



Metro Council

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## G. Consent Resolutions and Resolutions

### 2. [RS2023-2037](#)

A resolution appropriating a total of \$1,000,000.00 from a certain account of the Community Safety Fund for a grant to the Urban League of Middle Tennessee.

#### Analysis

This resolution appropriates \$1,000,000 from the Community Safety Fund for a grant to the Urban League of Middle Tennessee. The Mayor's Office has recommended that \$1,000,000 of the funds appropriated for community safety grants in the operating budget ordinance, Substitute Ordinance No. BL2022-1248, be distributed to the Urban League of Middle Tennessee for the provision of violence interruption services.

Pursuant to the terms of the agreement, the Urban League of Middle Tennessee will employ and supervise case managers who will assist the Mayor's Office in implementing a Group Violence Intervention program in Nashville. The case managers will provide reports to the Metro Nashville Health Department.

The term of the contract begins March 7, 2023 and ends March 6, 2025.

**Sponsors:** Rhoten, Syracuse, Johnston and VanReece

### 3. [RS2023-2063](#)

A resolution extending the provisions of Chapter 5.11 of the Metropolitan Code of Laws, as enacted under Ordinance no. BL2021-972.

#### Analysis

This resolution extends the provisions of Chapter 5.11 of the Metropolitan Code of Laws. On December 7, 2021, the Council adopted Ordinance No. BL2021-972 which created a mechanism for providing funds for restoring and maintaining the tree canopy in Nashville and Davidson County.

BL2021-972 created a mechanism for providing funds to restore and maintain the tree canopy in Nashville and Davidson County by allocating from the general fund equivalent to one percent of the annual revenues for building permits, the annual revenues for grading permits, and the five-year average of net proceeds of general obligation bonds issues to fund construction

projects. The legislation provided for an annual funding cap of \$2,500,000 per fiscal year. The program expires on June 30, 2023, unless extended by a resolution of the Metropolitan Council.

The Council has appropriated up to \$2,500,000 to the Cumberland River Compact (“CRC”) to provide tree canopy restoration and maintenance pursuant to Resolution No. RS2022-1599. That agreement terminates upon the end of the program or June 30, 2025, whichever occurs first. CRC is on pace to plant 4,500 trees this fiscal year. CRC has also approved subgrants to other nonprofits including Trevecca, Progress, Inc., the Nashville Tree Conservation Corps, Green Interchange, the Nashville Tree Foundation, the Native American Indian Association, and the Historic Germantown Neighborhood Association.

The resolution under consideration extends the tree canopy program until March 1, 2026.

**Sponsors:** Allen, Welsch, Hancock, Sledge, Styles, Henderson and OConnell

4. [\*\*RS2023-2064\*\*](#)

A resolution approving an electric utility easement agreement with the Electric Power Board of the Metropolitan Government of Nashville and Davidson County.

**Analysis**

This resolution approves an electric utility agreement between the Electric Power Board of the Metropolitan Government and the Metropolitan Government. The Electric Power Board is also known by the service name Nashville Electric Service.

The Council approved an agreement for the Metropolitan Government to sell to Piedmont Natural Gas Company, Inc. a parcel of property and improvements located at 800 Second Avenue North, pursuant to Ordinance No. BL2021-743. An amendment to the agreement extending the time for closing the sale of the property was approved pursuant to Resolution No. RS2022-1528.

The Metropolitan Government proposes to grant a utility easement on the property at 800 Second Avenue North to the Electric Power Board of the Metropolitan Government. The easement would be six feet-wide by 280 feet.

*Fiscal Note: Metro will receive \$25,200 from Nashville Electric Service for the permanent 6 feet by 280 feet utility easement located along the eastern right-of-way margin of 2nd Avenue North and south of Stockyard Street.*

**Sponsors:** OConnell and Rhoten

5. [\*\*RS2023-2065\*\*](#)

A resolution approving an intergovernmental license agreement between the Metropolitan Government of Nashville and Davidson County by and through the Department of General Services and the Department of Safety and Homeland Security for parking spaces located at 5224 Hickory Hollow Parkway, Nashville, TN (Parcel No. 16300022100) (Proposal No. 2023M-008AG-01).

Analysis

This resolution approves an intergovernmental license agreement between the Metropolitan Department of General Services and the Tennessee Department of Homeland Security for parking spaces located at 5224 Hickory Hollow Parkway.

The Tennessee Department of Homeland Security, which operates a driver services and reinstatement center located at 5216 Hickory Hollow Parkway, desires to use 50 parking spaces at 5224 Hickory Hollow Parkway. Pursuant to the license agreement, the Metropolitan Government will lease 50 spaces to the Tennessee Department of Homeland Security beginning February 1, 2023 and ending January 30, 2025 for a monthly fee of \$1,500. The license agreement may be terminated by either party at any time for any reason upon 60 days written notice to the other party.

*Fiscal Note: Metro will receive \$1,500 per month from the Department of Safety and Homeland Security for the 50 assigned parking spaces, which equals a monthly rate of \$30 per space. Metro is responsible for maintenance of the assigned spaces. The total amount Metro will receive over life of the agreement is \$36,000.*

**Sponsors:** Rhoten and Withers

**6. [RS2023-2066](#)**

A resolution accepting the terms of a cooperative purchasing master agreement for public utility equipment with related accessories and supplies for the department of General Services.

Analysis

This resolution accepts the terms of a cooperative purchasing master agreement for public utility equipment with related accessories and supplies for the Department of General Services. The purchasing agreement is between Sourcewell, which is a State of Minnesota local government agency, and Altec Industries, Inc. The agreement is valid through December 27, 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:** Rhoten

**7. [RS2023-2067](#)**

A resolution approving the First Amendment to an agreement between the Metropolitan Government of Nashville and Davidson County and Azteca Systems, LLC to provide the Enterprise License Agreement for Cityworks Software.

