



Metro Council

G. Resolutions on Public Hearing

1. [RS2022-1517](#)

A resolution exempting 802 Vibe Place, from the minimum distance requirements for obtaining a Short Term Rental Property - Not Owner-Occupied permit pursuant to Section 17.16.070.U of the Metropolitan Code.

Analysis

This resolution exempts 802 Vibe Place from the minimum distance requirements for obtaining a Short Term Rental Property - Not Owner-Occupied permit pursuant to Substitute Ordinance No. BL2019-78.

On July 7, 2020, the Council adopted Substitute Ordinance No. BL2019-78, as amended, which provides that no new STRP - not owner-occupied permit shall be issued to an applicant whose location is less than one hundred feet from a religious institution, a school or its playground, a park, or a licensed day care center or its playground. The Council may approve an exemption from the minimum distance requirements upon adoption of a resolution, after a public hearing, receiving 21 affirmative votes.

Sponsors: Parker

2. [RS2022-1518](#)

A resolution exempting 845 Vibe Place, from the minimum distance requirements for obtaining a Short Term Rental Property - Not Owner-Occupied permit pursuant to Section 17.16.070.U of the Metropolitan Code.

Analysis

This resolution exempts 845 Vibe Place from the minimum distance requirements for obtaining a Short Term Rental Property - Not Owner-Occupied permit pursuant to Substitute Ordinance No. BL2019-78.

On July 7, 2020, the Council adopted Substitute Ordinance No. BL2019-78, as amended, which provides that no new STRP - not owner-occupied permit shall be issued to an applicant whose location is less than one hundred feet from a religious institution, a school or its playground, a park, or a licensed day care center or its playground. The Council may approve an exemption from the minimum distance requirements upon adoption of a resolution, after a

public hearing, receiving 21 affirmative votes.

Sponsors: Parker

H. Consent Resolutions and Resolutions

3. [RS2022-1507](#)

A resolution approving an option agreement between the Metropolitan Government of Nashville and Davidson County and the State of Tennessee authorizing the purchase of the property located at 88 Hermitage Avenue (Parcel No. 09311024100) (Proposal No. 2022M-019AG-001).

Analysis

This resolution approves an option agreement between the Metropolitan Government and the State of Tennessee to authorize the purchase of the property located at 88 Hermitage Avenue. The State of Tennessee owned the property at 88 Hermitage Avenue. The Metropolitan Government desires to purchase this property for use as part of the public park system. The Board of Parks and Recreation has approved the acquisition of this property.

The parcel is 3.109 acres. The Metropolitan Government would pay \$20,300,000 to the State of Tennessee for this property.

Fiscal Note: The 2021 appraisal value according to the Assessor of Property's website is \$14,441,000.

Sponsors: OConnell, Allen and Withers

4. [RS2022-1519](#)

A resolution accepting a memorandum of understanding between CAPA Strategies, LLC in conjunction with The National Oceanic and Atmospheric Administration (NOAA) and the Metropolitan Government, acting by and through the Mayor's Office, to participate in a technical assistance opportunity to receive Urban Heat Island Mapping for an area of 100 square miles within the city of Nashville identifying those areas that suffer from more intense heat due to the built environment.

Analysis

This resolution approves a memorandum of understanding (MOU) between CAPA Strategies, LLC ("CAPA") in conjunction with the National Oceanic and Atmospheric Administration ("NOAA") and the Metropolitan Government, acting through the Mayor's Office.

This MOU governs a 2022 Urban Heat Island Mapping Campaign ("the Campaign") to conduct a scientific field mapping study within a total of 100 square miles within Nashville. CAPA will conduct the study and issue a final report of the impact of air temperatures within neighborhoods, identifying those areas that suffer from more intense heat due to the built environment. The total cost of the project is \$12,000, of which NOAA is contributing \$12,000. The Metropolitan Government would be liable for the cost of replacement or repair of any lost, stolen, or damaged rental equipment during the project.

CAPA will assist the preparing the Campaign, including training of volunteers and participants, providing program materials, process timelines, and tracking resources. CAPA will also hold virtual team meetings with Metro to prepare for and complete the Campaign. CAPA will ship all necessary field equipment to Metro. Eight to twelve weeks after the receipt of the equipment, CAPA will process the data, including running computer scripts and models of ambient temperatures. CAPA will develop and share heat maps and methods in a summary report and conduct follow-up meetings with organizers and collaborators to discuss the results of the Campaign and explore the next steps.

This MOU will be in place from the date of execution through December 31, 2022.

Fiscal Note: There is no cost to Metro for the performance of this agreement. The total cost of the Urban Heat Island Mapping Campaign is \$12,000 and National Oceanic and Atmospheric Administration (NOAA) is funding the entire amount.

Sponsors: Allen, Young, Welsch and Hancock

5. [**RS2022-1520**](#)

A resolution authorizing the Metropolitan Mayor to submit the Nashville-Davidson HOME Investment Partnerships -American Rescue Plan (HOME ARP) Action Plan as Substantial Amendment 1 to the 2021-2022 Annual Update for Program Year Four to the 2018-2023 Consolidated Plan for Housing and Community Development to the U.S. Department of Housing and Urban Development (HUD).

Analysis

This resolution authorizes the submission of the Nashville-Davidson HOME Investment Partnerships - American Rescue Plan (“HOME ARP”) Action Plan as Substantial Amendment 1 to the 2021-2022 Annual Update for Program Year Four to the 2018-2023 Consolidated Plan for Housing and Community Development to the U.S. Department of Housing and Urban Development (“HUD”) by the Mayor.

The five-year consolidated plan is prepared by the Metropolitan Development and Housing Agency (“MDHA”) and is to be administered by MDHA as authorized per Resolution No. R94-1396.

The American Rescue Plan Act of 2021 (“ARP”) appropriated \$5 billion to provide housing, services, and shelter to individuals experiencing homelessness and other vulnerable populations to be allocated by formula to jurisdictions that qualified for HOME Investment Partnerships Program allocations in Fiscal Year 2021.

On September 22, 2021, the Metropolitan Government of Nashville- Davidson County received a grant agreement in the amount of \$9,315,028 for the HOME ARP funds and instructions on procedures to develop an Action Plan to access the funds. In order to access the HOME ARP, a substantial amendment is required to allocate funds to eligible activities and projects.

