



Metropolitan Council

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## I. Rules of Procedure

### 11. [Rule 13](#)

Proposed amendment to Rule 13 of the Rules of Procedure of the Council.

#### Analysis

While the Council Office does not normally provide analysis for amendments to the Rules of Procedure, this Rule Amendment contains several significant modifications that would have serious effects for the operation of the Council, the Council Office, and the Metro Clerk, to an extent that the Council Office deemed a deviation from standard practice advisable. The rule amendment would modify Rule 13, which governs filing deadlines and emergency legislation items.

#### Rule 13.1.2

The proposed amendment would modify Rule 13.1.2, which currently provides that no ordinance or resolution may be filed unless the originals have first been delivered to the Council Office not later than noon on the Second Friday preceding the regular meeting date or not later than noon the fourth day, excluding Saturdays and Sundays, preceding the day of any other Council meeting. This rule currently serves as the legislative filing deadline for all legislation whether prepared by administrative departments or by members of the Council. The proposed amendment would be changed to apply these deadlines only to ordinances or resolutions filed "by the Council Office." The proposed amendment would effectively eliminate the requirement that all administrative legislation be first filed with the Council Office prior to being filed with the Metro Clerk.

#### Rule 13.2

The proposed amendment to Rule 13.2 would remove references to the deadline for requested late-filed legislation. Currently, Rule 13.2 provides that requested late-filed legislation must be delivered to the Council not later than noon on the Friday immediately preceding the regular meeting date. In the event of a special meeting, delivery must occur not later than noon the second day -- excluding Saturdays and Sundays -- preceding the day of such Council meeting. The proposed amendment would effectively eliminate the Friday deadline for late-filed legislation. This deadline currently allows a short amount of time for legal and format review prior to inclusion in the "amendments packet" which is then delivered to Council members by 9 a.m. the Monday preceding a Council meeting.

Rule 13.3

Rule 13.3 currently provides that the Council may not consider any ordinance, resolution, amendment, or substitute unless filed in accordance with Rule 13.1 and 13.2. This provision would be amended to give an exception for legislation filed directly with the Clerk by a Councilmember. Adoption of this rule amendment in conjunction with the amendment to 13.1 will effectively eliminate the administrative legislation filing deadlines.

Rule 13.4

Rule 13.4 currently provides that no ordinance, binding resolution, amendment, or substitute submitted after the deadlines in Rule 13 will be considered by the Council except on an emergency basis. It further provides that nonbinding resolutions submitted after the prescribed deadlines are not eligible to be considered on an emergency basis. This proposed amendment removes the sentence regarding nonbinding resolutions. However, it retains the reference to binding resolutions in the first sentence of this provision, rendering ineffective the likely intent of allowing late nonbinding resolutions.

Rule 13.6

A new Rule 13.6 would be added to state that “[l]ate-filed legislation introduced during a Council meeting is not subject to Section 13.5 [which sets out the requirement that late items appear before the Rules Committee to discuss the emergency need] however the rules must be suspended, per Rule 7 [which requires a committee recommendation], for the late-filed legislation to be considered.” Currently, not all late-filed legislation would require a suspension of Rule 7 - notably, the rule requires ordinances to have a committee recommendation prior to final passage, thus Rule 7 would not need to be suspended in order for a late-filed ordinance to be introduced.

Rule 13.7

Finally, the existing Rule 13.6, which would be renumbered as 13.7, would be amended to reflect language updated by the proposed amendments and also to provide that “the Council recommends that memorializing late-filed legislation be filed for the subsequent Council meeting.” Presumably, this language is responsive to the intended removal of the prohibition of late-filed non-binding resolutions. As stated above, effectively, late filed non-binding resolutions would still be prohibited with the adoption of the proposed rule amendment.

Further Discussion

With the effective elimination of the Friday filing deadline in the Council Office, Council members and the Council Office would learn of legislation upon publication of the Clerk’s agenda, which occurs on the Wednesday prior to the Council meeting.

Currently, the Council Office reviews legislation submitted by Council members prior to filing for potential legal concerns, correct formatting, required provisions including the enacting clause and effective date, and typographical errors. If submitted directly with the Clerk, the Council Office would not be able to review legislation and the Clerk, in its position, would not be able to make any changes to legislation once filed. Thus any needed formatting changes would

require amendments.

Administratively, the Council Office also uploads Council member-initiated legislation into the Granicus program Legistar, which makes the legislation available online upon publication by the Clerk's Office. Currently, the Clerk's Office does not upload any legislation into Legistar. In addition, the Council Office assigns committees to legislation, which is performed before filing. The Council Office also prepares committee agendas, which are published the day after the agenda is published. The Council Office prepares an analysis of legislation, which is published the Thursday after the agenda is published, however, all of this work begins days in advance of these deadlines. This Rule Amendment would present an administrative burden on the Council Office staff, would present a difficulty in the Council Office's preparation of meetings, and would transfer administrative responsibilities from the Council Office to the Metro Clerk.

In addition, this proposed rule amendment provides an opportunity for Council members to submit legislation on behalf of themselves, a department, or third party that has not been vetted by the Council Office legal staff or the Metropolitan Department of Law. Both are tasked with providing legal advice and representation to the Council. This could allow for legislation with serious legal implications to be filed.

This proposed Rule Amendment, if adopted, would seriously hinder the Council Office's ability to effectively perform the work for which the Council Office was created - to provide research and advisory services to the Council on legislative matters. See Metropolitan Code of Laws Section 2.04.030.A.

**Sponsors:** Benedict

**J. Resolutions on Public Hearing****1. [RS2024-479](#)**

A resolution exempting 62 units located at 160 2nd Ave. N., from the minimum distance requirements for obtaining a Short Term Rental Property - Not Owner-Occupied permit pursuant to Metropolitan Code of Laws Section 6.28.030(B)(2)(d).

**Analysis**

This resolution exempts 62 units located at 160 2nd Ave N from the minimum distance requirements for obtaining Short Term Rental Property - Not Owner-Occupied permits pursuant to Metropolitan Code of Laws Section 6.28.030(B)(2)(d). The units are listed on Exhibit A to the ordinance.

Metropolitan Code of Laws Section 6.28.030(B)(2)(d) provides that no new STRP - not owner-occupied permit shall be issued to an applicant whose location is less than one hundred feet from a religious institution, a school or its playground, a park, or a licensed day care center or its playground. The Council may approve an exemption from the minimum distance requirements upon adoption of a resolution, after a public hearing, receiving 21 affirmative votes.

**Sponsors:** Kupin

**K. Bills on Public Hearing****2. [BL2024-348](#)**

An ordinance approving Amendment No. 8 to the Rutledge Hill Redevelopment Plan pertaining to certain uses. (Proposal No. 2024M-003OT-001)

**Analysis**

This ordinance approves Amendment No. 8 to the Rutledge Hill Redevelopment Plan.

The Rutledge Hill Redevelopment Plan current does not allow for “auto-oriented uses”. The ordinance under consideration would exempt the automobile dealerships located at 15 Lindsley Avenue and 25 Lindsley Avenue that (1) sell automobiles through a virtual showroom; (2) allow the storage of not more than 20 automobiles on the exterior of the property; (3) only allow repair work on automobiles to be performed within fully-enclosed bays that are not visible from the public right-of-way; (4) hold a jobs fair for area residents prior to opening the automobile dealership from the definition of “auto-oriented uses”. An automobile dealership meeting these conditions could be located within the Rutledge Hill Redevelopment Plan area.

In addition, the ordinance requires that, prior to obtaining a final use and occupancy permit for an automobile dealership located at 25 Lindsley, the permit applicant will be required to show proof that it held a hiring event meeting the conditions outlined in the ordinance.

**Sponsors:** Kupin

3. [BL2024-373](#)

A bill to be entitled: The Budget Ordinance of the Metropolitan Government of Nashville and Davidson County, Tennessee for Fiscal Year 2025.

Analysis

This ordinance is the proposed operating budget for the Metropolitan Government for Fiscal Year 2025. The budget filed by the Mayor provides for the following proposed funding:

- General Services District General Fund \$1,447,805,200
- General Services District Schools Fund \$1,247,078,900
- General Services District General Debt Service Fund \$ 258,290,600
- General Services District Schools Debt Service Fund \$ 133,194,300

**TOTAL GENERAL SERVICES DISTRICT BUDGET \$3,086,369,000**

- Urban Services District General Fund \$ 186,060,300
- Urban Services District General Debt Service Fund \$ 19,415,700

**TOTAL URBAN SERVICES DISTRICT BUDGET \$ 205,476,000**

**TOTAL OPERATING BUDGET \$3,291,845,000**

The Fiscal Year 2025 budget is \$3,291,845,000. The Mayor’s proposed budget represents an overall decrease of \$72,469,800 (2.2%).

The Mayor’s proposed budget is projected to result in the following fund balance percentages by June 30, 2025:

- General Services District General Fund 19.6%
- General Services District Debt Service Fund 50.3%
- General Services District Schools Operations Fund 17.5%
- Schools Debt Service Fund 50.8%
- Urban Services District General Fund 17.2%
- Urban Services District Debt Service Fund 55.0%

Pursuant to the Fund Balance Policies adopted by the Council in RS2022-1901, appropriations of surplus funds from the unreserved fund balances of the primary budgetary funds are permissible only after meeting levels recommended in the policies during the budget annual review. Any remaining balance may be utilized for one-time expenditures: capital expenditures; debt reduction; and establishment of other reserves to enhance Metro’s financial position. The proposed budget includes the following appropriations of fund balance surplus funds:

Administrative	Barnes Fund Affordable Housing	\$ 16,448,500
MNPS	Textbooks	\$ 18,000,000
NDOT	Vision Zero	\$ 1,500,000
Planning	Infrastructure Study	\$ 2,400,000
<b>Total</b>		<b>\$ 38,348,500</b>

The proposed budget includes a provision for Budget Adjustment Savings in the amount of \$16,526,700 which will be applied as a 1.41% target savings for all Departments (includes Offices, Boards and Commissions). It is expected that the savings goals will be obtained either through savings in salaries as positions are vacant for a portion of the fiscal year or through other departmental operations savings. General administrative appropriations will not be subject to the savings goals.

The proposed budget includes \$41,784,000 million for new pay plan improvements, a decrease of \$19,438,200 million over the FY24 amount. All employees would receive a 3.5% cost-of-living raise on July 1, 2024. In addition, funding is included for increment increases for all eligible employees and funding for 3% open-range pay increases. The department heads have the discretion to determine the actual raises to be given to each open-range employee.

The Mayor's budget includes a \$53 million for equipment and building repairs - the General Fund Reserve Fund.

The Barnes Fund for Affordable Housing would receive an additional \$6 million as part of the continuing commitment for affordable housing, which is partly funded by the local portion of the hotel/motel taxes generated by short-term rental properties. When combined with the fund balance surplus allocation, the Barnes Fund will receive approximately \$22.4 million in the FY25 budget. This amount represents a \$7.6 million decrease over the FY24 appropriation.

The largest investment in the Mayor's proposed budget is for Metro Nashville Public Schools, which includes an \$41.6 million increase in the amount of local funding for schools. This would result in a total MNPS operating budget of \$1,247,078,900. Additionally, \$18 million in schools fund balance surplus is appropriated for textbooks.

The budget includes funding for a number of improvement requests submitted by various departments. This includes a \$16.3 million increase for Fire and EMS operations, \$24.5 million for the Police Department, \$4.8 million for NDOT, \$3.1 million for the Parks Department. Internal service appropriations will decrease by \$6.1 million representing a decrease of 55% from the FY24 budget.

Arts funding has been separated into two categories in the FY25 budget: \$3,263,200 is appropriated to Arts & Arts Organizations and \$2,198,500 is appropriated to Arts Commission for a total of \$5,461,700. These appropriations represent an increase of \$100,000 over the FY24 budget, exclusive of the FY24 one-time funding from General Fund Surplus Allocations. The appropriation for Arts & Arts Organizations is conditioned upon the Arts Commission providing its annual report of grants funding, as required by Section 7-3-314(d) of the Tennessee Code Annotated, and Council approval of the grant award criteria, as required by Section 2.112.040(H) of the Metropolitan Code of Laws.

The Hospital Authority would receive a subsidy from the general fund of \$59.5 million, an increase of approximately \$1.7 million over the FY24 budget. This subsidy is conditioned upon the Hospital Authority establishing that it has satisfied its outstanding contractual obligations to

its lessors and healthcare providers. satisfaction condition. In addition to the subsidy, the budget ordinance includes approximately \$2.6 million for Bordeaux Long Term Care and Knowles Home management contracts.

Section 6.07 of the Charter requires the next order of business following adoption of the operating budget ordinance, to be the adoption of the tax levy ordinance. Ordinance No. BL2024-374 would adopt the same tax levy rates as the current FY24 property tax rates: GSD is \$2.922 per \$100 of assessed value and USD is \$0.332, giving a combined rate of \$3.254.

Per Rules 39 and 41.1 of the Metro Council Rules of Procedure, the budget ordinance is amendable on third reading. And pursuant to section 6.06 of the Metro Charter, the Council must adopt a substitute operating budget no later than June 30. Otherwise, the budget as originally submitted by the Mayor becomes effective on July 1 by operation of law.

