



Metropolitan Council

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**L. Resolutions**

1. [RS2024-704](#)

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 State Trial Courts, to provide Tennessee Highway Safety Office Recovery Court Enhancements to existing and new recovery court programs and services to improve alcohol countermeasures.

Analysis

This resolution accepts a grant from the Tennessee Department of Mental Health and Substance Abuse Services to the State Trial Courts to provide Tennessee Highway Safety Office Recovery Court Enhancements to existing and new recovery court programs and services to improve alcohol countermeasures.

The grant would provide funding for the Davidson County Drug Court to operate the Alcohol Countermeasures Highway Safety Project. The grant award is \$60,000 with no cash match. The grant term is from October 1, 2024, to September 30, 2025.

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

2. [RS2024-705](#)

A resolution approving amendment one to a grant from the Tennessee Department of Environment and Conservation, Tennessee Historical Commission to the Metropolitan Government, acting by and through the Metropolitan Historical Commission, to provide a comprehensive, countywide cemetery preservation plan for Davidson County, Tennessee.

Analysis

This resolution approves the first amendment to a grant contract between the Tennessee Historical Commission to the Metropolitan Historical Commission. This grant, originally approved by Resolution No. RS2024-166, provided funding for Phase III of a comprehensive, countywide cemetery preservation plan for Davidson County.

The proposed amendment corrects the contractor's legal entity name, updates grantee information, and inserts a new federal award identification worksheet. No other changes would be made to the grant.

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

**3. [RS2024-706](#)**

A resolution accepting a grant from the Tennessee Department of Environment and Conservation, Tennessee Historical Commission to the Metropolitan Government, acting by and through the Metropolitan Historical Commission, to provide a comprehensive, countywide Cemetery Preservation Plan (Phase IV) for Davidson County, Tennessee.

**Analysis**

This resolution accepts a grant from the Tennessee Historical Commission to the Metropolitan Historical Commission to provide a comprehensive, countywide cemetery preservation plan. The grant award is \$43,000 with a required local cash match of \$28,666.67. The cash match would be provided through staff time dedicated to survey assistance, grant administration, and community outreach.

This grant will fund Phase IV of a comprehensive, countywide cemetery preservation plan. The countywide cemetery preservation plan will update survey information for more than 500 rural cemeteries, ascertain their maintenance needs, and create documentation that can be regularly updated.

This grant term begins on October 1, 2024, and ends September 30, 2025. Three previous phases were funded through Tennessee Historical Commission grants, as approved by Resolution Nos. RS2021-1118, RS2022-1900, and RS2024-166. The application for this grant was previously approved by Resolution No. RS2024-167.

**Sponsors:** Porterfield, Gamble, Welsch, Suara and Gadd

**4. [RS2024-707](#)**

A Resolution authorizing the Metropolitan Development and Housing Agency to negotiate and enter into a PILOT Agreement and accept payments in lieu of ad valorem taxes with respect to a multi-family housing project located at 1622 Rosa L Parks Blvd known as Inspiritus.

**Analysis**

This resolution authorizes the Metropolitan Development and Housing Agency (“MDHA”) to enter into an agreement to accept payments in lieu of taxes (“PILOT”) for a multi-family housing project located at 1622 Rosa Parks. In 2016, Ordinance Nos. BL2015-1281, BL2016-334 and BL2016-435 authorized MDHA to negotiate and accept PILOT payments from operators of low-income housing tax credit (“LIHTC”) properties, capped at \$2,500,000 annually. In 2024, Ordinance No. BL2024-392 increased the total abatement from \$2,500,000 to \$5,000,000. If approved, this PILOT, would be the forty-seventh such PILOT program overall, and the third for MDHA in 2024. Before this project, the amount of annual funding available for LIHTC projects is \$3,992,285 after taking into account Resolution Nos. RS2024-241 and RS2024-649.

PILOT agreements essentially provide tax abatements for real and/or personal property taxes that would otherwise be owed to the Metropolitan Government. PILOTs were historically used by Metro to provide incentives through the Industrial Development Board (“IDB”) to large

employers to create job opportunities. But Tenn. Code Ann. § 13-20-104 was amended several years ago to give MDHA the authority to enter PILOTs to create affordable rental housing subject to Council approval.

MDHA developed their PILOT program to provide additional financial incentives to developers considering construction or rehabilitation of affordable housing units through a federally funded LIHTC program. Subsidized LIHTC developments serve those at or below 60% of the average median income ("AMI") for the Nashville area, which translates to an income cap of \$44,940 for individuals and \$64,140 for families of four in 2024. Once negotiated by MDHA, each PILOT agreement must be approved by the Council by resolution.

The maximum term for the PILOT payments under this program is 10 years. The PILOT agreement would only be available for additional tax liability over and above the pre-development assessed value of the property. The program is available for both existing and new developments, based on financial need. The PILOT lease is to be terminated if the property sits vacant for two years.

MDHA is required by state law to file an annual report with the Council, Assessor of Property, and State Board of Equalization identifying the values of the properties subject to PILOTs, the date and term for each PILOT, the amount of PILOT payments made, and a calculation of the taxes that would otherwise be owed.

The owner of the property, Inspiritus Senior Housing, LP, proposes an apartment project consisting of approximately 80 units to be restricted to individuals and families earning at or below 60% AMI. The amount of the PILOT payment to Metro will be \$24,000 in the first tax year after completion. The owner will be required to pay a monitoring and reporting fee to MDHA not to exceed 5% of the in lieu of tax payment. The estimated project valuation upon completion is \$6,490,767.

