



Metropolitan Council

I. Proposed Rule Amendment

11. [Rule 28.1](#)

Proposed amendment to Rule 28.1 of the Rules of Procedure of the Council.

Analysis

This proposed rule amendment would amend Council Rule of Procedure 28.1 to require members of the public show proof of Davidson County residency in order to participate in the Metropolitan Council's Public Comment Period. The rule amendment further directs the Council Office to make policies and procedures regarding acceptable proof of residency under the rule. This rule amendment is limited to the Public Comment Period and would not affect speakers for Public Hearings on zoning matters.

Sponsors: Suara

L. Resolutions

14. [RS2024-683](#)

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

Analysis

This resolution appropriates \$200,000 from the Davidson County Juvenile Court to various nonprofit organizations selected to receive Community Partnership Fund grants. The Juvenile Court received applications from nonprofit organizations and recommended the distribution of funds to these organizations. The Mayor has accepted these recommendations.

Funds will be distributed as follows:

- \$90,000 to Café Momentum for to provide for workforce development training and a living-wage work opportunity through its Culinary Workforce Development for Justice-Impacted Youth program;
- \$60,000 to Oasis Center, Inc. to provide for personnel and other direct program expenses for its Reaching Excellence as Leaders (READ) program; and
- \$50,000 to Stars Nashville to support an intensive outpatient treatment program for

adolescents and youth with substance abuse and co-occurring disorders for the Youth Overcoming Drug Abuse (YODA) program.

This resolution authorizes the Metropolitan Government to enter into grant contracts with these nonprofit organizations for the amounts and purposes provided above.

The terms for these grants are from July 1, 2024 to June 30, 2025.

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

15. [**RS2024-684**](#)

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

Analysis

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

Sponsors: Preptit

16. [**RS2024-685**](#)

A resolution approving a memorandum of understanding between the Metropolitan Board of Fair Commissioners (the "Fair Board") and The Sports Authority of the Metropolitan Government of Nashville and Davidson County (the "Sports Authority") regarding amendment of an agreement between the Sports Authority and Bell & Associates Construction, LLC.

Analysis

This ordinance approves a memorandum of understanding between the Metropolitan Board of Fair Commissioners ("Fair Board") and The Sports Authority for the Metropolitan Government for Nashville and Davidson County ("Sports Authority") concerning an amendment to an agreement between the Sports Authority and Bell & Associates Construction, LLC ("Agreement").

The agreement between the Sports Authority and Bell & Associates Construction, LLC is for construction manager at risk services for infrastructure in and around the Nashville Fairgrounds, including for new roadways, utility infrastructure, and landscaping in support of the soccer stadium. Additional capital improvements, including a mixed-use development, are expected to be completed at the Fairgrounds in the near future. The Agreement is set to expire on January 24, 2026.

The memorandum of understanding would allow the Sports Authority to extend the Agreement through December 31, 2027, expand the scope of work for the project to include additional maintenance of landscaping infrastructure, and increase the contract value by \$258,772. The Fair Board would contribute up to up to \$258,772 in additional maintenance costs. The memorandum of understanding would take effect upon approval by the Metropolitan Council and the signatures of both parties.

The Fair Board voted to approve the memorandum of understanding during its August 14, 2024 meeting. The Sports Authority approved the memorandum of understanding and the

Agreement amendment during its August 15, 2024 meeting.

Fiscal Note: Metro would pay up to \$258,772 for the additional maintenance of landscaping infrastructure along Benton Avenue and Wedgewood Avenue at the Fairgrounds.

Sponsors: Porterfield

17. [RS2024-686](#)

A resolution approving an intergovernmental license agreement between The Metropolitan Government of Nashville and Davidson County and the United States of America to enter certain property located at 1414 County Hospital Road owned by The Metropolitan Government, for limited military training purposes. (Proposal No. 2024M-032AG-001)

Analysis

This resolution approves an intergovernmental license agreement between the Metropolitan Government and the United States Department of Defense. Pursuant to this license agreement, the Department of Defense would be able to enter property owned by the Metropolitan Government located at 1414 County Hospital Road for the purpose of conducting military training for Department of Defense personnel.

The license would be effective from October 24 to October 25, 2024. According to the license waiver, paint balls, simulated munitions, and flash bangs are authorized for use in the training exercises. Door and window breaching are authorized on doors and windows provided and installed by the United States government. Helicopter landings also are authorized for this exercise.