This Substantial Amendment 1 to the 2021-2022 Action Plan will allocate \$9,315,028 in HOME ARP funds to the following activities:

- \$1,500,000 to supportive services to pay for costs associated with providing the homeless with voluntary access to case management, Medical, mental health; substance use treatment; employment and life skills counseling; eviction prevention program; social and recreational events; and tenant advocacy with the goal of building independent living and tenancy skills to increase self-sufficiency to help them remain housed.
- \$6,733,525 for the development of affordable rental housing to grants and/or loans to entities to pay for costs associated with development of affordable rental housing.
- \$150,000 for nonprofit capacity building to fund reasonable and necessary general operating costs that will result in expansion or improvement of an organization's ability to successfully carry out eligible HOME- ARP activities.
- \$931,503 for administration and management until the end of the 15-year affordability period for all HOME ARP assisted units.

MDHA made this Substantial Amendment 1 available for public comment from March 11 to April 13, 2022. An in-person and virtual public hearing was held on March 24, 2022.

Sponsors: Parker and Allen

6. [RS2022-1521](#)

A resolution approving amendment one to a contract between The Metropolitan Government of Nashville and Davidson County and Pictometry International Corp. to provide digital orthophoto and oblique images, maintenance, and other related services for the Metropolitan Government of Nashville and Davidson County.

Analysis

This resolution approves the first amendment to a contract between the Metropolitan Government and Pictometry International Corp., previously approved by Resolution No. RS2019-1654.

RS2019-1654 approved a sole source contract for digital orthophoto and oblique images, maintenance, upgrades, and software support used to access, view and analyze aerial images used for various applications by the Metropolitan Government with the primary user being the Metropolitan Assessor of Property.

This amendment reduces the estimated contract value by \$41,948, from \$1,027,265 to \$985,317. The amendment also updates Exhibit A, related to pricing, and Appendix 1, related to product specifications. Pictometry International Corp. has developed updated processes and is operating more efficiently, allowing for more imaging and a reduced pricing structure.

Fiscal Note: This amendment will reduce the estimated value of the contract from \$1,027,265.00 to \$985,317.00. This would be paid from ASR Assessment Account (Business Unit #16102000).

Sponsors: Allen

7. [RS2022-1522](#)

A resolution accepting a grant from the Tennessee Department of Mental Health and Substance Abuse Services to the Metropolitan Government, acting by and through the Davidson County General Sessions Court, for the provision of the Tennessee Certified Recovery Court Program.

Analysis

This resolution accepts a grant not to exceed \$60,000 from the Tennessee Department of Mental Health and Substance Abuse Services to the Davidson County General Sessions Court for the provision of the Tennessee Certified Recovery Court Program. No local cash match would be required. The term of this grant begins July 1, 2022 and ends June 30, 2023.

Sponsors: Allen

8. [RS2022-1523](#)

A resolution accepting a grant from the Tennessee Department of Human Services, to the Metropolitan Government, acting by and through the Davidson County Juvenile Court, to establish and enforce federal and state mandated child support program guidelines for children born out of wedlock.

Analysis

This resolution accepts a grant not to exceed \$974,868.04 from the Tennessee Department of Human Services to the Davidson County Juvenile Court, with a required local cash match of \$502,204.96. This grant will be used to establish and enforce federal and state mandated child support program guidelines for children born out of wedlock. The term of the grant begins July 1, 2022 and ends June 30, 2023.

Sponsors: Allen and Styles

9. [RS2022-1524](#)

A resolution approving amendment one to a Parental Assistance Court grant from the Tennessee Department of Human Services to the Metropolitan Government, acting by and through the Davidson County Juvenile Court, to provide opportunities for and meet the needs of eligible low-income families who have a court ordered child support obligation and to increase program participant parenting time with their children.

Analysis

This resolution approves the first amendment to a Parental Assistance Court grant from the Tennessee Department of Human Services to the Davidson County Juvenile Court, previously approved by Resolution No. RS2021-990. This grant is used to provide opportunities for and meet the needs of eligible low-income families who have a court ordered child support obligation and to increase program participant parenting time with their children.

This amendment increases the amount of the grant by \$295,653.76, from \$295,653.00 to \$591,306.76. The required cash match would be increased by \$152,306.24, from \$152,307.00 to \$304,613.24. The end date of the term of the grant would be extended to June 30, 2023.

The contract provision regarding Background Investigation Requirements would be updated to state that a new background check may not be required if the State of Tennessee has a valid background investigation on file within the past five years for the employee. In addition, a new provision would be added to the contract to require the Davidson County Juvenile Court to meet with the Tennessee Department of Human Services and its Davidson County child support enforcement office monthly to discuss program progress.

Sponsors: Allen and Welsch

10. [**RS2022-1525**](#)

A resolution accepting a grant from the State of Tennessee, Department of Correction, to the Metropolitan Government, acting by and through the State Trial Courts, for the expenses of housing and treating non-violent felony offenders with co-occurring addiction and mental health disorders.

Analysis

This resolution accepts a grant not to exceed \$4,910,000 from the Tennessee Department of Corrections to the State Trial Courts, with no local cash match. The grant funds will be used for housing expenses and treatment of non-violent felony offenders with co-occurring addiction and mental health disorders. The term of the grant begins July 1, 2022 and extends for a period of 60 months.

Sponsors: Allen and Welsch

11. [**RS2022-1526**](#)

A resolution approving a contract by and between The Metropolitan Government of Nashville and Davidson County and Ryder Integrated Logistics, Inc. for the provision of refrigerated trucks and trailers for Metro Action Commission summer food services program.

Analysis

This resolution approves a contract between the Metropolitan Government and Ryder Integrated Logistics, Inc. for the lease of refrigerated trucks and trailers for Metro Action Commission's ("MAC") summer food services program.

Section 5.04.020 of the Metropolitan Code provides that all leases of equipment or automobiles shall be approved by resolution of the Metropolitan Council if the annual expenditure for the lease exceeds five thousand dollars. The estimated value of this contract for the lease is \$300,000.