*Fiscal Note: This PILOT request would require the developer to make a first-year payment of \$24,000 in lieu of property taxes, with a 3% annual increase starting at Year 2 through the remainder of the 10-year period.*

*In addition to the PILOT payments, the developer would be required to pay a monitoring and reporting fee to MDHA. This fee would be set by MDHA not to exceed 5% of the amount of the PILOT payment due each year.*

*The final assessed value of this project will not be known until completion. However, the value of the project when completed is estimated to be \$6,490,767. For purposes of this analysis, this number will be used as a reasonable estimate of the final project value.*

*Over the 10-year life of this PILOT agreement, a total of \$569,705 would be abated, Metro would receive \$275,133 of in-lieu of payments from this project, as depicted in the following table:*

**Real Property Tax (New)**

Year	Total Value	Standard Tax	PILOT Abatement	Abatement %
1	\$6,490,767	\$84,484	\$24,000	\$60,484 71.6%
2	\$6,490,767	\$84,484	\$24,720	\$59,764 70.7%
3	\$6,490,767	\$84,484	\$25,462	\$59,002 69.9%
4	\$6,490,767	\$84,484	\$26,225	\$58,259 69.0%
5	\$6,490,767	\$84,484	\$27,012	\$57,472 68.0%
6	\$6,490,767	\$84,484	\$27,823	\$56,661 67.1%
7	\$6,490,767	\$84,484	\$28,657	\$55,827 66.1%
8	\$6,490,767	\$84,484	\$29,517	\$54,967 65.1%
9	\$6,490,767	\$84,484	\$30,402	\$54,082 64.0%
10	\$6,490,767	\$84,484	\$31,315	\$53,169 62.9%

**Totals**                    \$844,838    \$275,133    \$569,705    67.4%

*After the property tax abatement from this project, \$3,931,801 would still be available within MDHA's ann*

**Sponsors:**            Kupin, Porterfield, Gamble, Allen and Gadd

5. [RS2024-708](#)

A resolution authorizing the Metropolitan Department of Law to compromise and settle Jonathan Saad's claims against the Metropolitan Government of Nashville and Davidson County in the amount of \$150,000, to be paid from the \$3 million allocated by the Director of Finance on March 21, 2024, for the resolution of matters related to the Arts Commission.

Analysis

In June 2022, Jonathan Saad began working to the Metropolitan Arts Commission through a payroll services contract not intended to be used for full-time staff. Mr. Saad had previously served as the Metro Arts grants program manager and was asked to return by Ian Myers, the then-interim director of the commission.

Mr. Saad continued to work as a contractor under Daniel Singh once he became the Metro Arts Director. In the present lawsuit, Mr. Saad accused former Director Singh of creating an environment of racial harassment and retaliating against him by continuing to employ him on a contractual basis. Mr. Saad was not hired for a grants manager position when the job was posted in 2022 and 2023. He accused former Director Singh of instead hiring someone with a lower civil service exam score. Mr. Saad then claimed that former Director Singh offered him a four-month severance package if he stayed to train his replacement. Mr. Saad's work was completed in January 2024.

Mr. Saad filed a lawsuit against the Metropolitan Government and former Director Singh in his individual capacity. He also filed a discrimination charge with the Equal Employment Opportunity Commission, claiming retaliation and discrimination based on age, color, race, and sex.

If Mr. Saad's claims are successful, he will be entitled to back pay, compensatory damages, attorney fees and potential front pay or reinstatement. Back pay would be calculated at

\$27,538 per year, starting February 1, 2024. Compensatory damages are capped at \$300,000 in Tennessee, though an exact amount that a jury would award is not clear. Because of the case is based on questions of fact about the hiring process, it would likely proceed to trial increasing the potential for substantial attorneys' fees. Litigating the case could prove difficult and lengthy because Daniel Singh is no longer employed by the Metropolitan Government and is therefore under no obligation to cooperate at trial. The Metropolitan Government would also be obligated to hire counsel to represent former Director Singh in his individual capacity.

The Department of Law recommends that Mr. Saad's claims be settled for \$150,000.

*Fiscal Note: The total settlement amount is \$150,000. This settlement would be paid from the Arts Commission Matter Resolution Fund.*

**Sponsors:** Porterfield

6. [\*\*RS2024-709\*\*](#)

A resolution authorizing grants not exceeding \$26,234,615 from the Barnes Fund for Affordable Housing to certain nonprofits for the express purpose of constructing and rehabilitating affordable or workforce housing.

**Analysis**

This resolution appropriates \$26,234,615 from the Barnes Fund for Affordable Housing to 13 nonprofit organizations for the express purpose of constructing or rehabilitating affordable or workforce housing. Of the appropriation, \$1,239,446 comes from American Rescue Plan Act funds.

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

The term of the grant contracts begin the date of execution of the grant agreement and extend until completion of the project, but no longer than 24 months.

The resolution appropriates the following amounts:

- Affordable Housing Resources, Inc. - \$2,640,000
- Be a Helping Hand Foundation - \$4,000,000
- Habitat for Humanity - \$3,999,000
- Living Development Concepts, Inc. - \$375,000
- Park Center, Inc. - \$1,024,212
- Rebuilding Together Nashville - \$1,217,198
- Samaritan Recovery Community - \$4,000,000
- Southeast Community Capital dba Pathway Lending- \$2,000,000
- Springboard Landing - \$1,491,605
- The Housing Fund - \$500,000
- TN Prison Outreach Ministry - \$1,000,000
- Westminster Home Conne

**Sponsors:** Porterfield, Gamble, Weiner, Welsch, Suara, Gadd, Benedict and Capp

7. **RS2024-710**

A resolution to approve the First Amendment to a grant contract for constructing affordable housing approved by RS2022-1857 between the Metropolitan Government of Nashville and Davidson County, acting by and through the Metropolitan Housing Trust Fund Commission, and Living Development Concepts, Inc.

**Analysis**

This resolution approves the first amendment to a grant contract between the Metropolitan Housing Trust Fund Commission and Living Development Concepts, Inc., as approved by Resolution No. RS2022-1857.

The original grant agreement was approved on November 15, 2022, and had a term that extended until the completion of the project or no later than 24 months after the execution of the agreement.

The amendment under consideration would extend the term of the agreement an additional 12 months, from no later than 24 months to no later than 36 months. The grant amount of \$750,000 would not change under this amendment.

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

8. **RS2024-711**

A resolution to approve the Second Amendment to a grant contract for constructing affordable housing approved by RS2022-1857 between the Metropolitan Government of Nashville and Davidson County, acting by and through the Metropolitan Housing Trust Fund Commission, and Woodbine Community Organization, Inc.