**Sponsors:** Porterfield

4. [BL2024-389](#)

An ordinance adopting the 2024-2025 through 2029-2030 Capital Improvements Budget for The Metropolitan Government of Nashville and Davidson County as the official Capital Improvements Budget of The Metropolitan Government of Nashville and Davidson County for Fiscal Year 2024-2025.

Analysis

This ordinance adopts the Capital Improvements Budget (CIB) for fiscal year 2024-2025 through 2029-2030. The CIB is a planning document and does not in itself appropriate any money. All capital projects must be provided for in this document before a capital improvement can be approved by the Council, except in the case of a public emergency.

Section 6.13 of the Metropolitan Charter provides: “The mayor shall submit the capital improvements budget to the council not later than May 15th and shall recommend those projects to be undertaken during the ensuing fiscal year and the method of financing them, noting the impact on the debt structure of the Metropolitan Government, and shall include in the appropriate current operating budget any projects to be financed from current revenues for the ensuing fiscal year.”

Rule 15 of the Council Rules of Procedure provides that Council members submit CIB requests by October 31 and hold a joint committee meeting to determine CIB priorities prior to submission to the Director of Finance and, further provides, that no CIB requests shall be considered that are not submitted in accordance with the rule. Pursuant to Section 11.504(k) of the Charter, the Metropolitan Planning Commission reviewed capital improvement project requests submitted by Metro departments, boards, commissions and agencies, evaluated the overall needs of the community, and recommended to the Mayor a CIB budget for fiscal year 2024-2025, including a program of proposed expenditures for the ensuing five years.

The Charter requires the Council to adopt the CIB no later than June 15 of each year. Accordingly, the Council will hold a special meeting on June 11, 2024, in order to approve the

CIB on third reading prior to this June 15 Charter deadline.

The CIB is amendable on third and final reading. Once adopted, any future amendments to the CIB would need to be approved by the Planning Commission, recommended by the Mayor, and then adopted by resolution of the Council receiving at least 27 affirmative votes.

**Sponsors:** Porterfield

## M. Resolutions

### 5. [RS2024-455](#)

A resolution approving three option agreements authorizing the purchase of properties for a new elementary school in Antioch, Tennessee. (Proposal No. 2024M-019AG-001).

#### Analysis

This resolution approves three option agreements authorizing the purchase of properties for a new elementary school in Antioch.

The first option agreement authorizes the Metropolitan Government to acquire a total of 10.89 acres for a total of \$3,600,000. The individual properties are as follows:

- 0 Bell Road and 1058 Rural Hill Road, owned by James M. Lenahan and Deborah J. Lenahan (Metro Assessor appraised value - \$93,400)
- 1050 Rural Hill Road, owned by Engles J. Pope and Nancy M. Pope (Metro Assessor appraised value - \$264,300)
- 1070 Rural Hill Road, owned by Bridget A. Jackson (Metro Assessor appraised value - \$176,500)
- 5211 Rice Road, owed by Bridget A. Jackson and Kimberly Craighead (Metro Assessor appraised value - \$214,800)

The second option agreement authorizes the Metropolitan Government to acquire .98 acres owned by Billy R. Riley located at 567 Bell Road. The Metropolitan Government would acquire this property for \$345,000.

The third option agreement authorizes the Metropolitan Government to acquire .71 acres owned by Paul H. Silveria and Ana Caroline Silveria located at 555 Bell Road. The Metropolitan Government would acquire this property for \$550,000.

These acquisitions have been approved by the Planning Commission and the Metropolitan Board of Education.

*Fiscal Note: According to the Property Assessor's website, the total appraised value of the five properties subject to the first option agreement is \$921,500, and the purchase price of these properties would be \$3,600,000. For the second option agreement, the total appraised value of 567 Bell Road, parcel number 149-00-0-179.00, is \$52,000, and the purchase price would be*



\$345,000. For the third option agreement, the total appraised value for 555 Bell Road, parcel number 149-00-0-131.00, is \$448,900, and purchase price would \$550,000.

**Sponsors:** Styles, Porterfield, Gamble, Welsch, Ellis, Vo and Evans-Segall

6. [RS2024-460](#)

A resolution approving a grant contract between the Metropolitan Government of Nashville and Davidson County and Celebrate Nashville, a 501(c)(3) organization, to provide cultural event management services.

Analysis

This resolution approves a grant contract between the Metropolitan Government and Celebrate Nashville, a 501(c)(3) organization. Pursuant to the grant agreement, the Metropolitan Government would provide to Celebrate Nashville \$200,000 to provide cultural event management services. The term of the agreement would begin May 1, 2024 and end May 1, 2026.

**Sponsors:** Styles, Porterfield, Welsch, Suara, Vo and Evans-Segall

7. [RS2024-472](#)

A resolution to amend Ordinance BL2021-758 of The Metropolitan Government of Nashville and Davidson County to negotiate, condemn, and accept permanent easements for the McGavock Pike Stormwater Improvement Project for five properties located on McGavock Pike and Gallatin Pike, (Project No. 21-SWC-274 and Proposal No. 2021M-043ES-002).

Analysis

Ordinance No. BL2021-758 was approved by the Metropolitan Council on July 7, 2021. The legislation authorized the acceptance of permanent easements for four properties located at 1107, 1109, 1111 McGavock Pike and 3104 Gallatin Pike, to construct MWS Project 21-SWC-274. BL2021-758 provided that amendments to the ordinance may be approved by resolution.

The resolution under consideration amends this legislation to authorize the condemnation, in addition to the negotiation, of easement rights and also authorizes the acquisition of easement rights for property located at 1113 C McGavock Pike.

These changes have been approved by the Planning Commission.

**Sponsors:** Capp, Gamble, Parker and Benedict

9. [RS2024-480](#)

A resolution accepting a grant from the Tennessee Department of Mental Health and Substance Abuse Services to the Metropolitan Government, acting by and through the Davidson County General Sessions Court, to provide the Tennessee Mental Health Court Program (TMHCP) to include intensive court supervision, mental health treatment services, drug testing, and substance abuse treatment services as an alternative to incarceration.

Analysis

This resolution accepts a grant from the Tennessee Department of Mental Health and Substance Abuse services to the Davidson County General Sessions Court to provide the Tennessee Mental Health Court Program, which includes intensive court supervision, mental health treatment services, drug testing, and substance abuse treatment services as an alternative to incarceration.

The funding supports client assistance to the Davidson County Mental Health Court through housing, transportation, medical care, mental health care, technical support, and the supplementing of salaries of mental health court staff.

The grant is funded under Tennessee Code Annotated section 16-19-108 with an annual renewal. The grant award is \$300,000 with no cash match. The grant term begins on July 1, 2024, and concludes on June 30, 2025.

**Sponsors:** Porterfield, Welsch and Allen

10. [RS2024-481](#)

A resolution accepting a Tennessee Certified Recovery Court Program grant from the Tennessee Department of Mental Health and Substance Abuse Services to the Metropolitan Government for the State Trial Courts to provide treatment services to non-violent offenders including intensive court supervision, mandatory drug testing, substance use treatment services, and other social services as an alternative to incarceration.

Analysis

This resolution accepts a Tennessee Certified Recovery Court Program grant from the Tennessee Department of Mental Health and Substance Abuse Services to the State Trial Courts. The grant provides for the operating of a Certified Recovery Court Program at the Davidson County Drug Court. The funding would provide treatment services to non-violent offenders, such as intensive court supervision, mandatory drug testing, substance abuse treatment services, and other social services as alternative to incarceration.

The grant award is no greater than \$1,762,000 with no cash match. The grant term starts on July 1, 2024 and concludes on June 30, 2025.

**Sponsors:** Porterfield, Welsch and Allen

11. [RS2024-482](#)

A resolution adopting a new pay plan for the general employees of the Metropolitan Government of Nashville and Davidson County, excluding employees of the Board of Health, Board of Education, and the Police and Fire Departments, effective July 1, 2024.

Analysis

This resolution is the pay plan for the general Metropolitan Government employees to take effect July 1, 2024. The primary effect of this resolution would be to continue the pay plan, continue increment pay, provide a 3.5% cost-of-living-adjustment (COLA), and provide for the

possibility of merit pay increases for open range employees. Step increases known as “increments” are pay increases for certain employment classifications on a six month, one year, eighteen month, or two year interval, depending upon the position. In addition to step increases, the equivalent of an additional 3% merit pay increase would be available for open range employees that do not receive increments. The amount of individual raises for open range employees are determined by department heads. The pay plan contemplates that open range employees are to be paid based upon merit, not length of service.

Per section 12.10 of the Charter, pay plans may not be amended by the Council except by making uniform modifications of all employment grades (because the relationship between pay grades must remain the same under the Charter). The pay plan amendments submitted by this resolution have been approved by the Civil Service Commission, Finance Director, and the Mayor.

This resolution should be deferred to track with the operating budget ordinance, Ordinance No. BL2024-373.

**Sponsors:** Porterfield and Bradford

**12. [RS2024-483](#)**

A resolution adopting a new pay plan for employees of the Metropolitan Departments of Police and Fire, effective July 1, 2024.

**Analysis**

This resolution is the pay plan for the Police and Fire departments to take effect July 1, 2024. The primary effect of this resolution would be to continue the pay plan, continue increment pay, provide a 3.5% cost-of-living-adjustment (COLA), and provide for the possibility of merit pay increases for open range employees. Step increases known as “increments” are pay increases for certain employment classifications on a six-month, one year, eighteen month, or two year interval, depending upon the position. In addition to step increases, the equivalent of an additional 3% merit pay increase would be available for open range employees that do not receive increments. The amount of individual raises for open range employees are determined by department heads. The pay plan contemplates that open range employees are to be paid based upon merit, not length of service.

Per section 12.10 of the Charter, pay plans may not be amended by the Council except by making uniform modifications of all employment grades (because the relationship between pay grades must remain the same under the Charter). The pay plan amendments submitted by this resolution have been approved by the Civil Service Commission, Finance Director, and the Mayor.

This resolution should be deferred to track with the operating budget ordinance, Ordinance No. BL2024-373.

**Sponsors:** Porterfield, Bradford and Evans

**13. [RS2024-484](#)**

A resolution adopting a new pay plan for employees of the Metropolitan Board of Health, effective July 1, 2024.

Analysis

This resolution is the pay plan for the employees of the Board of Health to take effect July 1, 2024. The Health Department has its own pay plan because Section 10.107 of the Metro Charter provides that the Board of Health shall constitute a civil service board with respect to the Health employees. The primary effect of this resolution would be to continue the pay plan, continue increment pay, provide a 3.5% cost-of-living-adjustment (COLA), and provide for the possibility of merit pay increases for open range employees. Step increases known as “increments” are pay increases for certain employment classifications on a six month, one year, eighteen month, or two year interval, depending upon the position. In addition to step increases, the equivalent of an additional 3% merit pay increase would be available for open range employees (who do not receive increments). The amount of individual raises for open range employees are determined by department heads. The pay plan contemplates that open range employees are to be paid based upon merit, not length of service.

Per section 12.10 of the Metropolitan Charter, pay plans may not be amended by the Council except by making uniform modifications of all employment grades (because the relationship between pay grades must remain the same under the Charter). The pay plan submitted by this resolution has been approved by the Finance Director, the Board of Health, and the Mayor.

This resolution should be deferred to track with the operating budget ordinance, Ordinance No. BL2024-373.

**Sponsors:** Porterfield, Bradford and Evans

**14. [RS2024-485](#)**

A resolution authorizing the Metropolitan Department of Law to compromise and settle the Metropolitan Government of Nashville and Davidson County’s property damage claim against Design Blasting Services, LLC in the amount of \$295,000.00.

Analysis

Between September 2017 and April 2018, Design Blasting Services, LLC, was hired by a project contractor to conduct blasting at the site of the old Nashville Convention Center. During the process, the blasting caused damage to the Broadway Tunnel, which houses various pipes thirty to forty feet below Broadway in downtown Nashville which are used by the District Energy System. Various repairs to the Broadway Tunnel were made in the fall of 2017 and in 2018 related to this blasting. Design Blasting has agreed to pay \$295,000 to the Metropolitan Government towards the costs of these repairs.

The Department of Law recommends settlement of the Metropolitan Government’s property damage claim for \$295,000.

*Fiscal Note: Metro would receive a settlement in the amount of \$295,000 for property damage claim against Design Blasting Services, Inc.*

**Sponsors:** Porterfield

15. [RS2024-486](#)

A resolution approving a sole source contract between the Metropolitan Government of Nashville and Davidson County, acting by and through the Metropolitan Action Commission, and UTJ Holdco, Inc., dba Teaching Strategies, LLC, for the provision of research-based, birth through kindergarten educational assessment software.

Analysis

This resolution approves a sole source contract between the Metropolitan Action Commission and UTJ Holdco, Inc. d/b/a Teaching Strategies, LLC, to provide research-based birth through kindergarten educational assessment software.

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 estimated value of this contract is \$504,923. The term of the agreement is 60 months, beginning upon approval of all required parties and filing with the Metropolitan Clerk's Office.

According to the sole source justification form, the Metropolitan Action Commission's Head Start and Early Head Start programs use the Teaching Strategies curriculum. Teaching Strategies is the only company that implements and supports the curriculum.