This agreement would allow MAC to lease refrigerated trucks. The term of the contract is 60 months. The pricing for this contract is included as Exhibit A to the contract and provides the weekly price for the lease of each type of truck or trailer along with hourly refrigeration charges, mileage charges, and physical damage coverage for the trucks and trailers. MAC would use these trucks to store perishable items at MAC-designated locations. This would be for use for approximately eight weeks each summer over the 60 months of the contract.

Fiscal Note: The estimated value of this contract is \$300,000. This would be paid from Fund

#31505, MAC Summer Food Program, Business Unit #75303300, MAC Summer Food.

Sponsors: Allen, Welsch and Styles

12. [**RS2022-1527**](#)

A resolution authorizing the Metropolitan Department of Law to compromise and settle the property damage claim of Hext Quality Meat, Inc. against the Metropolitan Government of Nashville and Davidson County in the amount of \$28,554.28, with said amount to be paid out of the Self-Insured Liability Fund.

Analysis

On March 27, 2022, a sewage line adjacent to the Nashville Farmers' Market became clogged causing a back up in the toilets on the floor above Hext Quality Meat Inc.'s rented, walk-in freezer. The sewage contaminated the inventory of the freezer, which could not be sold for human consumption. The total value of the inventory was \$26,804. Five coolers were required to be replaced at a cost of \$350 each, totaling \$1,750.

The Department of Law recommends settlement of this property damage claim for \$28,554.28, which is the total value of the lost inventory plus the cost of the five coolers.

Fiscal Note: This \$28,554.28 settlement, along with the settlement per Resolution No. RS2022-1538, would be the 27th and 28th payments from the Self-Insured Liability Fund in FY22 for a cumulative total of \$1,260,315. The fund balance would be \$2,339,978 after these payments.

Sponsors: Allen

13. [**RS2022-1528**](#)

A resolution approving an amendment to a purchase and sale agreement between the Metropolitan Government and Piedmont Natural Gas Company, Inc., for a parcel of property and improvements located at 800 Second Avenue North.

Analysis

This resolution approves an amendment to Ordinance No. BL2021-743, which authorized the sale of a 4.49-acre parcel located at 800 Second Avenue North to Piedmont Natural Gas Company ("Piedmont") for \$4,239,000. This property is currently used for Metropolitan Government offices. During the Metro's environmental consultant estimates that it would cost approximately \$24,000,000 to remediate the property as a result of the prior gas plant operations in order to develop the property.

This amendment allows the Metropolitan Government to extend the time for closing the sale of this property. Under the original agreement, the closing was required to take place by December 31, 2022. The amendment allows for extension periods beyond December 31, 2022, in 180-day increments ("Extension Period") by written notice from Metro to Piedmont but requires the closing to occur no later than December 31, 2025. For each Extension Period exercised, the purchase price of the agreement will be reduced by \$250,000, beginning with

the second exercised Extension Period. After the fifth Extension Period, the purchase price will be reduced by \$500,000 for each Extension Period.

Fiscal Note: There are potentially six Extension Periods that Metro could exercise under this agreement. The purchase price of this property if all six extension periods are exercised would be \$2,489,000.

Sponsors: OConnell and Allen

14. [RS2022-1529](#)

A resolution accepting a grant from the National Association of County and City Health Officials (NACCHO) to the Metropolitan Government, acting by and through the Metropolitan Board of Health, to partner with agencies and implement activities that address the community's challenges related to drug overdose deaths.

Analysis

This resolution accepts a grant not to exceed \$173,899.22 from the National Association of County and City Health Officials to the Metropolitan Board of Health. The grant will be used to partner with agencies and implement activities that address the community's challenges related to drug overdose deaths. The term of the grant begins February 1, 2022 and ends July 31, 2022.

Sponsors: Allen, Evans and Welsch

15. [RS2022-1530](#)

A resolution approving amendment two to a grant from the U.S. Environmental Protection Agency to the Metropolitan Government, acting by and through the Metropolitan Board of Health, for the ongoing collection of data on ambient air concentrations for fine particulate matter in Nashville, Tennessee.

Analysis

This resolution approves the second amendment to a grant from the U.S. Environmental Protection Agency (EPA) to the Metropolitan Board of Health for the ongoing collection of data on ambient air concentrations for fine particulate matter in Nashville. The original agreement was approved by Resolution No. RS2020-681. This is a routine grant, and the Metro Health Department is responsible for air quality monitoring in Nashville and Davidson County on behalf of the EPA. The term of the grant began April 1, 2020.

The amendment increases the amount of the grant by \$97,500 for a new grant total of \$357,500. The end date of the grant would be extended from March 31, 2022 to March 31, 2024.

Sponsors: Allen, Evans, Welsch, Hancock and Styles

16. [RS2022-1531](#)

A resolution approving amendment three to a grant from the Tennessee Department of Health to the Metropolitan Government, acting by and through the Metropolitan Board of Health, to add additional Epidemiology & Laboratory Capacity (ELC) enhanced detection for

COVID response.

Analysis

This resolution approves the third amendment to a grant from the Tennessee Department of Health to the Metropolitan Board of Health, previously approved by Resolution No. RS2020-508. This grant is used to prepare for, respond to, and recover from COVID-19.

This amendment increases the grant amount by \$5,202,300, from \$26,086,400 to \$31,288,700. These funds will be used to add additional Epidemiology and Laboratory Capacity (ELC) enhanced detection for COVID response.

Sponsors: Allen, Evans, Welsch, Styles and Gamble

17. [**RS2022-1532**](#)

A resolution approving amendment seven to a grant from the Tennessee Department of Health to the Metropolitan Government, acting by and through the Metropolitan Board of Health, to improve the health of those residing in or visiting Davidson County through targeted strategies to prevent and control the use of tobacco products.

Analysis

This resolution approves the seventh amendment to a grant from the Tennessee Department of Health to the Metropolitan Board of Health, originally approved by Resolution No. RS2018-1305. This grant provides funding to improve the health of those residing in or visiting Davidson County through targeted strategies to prevent and control the use of tobacco products. This grant contract is a continuation of the Tobacco Master Settlement Letter of Agreement dated February 1, 2014. The term of this grant began on July 1, 2018 and extends until June 30, 2023.