**Analysis**

This resolution approves the second amendment to a grant contract between the Metropolitan Housing Trust Fund Commission and Woodbine Community Organization, Inc. as approved by Resolution No. RS2022-1857.

The original grant agreement was approved on November 15, 2022, with a term extending until the completion of the project or no later than 24 months after the execution of the agreement. Under the original agreement, 60 properties would be built at 6962 Highway 70S. The first grant amendment was approved through Resolution No. RS2023-2168 and added the address 3545 Dickerson Pike to the property description.

The amendment under consideration would change the location of this project to 869 West Trinity Lane and increase the number of affordable housing units to be built to 182 units. The amendment would also extend the term of the agreement an additional 12 months, from no later than 24 months to no later than 36 months. The grant amount of \$2,470,000 would not change through the proposed amendment.

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

9. [RS2024-712](#)

A resolution modifying the requirements for a seat on the Board of Trustees of the Hospital Authority of The Metropolitan Government of Nashville and Davidson County.

Analysis

This resolution modifies the requirements for a seat on the Board of Trustees of the Hospital Authority of the Metropolitan Government.

The Hospital Authority was established on March 2, 1999, when the Council adopted Substitute Resolution No. R99-1410, pursuant to Tennessee Code Annotated § 7-57-101, *et seq.* Substitute Resolution No. R99-1412 established a Hospital Authority Board with seven total members. In 2016, the Council adopted Resolution RS2016-309 which increased the number of Hospital Authority Board members to 11. The membership, as amended by RS2016-309, is currently three licensed doctors of medicine, with one of the doctors having special training, practice, and experience in the field of psychiatric medicine, one registered nurse, and seven members chosen without reference to occupation or profession.

The resolution under consideration amends the membership of the Hospital Authority Board to remove the requirement that one of the doctors have training in psychiatric medicine and instead require that one member of the board have experience in the field of psychiatric medicine or psychology. The membership of the board would be three doctors of medicine, one member having special training, practice, and experience in the field of psychiatric medicine or psychology, one registered nurse, and the remaining members chosen without reference to occupation or profession.

**Sponsors:** Sepulveda

10. [RS2024-713](#)

A resolution accepting a grant from the Tennessee Department of Human Services to the Metropolitan Government of Nashville and Davidson County, acting by and through the Metropolitan Board of Health, to conduct immunization record audits for child care centers, drop-in centers, and group child care homes to ensure the safety and well-being of children and families in Tennessee.

Analysis

This resolution accepts a grant from the Tennessee Department of Human Services to the Metropolitan Board of Health. This grant award is not to exceed \$152,000, with no local cash match.

The grant is to conduct immunization record audits for child care centers, drop-in centers, and group child care homes to ensure the safety and well-being of children and families in Tennessee. The term of the grant is from October 1, 2024, through September 30, 2025. The grant contract may be renewed three times by the State of Tennessee for up to 12 months each.



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

11. [\*\*RS2024-714\*\*](#)

A resolution accepting a grant from the Tennessee Department of Health to the Metropolitan Government, acting by and through the Metropolitan Board of Health, for public safety partnerships in high impact areas to use available data to identify populations at high risk for adverse consequences from substance abuse and employ evidence-based interventions that are responsive to population needs.

Analysis

This resolution accepts a grant from the Tennessee Department of Health to the Metropolitan Board of Health in an amount not to exceed \$235,400 with no cash match required. This grant will be used for public safety partnerships and to use available data to identify populations at high risk for adverse consequences from substance abuse. The grant will also employ evidence-based interventions that are responsive to population needs. The grant term is from September 1, 2024, to August 31, 2025.

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

12. [\*\*RS2024-715\*\*](#)

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, and the Foster Program 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 \$18,750 with no cash match required. This grant will be used to provide funding for Emergency Medical Care, the Safety Net Program, and the Foster Program.

The grant term is from July 1, 2024, to June 30, 2025. The grant distributes \$12,500 for Emergency Medical Care, \$3,750 for the Safety Net Program, and \$2,500 for the Foster Program.

**Sponsors:** Porterfield, Evans, Welsch, Bradford, Allen, Ellis, Gadd and Weiner

13. [\*\*RS2024-716\*\*](#)

A resolution approving amendments six, seven, and eight 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 sixth, seventh, and eighth 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, RS2024-170, RS2024-502, and RS2024-535.

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 and approved funding for peer support specialists. The grant term was also extended to August 30, 2024.

The proposed sixth amendment approves funding for contractor FINN Partners. The proposed seventh amendment approves a no-cost one-year extension of the grant to August 30, 2025. The proposed eighth amendment would correct the terms of the no-cost one-year extension and updated reporting requirements.

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

**14. [RS2024-717](#)**

A resolution appropriating a total of \$330,265.00 from the Nashville Public Library to various nonprofit organizations for the provision of free and high-quality afterschool and summer programming through the Library's Nashville After Zone Alliance out-of-school time coordinating system.

**Analysis**

This resolution appropriates \$330,265 from the Nashville Public Library to two nonprofit organizations for the provision of free and high-quality afterschool programs through the Library's Nashville After Zone Alliance Program. The nonprofits are as follows:

- \$104,795 for Moves and Grooves, Inc.
- \$95,160 for Youth Changes
- \$130,310 for Dymon in the Rough

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. The grant agreements are attached to t

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

**15. [RS2024-718](#)**

A resolution accepting a grant from the Metropolitan Historical Commission Foundation to the Metropolitan Government, acting by and through the Metro Parks and Recreation Department, to fund the cost of estimating services for the Aaitafama' Archaeological Park Master plan implementation.

**Analysis**

This resolution accepts a grant from the Metropolitan Historical Commission Foundation to the Metro Parks and Recreation Department to fund the cost of estimating services for the Aaitafama' Archaeological Park master plan implementation.

The grant is an amount not to exceed \$25,000 with no required cash match. The Metropolitan Parks Board approved the acceptance of the grant during its August 6, 2024, meeting.