*Fiscal Note: The estimated value of this sole source contract number 6522808 with UTJ Holdco, Inc. dba Teaching Strategies, LLC for research-based birth through kindergarten educational assessment software is \$504,923 to be paid from Fund 31502/10101, Business Unit 75302140/75308450/39101090. However, actual expenses may be paid from various department's fund and business unit when purchase orders are issued.*

**Sponsors:** Porterfield, Evans and Welsch

16. [RS2024-487](#)

A resolution to approve the First Amendment to the Lease Agreement between The Metropolitan Government of Nashville and Davidson County and the Metropolitan Nashville Airport Authority for use of the property commonly known as the John C. Tune Airport for the development and construction of an aircraft hangar. (Proposal No. 2024M-028AG-001).

Analysis

This resolution approves the first amendment to a lease agreement between the Metropolitan Government ("Metro") and the Metropolitan Nashville Airport Authority ("MNAA") previously approved by Resolution No. RS2022-1915. The agreement allowed Metro to lease .84 acres of unimproved land to construct an aircraft hangar and ancillary facilities at the John C. Tune

Airport.

The amendment under consideration sets the supplemental rent for the property at \$66,746.54 per month starting July 1, 2024. The amendment also provides for the installation of a domestic water submeter and the charging for any water usage. Lastly, the amendment grants Metro an access easement in, to, and across the drainage culvert in between Tune Airport Drive and the rented parcel for the purpose of ingress and egress to and from the property.

*Fiscal Note: This amendment will change the supplemental rent from the cost of the design and construction for the improvements divided by the term of the lease in addition to base rent to supplemental rent of \$66,746.54 starting July 1, 2024 through the end of the initial term. Metro will also pay for water usage as measured by the domestic water submeter installed to measure water consumption.*

**Sponsors:** Horton, Porterfield and Gamble

17. [RS2024-488](#)

A resolution amending Resolution RS2022-1830, which appropriated \$7,890,153.00 in American Rescue Plan Act Funds to the Urban League of Middle Tennessee and Nashville State Community College, to extend the project term and approve Nashville State Community College's Grant Spending Plan Revision.

Analysis

This resolution amends Resolution No. RS2022-1830, which allocated \$7,890,153 of American Rescue Plan Act Funds to the Urban League of Middle Tennessee and Nashville State Community College. The original resolution funded a program that would bring workforce training to the community.

The amendment under consideration would amend Exhibit A to extend the program term from October 31, 2024 to June 30, 2026. In addition, Nashville State Community College's Grant Spending Plan Revision would be added to Exhibit A.

**Sponsors:** Gamble, Sepulveda, Porterfield, Welsch and Allen

18. [RS2024-489](#)

A resolution amending Substitute Resolution RS2023-2143, which appropriated \$471,694 in American Rescue Plan Act Funds to Big Brothers Big Sisters of Middle Tennessee, in partnership with Tennessee State University, to extend the projected program term through December 31, 2024.

Analysis

This resolution amends Substitute Resolution No. RS2023-2143, which allocated \$471,694 of American Rescue Plan Act Funds to the Big Brothers Big Sisters of Middle Tennessee, in partnership with Tennessee State University. The original resolution provided funding to Big Brothers Big Sisters of Middle Tennessee for mentoring services for first-year college students through an initiative called Big Futures.

The amendment under consideration would amend Exhibit A to extend the program term from September 30, 2024 to December 31, 2024.

**Sponsors:** Sepulveda, Gamble, Porterfield, Welsch and Allen

19. [\*\*RS2024-490\*\*](#)

A resolution to amend RS2022-1860, reallocating funds formerly allocated to Collective or Shared Equity Housing to both the Strobel Center and Barnes Fund, and RS2022-1861, reallocating funds formerly allocated to Shared Housing Improvements to the Barnes Fund.

Analysis

This resolution amends Resolutions No. RS2022-1860 and RS2022-1861 to reallocate funds formerly allocated to collective or shared equity housing and shared housing improvements to the Strobel Center and the Barnes Fund.

RS2022-1860 appropriated \$10,000,000 in American Rescue Plan Act funds to the Housing Division of the Metropolitan Planning Department in order to increase homeownership and housing security for populations with historical barriers and demonstrated inequities in homeownership, including \$9,500,000 for collective or shared equity housing. While some of these funds have been spend, \$4,400,000 are proposed to be reallocated to the Strobel Center for supportive services and operating expenses and \$4,039,446 are proposed to be allocated to the Barnes Fund Round 13 projects to increase affordable housing units.

RS2022-1861 appropriated \$8,000,000 in American Rescue Plan Act funds to the Housing Division of the Metropolitan Planning Department to support housing for older adults by developing affordable housing inventory and creating opportunities for homeowners to age in place, including \$1,200,000 for shared housing improvements. None of the funds for shared housing improvements have been spend. \$1,200,000 are proposed to be allocated to the Barnes Fund Round 13 projects to increase affordable housing units.

**Sponsors:** Sepulveda, Gamble, Porterfield and Welsch

20. [\*\*RS2024-491\*\*](#)

A resolution amending RS2022-1905 and RS2024-203 by changing the proposed uses of certain American Rescue Plan Funds appropriated to Fisk University.

Analysis

This resolution amends Resolutions No. RS2022-1905 and RS2024-203 related to the proposed uses of the American Rescue Plan Funds appropriated to Fisk University.

RS2022-1905 allocated \$10,000,000 in American Rescue Plan Act funds to Fisk University to renovate and update Burrus Hall and establish a small business enterprise and innovation center in North Nashville. RS2024-203 extended the deadline to complete the Burrus Hall buildout through December 31, 2025. In addition, at the request of Fisk officials, the resolution also amended RS2022-1905 to permit \$500,000 of the \$10,000,000 to be used for personnel

and employee benefits.

The resolution under consideration amends the allowable uses of the funds to add any and all reasonable and necessary capital, operating, and working capital expenses in support of students, faculty, staff, and community programs including, but not limited to, entrepreneurship, insurance and risk management, and information technology. This amendment has been recommended by the COVID-19 Financial Oversight Committee.

**Sponsors:** Gamble, Kupin, Toombs, Porterfield and Taylor

**21. [RS2024-492](#)**

A resolution authorizing the Metropolitan Department of Law to compromise and settle Daniel Singh's claims against the Metropolitan Government of Nashville and Davidson County in the amount of \$200,000, to be paid from the \$3 million allocated by the Director of Finance on March 21, 2024 to the Department of Law to avoid an operating deficit and minimize further cost accumulation for fees and expenses in connection with litigation and investigations.

**Analysis**

This resolution approves a settlement of Daniel Singh's claims against the Metropolitan Government in the amount of \$200,000.

Daniel Singh is the Executive Director of the Metro Arts Commission and was appointed to that position in August 2022. Director Singh has threatened discrimination, Family Medical Leave Act (FMLA), and retaliation claims against the Metropolitan Government and has further threatened to sue the Arts Commission and the Metropolitan Government over his possible termination. Mr. Singh has filed a Tennessee Human Relations Act and an Equal Employment Opportunity Commission charge alleging racial discrimination by the Arts Commission.

If Mr. Singh were successful in his claims, he could be entitled to back pay, front pay, compensatory damages for mental anguish, and attorneys' fees.

The Metropolitan Department of Law recommends the settlement of Mr. Singh's claims for \$200,000. This settlement would include a dismissal with prejudice of all of Mr. Singh's claims against the Metropolitan Government and an agreement that Mr. Singh will not apply for future employment with the Metropolitan Government.

*Fiscal Note: Metro would pay a settlement in the amount of \$200,000 to Daniel Singh, Director of the Metropolitan Arts Commission, to be paid from the \$3 million allocated by the Director of Finance to the Department of Law on March 21, 2024.*

**Sponsors:** Porterfield

**22. [RS2024-493](#)**

A resolution approving amendments to two agreements relating to the acquisition of a parcel of property and improvements located at 607 Bass Street.



Analysis

This resolution approves amendment to two agreements related to the acquisition of a parcel of property and improvements located at 607 Bass Street.

Ordinance No. BL2023-2012 approved three agreements related to the acquisition of a parcel of property and improvements located at 607 Bass Street, which was part of the grounds of the original Fort Negley. The three agreements were a purchase and sale agreement between American Battlefield Trust (“ABT”) and the current owner of the property Robert F. Green, an assignment agreement between ABT and Metro, and a lease agreement between Metro and Robert F. Green. The purchase of the property by ABT from Robert F. Green would be funded by grants from the American Battlefield Protection Program in the amount of \$3,250,000, the State of Tennessee in the amount of \$3,000,000, and the Metropolitan Board of Parks and Recreation in the amount of \$3,000,000, with the total purchase price being \$9,250,000.

The resolution under consideration approves an amendment to the purchase and sale agreement to extend the closing date from on or before April 1, 2024, to on or before November 1, 2024. The closing date could be extended to on or before December 30, 2024, if ABT has submitted its federal grant application but has not yet received all funding. In addition, the purchase price would be increased from \$9,250,000 to \$9,400,000. The amendment would also provide an increase in the reimbursement from ABT to Robert F. Green for the actual costs in connection with the replacement of the roof of the primary building on the property from \$51,970 to \$57,779.

The resolution also approves a revised assignment agreement which provides that ABT will transfer and convey the property to Metro within 10 business days of ABT acquiring the property from Robert F. Green. ABT is further required to record a conservation easement within 10 days of acquisition of the property. Under the original assignment agreement, Metro’s purchase price contribution was a minimum of \$3,000,000 to a maximum of \$9,250,000 depending on the funding ABT received from federal and state grants. The revised assignment agreement provides that Metro’s purchase price would be \$3,000,000. Metro would also reimburse ABT \$57,779 in connection with the replacement of the roof of the primary building on the property.

*Fiscal Note: This amendment will increase the purchase price from \$9,250,000 to \$9,400,000 between Robert F. Green and American Battlefield Trust. The reimbursement to Robert F. Green will increase from \$51,970 to \$57,779 for the actual cost of the roof replacement of the primary building. The deposit of \$25,000 held in escrow will be disbursed to Robert F. Green within fifteen days of the full execution of this amendment.*

**Sponsors:** Vo, Styles and Porterfield

23. [RS2024-494](#)

A resolution accepting the terms of a cooperative purchasing master agreement for cellular

services and equipment for the Information Technology Services Department.

Analysis

This resolution accepts the terms of a cooperative purchasing master agreement for cellular services and equipment for the Information Technology Services Department. The purchase agreement is between Sourcewell, a State of Minnesota governmental entity, and AT&T Mobility National Accounts, LLC. According to the cooperative purchasing request, through Sourcewell, Metro will get better phone equipment pricing with the combined buying power of government, educational, and nonprofit organizations. The agreement is valid through December 31, 2024.

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.

*Fiscal Note: According to the Cooperative Request Review form from the Division of Purchases, the anticipated project value is \$1,000,000.*

**Sponsors:** Porterfield and Bradford

**24. [RS2024-495](#)**

A resolution approving a contract between the Metropolitan Government of Nashville and Davidson County and Oklahoma State University dba Fire Protection Publications to provide International Fire Service Training Association training materials in print and digital form for the Nashville Fire Department.

Analysis

This resolution approves a sole source contract between the Metropolitan Government and Oklahoma State University, d/b/a Fire Protection Publications to provide International Fire Service Training Association training materials in print and digital forms for the Nashville Fire Department (“NFD”).

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 estimated value of this contract is \$350,000. The term of the agreement is 60 months, beginning on June 5, 2024, or upon approval of all required parties and filing with the Metropolitan Clerk’s Office.

According to the sole source justification form, NFD uses training materials from International Fire Service Training Association, and Fire Protection Publications are the only source for

those materials. The Metropolitan Council previously approved a sole source contract between NFD and Fire Protection Publications in 2019 through Resolution No. RS2019-1774.

*Fiscal Note: The estimated value of this sole source contract number 6551656 with Oklahoma State University dba Fire Protection Publications/IFSTA (International Fire Service Training Association) for IFSTA training materials in print and digital form \$350,000 to be paid from Fund 10101, Business Unit 32114710. However, actual expenses may be paid from various department's fund and business unit when purchase orders are issued.*

**Sponsors:** Porterfield and Evans

**25. [RS2024-496](#)**

A resolution authorizing the Metropolitan Department of Law to compromise and settle the personal injury claim of Stephen Pimentel against the Metropolitan Government of Nashville and Davidson County in the amount of \$38,000.00, and that said amount be paid out of the Self-Insured Liability Fund.

**Analysis**

On November 14, 2017, Stephen Pimentel was eastbound driving on Highland View Drive. A Nashville Fire Department ("NFD") ambulance was also driving eastbound on Highland View Drive ahead of Mr. Pimentel's vehicle. The ambulance driver missed his intended turn onto Asbury Lane and stopped the ambulance in the lane of traffic. The ambulance driver then shifted into reverse and proceeded back to the intersection. While reversing, the ambulance collided with Mr. Pimentel's vehicle.

Mr. Pimentel was taken to the emergency room following the accident. He complained of an abrasion to his head after striking it in the accident. Three days later, he returned for follow-up treatment with complaints of neck and back pain radiating into this left leg. After imagining, he was found to have a lumbar disc bulge with nerve root involvement. Mr. Pimentel underwent extensive physical therapy and orthopedic care. He continues to experience some pain in his lower back. Mr. Pimentel has incurred \$30,573.35 in medical expenses to date.