This amendment increases the grant amount by \$140,000, from \$629,900 to \$769,900.

Sponsors: Allen and Evans

18. [**RS2022-1533**](#)

A resolution accepting a donation of Ballistic Vests for Police Canines from Spikes Canine Fund for the Metropolitan Nashville Police Department ("MNPd") to protect police canines from assaults.

Analysis

This resolution accepts a donation of Ballistic Vests for Police Canines from Spikes Canine Fund, valued at \$37,500, for the Metropolitan Nashville Police Department ("MNPd"). These vests will be used to protect MNPd canines from assaults. Metropolitan Code Section 5.04.120(B) allows donations exceeding \$5,000 to be accepted upon approval of a resolution of the Council.

Fiscal Note: The estimated value of the donated Ballistic Vests for Police Canines is \$37,500.

Sponsors: Allen, Evans, Hancock and Bradford

19. [RS2022-1534](#)

A resolution approving an intergovernmental agreement by and between The Metropolitan Government of Nashville and Davidson County, acting by and through the Metropolitan Nashville Police Department (hereinafter "MNPD"), and the U.S. Army Corps of Engineers for extra-duty police services.

Analysis

This resolution approves the renewals of an intergovernmental agreement between the Metropolitan Nashville Police Department (MNPD) and the U.S. Army Corps of Engineers for extra-duty police officers to patrol the recreation areas at J. Percy Priest and Old Hickory Lakes. All officers would be assigned exclusively through the Metro Police Secondary Employment Unit.

The base year for this contract is April 1, 2022 through September 30, 2022, with the option for one additional year.

State law allows the Metropolitan Government to enter into intergovernmental agreements with other governmental entities with approval of the Council by resolution.

Fiscal Note: MNPD will provide extra-duty police services for holiday and routine patrol at J. Percy Priest Lake and Old Hickory Lakes. U.S. Army Corps of Engineers will pay MNPD a total of \$118,788.40 for these services. The cost for additional option year would be a total of \$119,114.

Sponsors: Allen and Evans

20. [RS2022-1535](#)

A resolution to approve the First Amendment to a contract between the Metropolitan Government of Nashville and Davidson County and Foray Technologies, LLC to provide software services for the secure transfer of crime scene photos for the Metropolitan Nashville Police Department.

Analysis

This resolution approves the first amendment to a contract between the Metropolitan Government and Foray Technologies, LLC, to provide software services for the secure transfer of crime scene photos for the Metropolitan Nashville Police Department.

The original contract was procured in 2019 as a sole source contract. Sole source contracts may be awarded under the Metro procurement code when it is determined that there is only one source for the supply or services rendered. Section 4.12.060 of the Metro Code requires all sole source contracts having a total value in excess of \$250,000 to be approved by the Council by resolution. When originally procured, this contract had a value of \$223,467 which did not require Council approval. The original contract was set to expire on January 1, 2023.

This amendment extends the term of the contract to January 21, 2025. In addition, the value of the contract would be increased by \$148,978, from \$223,467 to \$372,445. No other changes would be made to the contract.

Fiscal Note: This amendment would change the estimated contract value from \$223,467.00 to \$372,445.00. This would be paid from GSD General Fund #10101, Business Unit #31160110, Police ALOB Information and Technology.

Sponsors: Allen, Evans and Styles

21. [RS2022-1536](#)

A resolution approving an application for a bicycle and pedestrian safety grant from the Tennessee Highway Safety Office to the Metropolitan Government, acting by and through the Nashville Department of Transportation & Multimodal Infrastructure (NDOT), to educate the public on pedestrian and bicycle safety awareness.

Analysis

This resolution approves an application for a bicycle and pedestrian safety grant from the Tennessee Highway Safety Office to the Nashville Department of Transportation and Multimodal Infrastructure (NDOT). The application is for \$60,000, with no local cash match, and would be used to educate the public through public service announcements (PSAs) on pedestrian and bicycle safety awareness in coordination with NDOT's Vision Zero Action Plan and WalknBike 2022 Plan.

Sponsors: Allen, Young, Welsch, Hausser and Hancock

22. [RS2022-1537](#)

A resolution authorizing TN Printers Hotel Owner, LLC to construct and install an aerial encroachment at 315 Union Street. (Proposal No.2022M-007EN-001).

Analysis

This resolution authorizes TN Printers Hotel Owner, LLC to construct, install, and maintain an aerial encroachment at 315 Union Street. The encroachment comprises one blade sign, encroaching the public right of way. The applicant must indemnify the Metropolitan Government from all claims in connection with the construction and maintenance of the signs and is required to post a certificate of public liability insurance in the amount of \$2,000,000 with the Metropolitan Clerk naming the Metropolitan Government as an insured party.

This resolution has been approved by the Planning Commission.

Sponsors: OConnell, Withers and Young

23. [RS2022-1538](#)

A resolution authorizing the Metropolitan Department of Law to compromise and settle the personal injury claim of Amarantha Martin against the Metropolitan Government of Nashville and Davidson County in the amount of \$16,000.00, with said amount to be paid out of the Self-Insured Liability Fund.

Analysis

On August 23, 2021, Ms. Amarantha Martin was walking along the brick sidewalk at the corner of Commerce Street and Fourth Avenue when she tripped and fell due to a depression in the sidewalk. Ms. Martin was taken to a clinic complaining of swelling, bruising, and pain in her left ankle. X-rays showed her left ankle was fractured. She also had abrasions to both knees and feet and had a scalp laceration. Ms. Martin's treatment included a boot for her ankle and crutches. Her medical costs totaled \$11,913.30.

The Department of Law recommends the settlement of this personal injury claim for \$16,000.

Fiscal Note: This \$16,000 settlement, along with the settlement per Resolution No. RS2022-1527, would be the 27th and 28th payments from the Self-Insured Liability Fund in FY22 for a cumulative total of \$1,260,315. The fund balance would be \$2,339,978 after these payments.

Sponsors: Allen and Welsch

24. [RS2022-1539](#)

A resolution accepting the terms of a cooperative purchasing master agreement for a trash, recycling, and brush calendar and reminders, searchable recycling database, and application for the department of Water and Sewerage Services.