**Sponsors:** Porterfield, Gadd and Welsch

16. [\*\*RS2024-719\*\*](#)

A resolution approving a Child and Adult Care Food Program (CACFP) grant application from the Tennessee Department of Human Services to the Metropolitan Government, acting by and through the Metropolitan Parks and Recreation Department, to provide nutritious meals and snacks for children attending after school programs at 15 community centers.

**Analysis**

This resolution approves the application for a Child and Adult Care Food Program grant from the Tennessee Department of Human Services to the Metropolitan Parks and Recreation Department. If the grant is awarded, it would provide reimbursement funding for nutritious meals and snacks for children attending after-school programs at 15 community centers.

The grant application is for an award of \$754,013 with no cash match. The grant term would be from October 1, 2024, to September 30, 2025.

**Sponsors:** Porterfield, Gadd, Welsch, Allen, Ellis and Suara

17. [\*\*RS2024-720\*\*](#)

A resolution approving an agreement between the Metropolitan Government of Nashville and Davidson County, acting by and through the Nashville Fire Department, Emergency Medical Services Division, and Volunteer State Community College to provide clinical experiences for students enrolled in Volunteer State Community College Emergency Medical Services Programs.

**Analysis**

The resolution approves an agreement between the Emergency Medical Services Division of the Nashville Fire Department ("NFD") and Volunteer State Community College ("Vol State"). The agreement would provide clinical experiences for students enrolled in Vol State's Emergency Medical Services programs.

According to the agreement, NFD will provide clinical instruction and experiences to students, and students will not be considered employees of the Metropolitan Government. Vol State requires written evidence that individual students have professional liability insurance.

The term of the agreement is for five years and begins upon the approval of the parties and the Metropolitan Council and upon filing with the Metropolitan Clerk.

*Fiscal Note: There is no cost to Metro for participating in this program.*

**Sponsors:** Porterfield, Evans, Welsch, Ellis and Gadd

18. [\*\*RS2024-721\*\*](#)

A resolution accepting a grant from the Tennessee Emergency Management Agency to the Metropolitan Government, acting by and through the Office of Emergency Management, to provide public assistance for damage caused by severe storms during December 22 - 27, 2022. (Presidential Disaster Declaration Number FEMA-4691-DR-TN)

**Analysis**

This resolution accepts a grant from the Tennessee Emergency Management Agency to the Office of Emergency Management to provide public assistance for damage caused by severe storms that occurred on December 22-27, 2022. The funds reimburse the Metropolitan Government for expenses incurred as a result of the damage caused by the severe winter storm.

The grant is an amount not to exceed \$1,457,291.94 with a required cash match of \$281,868.91. The grant period begins December 22, 2022, and ends December 21, 2026.

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

19. [\*\*RS2024-722\*\*](#)

A resolution approving amendment one to a grant from the Tennessee Emergency Management Agency to the Metropolitan Government, acting by and through the Office of Emergency Management, to provide resources for hazardous materials (hazmat) preparedness.

**Analysis**

This resolution approves the first amendment to a grant contract between the Tennessee Emergency Management Agency and the Officer of Emergency Management. The grant, originally approved by Resolution No. RS2023-2267, provides resources for hazardous materials preparation.

The proposed amendment would increase the value of the grant by \$20,000, from \$98,660 to \$118,660, and increase the required cash match by \$5,000, from \$24,665 to \$29,665.

**Sponsors:** Porterfield, Evans and Gadd

20. [\*\*RS2024-723\*\*](#)

A resolution approving an application for a Strengthening Mobility and Revolutionizing Transportation (SMART) grant from the U.S. Department of Transportation to the Metropolitan Government, acting by and through the Nashville Department of Transportation and Multimodal Infrastructure (NDOT), to improve the safety of vulnerable road users along the Nolensville Pike corridor and continue to improve safety along the Stage I corridor by deploying sensing, analytics, and interventions to identify safety issues.

**Analysis**

This resolution approves an application for a Strengthening Mobility and Revolutionizing Transportation (“SMART”) from the U.S. Department of Transportation to the Nashville Department of Transportation and Multimodal Infrastructure. If awarded, the grant would use LiDAR technologies to address gaps in traditional safety evaluation methods through the collection and evaluation of “near-miss” data on Nolensville Pike and in North Nashville.

The application is for a grant award of \$10,000,000 with no local cash match. The SMART grant would be used for video and other sensor data to identify safety issues outside of traditional crash reports, implement targeted safety measures, and evaluate these measures in downtown Nashville’s complex multimodal environment as part of Metro’s Vision Zero Implementation Plan.

The Council approved a \$2,000,000 grant and intergovernmental agreement for a previous phase of the project through Resolution No. RS2023-2382.

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

**21. [RS2024-724](#)**

A resolution authorizing The Metropolitan Government of Nashville and Davidson County to enter into agreements with The City of Belle Meade, The City of Brentwood, The City of Goodlettsville, The City of Lavergne, The City of Millersville, The City of Ridgetop and the White House Utility District, for the acceptance and treatment by the Metropolitan Government of Nashville and Davidson County of sewage flow from their individual and separate sewage collection systems.

**Analysis**

This resolution authorizes the Metropolitan Government (“Metro”) to enter into agreements with the City of Belle Meade, the City of Brentwood, the City of Goodlettsville, the City of La Vergne, the City of Millersville, the City of Ridgetop, and the White House Utility District for the acceptance and treatment by Metro of sewage flow from each of their sewage collection systems.

Metro owns and operates a sewage transportation and treatment system that has sufficient capacity to accept and treat sewage flows for the length of the agreement.

These agreements have each been approved by the authorizing body of the respective city and utility district. The agreements would become effective upon approval by the Metropolitan Council and filing with the Metropolitan Clerk. The terms of each agreement would begin on October 1, 2024, and end on October 1, 2034. The agreement may be extended by the parties.

This utility price rate was developed by a rate consultant. The agreement for the selection of a rate consultant was approved by the Metropolitan Council through Resolution No. RS2023-121. The utility price starting on October 1, 2024, will be \$1.62 per hundred cubic feet. For calendar years starting on October 1 (with the exception of 2029 and 2024), the utility price shall increase or decrease based on a percentage equal to the smaller of either: (1) the percentage increase or decrease in the Service Charge Index compiled by the National

Association of Clean Water Agencies; or (2) the percentage increase or decrease from the previous calendar year of the annual average in the Consumer Price Index - All Urban Consumers.