The Department of Law recommends settlement of Mr. Pimentel's negligence claim for \$38,000.

Disciplinary action taken against the ambulance driver consisted of a one day suspension.

*Fiscal Note: The total settlement amount is \$38,000. This settlement along with Resolution Nos. RS2024-514 and RS2024-518 would be the 27th, 28th and 29th payments from the Self-Insured Liability Fund in FY24 for a cumulative total of \$1,592,317. The fund balance would be \$13,763,978 after these payments.*

**Sponsors:** Porterfield

**26. [RS2024-497](#)**

A resolution accepting a grant from the Tennessee Department of Health to the Metropolitan Government, acting by and through the Metropolitan Board of Health, to provide the

Tennessee Breast and Cervical Screening Program to offer individualized assistance to clients and to facilitate timely access to quality screening and diagnostics.

Analysis

This resolution accepts a grant from the Tennessee Department of Health to the Metropolitan Board of Health in an amount not to exceed \$333,100 with no cash match required. This grant will be used to provide breast and cervical cancer screening and diagnostic services including increasing access to needed services including wellness exams, screenings, follow-ups, and referrals by providing client/patient navigation services that help clients overcome barriers and improve health literacy. The term of this grant begins July 1, 2024, and ends on June 30, 2025.

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

**27. [RS2024-498](#)**

A resolution appropriating a total of \$140,000 from the Metropolitan Government of Nashville and Davidson County, acting by and through the Metropolitan Department of Health to Research Foundation of The City University of New York o/b/o National Network of Safe Communities (NNSC), (“Recipient”) for the provision of strategic advising to key Nashville partners and stakeholders - including law enforcement, service providers, and community leaders - to implement NNSC’s Group Violence Intervention.

Analysis

This resolution approves an appropriation of \$140,000 from the Metropolitan Department of Health to the Research Foundation of the City University of New York, o/b/o National Network of Safe Communities (“NNSC”) to provide strategic advising to key Nashville stakeholders to implement NNSC’s Group Violence Intervention program.

NNSC would provide strategic advising to assist the Metropolitan Government, law enforcement partners (including police, probation and parole officers, and prosecutors), social service providers, and community leaders in implementing NNSC’s Group Violence Intervention program. NNSC would develop local operational support for the program through the training and support of a Nashville-based project manager provide ongoing strategic advising to guide the implementation of the program. Regular implementation reviews and executive stakeholder engagement would also occur, and NNSC would provide access to management and development tools to implement and manage the program.

The term of the grant agreement would begin “on the date after it has received all necessary approvals” and end on June 30, 2024.

*Fiscal Note: The Metropolitan Government would provide \$140,000 to the Research Foundation of the City University o/b/o National Network of Safe Communities.*

**Sponsors:** Porterfield and Evans

**28. [RS2024-499](#)**

A resolution accepting a grant from the National Association of County and City Health Officials (NACCHO) to the Metropolitan Government, acting by and through the Metropolitan

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Board of Health, for Youth and Community Violence Prevention Action Teams to support new and/or existing youth and community violence prevention.

Analysis

This resolution accepts a grant from the National Association of County and City Health Officials to the Metropolitan Board of Health. This funding implement and support new and existing youth and community violence prevention teams that would use evidence-based violence prevention and intervention strategies.

This grant is not to exceed \$30,000 with no cash match. The grant term starts on January 1, 2024 and concludes on July 31, 2024.

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

**29.** [RS2024-500](#)

A resolution accepting a grant from the Tennessee Department of Health to the Metropolitan Government, acting by and through the Metropolitan Board of Health, to prepare for, respond to, and recover from public health threats, including, but not limited to, the response and recovery from COVID-19 and Mpox outbreaks.

Analysis

This resolution accepts a grant from the Tennessee Department of Health to the Metropolitan Board of Health to prepare for, respond to, and recover from public health threats. The funding would provide Epidemiology and Laboratory Capacity for Infectious Diseases (ELC) Enhancing Detection Expansion services that directly address the ongoing response and recovery from the COVID-19 pandemic. These services would also be directed to respond to Mpox infections. Cases of Mpox in Tennessee have been primarily found in Davidson and Shelby counties.

The grant award is no greater than \$8,918,957.11 with no cash match. The contract term beings on July 1, 2023 and concludes on July 31, 2026. The Tennessee Department of Health would have the right to extend the contract twice by no more than 12 months each. However, the maximum contract term shall be no greater than 60 months.

**Sponsors:** Porterfield, Evans and Welsch

**30.** [RS2024-501](#)

A resolution amending Resolution RS2024-213 to correct an error in the description of a grant from the Centers for Disease Control and Prevention to the Metropolitan Government, acting by and through the Metropolitan Board of Health.

Analysis

This resolution approves an amendment to Resolution No. RS2024-213. The amendment corrects an error in the description of a grant from the Centers for Disease Control and Prevention to the Metropolitan Board of Health. When the original resolution was approved, it was believed the document submitted was the second amendment to an existing contract originally approved by Resolution No. RS2023-1955. After the contract amendment was

approved, it became clear that the Centers for Disease Control intended the documents to be a new award instead of an amendment to a prior grant contract.

The resolution under consideration would eliminate the grant amendment language included in Resolution No. RS2024-213 and instead describe the award as an entirely new grant. The grant is used for implementation of workforce strategies to build organization resilience, promote employee well-being, and enhance workforce performance while focusing on building healthier communities. The grant award is \$843,396 with no cash match. The contract would begin on December 1, 2022 and conclude on November 30, 2024.

**Sponsors:** Porterfield and Evans

**31. [RS2024-502](#)**

A resolution approving amendments three and four to a Community Health Workers for Public Health Response and Resilient grant from the Centers for Disease Control and Prevention to the Metropolitan Government, acting by and through the Metropolitan Board of Health, to address COVID-19 health disparities in the Nashville area.

**Analysis**

This resolution approves the third and fourth amendments to a Community Health Workers for Public Health Response and Resilient grant from the Centers for Disease Control and Prevention to the Metropolitan Board of Health, previously approved by Resolution No. RS2021-1178 and amended by Resolution Nos. RS2023-1990 and RS2024-170.

This grant is used to address COVID-19 health disparities in the Nashville area. The previous amendments increased the total grant amount from \$1,000,000 to \$3,000,000 in total. The grant term was also extended to August 30, 2024.

The amendments under consideration allocate funding for two positions. Amendment three approves a request to fund community health workers with the Office of Homeless Services, and amendment four approves funding for a contractor to conduct data collection and analysis. Both amendments would be funded through the existing grant.

**Sponsors:** Porterfield, Evans and Welsch

**32. [RS2024-503](#)**

A resolution approving amendment one to a grant from the Tennessee Department of Health to the Metropolitan Government, acting by and through the Metropolitan Board of Health, to improve the health of the citizens of Davidson County by preventing and controlling the use of tobacco and tobacco products.

**Analysis**

This resolution approves an amendment to a grant from the Tennessee Department of Health to the Metropolitan Board of Health, previously approved by Resolution No. RS2023-1954. The original grant aims to improve the health of Davidson County visitors and residents through targeted strategies to prevent and control the use of all tobacco products.

The amendment under consideration updates the scope of the grant contract by detailing how a pregnancy smoking cessation program would be administered. It also modifies the deadline for the reporting of services tied to the program. The contract amendment updates procurement requirements and adds standard language regarding interest of the Tennessee Department of Health has in equipment or motor vehicles purchased through the grant. The amendment also adds new sections for the handling of confidential data, personally identifiable information, and audit requirements.

The grant term and award amount are not changed through this amendment.

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

**33. [RS2024-504](#)**

A resolution accepting a grant from the Friends of Metro Animal Care and Control to the Metropolitan Government, acting by and through the Metropolitan Board of Health, to provide funding for Emergency Medical Care, the Safety Net Program, the Foster Program, and the Rabies Clinic for shelter animals.

**Analysis**

This resolution accepts a grant from the Friends of Metro Animal Care and Control to the Metropolitan Board of Health in an amount not to exceed \$19,638 with no cash match required. This grant will be used to provide funding for Emergency Medical Care, the Safety Net Program, the Foster Program, and the Rabies Program for shelter animals. \$12,500 will be given for Emergency Medical Care, \$3,750 for the Safety Net Program, and \$2,500 for the Foster Program, and \$888 for the Rabies Program.

**Sponsors:** Porterfield, Evans, Welsch, Bradford and Kupin

**34. [RS2024-505](#)**

A resolution authorizing the Metropolitan Department of Law to compromise and settle the Metropolitan Government of Nashville and Davidson County's claim against the Estate of Francis Faye Mashburn in the amount of \$35,000.00, and that said amount be paid into the Animal Control Donations Fund.

**Analysis**

On October 10, 2021, the estate of the late Francis Faye Mashburn was admitted to probate court in Davidson County. Several years before her death, Ms. Mashburn executed a handwritten, notarized will ("the Will.") According to the Will, proceeds from the sale of Ms. Mashburn's real property were to be distributed by Mark Green, a named beneficiary, to "useful animal shelters, a bit to Nashville General Hospital," and other named family and friends. The Will also provided that "everything else should be sold [and] go to the animals." No instructions were given about the amounts to distribute to "useful animal shelters" how the shelters should be identified, or the animals to which Ms. Mashburn referred.

On September 21, 2022, Magnolia Mashburn, the deceased's niece and the executrix of the

estate, filed a Motion to Interpret the Will. The Department of Law filed a motion to intervene seeking to have Metro Animal Care and Control (“MACC”) recognized as a potential beneficiary of the Will. MACC was not specifically named in the Will, but the animal shelter was the largest and only open admission shelter in Davidson County. Ms. Mashburn also adopted a dog from MACC during her lifetime. The probate court granted the Metropolitan Government’s motion to intervene.

All parties with an interest in the estate attended a mediation in March 2024. Ms. Mashburn’s real property was sold, and assets of the estate totaled \$497,000. After the payment of specific bequests and fees and expenses, about \$313,000 in estate assets remained. Ms. Mashburn’s nieces and Nashville General Hospital also asserted claims to the estate. Mark Green identified five animal shelters that he believed fulfilled Ms. Mashburn’s intent and agreed to add MACC as a sixth animal shelter to receive assets from the estate. The parties agreed for Nashville General Hospital to receive \$25,000, Ms. Mashburn’s nieces to receive \$40,000 each, and for each animal shelter chosen by Mark Green to receive about \$35,000 each.

The Department of Law recommends settlement of MACC’s claim and accept \$35,000 to be paid into the Animal Control Donations Fund.

*Fiscal Note: Metro Animal Care and Control (MACC) would receive \$35,000 as settlement claim against the Estate Francis Faye Mashburn to be paid into the Animal Control Donations Fund.*

**Sponsors:** Porterfield

**35. [RS2024-506](#)**

A resolution appropriating a total of \$20,840 from the Nashville Public Library to various non-profit organizations for the provision of free and high-quality enrichment activities and/or field trips for youth during summer programming through the Library’s Nashville After Zone Alliance out-of-school time coordinating system.

**Analysis**

This resolution appropriates \$20,840 from the Nashville Public Library to five nonprofit organizations for the provision of educational, career, and cultural field trips and enrichment opportunities during May and June 2024 through the Library’s Nashville After Zone Alliance out-of-school time coordinating system. The nonprofits are as follows:

- \$2,400 to Nashville Zoo
- \$4,490 to Pass the Beauty, Inc.
- \$5,000 to Rocketown of Middle Tennessee
- \$4,000 to Team CJ Colas Uterine Cancer Foundation
- \$4,950 to Youth Empowerment through Arts and Humanities

The resolution also authorizes Metro to enter into grant agreements with each of these organizations detailing the terms and conditions under which the grant funds are to be spent.



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

**36. [RS2024-507](#)**

A resolution appropriating a total of \$64,265 to increase the individual grant amounts and amend grant contracts from the Nashville Public Library to specific non-profit organizations for the provision of free and high-quality enrichment activities and/or field trips for youth during summer programming through the Library's Nashville After Zone Alliance out-of-school time coordinating system.

**Analysis**

This resolution appropriates \$64,265 from the Nashville Public Library to increase the grant amounts for 11 nonprofit organizations for the provision of educational, career, and cultural field trips and enrichment opportunities through the Library's Nashville After Zone Alliance out-of-school time coordinating system, previously approved pursuant to Resolution No. RS2023-2282 and amended by RS2024-2375 and RS2024-408. This funding has been made available pursuant to the Fiscal Year 2023-2024 Operating Budget, as approved by Substitute Ordinance No. BL2023-1867 as amended. The nonprofits receiving additional funding are as follows:

- \$4,772 to Backfield in Motion
- \$4,980 to Bethlehem Centers of Nashville
- \$5,000 to Black Lemonade
- \$16,475 to DYMON in the Rough
- \$4,170 to East Nashville Hope Exchange
- \$4,716 to Global Outreach Developments International
- \$4,152 to Humble Beginnings
- \$5,000 to Martha O'Bryan Center
- \$5,000 to Nashville International Center for Empowerment
- \$5,000 to Nations Ministry Center
- \$5,000 to YMCA of Middle Tennessee

The resolution also authorizes Metro to enter into and amend grant agreements with each of these organizations detailing the terms and conditions under which the grant funds are to be spent.