Analysis

This resolution approves the first amendment to a sole source contract between the Metropolitan Government and Azteca Systems, LLC, originally approved by Resolution No. RS2019-1557.

The contract provides the enterprise license agreement for Cityworks Software. This provides a variety of platforms for service requests, permit issuances, tracking services, mapping, and related tools. The original contract value was \$1,032,000.

The resolution under consideration increases the value of the contract by \$450,000, for a new estimated contract value of \$1,482,000. The increase is to cover the Enterprise License Agreement licensing and any additional licensing charges.

*Fiscal Note: This amendment will increase the value of the sole source contract by \$450,000. The contract value increased from \$1,032,000 to \$1,482,000.*

**Sponsors:** Rhoten and Benedict

8. [\*\*RS2023-2068\*\*](#)

A resolution approving a statement of collaborative intent to Vanderbilt University from the Metropolitan Government, acting by and through the Information Technology Services Department in connection to a Community in the Loop Approach to Leveraging Artificial Intelligence for Efficient and Equitable Response Systems grant from the National Science Foundation to pilot innovative technologies aimed to support Metro's emergency response capabilities.

**Analysis**

This resolution approves a statement of collaborative intent to Vanderbilt University and an application to be a sub-recipient of a Community in the Loop Approach to Leveraging Artificial Intelligence for Efficient and Equitable Response System grant from the National Science Foundation to the Metropolitan Information Technology Services Department.

If the grant is awarded, the total grant would be \$194,435 with no cash match required. The grant would pilot innovative technologies aimed to support Metro's emergency response capabilities. The pilot would be an efficient and equitable Artificial Intelligence solution to give callers an option for an automated response for routine, non-emergency requests, allowing dispatchers the opportunity to answer emergency calls more quickly.

**Sponsors:** Rhoten and Benedict

9. [\*\*RS2023-2069\*\*](#)

A resolution approving a contract between the Metropolitan Government of Nashville and Davidson County and ESi Acquisition, Inc. to provide crisis information management systems.

**Analysis**

This resolution approves a sole source contract between the Metropolitan Government and ESi

Acquisition, Inc. to provide crisis information management systems.

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 resolution.

The term of the contract begins upon approval of all required parties and filing with the Metropolitan Clerk's Office and ends after 60 months. The estimated value of this contract is \$475,247.

The Office of Emergency Management will use this crisis information management system, known as WebEOC, to help manage and capture emergency and disaster information. According to the sole source justification form, WebEOC is a widely used program among local, state, and federal emergency management agencies, including the Tennessee Emergency Management Agency. WebEOC will provide interoperability that is important to effective crisis management in Metro and with state partners.

*Fiscal Note: The estimated value over the 5-year life of this sole source contract is \$475,247 to be paid from Fund 30003, Business Unit 49201000.*

**Sponsors:** Rhoten and Syracuse

10. [\*\*RS2023-2070\*\*](#)

A resolution accepting an in-kind grant from the Centennial Park Conservancy to the Metropolitan Government, acting by and through the Metropolitan Board of Parks and Recreation, to fund the purchase and installation of flooring in the Parthenon's offices.

**Analysis**

This resolution accepts an in-kind grant from the Centennial Park Conservancy to the Metropolitan Board of Parks and Recreation in an estimated value not to exceed \$10,400 with no cash match required. The in-kind grant is for the purchase and installation of flooring in the Parthenon's offices. This was approved by the Board of Parks and Recreation at its February 7, 2023, meeting.

**Sponsors:** Taylor, Rhoten and Hurt

11. [\*\*RS2023-2071\*\*](#)

A resolution accepting a grant from the Titans Foundation to the Metropolitan Government, acting by and through the Metro Parks and Recreation Department, to provide equipment, resources, and upgrades to the computer lab at the Looby Community Center.

**Analysis**

This resolution accepts a grant from the Titans Foundation to the Metropolitan Parks and Recreation Department in an amount not to exceed \$15,000 with no cash match required. This grant will provide equipment, resources and upgrades to the computer lab at the Looby

Community Center. This was approved by the Board of Parks and Recreation at its February 7, 2023 meeting.

**Sponsors:** Toombs, Rhoten, Hurt and Suara

12. [RS2023-2072](#)

A resolution accepting an in-kind grant from St. Bernard Academy to the Metropolitan Government, acting by and through the Metro Board of Parks and Recreation, for a portable stage, including stairs and skirting.

Analysis

This resolution accepts an in-kind grant from St. Bernard Academy to the Metro Board of Parks and Recreation with an estimated value of \$7,500 with no cash match required. This grant will provide for a portable stage and accessories, including stairs and skirting, for Cultural Arts and Community Center events and performances. This was approved by the Board of Parks and Recreation at its February 7, 2023 meeting.

**Sponsors:** Rhoten and Hurt

13. [RS2023-2073](#)

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, for the purchase and installation of a boardwalk on the Shelby Park Events Lawn Loop.

Analysis

This resolution accepts an in-kind grant from the Friends of Shelby Park & Bottoms to the Metro Board of Parks and Recreation with an estimated value not to exceed \$42,000 with no cash match required. This grant will provide for the purchase and installation of a boardwalk on the Shelby Park Events Lawn Loop. This was approved by the Board of Parks and Recreation at its February 7, 2023 meeting.

**Sponsors:** Withers, Rhoten and Hurt

14. [RS2023-2074](#)

A resolution approving amendment one to a grant from the Friends of Warner Parks to the Metropolitan Government, acting by and through the Metropolitan Board of Parks and Recreation, to provide seasonal staffing for the Special Work Education and Trails (S.W.E.A.T.) program at Warner Parks.

Analysis

This resolution approves amendment one to a grant from the Friends of Warner Parks to the Metropolitan Board of Parks and Recreation originally approved by RS2022-1675. The grant is used for seasonal staffing for the Special Work Education and Trails (S.W.E.A.T.) program at Warner Parks.