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

Sponsors: Porterfield and Gamble

18. [RS2024-687](#)

A resolution to approve the First Amendment to the Lease Agreement between The Metropolitan Government of Nashville and Davidson County and Nashville Metropolitan LLC for office space at 1281 Murfreesboro Pike, Nashville Tennessee (Parcel No. 12000015500) (Proposal No. 2023M-043AG-003).

Analysis

This resolution approves the first amendment to a lease agreement between the Metropolitan Government and Nashville Metropolitan LLC for office space at 1281 Murfreesboro Pike. The Metropolitan Council first approved this lease agreement through Ordinance No. BL2023-80, which allows future amendments to be approved by a resolution receiving at least 21 affirmative votes.

The amendment under consideration would add an additional floor of space for the Metropolitan Action Commission. The space included in the agreement would increase by approximately 14,869 square feet from 43,820 square feet to 58,689 square feet.

The rent for the additional space will begin at \$19.35 per square foot and increase by three percent annually over the course of the 10-year lease. The rent payments for the entire premises are as follows:

- Oct. 1, 2024 - Mar. 31, 2025: \$94,636.01 per month, \$19.35 per rentable square foot
- Apr. 1, 2025 - Mar. 31, 2026: \$97,472.65 per month; \$19.93 per rentable square foot
- Apr. 1, 2026 - Mar. 31, 2027: \$100,407.10 per month; \$20.53 per rentable square foot
- Apr. 1, 2027 - Mar. 31, 2028: \$103,439.36 per month; \$21.15 per rentable square foot
- Apr. 1, 2028 - Mar. 31, 2029: \$106,569.44 per month; \$21.79 per rentable square foot
- Apr. 1, 2029 - Mar. 31, 2030: \$109,748.43 per month; \$22.44 per rentable square foot
- Apr. 1, 2030 - Mar. 31, 2031: \$113,025.23 per month; \$23.11 per rentable square foot
- Apr. 1, 2031 - Mar. 31, 2032: \$116,399.85 per month; \$23.80 per rentable square foot
- Apr. 1, 2032 - Mar. 31, 2033: \$119,872.28 per month; \$24.51 per rentable square foot
- Apr. 1, 2033 - Mar. 31, 2034: \$123,442.53 per month; \$25.24 per rentable square foot

The lease will remain 10 years in length with two successive options to extend the lease for five years each.

Fiscal Note: The rental rate for the additional 14,869 square feet is an annualized rent of \$94,636.01 which is \$19.35 per rentable square foot beginning October 1, 2024 to March 31, 2025. The rental rate will increase at annual rate of 3% thereafter through the remaining terms of the lease agreement. The Nashville Metropolitan, LLC, also agreed to provide a total of \$209,910, which is \$15.00 per square foot to the office area of 13,994 square feet, as tenant improvement allowance. Metro Action Commission may pick and choose office furniture from Airways Plaza II at no additional cost.

Nashville Metropolitan, LLC will provide \$1,127,600 as tenant improvement allowance for floors 1, 2, and 4 which is 43,820 rentable square feet.

Sponsors: Bradford, Porterfield, Evans and Gamble

19. [RS2024-688](#)

A resolution accepting a grant from the Nashville Public Library Foundation to the Metropolitan Government, acting by and through the Nashville Public Library, to fund a program manager position to help supervise the Nashville After Zone Alliance (NAZA) program's capacity building and grant management that focuses on integration of Nashville's Vision for Holistic Youth Development.

Analysis

This resolution accepts a grant from the Nashville Public Library Foundation to the Nashville Public Library in an amount not to exceed \$51,900 with no cash match required. This grant will fund a program manager position to help supervise NAZA capacity building and grant management of a federal grant that focuses on integration of Nashville's Vision for Holistic Youth Development. The grant period is from July 1, 2024 to June 30, 2025.

Sponsors: Porterfield, Welsch, Ewing, Allen and Ellis

20. [RS2024-689](#)

A resolution accepting a grant from the Nashville Public Library Foundation to the Metropolitan Government, acting by and through the Nashville Public Library, to fund a Studio NPL Outreach Coordinator position that encompasses outreach with the community and partnering with various Studio NPL programs including STEM and Mobile Maker program partners.

Analysis

This resolution accepts a Studio NPL Outreach Coordinator grant from the Nashville Public Library Foundation to Nashville Public Library ("NPL") in an amount not to exceed \$84,800 with no cash match required. This grant will be used to encompass outreach in the community working with partners for the various Studio NPL programs including STEM and Mobile Maker. The grant end date is June 30, 2025.