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

**37. [RS2024-508](#)**

A resolution approving an amendment to a participation agreement between the Metropolitan Government and Tennessee Golf Foundation concerning the renovation of two golf courses in Shelby Park.

**Analysis**

This resolution approves an amendment to a participation agreement between the Metropolitan Government and Tennessee Golf Foundation, originally approved by Ordinance No. BL2023-2017. The participation agreement concerns the design and construction of

improvements to two golf courses in Shelby Park, including rebuilding the greens, installing new irrigation systems around the greens, constructing or repairing all cart paths, and upgrading a water pump that supplies water from the Cumberland River. Metro would pay Tennessee Golf Foundation \$2,000,000 for this work. The work is anticipated to be completed by November 30, 2024.

The resolution under consideration would amend the agreement to include work related to streambank restoration work in Shelby Park. An additional \$308,403 would be added to the cost, for a total of \$2,308,403.

*Fiscal Note: This amendment will change Metropolitan Department of Parks and Recreation payment to Tennessee Golf Foundation from \$2,000,000 to \$2,308,403 for the cost of implementing the changes as part of the streambank restoration work.*

**Sponsors:** Capp, Styles and Porterfield

**38. [RS2024-509](#)**

A resolution accepting a Project Safe Neighborhood (PSN) grant from the Tennessee Department of Finance and Administration, Office of Criminal Justice Programs, to the Metropolitan Government, acting by and through the Metropolitan Nashville Police Department, to reduce gun related violence in Nashville by providing funding for overtime for the investigation of violent crimes involving guns.

Analysis

This resolution accepts a Project Safe Neighborhood grant from the Tennessee Department of Finance and Administration to the Metropolitan Nashville Police Department. This grant is an amount not to exceed \$159,172 with no cash match required. The grant will be used fund additional overtime to reduce gun-related violence in Nashville. The term of this grant begins on July 1, 2024 and ends June 30, 2025.

**Sponsors:** Porterfield and Evans

**39. [RS2024-510](#)**

A resolution accepting the terms of a cooperative purchasing master agreement for motorcycle headset equipment and related public safety products for Metropolitan Nashville Police Department.

Analysis

This resolution accepts the terms of a cooperative purchasing master agreement for the purchase of motorcycle headset equipment and related public safety products for the Metropolitan Nashville Police Department. The purchase agreement is between Fairfax County, a State of Virginia entity, and Safeware, Inc. According to the cooperative purchasing request, it is unlikely that Metro would be able to obtain a better value through a competitive solicitation, as the pricing in this cooperative purchase agreement leverages both the scale of Omnia membership and the competition of five offers. The agreement is valid through September 30, 2028.

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.

*Fiscal Note: According to the Cooperative Request Review form from the Division of Purchases, the anticipated project value is \$400,000.*

**Sponsors:** Porterfield and Evans

**40. [RS2024-511](#)**

A resolution approving a sole source contract between the Metropolitan Government of Nashville and Davidson County and Temple, Inc. to provide Carmanah traffic control devices, products, equipment, and parts, at a 10% discount.

**Analysis**

This resolution approves a sole source contract between the Metropolitan Government and Temple, Inc., to provide Carmanah traffic control devices, products, equipment, and parts at a 10 percent discount from the manufacturer's suggested retail price.

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 estimated value of this contract is \$2,000,000. The term of the agreement is 60 months, beginning upon approval of all required parties and filing with the Metropolitan Clerk's Office.

According to the sole source justification form, the Nashville Department of Transportation and Multimodal Infrastructure operates and manages more than 250 Carmanah products within Nashville and Davidson County. The continued use of Carmanah products would maintain equipment consistency. Temple, Inc. recently became the only representative for Carmanah products in Tennessee.

*Fiscal Note: The estimated value of this sole source contract number 6563179 with Temple, Inc. for Carmanah traffic control devices, products, equipment and parts is \$2,000,000 to be paid from Fund 40022, Business Unit 42405022. However, actual expenses may be paid from various department's fund and business unit when purchase orders are issued.*

**Sponsors:** Porterfield and Parker

**41. [RS2024-512](#)**

A resolution approving an intergovernmental agreement between the State of Tennessee, Department of Transportation ("TDOT"), and the Metropolitan Government of Nashville and

Davidson County, by and through the Nashville Department of Transportation and Multimodal Infrastructure (“NDOT”), for the maintenance and operation of traffic safety improvements installed by TDOT on State Route 12 at Old Hickory Boulevard. Federal No. HSIP-12(67), State No. 19S012-F3-005, PIN 132702.00, Proposal No. 2024M-025AG-001.

#### Analysis

This resolution approves an intergovernmental agreement between the Tennessee Department of Transportation (“TDOT”) and the Nashville Department of Transportation and Multimodal Infrastructure (“NDOT”). The general maintenance agreement would allocate TDOT to install safety improvements, including signs, snowplowable markers, reflectors, chevrons, thermoplastic white and yellow lines, and guardrails on State Route 12 at Old Hickory Boulevard. NDOT would be solely responsible for the maintenance of the project’s completed work.

Tenn. Code. Ann. § 12-9-104(a)(2)(b) authorizes the Metropolitan Council to approve intergovernmental agreements by resolution.

*Fiscal Note: Metro will be responsible for all maintenance of the completed installation of the safety improvements on SR-12 Intersection at Old Hickory Boulevard.*

**Sponsors:** Kimbrough, Porterfield, Gamble and Parker

#### 42. [RS2024-513](#)

A resolution approving an application for a Healthy Built Environment grant from the Tennessee Department of Health to the Metropolitan Government, acting by and through the Nashville Department of Transportation and Multimodal Infrastructure (NDOT), to assist in funding the Antioch Pike Tactical Urbanism project to facilitate pedestrian safety, social interaction, and improved streetscapes.

#### Analysis

This resolution approves a grant application for a Healthy Built Environment grant from the Tennessee Department of Health to the Nashville Department of Transportation and Multimodal Infrastructure. The application requests a grant award of \$80,000 with no cash match.

The funding, if approved, would help implement that Antioch Pike Tactical Urbanism project. This project would involve an open streets event where community organizations would adopt street sections for various health-promoting activities.

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

#### 43. [RS2024-514](#)

A resolution authorizing the Metropolitan Department of Law to compromise and settle the personal injury claim of John Dernbach against the Metropolitan Government of Nashville and Davidson County in the amount of \$137,500.00, and that said amount be paid out of the Self-Insured Liability Fund.

#### Analysis

On May 27, 2021, John Dernbach was walking his dog on a sidewalk along Chestnut Street when his lower leg or calf was impaled by a damaged “no parking” sign. Mr. Dernbach was taken by ambulance to the Vanderbilt Emergency Medical Center. He was diagnosed with a leg laceration and a tendon injury in his right leg. Mr. Dernbach underwent surgical debridement and tendon repair. He also participated in extensive physical therapy following the surgery. Mr. Dernbach continues to experience some pain and weakness in his right foot. He has incurred \$60,213.72 in medical expenses to date.

The Nashville Department of Transportation and Multimodal Infrastructure (“NDOT”) was notified of the damaged sign on the day after the incident. The sign was quickly repaired to prevent other injuries. The signpost in question was not reported to NDOT before the incident, but photographs showed that the sign had been damaged for more than two and a half years prior to Mr. Dernbach’s injury.

The Department of Law recommends settlement of Mr. Dernbach’s negligence claim for \$137,500.

*Fiscal Note: The total settlement amount is \$137,500. This settlement along with Resolution Nos. RS2024-496 and RS2024-518 would be the 27th, 28th and 29th payments from the Self-Insured Liability Fund in FY24 for a cumulative total of \$1,592,317. The fund balance would be \$13,763,978 after these payments.*

**Sponsors:** Porterfield

**44. [RS2024-515](#)**

A resolution approving a contract between the Metropolitan Government of Nashville and Davidson County and Van Brocklin & Associates, Inc. for the provision of Franklin Miller parts and products.

**Analysis**

This resolution approves a sole source contract between the Metropolitan Government and Van Brocklin & Associations, Inc., to provide Franklin Miller parts and products.

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 estimated value of this contract is \$2,000,000. The term of the agreement is 60 months, beginning upon approval of all required parties and filing with the Metropolitan Clerk’s Office.

According to the sole source justification form, Metro Water Services uses Franklin Miller Products grinders and spare parts in its wastewater reclamation facilities and pumping stations. Van Brocklin & Associates is the sole provider of these products and parts.

*Fiscal Note: The estimated value of this sole source contract number 6560750 with Van Brocklin & Associates, Inc. for Franklin Miller parts and products is \$2,000,000 to be paid from Fund 67331, Business Unit 65558020. However, actual expenses may be paid from various department's fund and business unit when purchase orders are issued.*

**Sponsors:** Porterfield and Parker

45. [RS2024-516](#)

A resolution authorizing The Metropolitan Government of Nashville and Davidson County, herein after referred to as "Metro", to enter into an agreement with the City of Goodlettsville, hereinafter referred to as "Goodlettsville", for Metro's reading of water consumption meters and for disconnecting and reconnecting water service to Goodlettsville's sewer customers.

Analysis

This resolution authorizes the Metropolitan Government ("Metro") to enter into an agreement with the City of Goodlettsville ("Goodlettsville") for reading and maintaining water consumption meters and disconnecting and reconnecting water service for Goodlettsville's sewer customers.

Pursuant to the terms of this agreement, Metro agrees to read the water consumption meter of each of its water service customers. Metro will submit these readings to Goodlettsville. Metro will notify Goodlettsville of new accounts, closed accounts, or account changes within five business days. Metro will promptly notify Goodlettsville if water consumption meters within the scope of this agreement are found to be malfunctioning or inoperable. Each month, Goodlettsville will pay Metro \$0.67 per water meter reading data provided to Goodlettsville for its use in sewerage billing. Goodlettsville will add an annual inflation amount to this fee after the first year and in each following year during the term of the agreement. Goodlettsville will also bill and collect reconnection fees from customers and will remit these fees to Metro.

The term of this agreement is 10 years, beginning on October 1, 2024. Either party may terminate this agreement upon 180 days written notice to the other party.

Tenn. Code Ann. § 12-9-101, et seq., authorizes local governments in Tennessee to enter into cooperative agreements by resolution.

*Fiscal Note: City of Goodlettsville would pay Metro a basic fee of \$0.67 per water meter reading provided for monthly sewer billing. City of Goodlettsville would also bill and collect reconnection fees from any water customer service when the disconnection and reconnection was made at Goodlettsville's request. The reconnection fees, based on current and future adopted fees, will be remitted to Metro and will add an annual inflation amount beginning October 1, 2025 and each year thereafter for the term of this contract.*

**Sponsors:** Webb, Porterfield and Parker

46. [RS2024-517](#)

A resolution authorizing The Metropolitan Government of Nashville and Davidson County, hereinafter referred to as "Metro", to enter into an agreement with the White House Utility District, hereinafter referred to as "District", for District's reading of water consumption meters

and for disconnecting and reconnecting water service.

#### Analysis

This resolution authorizes the Metropolitan Government (“Metro”) to enter into an agreement with the White House Utility District (“WHUD”) for reading and maintaining water consumption meters and disconnecting and reconnecting water service for Metro’s sewer customers.

Pursuant to the terms of this agreement, WHUD agrees to read the water consumption meter of each of Metro’s water service customers. WHUD will submit these readings to Metro. WHUD will notify Metro of new accounts, closed accounts, or account changes within five business days. WHUD will promptly notify Metro if water consumption meters within the scope of this agreement are found to be malfunctioning or inoperable. Each month, Metro will pay WHUD \$0.67 per water meter reading data provided to Metro for its use in sewerage billing. WHUD will add an annual inflation amount to this fee after the first year and in each following year during the term of the agreement. Metro would also bill and collect reconnection fees from any water customer service when the disconnection and reconnection was made at Metro’s request.

The term of this agreement is 10 years, beginning on October 1, 2024. Either party may terminate this agreement upon 180 days written notice to the other party.

Tenn. Code Ann. § 12-9-101, et seq., authorizes local governments in Tennessee to enter into cooperative agreements by resolution.

*Fiscal Note: Metro would pay White House Utility District (WHUD) a basic fee of \$0.67 per water meter reading provided for monthly sewer billing. Metro would also bill and collect reconnection fees from any water customer service when the disconnection and reconnection was made at Metro’s request. Metro will pay WHUD, during regular business hour, a fee of \$35 per hour with a minimum fee of \$35, or \$70 per hour outside regular business hours, with a minimum fee of \$70, for onsite assistance from WHUD for termination or reinstatement of water service of a Metro sewer system customer. Metro and WHUD will consider updating the fee and annual escalator for inflation beginning October 1, 2029 related to the cost of meter reading and data transfer service.*

**Sponsors:** Porterfield and Parker

#### **47. [RS2024-518](#)**

A resolution authorizing the Metropolitan Department of Law to compromise and settle the personal injury claim of Kameron Armstrong against the Metropolitan Government of Nashville and Davidson County in the amount of \$10,750.00, and that said amount be paid out of the Self-Insured Liability Fund.