The amendment decreases the grant amount by \$1,545.58, from \$46,252.63 to \$44,707.05

due to the changes recently made to Metro's M&R Worker classifications. The grant will now use the Seasonal Worker 7, Step 3 and Step 5 classifications. There are no other changes to the grant terms. This was approved by the Board of Parks and Recreation at its February 7, 2023 meeting.

**Sponsors:** Henderson, Rhoten and Hurt

15. [RS2023-2075](#)

A resolution approving an application for a Rebuilding American Infrastructure with Sustainability and Equality "RAISE" grant from the United States Department of Transportation, to aid in the community outreach, planning and design of the East Bank Boulevard and Greenway project.

Analysis

This resolution approves an application for a Rebuilding American Infrastructure with Sustainability and Equality grant from the United States Department of Transportation to Nashville Department of Transportation and Multimodal Infrastructure for \$5,000,000 with a cash match of \$5,000,000. If the grant is awarded, it will be used to aid in the community outreach, planning and design of the East Bank Boulevard and Greenway project.

**Sponsors:** Withers, Rhoten, Pulley and Allen

16. [RS2023-2076](#)

A resolution authorizing Magnolia Woodland, LLC to construct and install an aerial encroachment at 1000 Woodland Street (Proposal No.2022M-025EN-001).

Analysis

This resolution authorizes Magnolia Woodland, LLC to construct, install, and maintain an aerial encroachment at 1000 Woodland Street. The encroachment comprises one double-sided, illuminated, projecting sign encroaching the public right-of-way. The applicant must indemnify the Metropolitan Government from all claims in connection with the construction and maintenance of the sign. 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.

**Sponsors:** Withers and Pulley

17. [RS2023-2077](#)

A resolution authorizing the Metropolitan Department of Law to compromise and settle the personal injury claim of Jeffery Wilson against the Metropolitan Government for \$27,700.00, with said amount to be paid out of the Self-Insured Liability Fund.

Analysis

On October 6, 2022, Jeffrey Wilson was driving on I-65 and began existing onto West Trinity Lane. He was in the far-left double turn lane and started to proceed through the intersection with a green traffic signal. An employee of the Nashville Department of Transportation and



Multimodal Infrastructure (“NDOT”) was driving an NDOT truck east on Trinity Lane when the traffic signal turned red. The NDOT employee was pulling a flatbed trailer with a mini excavator, with a combined weight of approximately 29,000 pounds. The NDOT employee was unable to stop at the red light and collided with the driver’s side of Mr. Wilson’s vehicle, pushing it into the vehicle on his right. Metro previously paid \$7,723.74 to Mr. Wilson’s insurance carrier related to his vehicle.

Mr. Wilson was taken by ambulance to a hospital with complaints of head, neck, and left shoulder pain. X-rays and a CT scan were taken. He was diagnosed with a concussion, cervical strain, and left shoulder contusion. He followed up with his primary care physician and was referred for physical therapy.

The Department of Law recommends settlement of Mr. Wilson’s personal injury claim for \$27,700, which includes \$12,774.21 in medical costs, \$1,047.18 in lost wages, and \$13,878.61 in pain and suffering.

The NDOT employee involved resigned on October 19, 2022.

*Fiscal Note: This \$27,700 settlement, along with the settlement per Resolution Nos. RS2023-2080 would be the 23rd and 24th payments from the Self-Insured Liability Fund in FY23 for a cumulative total of \$820,340. The fund balance would be \$17,216,100 after these payments.*

**Sponsors:** Rhoten

18. [RS2023-2078](#)

A resolution approving a Memorandum of Understanding between The Metropolitan Development and Housing Agency and the Department of Water and Sewerage Services of the Metropolitan Government of Nashville and Davidson County, for sewer/storm separation on the 2nd Street Separation Project.

Analysis

This resolution approves a memorandum of understanding (“MOU”) between the Metropolitan Development and Housing Agency (“MDHA”) and the Metropolitan Department of Water and Sewerage Services (“MWS”) for sewer/storm separation on the 2nd Street Separation Project.

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

After the December 25, 2020 bombing of Second Avenue, stakeholders were engaged for a collaborative plan for recovery for the damaged areas of First and Second Avenue. The Metropolitan Planning Department has completed the preliminary plans and desires to begin implementation. Construction plans include rebuilding the streetscapes, including sewer infrastructure.



MDHA has contracted with Reeves Construction to develop the streetscape. The construction plans call for sewer and stormwater separation in the combined system along Second Avenue from Union to Broadway. Separation of the sewer and stormwater system meets goals of the Consent Decree Agreement between MWS, the U.S. Environmental Protection Agency, the U.S. Department of Justice, and the Tennessee Department of Environment and Conservation.

Performing the separation work under this plan will save MWS and Metropolitan Government resources by working cooperatively under one plan and will eliminate future disruption to the street and affected businesses.

Pursuant to the MOU, MWS will review and approve the design for sewer/storm separation for the project area, inspect all construction activity, reimburse MDHA up to \$2.1 million (to be provided at milestones in the construction activity), and accept the storm sewer asset into the stormwater system. MDHA will design the new storm sewer, assign the completion of the sewer/storm separation project for the area, allow MWS inspectors to inspect the project, and provide documentation to engineering staff at agreed upon milestones for reimbursement. This agreement begins upon approval by the Council. The agreement may be terminated by any party upon 30 days written notice. MDHA would be paid for any outstanding reimbursement up through and including the expiration of the 30-day notice.

*Fiscal Note: The Department of Water and Sewerage Services of Metropolitan Government of Nashville and Davidson County will reimburse Metropolitan Development Housing Agency up to \$2.1 million for the sewer and stormwater separation in the combined system along Second Avenue from Union to Broadway.*

**Sponsors:** Rhoten and Pulley

**19. [RS2023-2079](#)**

A resolution approving amendment one to a Hazard Mitigation Grant from the State of Tennessee, Department of Military, Tennessee Emergency Management Agency, to The Metropolitan Government of Nashville and Davidson County, acting by and through the Department of Water and Sewerage Services.