For the calendar years beginning October 1, 2029, and October 1, 2034, the operating cost component utility price shall be calculated by dividing Metro's fiscal year budget costs to operate wastewater services divided by the average total treated flow for the last three fiscal years. The capital cost component calculates the return on assets calculation and an allocated portion of depreciation expense.

In addition to the utility price described above, the City of Belle Meade will pay a 10 percent sewer surcharge, a 10 percent administrative fee, and an additional surcharge paid by Belle Meade.

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

**Sponsors:** Porterfield and Parker

**22. [RS2024-725](#)**

A resolution accepting a donation from The Community Foundation of Middle Tennessee to The Metropolitan Government of Nashville and Davidson County, acting by and through the Department of Water and Sewerage Services, to fund The Composting Initiative for Metro Nashville Public Schools.

**Analysis**

This resolution approves a grant from The Community Foundation of Middle Tennessee to the Department of Water and Sewerage Services to fund The Composting Initiative for Metropolitan Nashville Public Schools ("MNPS").

The grant from the Community Foundation's Borrowed Earth Donor Advised Fund is in the amount of \$51,300. The funding would allow all interested MNPS schools to participate in a composting project and continue to reduce food waste in Nashville and Davidson County.

Metropolitan Code of Laws § 5.04.120(B) allows donations exceeding \$7,500 to be accepted by resolution

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

**23. [RS2024-726](#)**

A resolution approving a project modification to an agreement between the Metropolitan Government of Nashville and Davidson County and the United States Department of Army, to add two parcels related to the acquisition and removal of flood-prone properties in the Sevenmile Creek watersheds. (MWS Project No. 19-SWC-214 and Proposal Number 2019M-014PR-006)

**Analysis**

This resolution modifies a project to acquire flood-prone property in the Sevenmile Creek watersheds, previously approved by Resolution No. RS2019-1593. RS2019-1593 approved an agreement between the Metropolitan Department of Water and Sewerage Services (“MWS”) and the U.S. Department of Army for the Sevenmile Creek Flood Risk Management project. RS2019-1802 identified 45 flood-prone properties to be acquired pursuant to the agreement. RS2020-626 added an additional 11 flood-prone properties to be acquired, RS2021-775 further approved the acquisition of 11 additional flood-prone properties, RS2022-1776 further approved the acquisition of three additional flood-prone properties, and RS2023-2000 further approved the acquisition of one additional flood-prone property. RS2023-90 approved the acquisition of three additional flood-prone properties.

The resolution under consideration adds two parcels to the list of floor-prone properties to be acquired. One parcel, 4803 Blackman Court, is located in Council District 26. Another parcel, 289 Elysian Fields Road, is located in Council District 30.

MWS has provided the budgeted property costs for these additional parcels, which includes plot surveys, appraisals, costs to acquire the property, environmental assessment, abatement, demolition, and costs to remove water and sewer services. The Planning Commission approved this additional acquisition on August 20, 2024.

**Sponsors:** Johnston, Porterfield, Gamble, Parker and Welsch

## **N. Bills on Second Reading**

### **33. [BL2024-469](#)**

An ordinance amending Chapters 2.44, 2.28; and 2.222 of the Metropolitan Code of Laws pertaining to criminal participation and related actions of employees of the Metropolitan Government.

#### Analysis

This ordinance, as substituted on first reading, amends Chapters 2.44, 2.28, and 2.222 of the Metropolitan Code of Laws to prohibit criminal participation and related actions of employees of the Metropolitan Government.

Chapter 2.44 of the Metropolitan Code of Laws provides regulations related to the Metropolitan Nashville Police Department (“MNPD”). The ordinance under consideration would add a new provision, Section 2.44.105, to prohibit MNPD employees from knowingly participating in the activities of a Hate Group or Paramilitary Gang. “Hate Group” is defined as “any person or group that incites or provides material support for criminal acts or criminal conspiracies that promote violence toward racial, religious, ethnic, sexual, gender, or other groups or classes of individuals.” “Paramilitary Gang” is defined as a “person or group that advocates the overthrow of the U.S. Government or any state, municipality, tribal, or other government by force or violence or any unlawful means including as defined under Tennessee Code Annotated § 39-17-314.” Tennessee Code Annotated § 39-17-314 makes it a Class D felony for a person to assemble with one or more other persons to train or practice in a technique or means capable of causing property damage, bodily injury, or death with the intent to commit a civil disorder.

Chapter 2.28 of the Metropolitan Code of Laws provides regulations related to the Nashville Fire Department (“NFD”). The ordinance under consideration would prohibit NFD employees from knowingly participating in the activities of a Hate Group or Paramilitary Gang, using the definitions listed above. In addition, the ordinance would prohibit NFD personnel from engaging in the practice of Perp Washing, which is defined as “the use of high-pressured water cannons of fire houses as an anti-personnel and crowd control tactic.”

Chapter 2.222 of the Metropolitan Code of Laws provides the standards of conducts for all officials, whether elected or appointed, officers, and employees of the Metropolitan Government. The ordinance under consideration would add a provision to the standards of conduct prohibiting employees from inciting violence or threatening to commit crimes of violence, or from participating in a group that incites violence or threatens to commit crimes of violence.

**Sponsors:** Preptit, Porterfield, Toombs, Suara, Benedict, Vo, Gadd, Welsch, Lee, Bradford, Kimbrough and Sepulveda

**34. [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

**35. [BL2024-509](#)**



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An ordinance amending Chapters 10.24 and 6.64 of the Metropolitan Code of Laws to restrict the solicitation or distribution of handbills on private property to daylight hours.

Analysis

This ordinance proposes changes to Chapters 10.24 and 6.64 of the Metropolitan Code of Laws.