Sponsors: Porterfield, Welsch, Ewing, Allen and Ellis

21. [RS2024-690](#)

A resolution accepting a Wishing Chair Productions grant from the Nashville Public Library Foundation to the Metropolitan Government, acting by and through the Nashville Public Library, to fund puppeteers to help with education outreach by providing puppet shows to daycare centers, elementary schools, and Head Start facilities.

Analysis

This resolution accepts the award of a Nashville Public Library Foundation Wishing Chair Productions grant to the Nashville Public Library in an amount not to exceed \$108,200 with no cash match required. This grant will fund puppeteers to help with education outreach by providing puppet shows to daycare centers, elementary schools, and Head Start facilities. The grant period is from July 1, 2024 to June 30, 2025.

Sponsors: Porterfield, Suara, Welsch, Ewing and Allen

22. [RS2024-691](#)

A resolution accepting a grant from the Nashville Public Library Foundation to the Metropolitan Government, acting by and through the Nashville Public Library, to fund positions for education and literacy programs including Bringing Books to Life, Adult Literacy, and Be Well at NPL.

Analysis

This resolution accepts a grant from the Nashville Public Library Foundation to the Nashville Public Library in an amount not to exceed \$681,700 with no cash match required. This grant will fund positions for education and literacy programs including Bringing Books to Life, Adult Literacy, and Be Well at NPL. These positions facilitate these and other programs for Nashville Public Library. The grant period is from July 1, 2024 to June 30, 2025.

Sponsors: Porterfield, Suara, Welsch, Ewing, Allen and Ellis

23. [RS2024-692](#)

A resolution authorizing the Metropolitan Department of Law to compromise and settle the property damage claim of Phyleen S. Ramage against the Metropolitan Government of Nashville and Davidson County in the amount of \$18,689.93, with said amount be paid out of the Self-Insured Liability Fund.

Analysis

On December 18, 2023, a Metro Parks employee stopped an Isuzu flatbed mower truck at the stop sign of Edwin Warner Park and Vaughn Road. The employee began reversing in the mower truck and accidentally struck the front of an Audi sedan driven by Phyleen Ramage.

Ms. Ramage's vehicle sustained significant damage to the front end and frame and was declared a total loss.

The Department of Law recommends settlement of Ms. Ramage's property damage claim for \$18,689.93.

The Metro Parks employee received a verbal reprimand as a result of the incident.

Fiscal Note: The total settlement amount is \$18,689.93, This settlement along with Resolution Nos. RS2024-694 and RS2024-697 would be the 5th, 6th and 7th payment from the Self-Insured Liability Fund in FY25 for a cumulative total of \$288,480. The fund balance would be \$13,852,318 after this payment.

Sponsors: Porterfield

24. [RS2024-693](#)

A resolution approving an intergovernmental agreement between the Metropolitan Nashville Police Department ("MNPD") and the Financial Crimes Enforcement Network ("FinCEN"), a bureau within the U.S. Department of the Treasury, for direct electronic access to financial information collected pursuant to the reporting authority of the Bank Secrecy Act ("BSA").

Analysis

This resolution approves an intergovernmental agreement between the Metropolitan Nashville Police Department ("MNPD") and the Financial Crimes Enforcement Network ("FinCEN"), a bureau of the U.S. Department of the Treasury, for direct electronic access to financial

information collected through the reporting authority of the federal Bank Secrecy Act.

MNPD entered into the agreement to continue accessing financial information protected by the Bank Secrecy Act and collected by FinCEN. The information would assist MNPD with identifications, investigations, and prosecutions of criminal offenses in Nashville and Davidson County. MNPD would agree to various re-dissemination and information access security protocols as part of the agreement.

The MOU becomes effective on the first month following the date which it is signed on FinCEN's behalf and continues for five years. The agreement may be renewed for additional five-year terms upon mutual written agreement.

Fiscal Note: There is no cost to Metro to access the BSA (Bank Secrecy Act) information or travel expenses of FinCEN personnel for the purposes of exercising FinCEN's inspection rights or providing training.

Sponsors: Porterfield, Evans and Huffman

25. [RS2024-694](#)

A resolution authorizing the Metropolitan Department of Law to compromise and settle the property damage claim of Erie Insurance as subrogee of Emma Manning against the Metropolitan Government of Nashville and Davidson County in the amount of \$31,937.71, with said amount be paid out of the Self-Insured Liability Fund.

Analysis

On August 4, 2023, a Metropolitan Nashville Police Department ("MNPD") officer attempted to turn left from a private driveway onto Old Hickory Boulevard. As the officer attempted to turn, another turning vehicle prevented him from seeing a Toyota RAV-4 driven by Emma Manning. The officer's vehicle then collided with Ms. Manning's vehicle.