**Analysis**

This resolution approves amendment one to a grant from the State of Tennessee, Department of Military, Tennessee Emergency Management Agency (TEMA) to the Department of Water and Sewerage Services originally approved by RS2021-1284. The purpose of the grant is to acquire and demolish seven properties located in various floodways/floodplains in Davidson County.

This amendment increases the grant amount from \$1,005,939.38 to \$1,544,747.40. The amendment also increases the local cash match from \$143,705.62 to \$220,678.20. The relevant attachments would be updated to reflect this change.

**Sponsors:** Rhoten and Pulley

**20. [RS2023-2080](#)**

A resolution authorizing the Metropolitan Department of Law to compromise and settle the personal injury claim of Haley Gunter against the Metropolitan Government for \$60,000.00, with said amount to be paid out of the Self-Insured Liability Fund.

**Analysis**

On August 17, 2022, Haley Gunter was driving southbound on Nolensville Road when she stopped her vehicle to let a WeGo bus pass her and turn into a parking lot on her right. A Metro Water Services employee was driving behind Ms. Gunter in a waste services truck and was unable to stop, colliding with the rear of her vehicle.

Ms. Gunter was transported from the scene to the hospital, complaining of a headache and neck and upper back pain. CT scans were ordered of her chest, abdomen, pelvis, head, and cervical spine. She was released and advised to follow-up with her primary care physician. On August 22, 2022, Ms. Gunter saw her primary care physician with complaints of neck pain and upper and mid-back spasms as well as hip and thigh pain. Additional x-rays were ordered and she started physical therapy. She also saw an orthopedist for hip and knee pain. Her total medical costs were \$34,943.36.

The Department of Law recommends settlement of Ms. Gunter's personal injury claim for \$60,000, including her total medical costs and pain and suffering.

Disciplinary action taken against the Metro Water Services employee consisted of a verbal reprimand.

*Fiscal Note: This \$60,000 settlement, along with the settlement per Resolution Nos. RS2023-2077 would be the 23rd and 24th payments from the Self-Insured Liability Fund in FY23 for a cumulative total of \$820,340. The fund balance would be \$17,216,100 after these payments.*

**Sponsors:** Rhoten

**I. Bills on Second Reading****35. [BL2023-1740](#)**

An ordinance amending Section 11.12.080 of the Metropolitan Code of Laws related to the discharge of weapons.

**Analysis**

This ordinance amends Section 11.12.080 of the Metropolitan Code of Laws related to the discharge of weapons.

Currently, the Metropolitan Code of Laws provides that it is unlawful to discharge any firearm within the urban services district at any time, and within the general services district during the nighttime. "Nighttime" is defined as the period of time 30 minutes after dusk and 30 minutes

prior to sunrise. There are exceptions to this rule, including the allowance of the discharge of a firearm (1) while in the lawful performance of duty as an officer of the law, (2) within a legally established shooting range or shooting gallery where precautions have been taken to insure the protection of human life and property, (3) while lawfully engaged in hunting, as permitted by the state, upon any property located within the urban services district of the metropolitan government; or (4) while legally defending person or property.

The ordinance under consideration prohibits the discharge of a weapon in the general services district within 500 feet of an occupied residential structure. An exception would be added to allow for the discharging of a weapon within 500 feet of an occupied residential structure with the prior permission of the owner of the structure and the owner of the property. An exception would also be made for where the discharge of a firearm is expressly authorized or permitted by state law.

**Sponsors:** Rosenberg and Evans

**36.** [BL2023-1742](#)

An ordinance requiring the Metro Division of Housing to establish a public dashboard on how the city is addressing the issue of housing affordability in Nashville and Davidson County.

Analysis

This ordinance directs the Metropolitan Planning Department, through its Housing Division, to create a dashboard to track funding, development, and preservation of subsidized homeownership and rental housing. This would include when units were funded, their completion status, and when affordability restrictions expire. The Housing Division will also track the number of subsidized owner-occupied units preserved through home rehabilitation and improvement programs annually.

For the purposes of the ordinance, “subsidized units” are (1) income-restricted units funded or incentivized through a Metro resource, including grants, loans, property awards, and tax incentives and abatements, including those administered by agencies, boards, and commissions (such as the Industrial Development Board and the Health and Educational Facilities Board) or another entity on behalf of Metro (such as MDHA) and (2) income-restricted units funded by state or federal funds or resources awarded to Metro Nashville through direct allocation or competitive award and/or administered on behalf of Metro Nashville.

By July 1, 2023, the Housing Division is required to publish the total number of subsidized units funded for development and/or rehab annually since 2018. In addition, by this same date, the Housing Division is required to establish a reporting method and schedule for collecting data and will work with organizations administering subsidized programs to complete the inventory by June 30, 2024.

The dashboard must be available and accessible to the public by January 1, 2024. This dashboard should also provide a baseline of Davidson County’s housing needs for households with incomes at or below 80% of the Area Median Income as defined by the U.S. Department of Housing and Urban Development and may include additional metrics as identified by the

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Housing Division as best practices. The dashboard will be updated quarterly.

Finally, this ordinance repeals Resolution No. RS2018-1242, which requested the Mayor's Office of Housing to provide periodic reports on affordable housing to the Council's Ad Hoc Affordable Housing Committee.

**Sponsors:** Allen and Evans

**37. [BL2023-1743](#)**

An ordinance to provide for the designation of public property within specified areas of downtown Nashville as a temporary "Special Event Zone" during the time period beginning at six o'clock (6:00) a.m. on June 7, 2023, and ending at midnight (12:00) on June 12, 2023, relative to the use of these areas in conjunction with the 2023 CMA Fest and related activities and events.