Chapter 10.24 regulates littering, including the distribution of handbills. The definition of “noncommercial handbill” in this Chapter includes a newspaper. The ordinance under consideration would amend the definition of “newspaper” to include a newspaper that is sold “or distributed” to the public. The ordinance would also make it a violation of the Chapter to distribute handbills on private property on any day (a) before sunrise or (b) after sunset or 7:00 p.m., whichever occurs later. It also clarifies that any person who violates the provisions would be subject to a penalty of \$50 per day, per violation. Each violation would be deemed a separate offense.

Chapter 6.64 regulates commercial door-to-door solicitors. The ordinance under consideration would add a definition for “door-to-door solicitation” to address non-commercial solicitations, which definition would mean “attempting to make personal contact with a resident at his or her residence, without prior specific invitation by or appointment with the resident, for (a) non-commercial purposes or (b) to distribute written or printed materials upon public or private premises.” This Chapter already contains a definition for “door-to-door commercial solicitation. In addition, door-to-door solicitation would be prohibited on any day (a) before sunrise or (b) after sunset or 7:00 p.m., whichever occurs later. This restriction already applies to door-to-door commercial solicitation. Finally, the provision regarding violations and penalties would be amended to provide that any person who violates the Chapter would be subject to a penalty of \$50 per day, per violation, with each violation deemed a separate offense.

**Sponsors:** Evans, Evans-Segall, Suara, Welsch, Nash, Ewing, Kupin, Allen, Toombs, Spain, Huffman, Lee, Benedict, Hill, Gadd and Weiner

**36. [BL2024-510](#)**

An ordinance amending Section 11.12.040 of the Metropolitan Code of Laws regarding exemptions for wearing disguises in public places.

Analysis

This ordinance amends Section 11.12.040 of the Metropolitan Code of Laws to provide exemptions to the prohibition for wearing disguises in public places.

Section 11.12.040 of the Metro Code currently prohibits a person from wearing a mask in a public place within Nashville and Davidson County. There are several existing exemptions from this prohibition, including children under the age of 17, workers while engaged in work wherein a covering is necessary, persons wearing traditional holiday costumes, persons engaged in theatrical productions or masquerade balls, and persons wearing gas masks in civil defense drills and exercises or emergencies.

The ordinance under consideration would add two new exemptions from the prohibition against wearing a mask in a public place. The exemptions would be for persons wearing a mask based on sincerely held religious beliefs or practices and persons wearing a mask covering the nose and mouth that is intended for a legitimate medical purpose, including but not limited to, lowering the risk of transmission of respiratory illness pathogens.

**Sponsors:** Preptit, Evans, Evans-Segall, Suara, Welsch, Nash, Ewing, Kupin, Toombs, Spain, Huffman, Lee, Benedict, Hill, Vo, Gadd and Weiner

**37. [BL2024-511](#)**

An ordinance amending Chapter 11.12 of the Metropolitan Code of laws to create buffer zones to maintain public safety around public buildings and parking lots.

Analysis

This ordinance amends Chapter 11.12 of the Metropolitan Code of Laws, regarding offenses against public peace, to add new provisions that regulate the obstruction or blockage of a person from entering or exiting the premises of a public facility or public parking lot.

Chapter 11.12 of the Metro Code regulates offenses against public peace, including disorderly conduct, providing a false identification, and wearing a disguise in public, among other offenses.

The ordinance under consideration would add provisions that prohibit: (a) “[k]nowingly physically obstruct or block another person from entering into or exiting from the premises of a public facility, or a public parking lot” or (b) “[b]y force or threat of force, or by physically obstructing or blocking, knowingly injure, or interfere with, or attempt to injure or interfere with, another person in order to discourage such person or any other person or persons from entering or exiting a public facility.”

The ordinance defines “interfere with” as stopping or restricting a person’s freedom of movement, including by deceptive means or otherwise. A “public facility” is defined as “any building, structure, or place, or any portion thereof, owned and operated by a public entity.” The “premises of a public facility” includes “the driveway, entrance, entryway, or exit of the public facility, the building in which such facility is located, and any parking lot in which the facility has an ownership or leasehold interest.” A “public parking lot” is defined as “any public parking lot that serves a public facility.”

In addition, the ordinance under consideration adds a new section providing that any person violating any of the provisions of Chapter 11.12 of the Metro Code would be subject to a fine not less than \$50, with each violation deemed a separate offense. The ordinance also adds a section regarding severability, which provides that if any provision of Chapter 11.12 of the Metro Code is found to be unconstitutional or void, the remainder of the provisions will continue in full force and effect.

The Council Office recommends a housekeeping amendment to this ordinance.

**Sponsors:** Evans-Segall, Parker, Evans, Suara, Welsch, Nash, Ewing, Kupin, Toombs, Spain, Lee, Benedict, Hill, Vo, Gadd and Weiner

**38. [BL2024-512](#)**

An ordinance amending Section 12.12.170 of the Metropolitan Code of Laws to prohibit the placement of unauthorized signs, signals, or markings over a highway.

**Analysis**

This ordinance amends Section 12.12.170 of the Metropolitan Code of Laws to prohibit the placement of unauthorized signs, signals, or markings over a highway.

Section 12.12.170 of the Metropolitan Code of Laws prohibits a person from placing, maintaining, or displaying upon or in view of any highway “any unauthorized sign, signal, marking or device which purports to be or is an imitation of, or attempts to direct the movement of traffic, or which hides from view or interferes with the effectiveness of any official traffic-control device or any railroad sign or signal.” Section 12.04.120 defines “highway” as “the entire width between the boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.”

The ordinance under consideration would amend Section 12.12.170 of the Metro Code to add that “no person shall place, maintain or display any unauthorized sign, signal, marking or device over a highway.” The ordinance would also add a provision that any person violating Section 12.12.170 is subject to a fine of not less than \$50 per day, with each violation deemed a separate offense.

**Sponsors:** Toombs, Parker, Evans, Suara, Welsch, Nash, Kupin, Spain, Huffman, Lee, Benedict, Hill, Ewing, Vo, Gadd and Weiner

**39. [BL2024-513](#)**

An ordinance amending Sections 12.48.030 and 12.48.050 of the Metropolitan Code of Laws to grant the director of the Nashville Department of Transportation and Multimodal Infrastructure (NDOT) the authority to set time limits for passenger and freight loading zones.