Analysis

This resolution accepts the terms of a cooperative purchasing master agreement for trash, recycling, and brush calendar reminders, searchable recycling database, and application for the Department of Water and Sewerage Services. This purchasing agreement is between Sourcewell, which is a state of Minnesota local governmental agency, and ReCollect Systems, Inc. The agreement is valid through May 28, 2025.

RS2020-648 authorized the acceptance of a similar agreement for the same products offered by ReCollect Systems, Inc. The current agreement expires in July 7, 2022. This new cooperative purchasing master agreement allows Metro to continue to utilize the ReCollect Systems, Inc. database and application products.

T.C.A. § 12-3-1205(b) authorizes local governments to participate in cooperative purchasing agreements with governmental entities outside of the state as long as the goods or services were competitively procured by the other governmental entity. T.C.A. § 12-3-1205(b) further provides that local governments may participate in a master agreement by adopting a resolution accepting the terms of the master agreement.

Sponsors: Allen, Young, Styles and Gamble

25. [RS2022-1540](#)

A resolution approving a contract between The Metropolitan Government of Nashville and Davidson County and Waste Management, Inc. of Tennessee, for the provision of solid waste collection and collection of carts.

Analysis

This resolution approves a contract between the Metropolitan Government and Waste Management, Inc. of Tennessee (“WM”) for the provision of solid waste collection and collection of carts.

Section 4.12.220 of the Metropolitan Code of Laws requires Council approval by resolution of certain contracts “providing for the collection, transportation and/or disposal of solid waste”.

This is a contract for residential waste collection services. Pursuant to the agreement, WM will provide weekly collection of waste carts, dumpsters, and roll-offs. WM will provide one per week (Monday through Friday) waste collection for four Metro trash routes per day for a total of 20 routes per week. This will serve approximately 14,100 customers per week. Service is anticipated to begin by July 1, 2022 or earlier.

The term of the contract begins upon approval of all required parties and filing with the Metropolitan Clerk’s Office and extends for 60 months. The estimated contract value is \$7,500,000.

Fiscal Note: The contract term will end in sixty (60) months and an estimated value of \$7,500,000. This would be paid from Fund #30501, Solid Waste Operations and Business Unit #65803100, Water Services Waste Management Metro Collection.

Sponsors: Allen, Young and Evans

J. Bills on Second Reading**49. [BL2022-1169](#)**

An ordinance approving a Lease Agreement by and between the Metropolitan Government of Nashville and Davidson County acting by and through the Metropolitan Board of Education and East End Prep (Proposal No. 2021M-012PR-001).

Analysis

This ordinance approves a lease agreement between the Metropolitan Board of Education and East End Prep for use of property at 1460 McGavock Pike as a charter school. The property includes approximately 91,970 square feet of the building.

The term of the lease begins July 14, 2021 and ends June 30, 2031. Upon termination of the lease, the property will revert to MNPS. For the first year, the lease payment will be \$30,656.67 per month, which represents a rate of \$4.00 per square foot. The lease includes the cost of grounds maintenance, preventative maintenance, and refuse removal provided by MNPS’s contracted providers, as well as major building systems components and capital repairs. The lease payment will increase from \$4.00 per square foot in Year 1 to \$5.00 per square foot in Year 2, and then increase 3% each year throughout the term of the lease.

MNPS is responsible for the major building system components and their capital repairs. This includes the building's roof, foundation, structural members of exterior walls, HVAC system components, and more. MNPS is also responsible for the refuse collection and ground maintenance, the cost of which is included in the lease payment. East End Prep is responsible for custodial services, utilities, routine maintenance of the premises, and ADA compliance, building, fire, and zoning codes and regulations. East End Prep must maintain commercial general liability insurance of not less than \$1,000,000 per occurrence.

Fiscal Note: The basic lease per square foot price is \$4.00/square foot or \$30,656.67 per month for the approximate square footage of 91,970 during year 1. The basic lease per square foot includes the cost of grounds maintenance preventive maintenance, refuse removal, major building systems components and capital repairs. The lease rate will increase by 3% each year beginning in Year 2 and throughout the term of the lease.

Sponsors: Benedict, Allen and Withers

50. [BL2022-1189](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public sanitary sewer main, sanitary sewer manhole and easement, and to accept new sanitary sewer main, sanitary sewer manhole and easement, for property located at 3800 Charlotte Avenue (MWS Project No. 22-SL-02 and Proposal No. 2022M-034ES-001).

Analysis

This ordinance abandons approximately 217 linear feet of existing eight inch sanitary sewer main (concrete), one sanitary sewer manhole and easement, and to accept approximately 227 linear feet of new eight inch sanitary sewer main (DIP), one sanitary sewer manhole and easement for property located at 3800 Charlotte Avenue.

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

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

Sponsors: Murphy, Withers and Young

51. [BL2022-1234](#)

An ordinance to provide for the designation of public property within specified areas of downtown Nashville as a temporary "Special Event Zone" during the time period beginning at nine o'clock (9:00) p.m. on July 2, 2022, and ending at eleven fifty-nine (11:59) p.m. on July 5, 2022, relative to the use of these areas in conjunction with the 2022 July 4th Celebration and related activities and events.

Analysis

This ordinance approves a temporary "Special Event Zone" within portions of the downtown area, in conjunction with the 2022 July 4th Celebration and related activities and events from

July 2, 2022 until July 5, 2022. A map of the Special Event Zone areas established under this ordinance is attached to the ordinance. Activity restrictions within the Special Event Zone would begin at 9:00 p.m. on Saturday, July 2, 2022, and end at 11:59 p.m. on Tuesday, July 5, 2022. Activities on public property or in the public right-of-way within the Special Event Zone are regulated as follows:

- The sale of any food, beverages, goods, or merchandise would be prohibited, unless street vendors obtain a “Special Event Zone” permit from the Nashville Convention and Visitors Corporation (CVC) in order to sell within the geographic area listed above.
- The sale, provision, or serving of alcoholic beverages are prohibited, except as authorized.
- The sale or distribution of merchandise pertaining to the July 4th Celebration not licensed by the CVC is be prohibited.
- The distribution, promotional give-away activity, or provision of free products, services, or coupons by persons or entities that are not event sponsors is prohibited, except within any Public Participation Area.
- Vehicles shall be allowed only as directed by Metropolitan Nashville Police.
- No shared urban mobility devices, as defined by Metropolitan Code of Laws Section 12.62.010, are permitted within the Special Event Zone.
- No handguns, rifles, or firearms are permitted (Tennessee Code Annotated § 39-17-1359).
- No knives, swords or other fighting devices are permitted.
- No fireworks, firecrackers, or explosive devices are permitted, except event-related exhibitions permitted by the CVC.
- The Special Event Zone will be a “no fly zone.”

