule 21 of the Council Rules of Procedure requires that initial resolutions provide detailed information regarding the identification of projects by CIB project number, the amount to be financed allocated to each project, and the identification of where a proposed project appears (if at all) on the Council's CIB prioritization list.

Rule 21 also requires that this resolution be deferred for one meeting.

Sponsors: Porterfield and Gadd

43. RS2025-1063

A resolution approving an Emergency Management Performance grant application from the Tennessee Emergency Management Agency to the Metropolitan Government, acting by and through the Office of Emergency Management, to coordinate, prioritize, and conduct specialty, hazardous materials, and general emergency management training for the jurisdiction's response personnel.

Analysis

This resolution approves an application for a Emergency Management Performance grant from the Tennessee Emergency Management Agency to the Office of Emergency Management to coordinate, prioritize, and conduct specialty, hazardous materials, and general emergency management training for response personnel.

The grant application is for an award of \$180,049.50 with a required cash match of \$180,049.50. If awarded, this grant would be used to subsidize the emergency management program for Nashville and Davidson County.

Sponsors: Porterfield, Evans, Gadd and Ellis

44. RS2025-1064

A resolution accepting a grant from the Tennessee Department of Finance and Administration to the Metropolitan Government, acting by and through the Office of Family Safety, to fund staffing positions to help manage the multi-disciplinary needs of its clients.

Analysis

This resolution accepts a grant from the Tennessee Department of Finance and Administration to the Office of Family Safety to fund staffing positions to help manage the multi-disciplinary needs of its clients.

This grant will provide funding for four advocate positions to help manage the multi-disciplinary needs of its clients at Jean Crowe Advocacy Center and the Family Safety Center.

The grant is in an amount not to exceed \$154,750 with no cash match required. The term of the grant begins on January 1, 2025, and ends on June 30, 2025.

The new contract is in response to a redistribution of funds required by the Office of Criminal Justice Programs. The Metropolitan Council previously approved a reduction of \$154,700 in grant funds through Resolution No. RS2025-1038.

Sponsors: Porterfield, Evans and Gadd

45. RS2025-1065

A resolution approving a contract between the Metropolitan Government of Nashville and Davidson County and Forensic Technology Inc. to provide Forensic Technology equipment and/or SafeGuard Warranty and Protection Plan for the Metropolitan Nashville Police Department.

<u>Analysis</u>

This resolution approves a sole source contract between the Metropolitan Government and Forensic Technology Inc. to provide Forensic Technology and/or SafeGuard Warranty and Protection Plan for the Metropolitan Nashville Police Department ("MNPD").

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

The estimated value of the contract is \$719,000. The contract term begins upon the approval of all parties and filing with the Metropolitan Clerk's Office and extends for 36 months. The contract may be extended by an additional 24 months through a formal contract amendment.

According to the sole source justification form, the contract would provide a warranty and protection plan for MNPD's Integrated Ballistic Identification System. This system includes proprietary and commercially sensitive information that requires all proprietary products and services to be purchased from the same vendor.

Fiscal Note: The estimated value of this sole source contract number 6518708 with Forensic Technology, Inc. for forensic technology equipment, SafeGuard Warranty and Protection Plan

is \$719,000 to be paid from Fund 10101, Business Unit 31121760. However, actual expenses may be paid from various department's fund and business unit numbers when purchased orders are issued.

Sponsors: Porterfield and Evans

46. RS2025-1066

A resolution accepting an in-kind grant from the Sylvan Park Neighborhood Association to the Metropolitan Government, acting by and through the Metropolitan Board of Parks and Recreation, to replace the existing Sylvan Park neighborhood sign in Richland Park.

<u>Analysis</u>

This resolution accepts an in-kind grant from the Sylvan Park Neighborhood Association to the Metropolitan Board of Parks and Recreation to replace the existing Sylvan Park neighborhood sign in Richland Park. The proposed sign would replace an existing sign at the corner of 46th Avenue North and Park Avenue.

The in-kind grant has an estimated value of \$16,575. Installation of the sign would be paid entirely by the Sylvan Park Neighborhood Association. No funds will be coming to the Metropolitan Government related to this grant. This grant was approved by the Board of Parks and Recreation at its January 7, 2025, meeting.