**Analysis**

This ordinance approves a temporary "Special Event Zone" for the downtown area, in conjunction with the 2023 CMA Fest and related activities and events from June 7, 2023 until June 12, 2023. A map of the Special Event Zone areas established under this ordinance is attached to the ordinance. Activity restrictions within the Special Event Zone would begin at 6:00 a.m. on Wednesday, June 7, 2023, and end at midnight on Monday, June 12, 2023. Activities on public property or in the public right-of-way within the Special Event Zone are regulated as follows:

- The sale of any food, beverages, goods, or merchandise would be prohibited, unless street vendors obtain a "Special Event Zone" permit from CMA in order to sell within the geographic area listed above.
- Alcoholic beverages provided, served, or sold from any temporary outdoor use would be prohibited, except as authorized.
- The sale or distribution of merchandise pertaining to the CMA Fest, where it is apparent on its face that the merchandise is not licensed by CMA, would be prohibited.
- No tents or membrane structures of any kind would be permitted, except as authorized by CMA or Metro for public safety purposes.
- The construction, placement, occupation, or use of any temporary structure would be prohibited except those sanctioned and authorized by the CMA.
- The distribution, promotional give-away activity, or provision of free products, services, or coupons by persons or entities that are not event sponsors officially sanctioned and authorized by CMA would be prohibited, except within any Public Participation Area.
- Vehicles would be allowed only as directed by Metropolitan Nashville Police.
- No shared urban mobility devices, as defined by Metropolitan Code of Laws Section 12.62.010, would be permitted within the Special Event Zone.
- No handguns, rifles, or firearms would be permitted. (Tennessee Code Annotated § 39-17-1359)
- No knives, swords, or other fighting devices would be permitted.
- No fireworks, firecrackers, or explosive devices of any type would be permitted, except

exhibitions permitted by CMA.

- The Special Event Zone would be a “no fly zone.”

This ordinance requires at least one Public Participation Area within the Special Event Zone while the zone is in effect. This Area would allow for the reasonable expression by the public in a manner that is not disruptive to the CMA Fest, activities, and events.

*Fiscal Note: This ordinance places restrictions on the activities that would be allowed to take place within the special event zone during the 2023 CMA Fest. However, no additional Metro personnel or overtime would be required just for the enforcement of these restrictions.*

**Sponsors:** OConnell

**38. [BL2023-1744](#)**

An ordinance approving a greenway conservation easement on certain property located at 801 12th Ave N Nashville, TN 37203 (Parcel No. 09204032300) owned by Union Brick RE LLC (Proposal No 2023M-012ES-001).

Analysis

This ordinance accepts a greenway conservation easement for property located at 801 12th Avenue North, owned by Union Brick RE, LLC. The easement will have a total area of 3,002 square feet. There is no cost to Metro to acquire the easement. Future amendments to this easement agreement may be approved by resolution.

Pursuant to Tenn. Code Ann. § 66-9-305 and Metropolitan Charter § 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.

**Sponsors:** OConnell, Rhoten, Withers, Hurt, Pulley and Allen

**39. [BL2023-1745](#)**

An ordinance authorizing the Director of Public Property, or his designee, to donate to the State of Tennessee, via quitclaim deeds, real property consisting of approximately 0.136 acres located at 6681 Nolensville Pike (Map 181-00 Parcel 102) and 6655 Nolensville Pike (Map 181-00 Parcel 6) for use in construction at S.R. 11, US-31A, Nolensville Road from South of Burkitt Road near S. R. 254, Old Hickory Boulevard, State Project No. 19028-2242-14, Federal Project No. NH-11 (80), PIN No. 105766.01 (Proposal No. 2023M-002PR-001).

Analysis

This ordinance authorizes the Director of Public Property to donate to the State of Tennessee, via quitclaim deeds, approximately 0.136 acres of real property located at 6681 Nolensville Pike and 6655 Nolensville Pike for use in construction at Nolensville Road from South of Burkitt Road near Old Hickory Boulevard. The ordinance also provides that all easements will be retained by the Metropolitan Government. Any proposed construction over, above, or under

existing utilities would require the approval of the Director of Water and Sewerage Services, along with any other relevant departments or agencies, including the Nashville Electric Service.

Future amendments to this legislation may be approved by resolution.

**Sponsors:** Swope, Rhoten, Withers and Pulley

40. [BL2023-1746](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public water main and to accept new public water main, for two properties located at 2309 and 2315 Clifton Avenue, also known as Clifton Triangle (MWS Project No. 22-WL-33 and Proposal No. 2023M-003ES-001).

Analysis

This ordinance abandons approximately 583 linear feet of existing six-inch water main and accepts approximately 583 linear feet of new eight-inch water main (DIP), for two properties located at 2309 and 2315 Clifton Avenue, also known as Clifton Triangle.

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

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

**Sponsors:** Taylor, Withers and Pulley

41. [BL2023-1747](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public water and sanitary sewer mains, fire hydrant assembly, sanitary sewer manholes and easements, for property located at Brick Church Pike (unnumbered), also known as Brick Church Pike Subdivision (MWS Project Nos. 22-WL-83 and 22-SL-174 and Proposal No. 2023M-005ES-001).

Analysis

This ordinance accepts approximately 987 linear feet of new eight-inch water main (DIP), approximately 1,229 linear feet of new eight-inch sanitary sewer main (PVC), one fire hydrant assembly, six sanitary sewer manholes and easements for property located at Brick Church Pike (unnumbered), also known as Brick Church Pike Subdivision.

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

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

**Sponsors:** Gamble, Withers and Pulley

**42. [BL2023-1748](#)**

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon an existing public utility easement, for property located at 1702 17th Avenue North (Proposal No. 2023M-009ES-001).

Analysis

This ordinance abandons a portion of an existing 10-foot public utility easement located at 1702 17th Avenue North.