**Analysis**

This ordinance under consideration amends the Metropolitan Code to authorize the director of the Nashville Department of Transportation and Multimodal Infrastructure (“NDOT”) to set time limits for passenger and freight loading zones.

Section 12.48.030 of the Metropolitan Code provides that no person may stop, stand, or park a vehicle, other than for the loading and unloading of passengers, in any place marked as a passenger curb loading zone during the hours when the curb loading zone is in effect. Those engaged in loading and unloading of passengers are authorized to stop for a period not to exceed three minutes. The ordinance under consideration would remove the authorization for those engaged in loading and unloading to stop for three minutes and instead authorize the

director of NDOT to determine the amount of time, based on the director's, or the director's designee's, professional traffic engineering judgment and investigation. Any time limits for the curb loading zones set by the director of NDOT would be required to be clearly marked and posted on signs in the zone.

Section 12.48.050 of the Metropolitan Code provides that no person may stop, stand, or park a vehicle, other than for the unloading and delivery or pickup and load of freight and merchandise, in any place marked as a freight loading zone during the hours when the freight loading zone is in effect. Those engaged in loading and unloading of freight may stop for a period not to exceed 30 minutes. The ordinance under consideration would remove the authorization for those engaged in loading and unloading to stop for 30 minutes and instead authorize the director of NDOT to determine the amount of time, based on the director's, or the director's designee's, professional traffic engineering judgment and investigation. Any time limits for the freight loading zones set by the director of NDOT would be required to be clearly marked and posted on signs in the zone.

**Sponsors:** Evans-Segall, Parker, Hill, Vo and Gadd

**40. [BL2024-514](#)**

An ordinance amending Section 13.08.040 of the Metropolitan Code of Laws regarding permits and penalties for vendors on or near public property.

**Analysis**

This ordinance amends Section 13.08.040 of the Metropolitan Code of Laws regarding street vendor permits to add an option to place a permit holder on probation.

Currently, Section 13.08.040 provides that a permit issued under the section may be suspended, revoked, or denied. The ordinance under consideration would add new provisions to allow the vendor to be placed on probation. A probationary period would last until such time as the condition causing the probation has been corrected to the satisfaction of the Traffic and Parking Commission, or for a period of time determined by the Traffic and Parking Commission.

In addition, outdated language regarding penalties would be updated. The new language would allow for a fine of up to \$50 for violations of the section.

**Sponsors:** Evans-Segall and Parker

**41. [BL2024-516](#)**

An ordinance approving the Second Amendment to a lease agreement between the Metropolitan Government of Nashville and Davidson County and Nashville Metropolitan LLC for office space at 1281 Murfreesboro Pike. (Proposal No. 2023M-043AG-002).

**Analysis**

This ordinance approves the second amendment to a lease agreement between the Metropolitan Government and Nashville Metropolitan LLC for office space at 1281

Murfreesboro Pike. The original lease agreement, approved by Ordinance No. BL2023-80, was for the first, second, and fourth floors in the building, comprising approximately 43,820 in rentable square feet, for use by the Metropolitan Action Commission (“MAC”). The first amendment, approved by Resolution No. RS2024-687, added an additional floor of space for MAC, adding approximately 14,869 square feet for a total of 58,689 square feet.

In the original lease agreement, Section 8 states that the principal business to be conducted on the premises would be “General administrative office and related uses.” The amendment under consideration would change this language to specifically include that the space will be used for public meetings of MAC and its committees. No other changes would be made to the lease agreement.

**Sponsors:** Bradford, Porterfield, Evans, Gamble and Vo

**42. [BL2024-517](#)**

An ordinance approving Amendment Number 2 to the contract between the Metropolitan Government of Nashville and Davidson County (“Metro”) and InfoSapient, Inc. (“InfoSapient”), to extend the term and increase the estimated value of the contract.

**Analysis**

This ordinance approves the second amendment to a contract between the Metropolitan Government and InfoSapient, Inc. for the E-Business Suite R12 database administration support. R12 is an Oracle system that Metro uses for its financial operations and transactions. All Metro departments use the system for creating purchase orders, paying invoices, recording revenues, submitting payroll, tracking departmental budgets, as well as for some HR transactions.

InfoSapient, Inc. is a consulting services company that has worked with Metro’s R12 implementation since the beginning of the process. This contract is for database administration support for R12 application for items related to performance, tuning, patching, and validation, along with internal advisory services. The original sole source contract with InfoSapient did not require Council approval because it was below the \$250,000 threshold found in Metropolitan Code of Laws Section 4.12.060. Resolution No. RS2021-736 approved Amendment Number 1 to the contract, which increased the value of the contract by \$500,000 for a total contract value of \$700,000. The original contract was for a term of 60 months.

The ordinance under consideration approves Amendment 2 to the agreement. This amendment increases the contract term from 60 months to 72 months. Because the amended contract allows for a total term in excess of 60 months, Metropolitan Code of Laws Section 4.12.160.B requires Council approval by ordinance. In addition, the amendment increases the value of the contract by \$250,000 for a total of \$950,000.

*Fiscal Note: This amendment increases the estimated value of the contract number 6462599 by \$250,000, from \$700,000 to \$950,000. The contract with InfoSapient, Inc. is for database administration support for Oracle hosted E-Business Suite R12 application to be paid from Fund 51137, Business Unit 14521011. However, actual expenses may be paid from various*

*department's fund and business unit when purchase orders are issued.*

**Sponsors:** Porterfield

**43. [BL2024-518](#)**

An ordinance approving an agreement between the Metropolitan Government of Nashville and Davidson County, acting by and through the Nashville Fire Department, Emergency Medical Services Division, and Vanderbilt University Medical Center to provide clinical educational experiences for VUMC House Staff in Graduate Medical Education Programs.

**Analysis**

This ordinance approves an agreement between the Nashville Fire Department, Emergency Services Division, ("NFD") and Vanderbilt University Medical Center ("VUMC") to provide clinical educational experiences for VUMC House Staff in Graduate Medical Education Programs.