This ordinance requires at least one Public Participation Area within the Special Event Zone while the zone is in effect. This Area would allow for the reasonable expression by the public in a manner that is not disruptive to the July 4th Celebration activities, and events.

Fiscal Note: This ordinance places restrictions on the activities that would be allowed to take place within the special event zone during the 2022 July 4th Celebration. However, no additional Metro personnel or overtime would be required just for the enforcement of these restrictions.

Sponsors: OConnell

52. [BL2022-1235](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public sanitary sewer mains, sanitary sewer manholes and easements, for property located at 9828 Split Log Road in Williamson County, also known as Rosebrooke Phase 3 (MWS Project No. 22-SL-35 and Proposal No. 2022M-047ES-001).

Analysis

This ordinance accepts approximately 395 linear feet of new eight inch sanitary sewer main

(DIP), approximately 723 linear feet of new eight inch sanitary sewer main (PVC), six sanitary sewer manholes and easements for property located at 9828 Split Log Road in Williamson County, also known as Rosebrooke Phase 3. Future amendments to this ordinance may be approved by resolution.

This ordinance has been approved by the Planning Commission.

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

Sponsors: Withers and Young

53. [BL2022-1236](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public water mains, and to accept new public water mains and fire hydrant assemblies, for property located at 39th Avenue North (unnumbered) (MWS Project No. 22-WL-08 and Proposal No. 2022M-051ES-001).

Analysis

This ordinance abandons approximately 1,250 linear feet of existing two inch water main and approximately 40 linear feet of existing six inch water main, and accepts approximately 838 linear feet of new eight inch water main (DIP), approximately seven linear feet of new six inch water main (DIP) and two fire hydrant assemblies for property located at 39th Avenue North (unnumbered). Future amendments to this ordinance may be approved by resolution.

This ordinance has been approved by the Planning Commission.

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: Taylor, Withers and Young

54. [BL2022-1237](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing fire hydrant assemblies and easements, and to accept new water and sanitary sewer mains, fire hydrant assemblies, sanitary sewer manholes and easements, for property located at 1501 Hillside Avenue, also known as The Reservoir Zone 7 (MWS Project Nos. 21-WL-82 and 21-SL-195 and Proposal No. 2022M-050ES-001).

Analysis

This ordinance abandons four existing fire hydrant assemblies and easements, and accepts approximately 1,212 linear feet of new eight inch water main (DIP), approximately 556 linear feet of new eight inch sanitary sewer main (PVC), four fire hydrant assemblies, five sanitary sewer manholes and easements for property located at 1501 Hillside Avenue, also known as The Reservoir Zone 7. Future amendments to this ordinance may be approved by resolution.

This ordinance has been approved by the Planning Commission.

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: Sledge, Withers and Young

55. [BL2022-1238](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing sanitary sewer main and easement, and to accept new sanitary sewer main, sanitary sewer manhole and easement, for property located at 7131 Centennial Boulevard, (MWS Project No. 21-SL-212 and Proposal No. 2022M-063ES-001).

Analysis

This ordinance abandons approximately 153 linear feet of existing 12 inch sanitary sewer main (VCP) and easement, and accepts approximately 153 linear feet of new 12 inch sanitary sewer main (DIP), one sanitary sewer manhole and easement for property located at 7131 Centennial Boulevard. Future amendments to this ordinance may be approved by resolution.

This ordinance has been approved by the Planning Commission.

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: Roberts, Withers and Young

56. [BL2022-1239](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new sanitary sewer main and sanitary sewer manhole, for property located at 1100 B Sunnymeade Drive, also known as Sunnymeade Commons (MWS Project No. 22-SL-60 and Proposal No. 2022M-059ES-001).

Analysis

This ordinance accepts approximately 53 linear feet of new eight inch sanitary sewer main (PVC) and one sanitary sewer manhole for property located at 1100 B Sunnymeade Drive, also known as Sunnymeade Commons. Future amendments to this ordinance may be approved by resolution.

This ordinance has been approved by the Planning Commission.

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

Sponsors: Benedict, Withers and Young

57. [BL2022-1240](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to

accept new sanitary sewer and sanitary sewer force mains, sanitary sewer manholes and easements, for property located at 2126 Marsha Drive, also known as Rivergate View Subdivision (MWS Project No. 21-SL-128 and Proposal No. 2022M-055ES-001).

Analysis

This ordinance accepts 309 linear feet of new two and a half inch sanitary sewer force main (PVC), approximately 389 linear feet of new eight inch sanitary sewer main (PVC), two sanitary sewer manholes and easements for property located at 2126 Marsha Drive, also known as Rivergate View Subdivision. Future amendments to this ordinance may be approved by resolution.

This ordinance has been approved by the Planning Commission.

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

Sponsors: Young and Withers

58. [BL2022-1241](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept public water and sanitary sewer mains, fire hydrant assemblies, sanitary sewer manholes and easements, for two properties located at 204 Ben Allen Road and 121 Hart Lane, also known as Ben Allen Phase 2, (MWS Project Nos. 20-WL-85 and 20-SL-179 and Proposal No. 2022M-052ES-001).

Analysis

This ordinance accepts approximately 838 linear feet of new eight inch water main (DIP), approximately 886 linear feet of eight inch new sanitary sewer main (PVC), two fire hydrant assemblies, six sanitary sewer manholes and easements for two properties located at 204 Ben Allen Road and 121 Hart Lane, also known as Ben Allen Phase 2. Future amendments to this ordinance may be approved by resolution.

This ordinance has been approved by the Planning Commission.