Sponsors: Gadd, Porterfield and Welsch

47. RS2025-1067

A resolution approving a preliminary engineering agreement between CSX Transportation, Inc. ("CSXT"), a Virginia corporation with its principal place of business in Jacksonville, Florida, and the Metropolitan Government of Nashville and Davidson County, to facilitate the replacement of an existing bridge on Eastland Avenue (Proposal No. 2025M-005AG-001).

Analysis

This resolution approves a preliminary agreement between CSX Transportation ("CSXT") and the Nashville Department of Transportation and Infrastructure ("NDOT") to facilitate the replacement of an existing bridge on Eastland Avenue.

The agreement provides that CSXT will prepare and approve final engineering and design plans, specifications, drawings, agreements and other documents tied to the replacement of a bridge on Eastland Avenue near Riverside Drive. CSXT would also prepare cost estimates for its work in connection with the project and review construction cost estimates, site surveys, plats, legal descriptions, assessments, studies, easements, agreements and related construction documents submitted by NDOT.

NDOT will reimburse CSXT for the costs and expenses associated with the engineering and design services, estimated to be \$37,600.

Ordinance No. BL2005-787 authorized approval of agreements between the Department of

Public Works (now NDOT) and CSXT through a Metropolitan Council resolution.

Fiscal Note: Nashville Department of Transportation and Infrastructure ("NDOT") would reimburse CST Transportation, Inc. ("CSXT") the estimated cost in the amount of \$37,600 for the preliminary engineering and design services for the replacement of an existing bridge on Eastland Avenue.

Sponsors: Capp, Porterfield and Gamble

48. **RS2025-1068**

A resolution approving a Bloomberg Philanthropies Asphalt Art Project grant application from Bloomberg Philanthropies to the Metropolitan Government, acting by and through the Nashville Department of Transportation and Multimodal Infrastructure (NDOT), for a Jubilee Bridge Area Revitalization (JBAR) Project to address pedestrian safety and enhance the vibrancy of pedestrian spaces by improving the aesthetic and functional value of these sites.

Analysis

This resolution approves the application for a Bloomberg Philanthropies Asphalt Art Project grant from Bloomberg Philanthropies to the Nashville Department of Transportation and Multimodal Infrastructure. The grant would support a Jubilee Bridge Area Revitalization ("JBAR") Project to address pedestrian safety and enhance the vibrancy of pedestrian spaces by improving the aesthetic and functional value of these sites.

The grant application is for an award of \$100,000 with no required cash match. If awarded, the grant would be used to revitalize JBAR Park at 1919 19th Avenue North including sidewalk art, murals, and an infographic wall. The grant would also fund crosswalk improvements at the corners of Jefferson Street and Dr DB Todd Jr Boulevard, Jo Johnston Avenue and Dr DB Todd Jr Boulevard, and Jo Johnson Avenue and 17th Avenue North. Lastly, the grant would fund bike lane visibility improvements on Dr DB Todd Jr Boulevard between Albion Street and Jackson Street.

Sponsors: Taylor, Porterfield, Gadd and Welsch

49. RS2025-1069

A resolution approving an intergovernmental agreement between the Metropolitan Government of Nashville and Davidson County, by and through the Nashville Department of Transportation and Multimodal Infrastructure ("NDOT"), and the State of Tennessee, by and through its Commissioner of Transportation ("TDOT"), for the installation, operation, and maintenance of transportation art on the TDOT retaining wall located at 214 Old Hickory Boulevard.

Analysis

This resolution approves in intergovernmental license agreement between the Nashville Department of Transportation and Multimodal Infrastructure ("NDOT") and the Tennessee Department of Transportation ("TDOT") for the installation of a mural designed and created by high school artists on a retaining wall at 214 Old Hickory Boulevard.

Pursuant to this agreement, TDOT would grant a license to NDOT for the installation, operation, and maintenance of transportation art on the retaining wall. The license would be granted at no cost to Metro and would be for a term on 10 years on a renewable basis. The design of the mural can be viewed in Exhibit A of the agreement.

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

The Metropolitan Council previously approved an application for this project through Resolution No. RS2025-985.

Fiscal Note: There is no cost to Metro for the license to install the mural design on a retaining wall at 214 Old Hickory Boulevard.

Sponsors: Druffel, Porterfield and Gadd

50. **RS2025-1070**

A resolution authorizing 2317 12th Avenue South, LLC to construct, install, and maintain an aerial encroachment at 2317 12th Avenue South (Proposal No. 2024M-037EN-001).