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

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

**Sponsors:** Taylor, Withers and Pulley

**43. [BL2023-1749](#)**

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept a new public sanitary sewer force main and easement, for property located at 6785 A Sunnywood Drive, also known as Sunnywood Place (MWS Project No. 21-SL-214 and Proposal No. 2023M-015ES-001).

Analysis

This ordinance accepts approximately 355 linear feet of new two-inch sanitary sewer force main (PVC), and easement for property located at 6785 A Sunnywood Drive, also known as Sunnywood Place.

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

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

**Sponsors:** Rutherford, Withers and Pulley

**44. [BL2023-1750](#)**

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public sanitary sewer mains, sanitary sewer manholes and easements, for three properties located at 1145 and 1201 Neely's Bend Road and Neely's Bend Road (unnumbered), also known as Fox Valley Phase 2 (MWS Project No. 22-SL-21 and Proposal No. 2023M-008ES-001).

Analysis

This ordinance accepts approximately 1,434 linear feet of new eight-inch sanitary sewer main (PVC), approximately 607 linear feet of new eight-inch sanitary sewer main (DIP), 13 sanitary



sewer manholes and easements for three properties located at 1145 and 1201 Neely's Bend Road and Neely's Bend Road (unnumbered), also known as Fox Valley Phase 2.

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

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

**Sponsors:** Hancock, Withers and Pulley

**45. [BL2023-1751](#)**

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public sanitary sewer main, sanitary sewer manholes and easements, for property located at 1201 Neely's Bend Road, also known as Fox Valley Phase 3, (MWS Project No. 22-SL-22 and Proposal No. 2023M-010ES-001).

Analysis

This ordinance accepts approximately 1,151 linear feet of new eight-inch sanitary sewer main (PVC), six sanitary sewer manholes and easements for property located at 1201 Neely's Bend Road, also known as Fox Valley Phase 3.

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

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

**Sponsors:** Hancock, Withers and Pulley

**46. [BL2023-1752](#)**

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public combination and sanitary sewer mains and sanitary sewer manholes, and to accept new public sanitary sewer main and sanitary sewer manholes, for property located at 915 Division Street, also known as Society Nashville (MWS Project No. 22-SL-08 and Proposal No. 2023M-004ES-001).

Analysis

This ordinance abandons approximately 359 linear feet of existing 30-inch combination sewer main (brick), approximately 272 linear feet of existing eight-inch sanitary sewer main (PVC) and three sanitary sewer manholes and accepts approximately 276 linear feet of new eight-inch sanitary sewer main (PVC) and five sanitary sewer manholes, for property located at 915 Division Street, also known as Society Nashville.

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

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

**Sponsors:** OConnell, Withers and Pulley

47. [BL2023-1753](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public water main, for property located at 5 City Boulevard (MWS Project No. 22-WL-104 and Proposal No. 2023M-006ES-001).

Analysis

This ordinance accepts approximately 46 linear feet of new eight-inch water main (DIP) for property located at 5 City Boulevard.

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

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

**Sponsors:** Taylor, Withers and Pulley

48. [BL2023-1754](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public water and sanitary sewer mains, fire hydrant assembly, sanitary sewer manholes and easements, for two properties located at 5978 and 5984 Edmondson Pike (MWS Project Nos. 20-WL-145 and 20-SL-297 and Proposal No. 2023M-013ES-001).

Analysis

This ordinance accepts approximately 719 linear feet of new eight-inch water main (DIP), approximately 7 linear feet of new six-inch water main (DIP), approximately 1,004 linear feet of new eight-inch sanitary sewer main (PVC), one fire hydrant assembly, six sanitary sewer manholes and easements for two properties located at 5978 and 5984 Edmonson Pike.

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

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

**Sponsors:** Swope, Withers and Pulley

49. [BL2023-1755](#)

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 6018 Mount View Road, also known as

Campbell Crossings Townhomes (MWS Project Nos. 20-WL-80 and 20-SL-154 and Proposal No. 2023M-018ES-001).

Analysis

This ordinance accepts approximately 645 linear feet of new eight-inch water main (DIP), approximately 899 linear feet of new eight-inch sanitary sewer main (PVC), approximately 782 linear feet of new eight-inch sanitary sewer main (DIP), three fire hydrant assemblies, 12 sanitary sewer manholes and easements for property located at 6018 Mount View Road, also known as Campbell Crossings Townhomes.

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

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

**Sponsors:** Withers and Pulley

50. [BL2023-1756](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public sanitary sewer mains, sanitary sewer manholes and easements, and to accept new public water and sanitary sewer mains, fire hydrant assemblies, sanitary sewer manholes and easements, for two properties located at 420 Green Lane and Tisdall Drive (unnumbered), also known as Ridgecrest at Vista Phase 2 (MWS Project Nos. 21-WL-41 and 21-SL-101 and Proposal No. 2023M-016ES-001).

Analysis

This ordinance abandons approximately 2,016 linear feet of existing eight-inch sanitary sewer main, approximately 940 linear feet of existing 10-inch sanitary sewer main, 12 sanitary sewer manholes and easements and accepts approximately 2,766 linear feet of new eight-inch water main (DIP), approximately 1,683 linear feet of new eight-inch sanitary sewer main (PVC), approximately 435 linear feet of new eight inch sanitary sewer main (DIP), approximately 1,360 linear feet of new 10-inch sanitary sewer main (PVC), approximately 380 linear feet of new 10-inch sanitary sewer main (DIP), five fire hydrant assemblies, 30 sanitary sewer manholes and easements for two properties located at 420 Green Lane and Tisdall Drive (unnumbered), also known as Ridgecrest at Vista Phase 2.

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

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

**Sponsors:** Gamble, Withers and Pulley

51. [BL2023-1757](#)

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 12474 Old Hickory Boulevard, (MWS Project Nos. 22-WL-47 and 22-SL-108 and Proposal No. 2023M-017ES-001).