Ms. Manning's vehicle received damage the driver's side front bumper, fender, and hood. The vehicle was declared a total loss.

The Department of Law recommends settlement of the property damage claim of Erie Insurance, as subrogee of Emma Manning for \$31,937.71.

The MNPD officer received no discipline.

Fiscal Note: The total settlement amount is \$31,937.71, This settlement along with Resolution Nos. RS2024-692 and RS2024-697 would be the 5th, 6th and 7th payment from the Self-Insured Liability Fund in FY25 for a cumulative total of \$288,480. The fund balance would be \$13,852,318 after this payment.

Sponsors: Porterfield

26. [RS2024-695](#)

A resolution supporting beautification of a noise barrier located at Mulberry Street and 6th Avenue South and approving an application for a license agreement between the

Metropolitan Government of Nashville and Davidson County, by and through the Nashville Department of Transportation and Multimodal Infrastructure (NDOT), and the State of Tennessee Department of Transportation (TDOT).

Analysis

This resolution supports the beautification of a noise barrier at Mulberry Street and 6th Avenue South. The resolution also approves an application for a license agreement between the Tennessee Department of Transportation (“TDOT”) and the Nashville Department of Transportation and Multimodal Infrastructure (“NDOT”). The project requested by NDOT would create a “Pie Town” mural and incorporate greenery on the noise barrier along Mulberry Street.

TDOT rules require a resolution of support to accompany an application for a state license agreement for Transportation Art painted in TDOT’s highway features. Proposals for Transportation Art must be requested and submitted by the local government and cannot be submitted by non-governmental entities. The local government must also enter into a license agreement with TDOT. A maintenance plan from the Nashville Department of Transportation for the mural project is attached to the resolution.

Sponsors: Kupin, Porterfield, Parker and Welsch

27. [RS2024-696](#)

A resolution extending the license and franchise of Nashville Gas Company for an additional period.

Analysis

This resolution extends the existing license and franchise of the Nashville Gas Company for a five-year period in accordance with Ordinance No. BL2003-36.

Nashville Gas Company, which is owned by Piedmont Natural Gas, has possessed a franchise to sell and transport natural gas in Nashville and Davidson County since 1912. This franchise was further extended in 1950 and 1974.

BL2003-36 extended the license and franchise for a 10-year period starting on February 10, 2004, when voters ratified the franchise by referendum as required by the Metropolitan Charter. The ordinance provided that the license and franchise could be extended for four additional five-year periods by resolution. The Metropolitan Council has approved two of those extensions through Resolutions No. RS2014-951 and RS2019-1558.

The ordinance under consideration would extend the Nashville Gas Company license and franchise for a third five-year period from 2024 to 2029.

Fiscal Note: Under the existing agreement, Piedmont is required to pay Metro an annual franchise fee of 5% of its gross receipts from the sale, transportation, and distribution of gas. This 5% annual franchise fee amounted to \$14.2 million in revenue to Metro for fiscal year 2023. In addition, Piedmont paid approximately \$5.7 million in property taxes to Metro for fiscal

year 2023.

The franchise fee will continue to remain in effect unless the Metropolitan Government grants a franchise to another company to sell, transport, and distribute gas.

Sponsors: Porterfield and Parker

28. [RS2024-697](#)

A resolution authorizing the Metropolitan Department of Law to compromise and settle the property damage claim of Progressive Insurance as subrogee of Toby L. McMillin against the Metropolitan Government of Nashville and Davidson County in the amount of \$16,641.22, with said amount be paid out of the Self-Insured Liability Fund.

Analysis

On April 24, 2024, an employee with the Nashville Department of Transportation and Multimodal Infrastructure (“NDOT”) backed a department truck into a 2021 Chevrolet Equinox driven by Toby L. McMillin on Murfreesboro Pike. The NDOT employee failed to ensure no one was behind him while backing up the truck and attempting a left turn before colliding with the Equinox. The wreck caused extensive damage to the front and hood areas of the vehicle, which was declared a total loss.

The Department of Law recommends settlement of the property damage claim of Progressive Insurance, as subrogee of Mr. McMillin, for \$16,641.22.

The NDOT employee involved in the collision received a verbal reprimand after the incident.

Fiscal Note: The total settlement amount is \$16,641.22, This settlement along with Resolution Nos. RS2024-692 and RS2024-694 would be the 5th, 6th and 7th payment from the Self-Insured Liability Fund in FY25 for a cumulative total of \$288,480. The fund balance would be \$13,852,318 after this payment.