Analysis

This resolution authorizes 2317 12th Avenue South, LLC, to construct, install, and maintain an aerial encroachment at 2317 12th Avenue South. The encroachment is for one illuminated blade sign.

The applicant must indemnify the Metropolitan Government from all claims in connection with the construction and maintenance of the encroachments. 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: Gamble

51. **RS2025-1071**

A resolution authorizing VC Restaurant, LLC to construct and install an aerial encroachment at 300 Commerce Street (Proposal No. 2024M-038EN-001).

<u>Analysis</u>

This resolution authorizes VC Restaurant, LLC, to construct, install, and maintain aerial encroachments at 300 Commerce Street. The encroachment is for two blade signs.

The applicant must indemnify the Metropolitan Government from all claims in connection with the construction and maintenance of the encroachments. 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 and Gamble

52. **RS2025-1072**

A resolution authorizing the Metropolitan Department of Law to compromise and settle the personal injury claim of Stephanie Alexander against the Metropolitan Government of Nashville and Davidson County in the amount of \$40,000.00, and that said amount be paid out of the Self-Insured Liability Fund.

Analysis

On February 22, 2024, an employee of the Nashville Department of Transportation and Multimodal Infrastructure ("NDOT") backed a pickup truck out of an alley onto Morena Street. The NDOT truck collided with a Jeep Cherokee driven by Stephanie Alexander. Ms. Alexander's vehicle received damage to the passenger side doors, wheels, and front bumper area.

Ms. Alexander went to this hospital after the collision with complaints of head and neck pain, back pain, and pain on the right side of her face with tingling in both legs. A CT scan was ordered, and she was prescribed medication for her pain. Ms. Alexander was instructed to undergo physical therapy to mitigate pain and swelling.

The parties have participated in settlement negotiations and have agreed upon the settlement amount of \$40,000, subject to approval from the Metropolitan Council. The Department of Law recommends settlement of Mr. Smith's negligence claim for \$40,000.

Disciplinary action against the NDOT employee involved is pending supervisor review.

Fiscal Note: The total settlement amount is \$40,000. This would be the 22nd payment after approval by Metropolitan Council from the Self-Insured Liability Fund in FY25 for a cumulative total of \$1,250,787. The fund balance would be \$12,544,618 after this payment.

Sponsors: Porterfield

Q. Bills on Second Reading

80. BL2025-688

An ordinance to amend Chapter 2.147 of the Metropolitan Code of Laws regarding the Nashville Music, Entertainment, and Film Commission.

<u>Analysis</u>

This ordinance amends Metropolitan Code of Laws Chapter 2.147 regarding the Nashville Music, Entertainment, and Film Commission. This legislation contains recommendations from

the Nashville Music, Entertainment, and Film Commission, as well as recommendations to the Mayor's Office from the Metro Nashville Board and Commission Working Group ("the Working Group").

The ordinance would rename the Nashville Music, Entertainment, and Film Commission to the Nashville Entertainment Commission ("the Commission"). Similarly, the Office of Music, Film, and Entertainment would be renamed to the Office of Entertainment. The name of the Commission's Music City Music Council would be renamed to the Music Advisory Council and the Diversity and Equity Council would become the Entertainment Diversity and Equity Council.

The scope of the ordinance's entertainment industry definition would be expanded to include the theatre industry. The ordinance's music industry definition would be expanded to mean "commercial activity that involves concerts, festivals, tours, clubs and any other performance, production, promotion, distribution, or sale of recorded or live music."

The size of the Commission would be reduced from 15 to 11 voting members, with:

- three members appointed by the Mayor and confirmed by the Council a reduction from four members;
- two members nominated and selected by the Council a reduction from three members;
- two members nominated from the entertainment industry at large and selected by the Council a reduction from four members; and
- one member nominated from each of the following organizations and selected by the Council: the International Alliance of Theatrical and Stage Employees, the Screen Actors Guild - American Federation of Television and Radio Artists, the American Federation of Musicians, and the Nashville Songwriters Association International.

Until the reduced size of the Commission is reached, vacancies occurring following passage of this ordinance would not be filled for one member appointed by the mayor, one member nominated by the Council, and two members nominated by the entertainment industry at large depart the Commission after the enaction of this ordinance.