#### Analysis

On July 27, 2022, a Metro Water Services (“MWS”) employee was driving a MWS truck eastbound on Old Hickory Boulevard near Larkin Springs Road while performing his job duties. The truck collided with a vehicle driven by Kameron Armstrong while the vehicle was stopped in

the left lane of traffic waiting to make a legal U-turn. While the MWS employee applied his brakes, he could not stop the collision. The MWS truck sustained damage from the front right bumper and fender, and Mr. Armstrong's vehicle sustained damage to the entire driver's side and was declared a total loss. During the claims process, Metro previously paid \$13,811.15 to the vehicle's lien holder.

Mr. Armstrong declined an ambulance at the scene of the accident but later sought outpatient treatment for neck, shoulder, and back pain. He was diagnosed with a cervical sprain and treated with muscle relaxers. Mr. Armstrong incurred \$5,408 in medical bills.

The Department of Law recommends the settlement of Mr. Armstrong's personal injury claim for \$10,750.

*Fiscal Note: Metro previously paid \$13,811.15 towards the vehicle's lien holder and the total settlement amount for this resolution is \$10,750. The \$10,750 settlement along with Resolution Nos. RS2024-496 and RS2024-514 would be the 27th, 28th and 29th payments from the Self-Insured Liability Fund in FY24 for a cumulative total of \$1,592,317. The fund balance would be \$13,763,978 after these payments.*

**Sponsors:** Porterfield

## O. Bills on Second Reading

### 88. [BL2024-343](#)

An ordinance to amend Chapter 2.112 of the Metropolitan Code of Laws regarding the membership of the Metropolitan Nashville Arts Commission and the process for approving the criteria for awarding funds.

#### Analysis

This ordinance amends Chapter 2.112 of the Metropolitan Code of Laws regarding the Metropolitan Nashville Arts Commission ("Arts Commission").

This legislation would amend the membership of the Arts Commission to add a Council Member who serves on the Arts, Parks, Libraries, and Entertainment Committee. The Arts, Parks, Libraries, and Entertainment Committee would select this Council Member. The selected Council Member's term on the Commission would be two years. This term would not extend past the Council term in which the Council Member was elected.

Under current law, the Council is authorized to approve by resolution the criteria established by the Arts Commission for the awarding of grant funds to deserving nonprofit civic and nonprofit charitable organizations. The current law also contains language regarding Council's approval of the grant awards; however, these provisions were preempted by state law in 1995 (See T.C.A. § 7-3-314(d)).

The ordinance under consideration would require the criteria established by the Arts Commission for the awarding of grant funds to be approved by the Metropolitan Council by



ordinance instead of resolution. In addition, the criteria would be approved each year before funds are awarded. These criteria must also be presented to the arts, parks, libraries, and entertainment committee before an ordinance is filed.

**Sponsors:** Styles, Kupin, Eslick, Vo, Ewing and Suara

89. [BL2024-344](#)

An ordinance to amend Section 2.147.030 of the Metropolitan Code regarding the selection of members to the Nashville Music, Film, & Entertainment Commission.

Analysis

This ordinance amends Section 2.147.030 of the Metropolitan Code of Laws. This legislation would allow one Metropolitan Council Member to serve as a voting member of the Nashville Music, Film, & Entertainment Commission (“NMFEC”). This Council Member would serve a two-year term. The term would not extend beyond the council term in which the Council Member was elected.

The Council Member appointed to the NMFEC would take the place of the NMFEC member that was to be selected by the Recording Academy Nashville Chapter. This position has not been filled since the MNFEC was established.

**Sponsors:** Styles, Kupin, Eslick, Vo, Ewing and Welsch

90. [BL2024-374](#)

An ordinance establishing the tax levy in the General Services District for the fiscal year 2024-2025, and declaring the amount required for the annual operating budget of the Urban Services District, pursuant to section 6.07 of the Metropolitan Charter.

Analysis

This ordinance approves the property tax levy for FY25. Section 6.07 of the Metropolitan Charter provides that the Council’s next order of business upon adopting the annual operating budget is to adopt a tax levy that fully funds that budget. The property tax rate proposed by the Mayor is identical to the FY24 property tax rate. The property tax rate will remain \$2.922 in the General Services District and will remain \$0.332 in the Urban Services District. This tax levy rate is projected to be sufficient to fully fund the Mayor’s proposed FY25 operating budget.

The tax levy is amendable on third reading. Following the adoption of the tax levy ordinance the Urban Council must meet to approve a separate resolution to approve the property tax rate as proposed for the Urban Services District.

**Sponsors:** Porterfield

91. [BL2024-375](#)

An ordinance to amend Chapter 4.20 of the Metropolitan Code of Laws to establish a contract and compliance board for existing construction contracts of the Metropolitan Government.

Analysis

The ordinance under consideration would create a contract and compliance board related to construction contracts where the Metropolitan Government is a party. The contract and compliance board would be authorized to:

- Meet and evaluate existing construction contracts related to construction activities on property owned by Metro;
- Inspect construction sites, if such inspection is in connection with the evaluation of existing construction contracts;
- Ensure each construction contract is in compliance with the equal business opportunity program established by Chapter 4.46 of the Metropolitan Code of Laws;
- Make recommendations to the Department of Finance for policies and practices related to construction contracts; and
- Accept and investigate complaints related to existing construction contracts wherein Metro is a party and related to the relevant construction sites.

The mayor, in consultation with the board, would appoint an executive director. The executive director would be authorized to employ staff, including inspectors, necessary to carry out the powers and duties of the board.

The board would consist of five voting members and one non-voting member for a term of two years. The membership would include:

- Two members appointed by the mayor with experience in the enforcement of occupational safety and health standards and the enforcement of wage protections and confirmed by the metro council;
- One member appointed by the mayor from a list of three candidates provided by the Nashville Area Central Labor Council and confirmed by the metro council;
- One member would be the purchasing agent or their designee;
- One member would be elected by a majority vote of the whole membership of the metro council; and
- One non-voting member who would be a council member elected by the metro council.

The board and its staff would investigate complaints submitted to the board. Complaints for an alleged violation of federal or state law, including health and safety violations, would be referred to the appropriate federal or state authority.

*Fiscal Note: The salary for the executive director and additional support staff has not been determined. The review and assessment of the position's job duties, functions and qualifications, as determined by the board, will need to be conducted by the Human Resource Department prior to assigning the position's salaries.*

**Sponsors:** Sepulveda, Styles, Welsch, Huffman, Benedict, Evans, Gadd, Bradford, Parker, Gregg, Toombs, Horton, Suara, Taylor, Porterfield, Vo, Webb, Preptit, Evans-Segall, Harrell, Gamble, Hill, Rutherford, Spain, Cash and Kupin

**92. [BL2024-376](#)**

An ordinance creating the positions of 311 Call Center Manager, 311 Call Center Supervisor, Criminal Intelligence Analyst 1, Criminal Intelligence Analyst 2, Criminal Intelligence Unit Manager, Criminal Intelligence Unit Supervisor, Family Safety Advocate, Family Safety Advocate Senior, Helicopter Mechanic, Helicopter Maintenance Supervisor, Industrial Control Systems Specialist, Logistics Supervisor, Office of Family Safety Assistant Director, Police Assistant Chief, Risk and Compliance Manager, Service and Security Officer 1, Service and Security Officer 2, Waste Services Assistant Director, Waste Services Director, Youth Case Manager 1, Youth Case Manager 2, Youth Case Manager 3, and Zoning Examiner 2.

Analysis

This ordinance creates 23 new positions within the Metropolitan Government. Section 12.10 of the Metropolitan Charter provides that newly created positions within the Metropolitan Government must be approved by ordinance.

The Civil Service Commission, upon the recommendation of the Director of Human Resources and with the agreement of the Mayor, has approved the creation of the following new positions:

- 311 Call Center Manager
- 311 Call Center Supervisor
- Criminal Intelligence Analyst 1
- Criminal Intelligence Analyst 2
- Criminal Intelligence Unit Manager
- Criminal Intelligence Unit Supervisor
- Helicopter Mechanic
- Helicopter Maintenance Supervisor
- Industrial Control Systems Specialist
- Logistics Supervisor
- Police Assistant Chief
- Risk and Compliance Manager
- Service and Security Officer 1
- Service and Security Officer 2
- Waste Services Asst Director
- Waste Services Director
- Youth Case Manager 1
- Youth Case Manager 2
- Youth Case Manager 3
- Zoning Examiner 2
- Family Safety Advocate
- Family Safety Advocate Senior
- Office of Family Safety Asst Director

The above listed positions are in the classified service, except for Family Safety Advocate, Family Safety Advocate Senior, and Office of Family Safety Asst Director which are in the

unclassified service. A job description for each position is attached to the ordinance.

**Sponsors:** Porterfield and Bradford

**93. [BL2024-377](#)**

An ordinance approving a lease agreement between the Metropolitan Government of Nashville and Davidson County and Trimac 401 Church Property Owner LLC for office space at 401 Church Street, Nashville, Tennessee (Parcel No. 09306108900) (Proposal No. 2024M-023AG-001).

**Analysis**

This ordinance approves a lease agreement between the Metropolitan Government and Trimac 401 Church Property Owner LLC for office space at 401 Church Street for use by the Community Review Board.

The lease provides for Metro lease approximately 5,790 square feet of property on the thirteenth floor of 401 Church Street, also known as L&C Tower. The term of the lease is five years and Metro would have one option to extend the lease term for an additional five-year period.

The base rent would begin at \$32 per square foot per year and increase by three percent annually during the lease. The annual rent payments are as follows:

- Lease months 1-12 -- \$185,280
- Lease months 13-24 -- \$190,838.40
- Lease months 25-36 -- \$196,563.55
- Lease months 37-48 -- \$202,460.46
- Lease months 49-60 -- \$208,534.27
- Lease months 61-63 -- \$214,790.30

In addition to rent, Metro is responsible for operation expenses such as utilities, licenses, permits, inspections, insurance, landscaping and supplies, janitorial services, and other expenses. Metro is also responsible for tax expenses.

Future amendments to this lease agreement may be approved by a resolution receiving at least 21 affirmative votes.

*Fiscal Note: Metro would pay the base rent of \$32 per square foot per year or \$15,440 monthly for approximately 5,790 rentable square feet for the initial term of the lease or the first consecutive twelve (12) calendar month period. The base rent will increase by three percent (3%) annually. Metro will not pay an amount equal to \$46,320, as base rent abatement, during the initial three (3) full calendar months according to the terms of this agreement. Metro would receive up to 15 parking passes for unreserved parking free of charge for the initial lease term and the option term. Metro will pay for the allocated parking passes on a monthly basis, after the initial lease term, at the prevailing rates charged by Trimac 401 Church Property Owner LLC or its parking operator through a separate agreement. Metro will have improvement*

allowance of \$20 per rentable square foot for a total of \$115,800 subject to the terms of the Tenant Work Letter attached as Exhibit B to this agreement.

**Sponsors:** Kupin, Porterfield and Gamble

**94. [BL2024-378](#)**

An ordinance granting the Purchasing Agent the authority to extend the term of contract number 458569 for the Fire Emergency Medical Services Billing and Collection contract.

**Analysis**

This ordinance grants the Purchasing Agent the authority to extend the term of contract number 458569 between the Metropolitan Government and Digitech Computer, LLC. The contract was originally awarded through competitive bid for Fire Emergency Medical Services Billing and Collection.

The original contract began on August 29, 2019, with a sixty-month term. Section 4.12.060(A) of the Metropolitan Code limits the term of contracts for services to sixty (60) months, unless otherwise approved by the Metropolitan Council.

The Purchasing Agent recommends this contract be extended for an additional 10 months, for a total term of 70 months.

If this ordinance is approved, the contract term be extended to June 30, 2025. In addition, the contract value would be increased by \$890,000, for a total of \$5,890,000. The amendment further adds 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. Exhibit A, the pricing list, would be replaced.

*Fiscal Note: This amendment increases the estimated life value of contract 458569 to \$5,890,000 to be paid from Fund 10101, Business Unit 32114210.*

**Sponsors:** Porterfield and Evans

**95. [BL2024-379](#)**

An ordinance approving an agreement between Bethel University (“Bethel”) and the Metropolitan Government of Nashville and Davidson County, by and through the Metropolitan Nashville Police Department (“MNPD”), to provide a reduced tuition rate to qualifying MNPD employees enrolling in Bethel’s online degrees programs.

**Analysis**

This resolution approves an agreement between Bethel University (“Bethel”) and the Metropolitan Nashville Police Department (“MNPD”) to provide a reduced tuition rate to qualifying MNPD employees enrolling in Bethel’s online degree programs.

Pursuant to the terms of this agreement, MNPD employees enrolling in Bethel’s online degree programs would be eligible for reduced tuition provided the MNPD employees meet the

admissions requirements for the program in which the employee wishes to enroll. The discount rate for 2023-2024 is \$290 per credit hour for undergraduate degrees, \$473 for graduate criminal justice, and \$568 for graduate business. MNPD employees would be eligible for a waived application fee.

Either MNPD or Bethel may withdraw from this agreement at any time without penalty. Any students enrolled in the program will continue to receive the agreed upon tuition rates until the end of their enrollment.

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

**Sponsors:** Porterfield, Evans and Ellis

**96. [BL2024-380](#)**

An ordinance approving an agreement between the Nashville Police Activities League (“Nashville P.A.L.”), and the Metropolitan Government of Nashville and Davidson County, by and through the Metropolitan Nashville Police Department (“MNPD”), to develop extracurricular activities for at-risk youth.