#### Analysis

This ordinance accepts approximately 1,081 linear feet of new eight-inch water main (DIP), approximately 739 linear feet of new eight-inch sanitary sewer main (PVC), approximately 207 linear feet of new eight-inch sanitary sewer main (DIP), two fire hydrant assemblies, five sanitary sewer manholes and easements for property located at 12474 Old Hickory Boulevard.

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

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

**Sponsors:** Withers and Pulley

## **J. Bills on Third Reading**

### **52. [BL2022-1471](#)**

An ordinance to amend Sections 16.24.030 and 17.04.060 of the Metropolitan Code of Laws to amend the definitions of “dwelling unit” and “family”. (Proposal No. 2022Z-017TX-001).

#### Analysis

This ordinance, as substituted and amended, amends the definition of “Family” in Titles 16 and 17 of the Metropolitan Code to change the allowance of unrelated persons living together from three to four persons and provide that this group can include a combination of related and unrelated persons.

Additionally, this ordinance amends the portion of the “Family” definition in Title 17 related to group homes for persons with disabilities to update terminology to modern standards and to align with state law more closely. The ordinance also adds a definition of “dwelling unit” to clarify that it is a single unit for use by one family.

This has been approved with a substitute by the Planning Commission.

**Sponsors:** Parker and Welsch

### **53. [BL2022-1581](#)**

An ordinance amending Metropolitan Code Sections 17.12.040 and 17.28.103 to regulate the location of electric utility meters in residential areas and to amend the requirements for underground utilities for new residential developments (Proposal No. 2023Z-001TX-001).

#### Analysis

This ordinance amends Sections 17.12.040 and 17.28.103 of the Metropolitan Code to prohibit electric utility meters from being located within the required street setback and located within three feet or mounted to the serviced structure unless required by the power supplier for safety and access and to require underground utilities for new residential developments governed a by new or amended preliminary SP plan.

Currently, electric utility meters are permitted within the required street setback and underground utilities are only required for new residential developments that are governed by a new or amended plan unit development, a new or amended preliminary urban design overlay district, or a new or revised preliminary subdivision plat.

This item was approved by the Planning Commission at its February 23, 2023 meeting.

**Sponsors:** Benedict, Sledge, OConnell, Withers, Porterfield, Hancock, Bradford, Murphy and Welsch

**76. [BL2023-1731](#)**

An ordinance to amend Section 2.149.040 of the Metropolitan Code of Laws regarding the Barnes Fund for Affordable Housing.

**Analysis**

This ordinance removes the sunset provisions from the requirement that 20% of the Barnes Fund for Affordable Housing grant funds to be set aside for small nonprofit organizations.

The Council passed Ordinance No. BL2021-725 on July 6, 2021. That ordinance requires that the criteria for awarding Barnes Fund grants established by the Housing Trust Fund Commission include setting aside at least 20% of the grant funds to be allocated to small affordable housing nonprofit organizations that have an annual operating budget of no more than \$4,000,000 and a housing budget of no more than \$1,000,000. This set aside would not apply if there are not a sufficient number of qualified small nonprofit applicants.

BL2021-725 included a provision that this 20% set aside would be in effect during Fiscal Years 2022 and 2023 and, starting in Fiscal Year 2024, the criteria would become an aspirational goal. This language was effectively a sunset provision for the set aside beginning in Fiscal Year 2024. The ordinance under consideration would remove this language and instead require the criteria include the 20% set aside.

This proposal has been approved by the Housing Trust Fund Commission.

**Sponsors:** Suara, Toombs, Porterfield, Lee, Hurt, Welsch and Hausser

**77. [BL2023-1732](#)**

An ordinance authorizing Reservoir Zone 3, LLC to install, construct and maintain underground encroachments in the right of way located 1310 Hillside Ave. (Proposal No. 2022M-013EN-001)

Analysis

This ordinance authorizes Reservoir Zone 3, LLC to install, construct, and maintain underground encroachments in the right-of-way located at 221 4th Avenue North. The applicant must indemnify the Metropolitan Government from all claims in connection with the construction and maintenance of the encroachments and is required to post a certificate of public liability insurance in the amount of \$2,000,000 with the Metropolitan Clerk naming the Metropolitan Government as an insured party.

This ordinance has been approved by the Planning Commission.

**Sponsors:** Sledge, Withers and Pulley

**78. [BL2023-1733](#)**

An ordinance authorizing the acquisition of certain right of way easements and property rights by negotiation or condemnation for use in public projects of the Metropolitan Government, initially for purposes of the Nashville Department of Transportation and Multimodal Infrastructure Project Number 2022-R-3, 1809 Antioch Pike Easement Acquisition Project, (Proposal No. 2022M-180ES-001).

Analysis

This ordinance authorizes the Director of Public Property Administration to acquire by negotiation or condemnation right-of-way easements and property rights for the purpose of the 1809 Antioch Pike Easement Acquisition. This easement will be used for signage.

Amendments to this legislation shall be approved by resolution.

**Sponsors:** Rhoten, Withers and Pulley

**79. [BL2023-1734](#)**

An ordinance approving a contract between the Metropolitan Government of Nashville and Davidson County and Principle Environmental, Inc. to provide parts and products needed for Metro Water and Sewerage Services' equipment.

Analysis

This ordinance approves a sole source contract between the Metropolitan Government and Principle Environmental, Inc. to provide parts and products needed for Metro Water and Sewerage Services' ("MWS") equipment.

Section 4.12.060 of the Metropolitan Code of Laws authorizes the Metropolitan Purchasing Agent to enter into sole source contracts when the Purchasing Agent determines in writing according to standards adopted by the Procurement Standards Board that there is only one source for the supply or services required.