Per the Working Group's recommendation to the Mayor's Office, the proposed ordinance alters the existing structure for the selection of the Commission's executive director position. According to the Metropolitan Department of Law, the current structure for selection of the executive director authorizes the Commission to hire an individual to lead an office within the mayor's office, while retaining its own authority to supervise the individual, which is not workable. The ordinance under consideration would clarify that the mayor hires and supervises the executive director, and the Commission may consult with the mayor and direct the Commission's chair to participate in interviews for the executive director position.

Sponsors: Sepulveda, Gadd, Preptit, Toombs, Evans-Segall, Vo and Porterfield

81. BL2025-742

An Ordinance amending Chapter 2.128 of the Metropolitan Code pertaining to the

Metropolitan Historical Commission and the Metropolitan Historic Zoning Commission.

<u>Analysis</u>

This ordinance amends Section 2.128.050 of the Metropolitan Code of Laws regarding the staff of the Historical Commission.

Under the existing Section 2.128.050 of the Metropolitan Code of Laws, the position of the executive director of the Historical Commission is created. The executive director serves at the pleasure of the Historical Commission, and their compensation is determined by the Historical Commission. The executive director of the Historical Commission must meet certain education and experience requirements.

The ordinance under consideration revises Section 2.128.050. Instead of serving at the pleasure of the Historical Commission, the director of the Historical Commission would report to and serve at the pleasure of the executive director of the Metropolitan Planning Department. The compensation for the director of the Historical Commission would be within the budgeted appropriations of the Planning Department. The required qualifications of the director of the Historical Commission would not be changed.

In addition, the ordinance under consideration would move the staff of the Historical Commission and the Historic Zoning Commission to the Planning Department and would report to the executive director of the Planning Department. All future staff would also be organized under the Planning Department. Staff employed prior to the effective date of the ordinance would retain civil service status. Current Historical Commission and Historic Zoning Commission staff are civil service employees. Staff hired after the effective date of the ordinance would have the same status as other employees of the Planning Department, who are not civil service employees.

The existing Chapter 2.128 of the Metropolitan Code of Laws addresses only the Historical Commission and does not address the Historic Zoning Commission or the Historic Zoning Commission staff. Chapter 17.40, Article IX of the Metropolitan Code of Laws addresses the Historic Zoning Commission but these provisions do not address its staff. The Metropolitan Historic Zoning Commission Rules of Order and Procedure state in Section V that the staff functions of the Historic Zoning Commission are performed by the Historical Commission staff, with one members of staff being named as the zoning administrator of the Historic Zoning Commission.

While this ordinance amends the Metropolitan Code of Laws relative to the staff of the Historical Commission and the Historic Zoning Commission, it does not impact or change the authority of either commission. The Historical Commission authority is outlined in Chapter 2.128 of the Metropolitan Code of Laws. The Historic Zoning Commission authority is outlined in Tennessee Code Annotated § 13-7-401, et seq., and Chapter 17.40, Article IX of the Metropolitan Code of Laws.

The Council Office anticipates a substitute ordinance from the sponsor.

Sponsors: Benedict, Evans, Kupin, Huffman, Welsch, Johnston, Gamble, Horton,

Webb, Benton, Eslick, Ellis, Spain, Weiner and Sepulveda

82. BL2025-743

An ordinance to amend Chapter 12.16 of the Metropolitan Code of Laws relative to drag

racing.

Analysis

This ordinance would amend Chapter 12.16 of the Metropolitan Code of Laws to include a prohibition of drag racing and penalties related to drag racing.

Chapter 12.16 of the Metropolitan Code of Laws is entitled "Rules of the Road." This proposed ordinance would add a new section that would prohibit drag racing, as defined in Tennessee Code Annotated § 55-10-501. An individual who is found to have engaged in drag racing would be subject to a fine of \$50 per occurrence of drag racing and the impoundment of the vehicle used by the individual to engage in drag racing for a period of 30 days. The ordinance would also provide that if the vehicle used for drag racing is not owned by the individual, the vehicle will not be subject to impoundment on the individual's first offense. However, the vehicle would subject to impoundment for any subsequent offense.

Existing state law preempts this ordinance, and the ordinance would be void and unenforceable if enacted. Tennessee Code Annotated § 7-3-312 provides that certain offenses are state offenses and "[a]ny ordinance presently enacted to regulate any of the enumerated offenses or to be later enacted is hereby declared to be void and of no effect." The list of offenses includes drag racing, as defined by Tenn. Code Ann. § 55-10-501.