**Analysis**

This ordinance approves an agreement between the Nashville Police Activities League (“Nashville P.A.L.”) and the Metropolitan Nashville Police Department (“MNPD”) to develop extracurricular activities for at-risk youth.

Pursuant to the terms of the agreement, Nashville P.A.L. will review youth program information and provide advice on existing and new youth programs; provide support to program participants through program sponsorship, including equipment or property usage or acquisition, direct use scholarships/sponsorship opportunities, and expendable goods acquisition; and be responsible for the supervision, hiring, and firing of its staff and volunteers. MNPD will provide opportunities for officers to participate in activity programming; provide a section of officers to work as coaches and mentors and provide planned programming; provide a representative to attend Nashville P.A.L. board meetings; provide a point person within MNPD to address any issues that may arise under this agreement; provide and review relevant data regarding existing programming; assist with the continued fostering of relationships with community partners; assist with promotion of programs through Nashville P.A.L.; and be responsible for the supervision, hiring, and firing of its staff and volunteers. Nashville P.A.L. is required to maintain certain insurance policies as part of this agreement.

This agreement will commence upon approval of all parties and the Metropolitan Council. Either party may terminate the agreement upon 30 days written notice.

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

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

**97. [BL2024-381](#)**

An ordinance creating an East Bank Stormwater District and establishing certain provisions

governing stormwater management practices therein.

Analysis

This ordinance creates the East Bank Stormwater District and establishes provisions to govern stormwater management practices within the new district.

The East Bank Stormwater District (“EBSD”) would comprise the area bounded to the north by Interstate 65, to the south and east by Interstate 24, and to the west by the Cumberland River. The Department of Water and Sewerage Services (“MWS”) would prepare a master plan for the EBSD showing the elevations for roadways and buildings at least one foot above the base flood elevations, as determined by a study that is being undertaken by the U.S. Army Corps of Engineers (“USACE”) related to the Cumberland River. MWS would be directed to request the USACE model the EBSD master plan. MWS would be required to amend applicable regulations based on revisions to the Flood Insurance Rate Map or based on USACE modeling related to the EBSD master plan.

Future amendments to this legislation may be approved by resolution.

**Sponsors:** Parker and Kupin

**98. [BL2024-382](#)**

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public sanitary sewer mains, sanitary sewer manholes and easements, for property located at 9828 Split Log Road in Williamson County, also known as Rosebrooke Section 4A (MWS Project No. 24-SL-32 and Proposal No. 2024M-061ES-001).

Analysis

This ordinance accepts approximately 1,115 linear feet of new eight-inch sanitary sewer mains (PVC), approximately 310 linear feet of new eight-inch sanitary sewer main (DIP), seven new sanitary sewer manholes and easements for property located at 9828 Split Log Road in Williamson County, also known as Rosebrooke Section 4A.

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. Abandoned and donated easements have no market value according to the Department of Water Services.*

**Sponsors:** Gamble and Parker

**99. [BL2024-383](#)**

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public water and sanitary sewer mains, public fire hydrant assemblies, public water pressure reducing valve, public sanitary sewer manholes, public sanitary sewer odor control station and easements, for five properties located on Cane Ridge Road, also known as Parks at Cane Ridge Phase 1B (MWS Project Nos. 23-WL-101 and 23-SL-269 and Proposal No. 2024M-057ES-001).

Analysis

This ordinance accepts approximately 3,642 linear feet of new eight-inch water mains (DIP), six new fire hydrant assemblies, one new water pressure reducing valve, approximately 1,565 linear feet of new eight-inch sanitary sewer mains (PVC), approximately 730 linear feet of new eight-inch sanitary sewer mains (DIP), approximately 526 linear feet of new two-inch sanitary sewer force main (PVC), 14 new sanitary sewer manholes, one new sanitary sewer odor control station, and associated easements for five properties located at Cane Ridge Road, also known as Parks at Cane Ridge Phase 1B.

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. Abandoned and donated easements have no market value according to the Department of Water Services.*

**Sponsors:** Gamble and Parker

**100.** [BL2024-384](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public water and sanitary sewer mains, new public fire hydrant assemblies, new public sanitary sewer manholes and easements, for five properties located on Cane Ridge Road, also known as Parks at Cane Ridge Phase 1C (MWS Project Nos. 23-WL-102 and 23-SL-270 and Proposal No. 2024M-058ES-001).

Analysis

This ordinance accepts approximately 963 linear feet of new six-inch water main (DIP), approximately 420 linear feet of new eight-inch water main (DIP), approximately 464 linear feet of new eight-inch sanitary sewer main (DIP), approximately 835 linear feet of new eight-inch sanitary sewer mains (PVC), approximately 357 linear feet of new two-inch sanitary sewer force main (PVC), five fire hydrant assemblies, nine sanitary sewer manholes and associated easements for five properties located at Cane Ridge Road, also known as Parks at Cane Ridge Phase 1C.

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. Abandoned and donated easements have no market value according to the Department of Water Services.*

**Sponsors:** Gamble and Parker

**101.** [BL2024-385](#)

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 and the relocation of fire hydrant assembly, for property located at



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3400 Conviser Drive, also known as Taylor Townhomes (MWS Project Nos. 23-WL-22 and 23-SL-44 and Proposal No. 2024M-060ES-001).

Analysis

This ordinance accepts approximately 944 linear feet of new eight-inch water main (DIP), approximately 260 linear feet of new four-inch water main (DIP), approximately 1,266 linear feet of new eight-inch sanitary sewer main (PVC), three fire hydrant assemblies, 11 sanitary sewer manholes and easements and relocates a fire hydrant assembly for property located at 3400 Conviser Drive, also known as Taylor Townhomes.

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. Abandoned and donated easements have no market value according to the Department of Water Services.*

**Sponsors:** Parker and Gamble

**102.** [BL2024-386](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public sanitary sewer main, new public sanitary sewer manhole and easements, for two properties located at 2310 B and 2314 B 18th Avenue North, also known as 18th Avenue North Homes, (MWS Project No. 23-SL-281 and Proposal No. 2024M-062ES-001).

Analysis

This ordinance accepts approximately 169 linear feet of new eight-inch sanitary sewer main (PVC), one new sanitary sewer manhole and easements for two properties located at 2310 B and 2314 B 18th Avenue North, also known as 18th Avenue North Homes.

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. Abandoned and donated easements have no market value according to the Department of Water Services.*

**Sponsors:** Toombs, Gamble and Parker

**103.** [BL2024-387](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public stormwater drainage and detention easement rights for the specific area of property located at 2244 Hobson Pike, also known as Resurrected Church (Proposal No. 2024M-063ES-001).

Analysis

This ordinance abandons public stormwater drainage and detention easement rights for the specific area of property located at 2244 Hobson Pike, also known as Resurrected Church.

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. Abandoned and donated easements have no market value according to the Department of Water Services.*

**Sponsors:** Harrell, Gamble and Parker

**104. [BL2024-388](#)**

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public sanitary sewer main, public sanitary sewer manhole and easement, and to accept new public sanitary sewer manhole, for property located at 304 Oldham Street, also known as Oldham Self Storage (MWS Project No. 24-SL-11 and Proposal No. 2024M-064ES-001).

Analysis

This ordinance abandons approximately 55 linear feet of existing eight-inch sanitary sewer main, one existing sanitary sewer manhole and easement, and accepts one new sanitary sewer manhole for property located at 304 Oldham Street, also known as Oldham Self Storage.

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. Abandoned and donated easements have no market value according to the Department of Water Services.*

**Sponsors:** Parker and Gamble

**109. [BL2024-345](#)**

An ordinance amending Title 15 of the Metropolitan Code of Laws pertaining to the approval of water and sewer system extensions, additions, improvements, or other works by the Metropolitan Council.

Analysis

This ordinance would amend Title 15 of the Metropolitan Code of Laws to allow the Metropolitan Council to approve water and sewer system extensions, additions, improvements, or other works by resolution, as authorized by Tennessee Code Annotated section 7-35-406(a) (2).

The Tennessee General Assembly enacted House Bill 1967/Senate Bill 2162, which authorizes local governing bodies to approve projects as a board of waterworks by passing either a resolution or an ordinance. The Metropolitan Council previously adopted Resolution No. RS2024-264, which urged the state legislature to approve this legislation.

**Sponsors:** Parker and Spain

**110. [BL2024-347](#)**

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 nine o’clock (9:00) p.m. on July 2, 2024, and ending at eleven fifty-nine (11:59) p.m. on July 5, 2024, relative to the use of these areas in conjunction with the 2024 July 4th Celebration and related activities and events.

Analysis

This ordinance approves a temporary “Special Event Zone” within portions of the downtown area, in conjunction with the 2024 July 4th Celebration and related activities and events from July 2, 2024, until July 5, 2024. 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 9:00 p.m. on Tuesday, July 2, 2024, and end at 11:59 p.m. on Friday, July 5, 2024. 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 the Nashville Convention and Visitors Corporation (CVC) in order to sell within the geographic area listed above.
- The sale, provision, or serving of alcoholic beverages are prohibited, except as authorized.
- The sale or distribution of merchandise pertaining to the July 4th Celebration not licensed by the CVC is prohibited.
- The distribution, promotional give-away activity, or provision of free products, services, or coupons by persons or entities that are not event sponsors is prohibited, except within any Public Participation Area.
- Vehicles shall 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, are permitted within the Special Event Zone.
- No handguns, rifles, or firearms are permitted (Tennessee Code Annotated § 39-17-1359).
- No knives, swords or other fighting devices are permitted.
- No fireworks, firecrackers, or explosive devices are permitted, except event-related exhibitions permitted by the CVC.
- The Special Event Zone will 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 July 4th Celebration 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 2024 July 4th Celebration. However, no additional Metro personnel or overtime would be required just for the enforcement of these restrictions.*

**Sponsors:** Kupin

111. [BL2024-350](#)

An ordinance authorizing the abandonment of Alley #896 right-of-way and utility easements between Reidhurst Avenue and 24th Avenue North, and the conditional abandonment of Alley #924 right-of-way and partial utility easements between Brandau Place and Alley #896. (Proposal Number 2024M-001AB-001).

Analysis

This ordinance abandons Alley Number 896 right-of-way and utility easements between Reidhurst Avenue and 24th Avenue North. This ordinance also conditionally abandons Alley Number 924 right of way from Alley Number 896 to the northeast point of parcel 0921500680, if the relocation of Alley Number 924 right-of-way is either dedicated, constructed, and accepted for maintenance by the Nashville Department of Transportation or dedicated by plat and bonded.

The conditional abandonment includes all but 10 feet of utility easements at the northeast point of parcel 0921500680 within it. That 10 feet of utility easements would be retained by the Metropolitan Government. The abandonment was requested by applicant Jeffery Heinze with Catalyst Design Group, PC.

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

**Sponsors:** Gamble and Parker

112. [BL2024-351](#)

An ordinance authorizing the abandonment of a portion of Alley #1519 right-of-way, from Midland Avenue then west to the dead end. (Proposal Number 2024M-002AB-001).

Analysis

This ordinance abandons a portion of Alley Number 1519 right-of-way northeast from Midland Avenue to the dead end. Utility easements would be retained by the Metropolitan Government. The abandonment was requested by Thomas Neely, Donald Neely, and Connie McMahon.

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

**Sponsors:** Horton, Gamble and Parker

113. [BL2024-352](#)

An ordinance authorizing Jemal's Honky Tonk LLC to construct, install, and maintain aerial, underground, and aboveground encroachments at 522, 524, and 532 4th Avenue South (Proposal No. 2023M-009EN-001).

Analysis

This ordinance authorizes Jemal's Honky Tonk LLC to construct, install, and maintain aerial, underground, and aboveground encroachments at 522, 524, and 532 4th Avenue South. The encroachments would consist of an underground parking garage, irrigation to tree wells, bike racks, an NES transformer vault, canopies, and signage.

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 \$4,000,000, in aggregate, with the Metropolitan Clerk naming the Metropolitan Government as an insured party.

This ordinance has been approved by the Planning Commission.

**Sponsors:** Kupin, Gamble and Parker

**114. [BL2024-353](#)**

An ordinance authorizing Tennessee State University to construct and install an aerial and above ground encroachment at 3100 John A. Merritt Boulevard (Proposal No. 2024M-015EN-001).

**Analysis**

This ordinance authorizes the Tennessee State University to construct and install an aerial and above ground encroachment at 3100 John A. Merritt Boulevard. The encroachment is for a gateway entrance monument that consists of columns and a connecting arch.

Tennessee State University must furnish the Metropolitan Government a certificate of self-insurance for the payment of any judgment had on any claim made for actions or causes of action arising out of, or connected with, the construction or installation of the encroachment.

This ordinance has been approved by the Planning Commission.

**Sponsors:** Taylor, Gamble, Parker and Ellis

**115. [BL2024-354](#)**

An ordinance approving a term extension of Contract 408246 between the Metropolitan Government of Nashville and Davidson County and Reynolds Construction, LLC for the Biosolids facility digester design and build project.

**Analysis**

This ordinance, as amended, grants the Purchasing Agent the authority to extend the term of contract number 408246 between the Department of Water and Sewerage Services and Reynolds Construction, LLC. This contract was originally awarded through competitive bid for the Biosolids facility digester design and build project.