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

Sponsors: VanReece, Withers and Young

59. [BL2022-1242](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public sanitary sewer easement rights, for property located at 3038 Lakeshore Drive (Proposal No. 2022M-060ES-001).

Analysis

This ordinance abandons easement rights for an existing 20 foot sanitary sewer easement

across the center of the property recorded on the plat of W. D. Warren, Book 6200, Page 998, R.O.D.C., TN, for property located at 3038 Lakeshore Drive. Future amendments to this ordinance may be approved by resolution.

This ordinance has been approved by the Planning Commission.

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

Sponsors: Withers and Young

60. [BL2022-1243](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new water and sanitary sewer mains, fire hydrant assemblies, sanitary sewer manholes and easements, for property located at 1200 Cottage View Lane, also known as Timber Trails Phase 3 (MWS Project Nos. 21-WL-95 and 21-SL-222 and Proposal No. 2022M-058ES-001).

Analysis

This ordinance accepts approximately 2,321 linear feet of new eight inch water main (DIP), approximately 2,029 linear feet of new eight inch sanitary sewer main (PVC), four fire hydrant assemblies, 11 sanitary sewer manholes and easements for property located at 1200 Cottage View Lane, also known as Timber Trails Phase 3. Future amendments to this ordinance may be approved by resolution.

This ordinance has been approved by the Planning Commission.

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

Sponsors: Lee, Withers and Young

61. [BL2022-1244](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing water main, and to accept new water main, for property located at 2100 Century Farms Parkway (MWS Project No. 22-WL-12 and Proposal No. 2022M-062ES-001).

Analysis

This ordinance abandons approximately 200 linear feet of existing 12 inch water main (DIP), and accepts approximately 200 linear feet of new 12 inch water main (DIP) in order to lower the profile of the pipeline in the ground for property located at 2100 Century Farms Parkway. Future amendments to this ordinance may be approved by resolution.

This ordinance has been approved by the Planning Commission.

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, Withers and Young

62. [BL2022-1245](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept a new public sanitary sewer manhole, for property located at Long Boulevard (unnumbered) (MWS Project No. 21-SL-293 and Proposal No. 2022M-057ES-001).

Analysis

This ordinance accepts one new public sanitary sewer manhole for property located at Long Boulevard (unnumbered). Future amendments to this ordinance may be approved by resolution.

This ordinance has been approved by the Planning Commission.

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

Sponsors: Taylor, Withers and Young

63. [BL2022-1246](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new water and sanitary sewer mains, fire hydrant assemblies, sanitary sewer manholes and easements, for property located at 842 Hamilton Crossings, also known as Hamilton Crossings Phase 2 (MWS Project Nos. 20-WL-123 and 20-SL-249 and Proposal No. 2022M-056ES-001).

Analysis

This ordinance accepts approximately 954 linear feet of new eight inch water main (DIP), approximately 135 linear feet of new six inch water main (DIP), approximately 855 linear feet of new eight inch sanitary sewer main (PVC), two fire hydrant assemblies, 10 sanitary sewer manholes and easements for property located at 842 Hamilton Crossings, also known as Hamilton Crossings Phase 2. Future amendments to this ordinance may be approved by resolution.

This ordinance has been approved by the Planning Commission.

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

Sponsors: Styles, Withers and Young

K. Bills on Third Reading

64. [BL2022-1073](#)

An Ordinance amending Sections 17.04.060, 17.08.030, 17.16.035, 17.16.170, and

17.20.030 of the Metropolitan Code to delete the “Day Care Home Use”, create new “Day Care Home - Small” and “Day Care Home - Large” uses, and to update the requirements for opening a Day Care Home or Day Care Center Use (Proposal No. 2022Z-002TX-001).

Analysis

This ordinance, as substituted, amends Sections 17.04.060, 17.08.030, 17.16.035, 17.16.170, and 17.20.030 of the Metropolitan Code to remove the existing “Day Care Home Use” and replace it with “Day Care Home - Small” and “Day Care Home - Large” uses, as well as update the conditions that must be met to open a day care home or day care center use. As proposed, day care home - small uses would provide services to five to seven individuals, and day care home - large uses would provide services to eight to twelve individuals. Under the current code, the day care home use provides services to five to twelve individuals.

The ordinance under consideration would make the day care home - large use a special exception use, which matches the existing day care home use, and make the day care home - small use a permitted with conditions. The day care home - small use would require one less parking space than the day care home - large use. Additionally, the legislation eliminates the circular driveway requirement for all day care uses and reorganizes the requirements for all day care uses in Section 17.16.035 of the Metropolitan Code for clarity.

This has been approved as substituted by the Planning Commission.

Sponsors: Cash, Evans, Allen, Styles, Suara and Porterfield

67. [BL2022-1121](#)

An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of the Metropolitan Government of Nashville and Davidson County, to amend Chapters 17.12, 17.24, 17.28, 17.36, and 17.40 pertaining to the cluster lot option, all of which is described herein (Proposal No. 2022Z-004TX-001).

Analysis

This ordinance, as substituted, amends the Metropolitan Code to modify the standards of Section 17.12.090 regarding the Cluster lot option. The ordinance would rename the former “Cluster lot option” to “Conservation Development” to better reflect the purpose and intent of the tool and reorganize the standards for more consistent utilization and implementation. The ordinance also includes housekeeping amendments in Chapters 17.24, 17.28, 17.36, and 17.40 of the Metropolitan Code to change references to “Cluster lot option” to “Conservation Development,” correct errors in code section references, and ensure consistency across the Title 17.

The current Cluster Lot Option standards in Section 17.12.090 of the Metropolitan Code are applicable to properties zoned Single-family Residential (RS/RS-A) or One and Two-Family Residential (R/R-A) and require a minimum of 15 percent of the gross acreage of the site be set aside as open space. In exchange, lots within the development may be reduced in size the equivalent of two zoning districts smaller than the existing zoning if standards for landscape buffer yards and perimeter lots are met.