Sponsors: Huffman, Ellis, Styles, Spain, Horton, Benton and Kupin

83. BL2025-744

An ordinance approving a greenway conservation easement between the Metropolitan Government of Nashville and Davidson County, through the Metropolitan Board of Parks and Recreation, and Habitat for Humanity of Greater Nashville, Inc. for greenway improvements at 3028 Gwynwood Drive (Parcel No. 059080A90700CO) (Proposal No. 2024M-054AG-001).

<u>Analysis</u>

This ordinance accepts a greenway conservation easement for property located at 3028 Gwynwood Drive, owned by Habitat for Humanity of Greater Nashville, Inc. The easement contains approximately 0.06 acres.

Pursuant to Tennessee Code Annotated section 66-9-305 and Metropolitan Charter section 2.01, the Metropolitan Government may accept donations of property interests for the purpose of establishing greenways and providing the public with recreational opportunities in natural areas.

This ordinance has been approved by the Planning Commission.

Fiscal Note: There is no cost to Metro to acquire this conservation easement.

Sponsors: Toombs, Porterfield, Gadd, Gamble, Parker, Welsch and Allen

84. BL2025-745

An ordinance readopting the Code of The Metropolitan Government of Nashville and Davidson County, Tennessee, prepared by Municipal Code Corporation including supplemental and replacement pages thereof, containing certain ordinances of a general and permanent nature enacted on or before August 20, 2024.

Analysis

This ordinance is a routine readoption of the Metropolitan Code to include all ordinances enacted on or before August 20, 2024.

Sponsors: Preptit and Gadd

R. Bills on Third Reading

87. **BL2025-694**

An ordinance approving Amendment Number 2 to a sole source contract between the Metropolitan Government of Nashville and Davidson County and Splash Business Intelligence, Inc., to extend the term and increase the estimated value of the contract.

<u>Analysis</u>

This ordinance approves the second amendment to a sole source contract between the Metropolitan Government and Splash Business Intelligence, Inc., originally approved through Resolution No. RS2021-703.

The original contract provides for support, maintenance, and technical/development services for the Splash BI and GL Connection reporting solution within R12 for Metro. The original estimated contract value was \$1,000,000 with a term of 60 months. The contract was amended through Resolution No. RS2024-243 by amending the scope of the contract to remove references to GL Connect, add new services related to the integration of R12 and Oracle Cloud, and added language required by Tenn. Code Ann. § 12-4-119 prohibiting the contractor from engaging in a boycott of Israel for the duration of the contract. The estimated contract value was increased by \$2,000,000 for a total estimated value of \$3,000,000.

The proposed amendment would extend the term of the agreement from 60 months to 96 months and increase the total estimated value of the contract from \$3,000,000 to \$4,500,000. According to the contract amendment justification form, the extended term would allow the implementation of Oracle Cloud to be complete and start the procurement process for any future contract.

Sole source contracts may be awarded under the Metro procurement code when it is determined that there is only one source for the supply or services rendered. Section 4.12.060 of the Metro Code requires all sole source contracts having a total value in excess of \$250,000 to be approved by the Council.

Metropolitan Code of Laws Section 4.12.160(B) requires Council approval of contracts for supplies or services "with terms exceeding a period of sixty months, either initially or by virtue of amendments, renewals or extensions thereof."

Fiscal Note: This amendment increases the estimated value of the sole source contract number 6477475 with Splash Business Intelligence, Inc. by \$1,500,000 for a revised contract amount of \$4,500,000 to be paid from Fund 51137. Business Unit 14521014.

Sponsors:

Porterfield and Hill

88. **BL2025-707**

An ordinance approving a greenway conservation easement between the Metropolitan Government of Nashville and Davidson County, through the Metropolitan Board of Parks and Recreation, and Germantown JV, LLC for greenway improvements at 1420 Adams Street (Parcel No. 08205017700) (Proposal No. 2024M-055AG-001).

Analysis

This ordinance accepts a greenway conservation easement for property located at 1420 Adams Street, owned by Germantown JV, LLC. The easement is 75 feet wide along the property's border with the Cumberland River.

Pursuant to Tennessee Code Annotated section 66-9-305 and Metropolitan Charter section 2.01, the Metropolitan Government may accept donations of property interests for the purpose of establishing greenways and providing the public with recreational opportunities in natural areas.