Section 4.12.060(A) of the Metropolitan Code limits the term of contracts for services to sixty (60) months, unless otherwise approved by the Metropolitan Council. As previously amended, the contract term was set to end upon the project's completion or sixty months after the

contract began.

If this ordinance is approved, the contract term would end at project completion. The Purchasing Agent and Department of Water and Sewerage Services recommend that the contract be extended until this project is completed.

An amendment was added at the May 21 Council meeting to correct the attachment.

*Fiscal Note: This contract, number 408246, with Reynolds Construction, LLC, for the Bio-Solids Facility Digester Design-Build project, as amended, has a contract value of \$26,464,877.72 to be paid from Fund 47410 and Business Unit 65490103.*

**Sponsors:** Porterfield, Parker and Welsch

**116. [BL2024-355](#)**

An ordinance granting the Purchasing Agent the authority to extend the term of contract number 459172 between the Metropolitan Government of Nashville and Davidson County, through the Department of Water and Sewerage Services, and CDM Smith.

**Analysis**

This ordinance, as amended, grants the Purchasing Agent the authority to extend the term of contract number 459172 between the Department of Water and Sewerage Services and CDM Smith, Inc. The contract was originally awarded through competitive bid for design services, drawings, construction documents, cost estimates, scheduling services, and construction phase services for reservoir improvements at various Metro sites.

The original contract began on November 12, 2019, with a sixty-month term. Section 4.12.060(A) of the Metropolitan Code limits the term of contracts for services to sixty (60) months, unless otherwise approved by the Metropolitan Council.

If this ordinance is approved, the contract term would end at project completion. The value of the contract would not change through this amendment. The Purchasing Agent and the Department of Water and Sewerage Services recommend that the contract be extended until this project is completed.

An amendment was added at the May 21 Council meeting to correct the attachment.

*Fiscal Note: This contract, number 459172, with CDM Smith, Inc. for design services, drawings, construction documents, cost estimates, scheduling services, and construction phase services for reservoir improvements at various Metro sites, as amended, has an estimated contract value of \$1,200,000 to be paid from Fund 47410 and Business Unit 65490132.*

**Sponsors:** Porterfield and Parker

**117. [BL2024-356](#)**

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to adopt the revised Flood Insurance Rate Map to minimize dangers to life and property, due to flooding, and to maintain eligibility for participation in the National Flood Insurance Program (Proposal No. 2024M-002OT-001)

Analysis

This ordinance authorizes the Metropolitan Government to adopt the revised Flood Insurance Rate Map ("FIRM") to minimize dangers to life and property due to flooding and to maintain eligibility for participation in the National Flood Insurance Program ("NFIP").

In order to maintain this eligibility, it is required that Metro follow NFIP regulations found in Title 44, Chapter 1, Section 60.3 of the Code of Federal Regulations. Tennessee Code Annotated sections 13-7-101 through 13-7-115 and 13-7-201 through 13-7-210 delegate responsibility to local governments to adopt regulations designed to promote the public health, safety, and general welfare of its citizens.

Metro has previously adopted FIRM as its official floodplain map in Metropolitan Code Section 17.36.180. Metro now wishes to adopt the revised FIRM, dated June 20, 2024. The Department of Water and Sewerage Services has been working with FEMA to finalize the new version of the Flood Insurance Rate Maps. Metro received a letter from FEMA informing them the maps were final and would become effective June 20, 2024. It is required to adopt the new maps prior to the effective date. This change was approved by the Planning Commission on April 1, 2024.

**Sponsors:** Gamble, Parker and Ewing

118. [BL2024-357](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to acquire permanent and temporary easements through negotiation, condemnation, and acceptance, for the Norvel Avenue Stormwater Improvement Project for 13 properties located on Norvel Avenue and Oxford Street, (Project No. 24-SWC-180 and Proposal No. 2024-050ES-001).

Analysis

This ordinance authorizes the negotiation, condemnation, and acceptance of permanent easements for 13 properties located on Norvel Avenue and Oxford Street as part of the Norvel Avenue Stormwater Improvement Project.

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

**Sponsors:** Benedict, Gamble and Parker

119. [BL2024-358](#)

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 7211 Carothers Road, also known as Carothers Crossing Phase 5B (MWS Project Nos. 21-WL-110 and 21-SL-265 and Proposal

No. 2024M-048ES-001).

Analysis

This ordinance accepts approximately 2,070 linear feet of new eight-inch water main (DIP), approximately 1,115 linear feet of new eight-inch sanitary sewer main (PVC), approximately 105 linear feet of new eight-inch sanitary sewer main (DIP), seven new fire hydrant assemblies, 14 new sanitary sewer manholes and easements, for property located at 7211 Carothers Road, also known as Carothers Crossing Phase 5B.

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. Abandoned and donated easements have no market value according to the Department of Water Services.*

**Sponsors:** Gamble and Parker

120. [BL2024-359](#)

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 7211 Carothers Road, also known as Carothers Crossing Phase 10 Section 2A (MWS Project Nos. 24-WL-09 and 24-SL-21 and Proposal No. 2024M-052ES-001).

Analysis

This ordinance accepts approximately 1,237 linear feet of new eight-inch water main (DIP), approximately 1,155 linear feet of new eight-inch sanitary sewer main (PVC), four new fire hydrant assemblies, 10 new sanitary sewer manholes and easements, for property located at 7211 Carothers Road, also known as Carothers Crossing Phase 10 Section 2A.

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. Abandoned and donated easements have no market value according to the Department of Water Services.*

**Sponsors:** Gamble and Parker

121. [BL2024-360](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public sanitary sewer mains, sanitary sewer manholes and easements, for five properties located at Nolensville Park Road, Rocky Fork Road, Newsom Lane, and Johnson Industrial Boulevard in Williamson County, also known as the Nolensville Public Works facility project (MWS Project No. 24-SL-12 and Proposal No. 2024M-049ES-001).

Analysis



This ordinance accepts approximately 1,050 linear feet of new eight-inch sanitary sewer main (PVC), seven sanitary sewer manholes and easements, for five properties located at Nolensville Park Road, Rocky Fork Road, Newsom Lane, and Johnson Industrial Boulevard in Williamson County, also known as the Nolensville Public Works facility project.

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. Abandoned and donated easements have no market value according to the Department of Water Services.*

**Sponsors:** Gamble and Parker

**122. [BL2024-361](#)**

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public sanitary sewer mains, public sanitary sewer manholes and easements, for two properties located at 7350 Nolensville Road and Rocky Fork Road (unnumbered) in Williamson County, also known as Village Green (Nolensville) (MWS Project No. 23-SL-56 and Proposal No. 2024M-042ES-001).

**Analysis**

This ordinance accepts approximately 340 linear feet of new 10-inch sanitary sewer main (DIP), approximately 799 linear feet of new eight-inch sanitary sewer main (DIP), approximately 398 linear feet of new eight-inch sanitary sewer main (PVC), seven new sanitary sewer manholes and easements, for two properties located at 7350 Nolensville Road and Rocky Fork Road (unnumbered) in Williamson County, also known as Village Green (Nolensville).

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. Abandoned and donated easements have no market value according to the Department of Water Services.*

**Sponsors:** Gamble and Parker

**123. [BL2024-362](#)**

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing sanitary sewer pump stations, sanitary sewer main, sanitary sewer manholes and easements, and to accept new sanitary sewer mains, new sanitary sewer manholes and easements, for 19 properties located on Nolensville Road, Kidd Road, Alameda Avenue, Baronswood Drive, and Fly Road in Williamson County, also known as Storyvale (Nolensville) (MWS Project No. 23-SL-178 and Proposal No. 2024M-041ES-001).

**Analysis**

This ordinance abandons four sanitary sewer pump stations, approximately 182 linear feet of existing eight-inch sanitary sewer main (PVC), two sanitary sewer manholes and associated easements, and accepts approximately 1,664 linear feet of new 24-inch sanitary sewer main

(DIP), approximately 5,192 linear feet of new 20-inch sanitary sewer main (DIP), approximately 3,592 linear feet of new 18-inch sanitary sewer main (PVC), approximately 3,056 linear feet of new 18-inch sanitary sewer main (DIP), approximately 674 linear feet of new 12-inch sanitary sewer main (PVC), approximately 958 linear feet of new 12-inch sanitary sewer main (DIP), approximately 3,872 linear feet of new eight-inch sanitary sewer main (PVC), approximately 230 linear feet of new eight-inch sanitary sewer main (DIP), 89 new sanitary sewer manholes and associated easements, for 19 properties located on Nolensville Road, Kidd Road, Alameda Avenue, Baronswood Drive, and Fly Road in Williamson County, also known as Storyvale (Nolensville).

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. Abandoned and donated easements have no market value according to the Department of Water Services.*

**Sponsors:** Gamble and Parker

**124. [BL2024-363](#)**

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept a public sanitary sewer manhole, for property located at 1806 B Lischey Avenue, also known as The Villas at Lischey (MWS Project No. 24-SL-27 and Proposal No. 2024M-040ES-001).

**Analysis**

This ordinance accepts one new sanitary sewer manhole, for property located at 1806 B Lischey Avenue, also known as The Villas at Lischey.

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. Abandoned and donated easements have no market value according to the Department of Water Services.*

**Sponsors:** Parker and Gamble

**125. [BL2024-364](#)**

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public sanitary sewer main and sanitary sewer manhole, for property located at 1328 McAlpine Avenue (MWS Project No. 23-SL-284 and Proposal No. 2024M-034ES-001).

**Analysis**

This ordinance accepts approximately 62 linear feet of new eight-inch sanitary sewer main (PVC) and one sanitary sewer manhole, for property located at 1328 McAlpine Avenue.

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. Abandoned and donated easements have no market value according to the Department of Water Services.*

**Sponsors:** Benedict, Gamble and Parker

**126. [BL2024-365](#)**

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept a new public water main, for property located at 6501 Pennywell Drive (MWS Project No. 23- WL-84 and Proposal No. 2024M-044ES-001).

**Analysis**

This ordinance accepts approximately 140 linear feet of new eight-inch water main (DIP), for property located at 6501 Pennywell 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. Abandoned and donated easements have no market value according to the Department of Water Services.*

**Sponsors:** Druffel, Gamble and Parker

**127. [BL2024-366](#)**

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept the replacement and realignment of public water main, for property located at 1112 B Baptist World Center Drive, also known as Hudson Row (MWS Project No. 24- WL-15 and Proposal No. 2024M-047ES-001).

**Analysis**

This ordinance accepts the replacement and realignment of approximately 50 linear feet of six-inch water main (DIP), for property located at 1112 B Baptist World Center Drive, also known as Hudson Row.

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. Abandoned and donated easements have no market value according to the Department of Water Services.*

**Sponsors:** Toombs, Gamble and Parker

**128. [BL2024-367](#)**

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new sanitary sewer mains, sanitary sewer manholes and easements, for property located at 319 Williams Avenue, also known as Williams Retreat Phase 1 (MWS Project No.

21-SL-60 and Proposal No. 2024M-051ES-001).

Analysis

This ordinance accepts approximately 679 linear feet of new eight-inch sanitary sewer main (PVC), approximately 53 linear feet of new eight-inch sanitary sewer main (DIP), six sanitary sewer manholes and easements, for property located at 319 Williams Avenue, also known as Williams Retreat Phase 1.

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. Abandoned and donated easements have no market value according to the Department of Water Services.*

**Sponsors:** Gamble and Parker

**129.** [BL2024-368](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public water main, public fire hydrant assemblies and public sanitary sewer manhole, for property located at 311 3rd Avenue South, also known as Motto Hotel, (MWS Project Nos. 24-WL-07 and 24-SL-42 and Proposal No. 2024M-053ES-001).

Analysis

This ordinance accepts a new public water main, public fire hydrant assemblies and public sanitary sewer manhole, for property located at 311 3rd Avenue South, also known as Motto Hotel.

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. Abandoned and donated easements have no market value according to the Department of Water Services.*

**Sponsors:** Kupin, Gamble and Parker

**130.** [BL2024-369](#)

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 1015 Tulip Grove Road (MWS Project No. 22-SL-172 and Proposal No. 2024M-055ES-001).

Analysis

This ordinance accepts approximately 245 linear feet of new eight-inch sanitary sewer main (PVC), three sanitary sewer manholes and easements, for property located at 1015 Tulip Grove 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. Abandoned and donated easements have no market value according to the Department of Water Services.*

**Sponsors:** Evans, Gamble and Parker

**131. [BL2024-370](#)**

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public sanitary sewer force main and easement, and to accept new public water main and sanitary sewer main, fire hydrant assemblies, sanitary sewer manholes and easements, for property located at 2600 Pennington Bend Road, also known as Pennington Mills (MWS Project Nos. 22-WL-147 and 22-SL-298 and Proposal No. 2024M-045ES-001).

**Analysis**

This ordinance abandons approximately 511 linear feet of existing two-inch sanitary sewer force main (PVC) and easement, and to accept approximately 1,325 linear feet of new eight-inch water main (DIP), approximately 2,190 linear feet of new eight-inch sanitary sewer main (PVC), four new fire hydrant assemblies, 24 new sanitary sewer manholes and easements, for property located at 2600 Pennington Bend Road, also known as Pennington Mills.

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. Abandoned and donated easements have no market value according to the Department of Water Services.*

**Sponsors:** Gregg, Gamble and Parker