Sponsors: Porterfield

29. [RS2024-698](#)

A resolution authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing sanitary sewer mains and sanitary sewer manholes, and to accept new public sanitary sewer mains and sanitary sewer manholes, for property located at 560 Great Circle Road, also known as Watkins South (MWS Project No. 23-SL-78 and Proposal No. 2024M-099ES-001).

Analysis

This resolution abandons approximately 312 linear feet of existing 15-inch sanitary sewer main (PVC), approximately 378 linear feet of existing 18-inch sanitary sewer main (PVC), and two sanitary sewer manholes, and accepts approximately 312 linear feet of new 15-inch sanitary sewer main (PVC), approximately 393 linear feet of new 18-inch sanitary sewer main (PVC), and three new sanitary sewer manholes, for property located at 560 Great Circle Road, also known as Watkins South.

Tennessee Code Annotated § 7-35-406(a)(2) and Ordinance No. BL2024-345 allow the Metropolitan Department of Water and Sewerage Services to approve extensions, additions, or works by resolution of the Metropolitan Council.

This proposal has been approved by the Planning Commission.

Sponsors: Toombs, Gamble and Parker

30. [RS2024-699](#)

A resolution authorizing The Metropolitan Government of Nashville and Davidson County to accept new public water main and new public fire hydrant assembly, for property located at 5617 B Valley View Road, also known as Brentwood Chase (MWS Project No. 24-WL-23 and Proposal No. 2024M-102ES-001).

Analysis

This resolution accepts approximately 30 linear feet of new six-inch water main (DIP) and one new fire hydrant assembly, for property located at 5617 B Valley View Road, also known as Brentwood Chase.

Tennessee Code Annotated § 7-35-406(a)(2) and Ordinance No. BL2024-345 allow the Metropolitan Department of Water and Sewerage Services to approve extensions, additions, or works by resolution of the Metropolitan Council.

This proposal has been approved by the Planning Commission.

Sponsors: Johnston, Gamble, Parker and Hill

N. Bills on Second Reading

78. [BL2024-441](#)

An ordinance to amend Section 16.24.340 of the Metropolitan Code of Laws regarding algae, moss, mildew, lichen, and fungus.

Analysis

This ordinance, as substituted, amends Section 16.24.340 of the Metropolitan Code of Laws, which provides the minimum standards for exteriors of buildings and structures. This ordinance would require that all exterior walls be kept free of algae, moss, mildew, lichen, and fungus. In addition, all roofs would also be required to be kept free of algae, moss, mildew, lichen, and fungus.

Sponsors: Styles

79. [BL2024-468](#)

An ordinance amending Metropolitan Code of Laws § 2.24.250.

Analysis

This ordinance amends Metropolitan Code of Laws Section 2.24.250.F, which regulates the

purchase of land by the Metropolitan Government for purposes other than for rights-of-way for highways, streets, roads, alleys, and other places for vehicular traffic.

Under current law, Metropolitan Code of Laws Section 2.24.240.I regulates the acquisition of real estate to be used as a site for the construction or relocation of a public school. This provision requires the adoption of an ordinance which, prior to second reading, must have a public hearing. The public hearing must be noticed by the Metropolitan Planning Commission in two newspapers of general circulation at least 15 days prior to the public hearing, written notice of the public hearing must be sent to the district Councilmember and members of the Board of Education, and a sign must be placed at the site in the same manner as provided in Article XV of Chapter 17.40 and Section 17.08.030 of the Metropolitan Code. The public hearing must be held in the Council chambers but need not be held during a regular Council meeting.

The ordinance under consideration would allow for real estate being purchased for school purposes to fall under Metropolitan Code of Laws Section 2.24.250.F. This provision provides that, when the Metropolitan Government is purchasing property other than for right-of-way, an option agreement must be negotiated with the property owner for the purchase of the property at a fixed price. The property cannot be purchased until the Council approves the option agreement by resolution. The ordinance under consideration would provide that property acquired for school purposes could not be approved until a public hearing is held as provided in Metropolitan Code of Laws Section 2.24.240.I.

Sponsors: Porterfield

80. [BL2024-476](#)

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 Chapter 2.112.020 of the Metropolitan Code to delete language referencing the original staggering of the membership of the Arts Commission. Instead, language would be added to state that members would serve staggered terms of four years.