This ordinance has been approved by the Planning Commission.

Fiscal Note: There is no cost to Metro to acquire this conservation easement.

Sponsors: Kupin, Porterfield, Gadd, Gamble, Parker, Welsch and Allen

89. BL2025-708

An ordinance approving a greenway conservation easement and a participation agreement between the Metropolitan Government of Nashville and Davidson County, through the Metropolitan Board of Parks and Recreation, and Green Trails, LLC for greenway improvements at 4267 Ashland City Highway (Parcel No. 069060C04500CO) (Proposal No. 2024M-058AG-001).

<u>Analysis</u>

This ordinance accepts a greenway conservation easement for property located at 4267 Ashland City Highway, owned by Green Trails, LLC. The easement contains approximately 2.95 acres.

Pursuant to Tennessee Code Annotated section 66-9-305 and Metropolitan Charter section 2.01, the Metropolitan Government may accept donations of property interests for the purpose of establishing greenways and providing the public with recreational opportunities in natural areas.

This ordinance has been approved by the Planning Commission.

Fiscal Note: There is no cost to Metro to acquire this conservation easement.

Sponsors: Kimbrough, Porterfield, Gadd, Gamble, Parker, Welsch, Allen and Ewing

90. BL2025-709

An ordinance approving an option agreement between the Metropolitan Government of Nashville and Davidson County and GTLC, LLC for the purchase of property located at 0 Old Hickory Boulevard, Parcel 12800018100, and authorizing the acceptance of a donation of real property via quitclaim deed. (Proposal #2024M-059AG-001)

<u>Analysis</u>

This ordinance approves an option agreement between the Metropolitan Government ("Metro") and GTLC, LLC to purchase property at 0 Old Hickory Boulevard and authorizes the acceptance of a donation of real property via quitclaim deed.

The option agreement and quitclaim deed would permit Metro to acquire a total of approximately 48.7 acres of property in Bellevue that included the Buzzard Hollow solid waste landfill which closed in 1973. After 1973, this property was used as a construction and demolition landfill until 1993. The property is divided into three tracts. Pursuant to the option agreement, Metro would purchase Tracts 1 and 2 for the fair market value of \$640,000, based on an appraisal report prepared for the Public Property Division. Tract 3, appraised at \$2,730,000, would be donated from GTLC, LLC to Metro through a quitclaim deed. Metro and GTLC, LLC have engaged in discussions regarding this property for more than a decade. Due to the environmental concerns from the closed solid waste landfill, significant remediation of the Buzzard Hollow site is required.

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

Fiscal Note: The current market value of Tracts 1, 2 and 3 is \$3,010,000 according to the property appraisal report prepared as of June 12, 2024.

Sponsors: Weiner, Porterfield and Gamble

91. BL2025-710

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 two properties located at 1354 Brick Church Pike and Brick Church Pike (unnumbered), also known as the Nashville Youth Campus for Empowerment (MWS Project Nos. 24-WL-51 and 24-SL-173 and Proposal No. 2024M-152ES-001).

<u>Analysis</u>

This ordinance accepts approximately 1,682 linear feet of new eight-inch water main (DIP), approximately 821 linear feet of new eight-inch sanitary sewer mains (DI), approximately 189 linear feet of eight-inch sanitary sewer mains (PVC), three new fire hydrant assemblies, eight new sanitary sewer manholes and associated easements for two properties located at 1354 Brick Church Pike and Brick Church Pike (unnumbered), also known as the Nashville Youth Campus for Empowerment.

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

ordinance may be approved by resolution.

Sponsors: Toombs, Gamble and Parker

92. <u>BL2025-711</u>

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 Brick Church Pike (unnumbered), also known as City View at Noble Heights (MWS Project Nos. 22-WL-148 and 22-SL-299 and Proposal No. 2024M-147ES-001).

<u>Analysis</u>

This ordinance accepts approximately 2,038 linear feet of new eight-inch water main (DIP), approximately 1,358 linear feet of new eight-inch sanitary sewer main (PVC), approximately 166 linear feet of new eight-inch sanitary sewer main (DIP), four fire hydrant assemblies, 11 sanitary sewer manholes and easements for property located at Brick Church Pike (unnumbered), also known as City View at Noble Heights.

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

Sponsors: Toombs, Gamble and Parker