Pursuant to the agreement, NFD would provide clinic training experiences to House Staff from VUMC. House Staff would not be considered employees of the Metropolitan Government.

VUMC is required to procure and maintain comprehensive general liability insurance, professional liability insurance, and other forms of insurance the duration of the contract for the House Staff participating in the program.

The term of the agreement is five years, starting on September 1, 2024, and ending on August 30, 2029.

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

**Sponsors:** Porterfield, Evans, Welsch, Allen, Huffman, Hill, Ellis, Vo and Gadd

**44. [BL2024-519](#)**

An ordinance approving an amended and restated agreement for a grant of a greenway conservation easement between the Metropolitan Government of Nashville and Davidson County, through the Metropolitan Board of Parks and Recreation, and Byline Property Owner, LLC for greenway improvements between 2nd Avenue North and 1st Avenue North, north of Van Buren Street and particularly on Parcels 08205013400, 08205013900, 08205014000, and 08205013300 (Proposal No. 2024M-106ES-001).

**Analysis**

This ordinance approves an amended and restated agreement for the grant of a greenway conservation easement between the Metropolitan Board of Parks and Recreation and Byline Property Owner, LLC ("Byline") for greenway improvements between 2nd Avenue North and 1st Avenue North, north of Van Buren Street.

Byline owns property at 0 2nd Avenue North, 0 1st Avenue North, 100 Van Buren Street, and 1500 2nd Avenue North. Byline proposes to donate a greenway conservation easement across these properties to the Metropolitan Board of Parks and Recreation.

A greenway conservation easement was previously granted in 2007. That easement agreement would be superseded by this easement agreement.

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

This ordinance has been approved by the Planning Commission.

**Sponsors:** Kupin, Porterfield, Gamble, Parker and Welsch

**45. [BL2024-520](#)**

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 1520 Dugger Drive, (Proposal No. 2024M-105ES-001).

**Analysis**

This ordinance abandons easement rights for a five-foot portion of an existing 10-foot public utility easement for property located at 1520 Dugger Drive.

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:** Benedict, Gamble and Parker

**46. [BL2024-521](#)**

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to acquire permanent and temporary easements through negotiation, condemnation, and acceptance, for the Morrow Road Stormwater Improvement Project for eight properties located on Morrow Road and Delray Court, (Project No. 25-SWC-079 and Proposal No. 2024M-101ES-001).

**Analysis**

This ordinance authorizes the negotiation, condemnation, and acceptance of permanent and temporary easements for eight properties located on Morrow Road and Delray Court.

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

**47. [BL2024-522](#)**

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 1D (MWS Project Nos. 21-WL-70 and 21-SL-158 and Proposal No. 2024M-098ES-001).

**Analysis**

This ordinance accepts approximately 507 linear feet of new six-inch water main (DIP), approximately 1,863 linear feet of new eight-inch water main (DIP), approximately 1,964 linear feet of new eight-inch sanitary sewer main (DIP), approximately 3,123 linear feet of new eight-inch sanitary sewer main (PVC), three fire hydrant assemblies, 31 sanitary sewer manholes and associated easements for five properties located at Cane Ridge Road, also known as Parks at Cane Ridge Phase 1D.

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

**48. [BL2024-523](#)**

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public sanitary sewer main, sanitary sewer manhole and easement, for two properties located at 858 and 864 West Trinity Lane, also known as Northview Senior Living (MWS Project No. 24-SL-133 and Proposal No. 2024M-103ES-001).

**Analysis**

This ordinance abandons approximately 339 linear feet of existing eight-inch sanitary sewer main (PVC), one sanitary sewer manhole and easement for two properties located at 858 and 864 West Trinity Lane, also known as Northview Senior Living.

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:** Toombs, Gamble and Parker

**49. [BL2024-524](#)**

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 on Sam Donald Road (Brentwood) in Williamson County, also known as Errico Subdivision (MWS Project No. 24-SL-93 and Proposal No. 2024M-100ES-001).

Analysis

This ordinance accepts approximately 1,529 linear feet of new eight-inch sanitary sewer main (PVC), approximately 1,050 linear feet of new eight-inch sanitary sewer main (DIP), 12 new sanitary sewer manholes and easements for four properties located on Sam Donald Road (Brentwood) in Williamson County, also known as Errico Subdivision.

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

**50. [BL2024-525](#)**

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public sanitary sewer main, new sanitary sewer manhole and easement, for property located at 3171 Lebanon Pike, also known as Jackson Downs (MWS Project No. 24-SL-49 and Proposal No. 2024M-104ES-001).

Analysis

This ordinance accepts approximately 85 linear feet of new eight-inch sanitary sewer main (PVC), one sanitary sewer manhole and easement for property located at 3171 Lebanon Pike, also known as Jackson Downs.

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:** Huffman, Gamble and Parker

**O. Bills on Third Reading**

**51. [BL2024-468](#)**

An ordinance amending Metropolitan Code of Laws Sections 2.24.240 and 2.24.250, relative to the acquisition of property by the Metropolitan Government.

Analysis

This ordinance, as substituted, amends Metropolitan Code of Laws Sections 2.24.240 and 2.24.250.

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.

As substituted, the ordinance under consideration would allow for real estate being purchased for school purposes to be approved by resolution. 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 would also require a public hearing for property for school purposes. The provision authorizing the purchase of property by an option agreement approved by Council would be moved from its current location in Metropolitan Code of Laws Section 2.24.250.F to a new subsection Metropolitan Code of Laws Section 2.24.240.K.

The ordinance under consideration also makes changes to Metropolitan Code of Laws Section 2.24.240.I to clarify and remove erroneous language and to move the responsibility for noticing the public hearing from the Planning Commission to the Metropolitan Clerk, consistent the responsibility for noticing other public hearings at Council.

**Sponsors:** Porterfield

**62. [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.

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

**63. [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

**64. [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

**65. [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

**66. [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

**67. [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

**68. [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

**69. [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

**70. [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

71. [\*\*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

72. [\*\*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