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 remove the preempted provisions. It would continue to require the criteria established by the Arts Commission for the awarding of grant funds to be approved by the Metropolitan Council by resolution; however, the criteria would be approved

each year before funds are awarded.

Sponsors: Porterfield

81. [BL2024-498](#)

An ordinance providing the honorary street name designation of “James ‘Jake’ Sherrell Way” for a portion of 17th Avenue North.

Analysis

This ordinance adds the honorary street name designation of "James 'Jake' Sherrell Way" for a portion of 17th Avenue North between Jackson Street and Charlotte Avenue.

Section 13.08.025 of the Metro Code provides a procedure for the designation of honorary street signs whereby the Council, by ordinance, can authorize and direct the Nashville Department of Transportation and Multimodal Infrastructure to install two honorary street signs per street-at each end of a street-beneath the official street name sign for any street identified on the official Street and Alley Centerline Layer map. No honorary street sign can be installed honoring a living person; and each member of Council can sponsor only one such ordinance each calendar year.

This ordinance does not officially re-name the designated street. Therefore, there would be no change of official address for properties along this portion of 17th Avenue North.

Sponsors: Suara, Kupin, Vo, Styles, Gamble, Porterfield, Toombs, Lee, Ellis and Gadd

82. [BL2024-499](#)

An ordinance authorizing Vanderbilt University to construct and install aboveground and underground encroachments into the public right-of-way at 25th Avenue, and a small portion of Highland Avenue. (Proposal No. 2024M-012EN-001).

Analysis

This ordinance authorizes Vanderbilt University to construct, install, and maintain underground and aboveground encroachments into the public right-of-way at 25th Avenue and a small portion of Highland Avenue. The encroachments would consist of private utilities that would encroach into the public right of way.

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: Gamble, Parker and Hill

83. [BL2024-500](#)

An ordinance authorizing the abandonment of Alley #187 right-of-way and utility easements between Alley #1801 and Martin Street, and Brown Street right-of-way and utility easements between Humphreys Street and Alley #187. (Proposal Number 2023M-008AB-001).

Analysis

This ordinance approves the abandonment of Alley #187 right-of-way, utility easements between Alley #1801 and Martin Street and Brown Street right-of-way and utility easements between Humphreys Street and Alley #187. Ryan Woodson of Barge Civil Associates requested the abandonment.

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

Sponsors: Vo, Gamble and Parker

84. [BL2024-501](#)

An ordinance authorizing the conditional abandonment of a portion of Alley #442 right-of-way, and utility easements, between 17th Avenue South and 18th Avenue South, and between Edgehill Avenue to DeFord Bailey Avenue. (Proposal Number 2024M-005AB-001).

Analysis

This ordinance approves the conditional abandonment of a segment of Alley #442 right-of-way and utility easements between 17th Avenue South and 18th Avenue South and between Edgehill Avenue and DeFord Bailey Avenue. Shelley Lowe with Barge Civil Associates applied for the abandonment.

The ordinance would approve the abandonment on the condition that the relocation of Alley #442 right-of-way is either dedicated, constructed, and accepted for maintenance by the Nashville Department of Transportation and Multimodal Infrastructure or dedicated by plat and bonded. If Alley #442 is abandoned, a new right-of-way would be relocated for proposed Alley #460.

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

Sponsors: Vo, Gamble and Parker

85. [BL2024-502](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to acquire permanent and temporary easements through negotiation, condemnation, and acceptance, for the Bresslyn Road Stormwater Improvement Project for five properties located on Bresslyn Road, (Project No. 25-SWC-060 and Proposal No. 2024M-093ES-001).

Analysis

This ordinance authorizes the negotiation, condemnation, and acceptance of permanent and

temporary easements for five properties located on Bresslyn Road as part of the Bresslyn Road Stormwater Improvement Project.

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

Sponsors: Gamble and Parker

86. [BL2024-503](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to acquire permanent and temporary easements through negotiation, condemnation and acceptance for the Rhine Drive Stormwater Improvement Project for three properties located at 110,112, and 113 Rhine Drive (Project No. 24-SWC-222 and Proposal No. 2024M-094ES-001).

Analysis

This ordinance authorizes the negotiation, condemnation, and acceptance of permanent and temporary easements for three properties at 110, 112, and 113 Rhine Drive as part of the Rhine Drive Stormwater Improvement Project.

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

Sponsors: Gamble and Parker

87. [BL2024-504](#)

An ordinance repealing Resolution No. RS2024-548, which amended Ordinance No. BL2019-18 to acquire permanent and temporary easements through negotiation, condemnation, and acceptance for the West End Place Stormwater Improvement Project for five properties located on West End Place and Central Avenue.