According to the sole source justification form attached to the agreement, Principle Environmental is the sole source in Tennessee for Atlas Copco, Cordell, Hydro International,

Fiber Glass Systems, RW Gates, and Trilium/Wemco parts and products, which are in use by MWS. Much of this equipment is currently being installed and MWS expects the equipment to be in service for many years to come.

The term of this contract is 120 months, beginning upon approval by all required parties and filing with the Metropolitan Clerk's Office. The estimated contract value is \$10,000,000. Future amendments to this ordinance may be approved by resolution.

*Fiscal Note: The estimated value over the 10-year life of this contract is \$10,000,000 to be paid from Fund 67331, Business Unit 65558020.*

**Sponsors:** Rhoten and Pulley

**80. [BL2023-1735](#)**

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 5693 Cloverland Drive, also known as Plum Orchard Phase 2, (MWS Project Nos. 22-WL-11 and 22-SL-23 and Proposal No. 2023M-002ES-001).

Analysis

This ordinance accepts approximately 1,549 linear feet of new eight-inch water main (DIP), approximately 66 linear feet of new eight-inch sanitary sewer main (DIP), approximately 1,448 linear feet of new eight-inch sanitary sewer main (PVC), four fire hydrant assemblies, nine sanitary sewer manholes and easements for property located at 5693 Cloverland Drive, also known as Plum Orchard Phase 2.

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

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

**Sponsors:** Swope, Withers and Pulley

**81. [BL2023-1736](#)**

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept the replacement of existing public water main and new public sanitary sewer manhole, for property located at 3808 Cleghorn Avenue, also known as The Crestmoor (MWS Project Nos. 22-WL-119 and 22-SL-240 and Proposal No. 2023M-001ES-001).

Analysis

This ordinance accepts the replacement of approximately six linear feet of existing six-inch water main (CIP) with approximately six linear feet of new six-inch water main (DIP), and one sanitary sewer manhole for property located at 3808 Cleghorn Avenue, also known as The Crestmoor.



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

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

**Sponsors:** Pulley and Withers

**82. [BL2023-1737](#)**

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public sanitary sewer manhole, for property located at 95 Plum Nelly Circle, also known as Brentwood Graycliff Skyline (MWS Project No. 22-SL-266 and Proposal No. 2022M-198ES-001).

**Analysis**

This ordinance accepts one new sanitary sewer manhole for property located at 95 Plum Nelly Circle, also known as Brentwood Graycliff Skyline.

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

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

**Sponsors:** Swope, Withers and Pulley

**83. [BL2023-1738](#)**

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing sanitary sewer main, sanitary sewer manholes and easements, and to accept new public sanitary sewer main, sanitary sewer manholes and easements, for three properties located at 2304, 2306 and 2310 Riverside Drive (MWS Project No. 22-SL-197 and Proposal No. 2022M-190ES-001).

**Analysis**

This ordinance abandons approximately 304 linear feet of existing eight-inch sanitary sewer main (VCP), three sanitary sewer manholes and easements, and accepts approximately 214 linear feet of new eight-inch sanitary sewer main (PVC), two sanitary sewer manholes and easements for three properties located at 2304, 2306 and 2310 Riverside Drive.

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

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

**Sponsors:** Benedict, Withers and Pulley

**84. [BL2023-1739](#)**

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept the replacement of an existing public water main and the rehabilitation of an existing sanitary sewer manhole, for property located at 5607 B Morrow Road, (MWS Project Nos. 22-WL-91 and 21-SL-217 and Proposal No. 2022M-196ES-001).

Analysis

This ordinance accepts the replacement of approximately 36 linear feet of existing 12-inch water main (DIP) and the rehabilitation of one existing sanitary sewer manhole for property located at 5607 B Morrow Road.

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

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

**Sponsors:** Roberts, Withers and Pulley

**K. Indefinitely Deferred Item - Rule 8****85. [BL2022-1631](#)**

An Ordinance to amend Title 2 of the Metropolitan Code of Laws to create the Nashville Entertainment Commission.

Analysis

This ordinance, as substituted, establishes the Nashville Entertainment Commission (“NEC”). The NEC would promote the film and television industry in Nashville and Davidson County, as well as market Nashville and Davidson County for regional, national, and international opportunities and promote job creation, economic development, and general and racial equity in the entertainment industry.

Pursuant to Rule 8 of the Council Rules of Procedure, this ordinance has been placed onto the agenda at the request of the sponsor for the purpose of requesting an override of the indefinite deferral. Debate of the requested override is limited to (a) the sponsor of the deferred legislation and (b) the chair(s) of the committee(s) requesting indefinite deferral, or a designee thereof. Each speaker is limited to four minutes each. An override of a committee recommendation of indefinite deferral requires a majority of the Council members voting. If the request for an override is approved, the ordinance will be placed on the agenda for the next regular Council meeting. If the request for an override is disapproved, the Clerk will permanently remove the item from the Council agenda.

*Fiscal Note: The pay for a Director of Music, Film & Entertainment would depend on the duties and functions of the position, whether it is Civil Service or not in accordance with the Metro*

*Charter and other applicable provisions, as well as where and how the position is housed. If housed and employed by the Mayor’s Office as a non-Civil Service position, the pay for this position could be in the range of \$100,000 plus benefits dependent of functions and duties. There was a \$100,000 appropriation in the FY23 operating budget for a “Director of Music, Film & Entertainment” (1.0 FTE) to “support our creative class and protect Music City’s future.” The potential for other staff is speculative at this point, but for purposes of consideration, the salary range for administrative staff classed at ASO02 is \$43,647 to \$56,740 plus approximately \$22,624 - \$25,242 for benefits. The salary range for administrative staff classed at ASO03 is \$52,575 to \$68,344 plus approximately \$24,410 - \$27,562 for benefits.*

**Sponsors:** Styles, Welsch, Toombs, Sepulveda, Evans, Suara, Gamble, Murphy, Porterfield and Allen