Analysis

This ordinance repeals Resolution No. RS2024-548, which amended Ordinance No. BL2019-18 to acquire permanent and temporary easements through negotiation, condemnation, and acceptance for the West End Place Stormwater Improvement Project for five properties located on West End Place and Central Avenue.

Ordinance No. BL2019-18 provided for the negotiation and acceptance of permanent and temporary easements for 22 properties located on Bowling Avenue, Central Avenue, Greenway Avenue, and West End Place. Resolution No. RS2024-548 approved acquisition by condemnation for easement rights related to five of these 22 properties. The ordinance under consideration would repeal the resolution in an effort to ensure that all appropriate steps have been taken to acquire easement rights from these five property owners

Sponsors: Gadd

88. [BL2024-505](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon a portion of existing public utility easement rights, for property located at Donelson Pike (unnumbered) (Proposal No. 2024M-089ES-001).

Analysis

This ordinance abandons a portion of public utility easement rights for Lots 137 and 138 of Woodberry Park, recorded in Book 2133, Page 117, R.O.D.C., TN, and Book 6226, Page 203, R.O.D.C., TN, for property located at Donelson Pike (unnumbered).

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

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

Sponsors: Gamble and Parker

89. [BL2024-506](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public sanitary sewer mains, sanitary sewer manholes and easements, for four properties located at 5705 A, 5705 B, 5707 A, and 5707 B Robertson Avenue (MWS Project No. 24-SL-92 and Proposal No. 2024M-086ES-001).

Analysis

This ordinance accepts approximately 324 linear feet of new eight-inch sanitary sewer main (PVC), three sanitary sewer manholes and easements, for four properties located at 5705 A, 5705 B, 5707 A, and 5707 B Robertson Avenue.

This ordinance has been approved by the Planning Commission. Future amendments to this ordinance shall 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: Horton, Gamble and Parker

90. [BL2024-507](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public sanitary sewer mains, new public sanitary sewer manholes, easements, and the adjustment of existing public sanitary sewer manhole, for five properties located on Lawndale Drive, also known as Lawndale Sewer Extension, (MWS Project No. 24-SL-51 and Proposal No. 2024M-088ES-001).

Analysis

This ordinance accepts approximately 93 linear feet of new eight-inch sanitary sewer main (DIP), approximately 192 linear feet of new eight-inch sanitary sewer mains (PVC), two new

sanitary sewer manholes, easements and the adjustment of one existing sanitary sewer manhole, for five properties located on Lawndale Drive, also known as Lawndale Sewer Extension.

This ordinance has been approved by the Planning Commission. Future amendments to this ordinance shall 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: Welsch, Gamble and Parker

91. [BL2024-508](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon public sanitary sewer main and sanitary sewer manhole, and to accept new public water mains, public fire hydrant assemblies, public sanitary sewer manholes and easements, for property located at 4516 LaVergne Couchville Pike, also known as Hickory Woods (MWS Project Nos. 22-WL-107 and 24-SL-030 and Proposal No. 2024M-097ES-001).

Analysis

This ordinance abandons approximately 137 linear feet of existing eight-inch sanitary sewer main and one sanitary sewer manhole and accepts of approximately 1,008 linear feet of new eight-inch water main, two fire hydrant assemblies, two sanitary sewer manholes and easements, for property located at 4516 LaVergne Couchville Pike, also known as Hickory Woods.

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

O. Bills on Third Reading

95. [BL2024-477](#)

An ordinance to amend Section 2.222.040 regarding actions of the board of ethical conduct.

Analysis

This ordinance amends Section 2.222.040 of the Metropolitan Code of Laws regarding the actions that may be taken by the Board of Ethical Conduct.

Currently, the Board of Ethical Conduct must take one of the following actions if it determines that a Metropolitan Government elected official or board or commission member violated the standards of conduct or a current executive order related to the standards of conduct: (1)

Recommend to the council that the elected official or member of the board or commission be censured; (2) Recommend to the violating elected official or member of a board or commission resign his or her respective position; (3) Refer the matter to the district attorney general for appropriate action; and/or, (4) Refer the matter to the director of law with a request that appropriate civil action be instituted by the metropolitan government for restitution or other relief.

The ordinance under consideration, as amended, would provide two alternate actions that the Board of Ethical Conduct could take. It would allow for the Board of Ethical Conduct to take the following actions:

- (1) Issue a written warning to the elected official or member of the board or commission, with a copy sent to the vice mayor or the executive director and chair of the applicable board or commission when appropriate. This warning would include the violation that occurred and any remedy the board requests be taken by the elected official or member of the board or commission; and/or
- (2) Issue a public censure of the elected official or member of the board or commission.

These two new actions would be available in addition to the actions that are currently available to the board.

Sponsors: Evans, Rutherford and Suara

96. [BL2024-479](#)

An ordinance approving an agreement between the Metropolitan Government of Nashville and Davidson County, acting by and through the Department of Parks and Recreation ("Parks"), and RCX Sports, LLC to allow Parks to participate in a youth basketball program known as Junior NBA.

Analysis

This ordinance authorizes an agreement between the Department of Parks and Recreation ("Metro Parks") and RCX Sports, LLC. This agreement would allow Metro Parks to participate in a Junior NBA youth basketball program operated by RCX Sports, LLC. Metro Parks would accept a limited license and right to use program marks associated with the program, including the terms Jr. NBA League and Jr. WNBA League. In exchange, Metro Parks will purchase merchandise and equipment and pay a registration fee of \$25 for each participant.

The term of the agreement begins on the effective date of the contract and ends September 30, 2024. The term will automatically renew for additional one year contract periods that begin on October 1 and conclude on September 30. The total term of the agreement will not exceed 60 months. The contract may be terminated by either party with at least sixty days written notice prior to the expiration of the current contract year.

Fiscal Note: Metro Parks and Recreation Department will purchase merchandise and equipment, including uniforms, balls, the per season registration fee for each of player participant and other items related to the Jr. NBA League program participation in

consideration for the license from NBA Properties, Inc. The player fee for the first contract year will be \$25.00 per player participant.

Sponsors: Porterfield, Styles, Ewing, Welsch, Ellis, Allen, Gadd, Benedict, Suara and Kupin

97. [**BL2024-480**](#)

An ordinance authorizing Camden Gulch, LLC to construct and install an underground encroachment at 909 Division Street. (Proposal No. 2024M-019EN-001).

Analysis

This ordinance authorizes Camden Gulch, LLC to construct, install, and maintain an underground encroachment at 909 Division Street. The encroachment would consist of a transformer vault at 909 Division Street.

Metropolitan Code of Laws § 13.08.030 allows the Metropolitan Council to grant encroachments in, on, over, or under any street, road, alley, sidewalk, or other public way by ordinance. The construction and maintenance of this encroachment shall be directed, supervised, controlled, and approved by the Director of the Nashville Department of Transportation and Multimodal Infrastructure.

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.

Sponsors: Kupin, Gamble and Parker

98. [**BL2024-481**](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public water main and easement, and to accept new public water main and easement, for property located at 4230 Century Farms Terrace (MWS Project No. 24-WL-14 and Proposal No. 2024M-083ES-001).

Analysis

This ordinance abandons approximately 260 linear feet of existing 12-inch water main (DIP) easement and accepts approximately 283 linear feet of new 12-inch water main (DIP) and easement for property located at 4230 Century Farms Terrace.

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

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: Styles, Gamble and Parker

99. [BL2024-482](#)

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 Bluff Road (unnumbered) (Brentwood) in Williamson County, also known as Walnut Hills Phase 1 (MWS Project No. 23-SL-287 and Proposal No. 2024M-085ES-001).

Analysis

This ordinance accepts approximately 2,775 linear feet of new eight-inch sanitary sewer main (PVC), 20 sanitary sewer manholes and easements for property located at Bluff Road (unnumbered) (Brentwood) in Williamson County, also known as Walnut Hills Phase 1.

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

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

Sponsors: Gamble and Parker

100. [BL2024-495](#)

An ordinance amending Metropolitan Code of Law Section 16.16.260 International Mechanical Code - Local Amendments, to adopt Chapter 11 of the 2024 International Mechanical Code.

Analysis

This ordinance amends Section 16.16.260 of the Metropolitan Code of Laws to amend the adopted 2018 Edition of the International Mechanics Code to adopt Chapter 11 of the 2024 International Mechanical Code ("IMC").

Chapter 11 of the 2024 IMC permits the use of A2L refrigerants that are consistent with industry standards. The 2018 chapter does not permit this type of refrigerant. The updated chapter complies with the Environmental Protection Agency's 2021 rule that implements an 85 percent phasedown of HFC refrigerants by 2036.

Sponsors: Webb, Evans-Segall, Parker, Welsch, Weiner, Allen, Styles, Cortese, Benedict, Gadd, Kupin and Ewing