The Conservation Development tool would require the preservation of some natural areas, including steep slopes and hillsides, streams and floodplains, problem soils, archaeological resources, and native forests or vegetation, under certain situations by allowing for flexibility in lot size in a residential subdivision. The Conservation Development tool would require that the development site must have at minimum 10 percent natural area. If less than 20 percent of the site is defined natural areas, all the natural area present must be undisturbed and in open space. If more than 20 percent of the site is natural features, a minimum of 20 percent is required to be preserved. In exchange for preserving these areas, a development may reduce the size of the lots by the percentage of the development preserved in natural area open space. In no case shall the size of any lot be reduced to less than 3,750 square feet, no matter how much natural area is protected.

A second substitute was added at the May 5, 2022 Council meeting that incorporated changes recommended by the Planning Commission.

This has been approved, as substituted, by the Planning Commission.

Sponsors: Henderson, Murphy, Withers, Allen, Druffel, Benedict and Styles

68. [BL2022-1122](#)

An ordinance to amend Titles 2 and 17 of the Metropolitan Code of Laws, to amend Chapters 17.24 and 17.28 pertaining to Tree Protection and Replacement, and to amend Chapters 2.226, 17.04, 17.12, 17.20, 17.24, 17.28, and 17.40 to make associated housekeeping amendments, all of which is described herein (Proposal No. 2022Z-005TX-001).

Analysis

This ordinance, as substituted, is a companion to BL2022-1121 and amends the Metropolitan Code Chapters 2.226, 17.04, 17.12, 17.20, 17.24, 17.28, and 17.40 by relocating Chapter 17.24, Article II *Tree Protection and Replacement* and Section 17.40.450 *Designation of Tree Types* to a newly created Section 17.28.065 *Trees* and making associated housekeeping amendments.

This ordinance relocates existing sections of the zoning code pertaining to tree preservation and replacement so that these standards are consolidated into a single proposed section in Chapter 17.28. Additionally, the proposal includes housekeeping amendments to update references to tree preservation throughout the code.

A substitute was added at the May 5, 2022 Council meeting to make housekeeping changes.

This has been approved, as substituted, by the Planning Commission.

Sponsors: Henderson, Murphy, Withers, Allen, Druffel, Benedict, Styles, Roberts and Porterfield

69. [BL2022-1164](#)

An Ordinance to amend Chapter 9.30 of the Metropolitan Code of Laws pertaining to construction sites.

Analysis

This ordinance, as substituted, amends Sections 9.30.010 and 9.30.030 of the Metropolitan Code of Laws regarding construction noise. Pursuant to the existing Metro Code section, construction noise cannot exceed 70 decibels between the hours of 7:00 p.m. and 7:00 a.m. During the months of June, July, and August, this standard applies between the hours of 8:00 p.m. and 6:00 a.m. The current provision applies only to construction sites located within or adjoining a residential zoning district and is measured from a point as close as possible to the outside walls of any residential structure located on the property affected by the noise at a height of four feet above the immediate surrounding surface.

The ordinance under consideration, as substituted, would change this provision to outdoor construction, repair, or demolition of parcels located within or adjoining the following zoning districts: AG, AR2a, RS, RS-A, R, R-A, RM, RM-A, RM-NS, RM-A-NS, SP, MUN, MUN-A, MUN-NS, MUN-A-NS, MUL, MUL-A, MUL-NS, MUL-S-NS, MUG, MUG-A, MUG-NS, MUG-A-NS, MUI, MUI-A, MUI-NS, MUI-A-NS, OR, OR-A, OR-NS, OR-A-NS, ON, OL, OG, OG-NS, ORI, ORI-A, ORI-NS, ORI-A-NS, CN, CN-A, CN-NS, CN-A-NS, CL, CL-A, CL-A-NS, CA, CA-NS, CF, CF-NS, SCN, SCN-NS, SCC, SCC-NS, SCR, or SCR-NS. This restriction would not apply to activities necessary to mitigate safety or significant traffic concerns during the stated restriction hours such as concrete activities, utility and road work, hauling of large loads, and similar.

This prohibition would apply during the same time periods as outlined in the current noise provision. Additionally, the variance procedures would be updated to replace references to the noise provision and make clear that the variance would be for outdoor construction hours.

Sponsors: Sledge, OConnell, Hausser, Evans, Murphy, Welsch, Styles, VanReece, Suara, Benedict, Bradford and Porterfield

87. [BL2022-1213](#)

An ordinance amending Chapter 6.81 of the Metropolitan Code of Laws regarding Booting Services.

Analysis

This ordinance, as amended, makes various changes to Chapter 6.81 of the Metropolitan Code of Laws, relative to booting services.

The maximum fee that can be charged by a booting service for boot removal would be increased from \$50 to \$75. A booting service would be required to respond to and arrive to a request to remove a boot within one hour of being contacted and must remove a boot within one hour after full boot removal payment has been received. The Metropolitan Transportation Licensing Commission ("MTLC") Director would be given authority to take action on violations of the Metropolitan Code violations.

The definitions of “attended commercial parking lot”, “business parking lot”, and “unattended commercial parking lot” would be deleted, and former references to these terms would be changed to “private property.”

The required age for applicants for a booting permit would be reduce from twenty-one years of age to eighteen years of age. All persons engaged in booting would be required to wear a uniform bearing the name and/or logo of the booting company on the person’s shirt or jacket.

New requirements would be implemented to require vehicles used by the booting service to display the name and phone number of the booting service. Booting services would also be required to maintain a 24 hour a day/365 days per year phone number staffed by a live operator to communicate with those who have been booted by the booting service.

A booting service would be required to pay for the repair of any damages caused to vehicles booted. Booting services would be required to have a valid, written contract for services with the property owner in order to boot on private property.

Booting service companies would be given five days to correct violations of the Metro Code. However, violations of Section 6.81.170, governing prohibited acts by a booting company such as failure to remove a boot, would be required to be corrected immediately.

The ordinance also gives the MTLC the authority to adjust the fees set in the ordinance.

Additionally, various housekeeping changes would be made to the existing Metro Code provisions.

Sponsors: Young and Styles

88. [BL2022-1214](#)

An ordinance amending the Metropolitan Code of Laws to authorize the Metropolitan Department of Water and Sewerage Services to enter into participation and maintenance agreements with developers for infrastructure projects via resolution.

Analysis

This ordinance amends Chapter 15.36 of the Metropolitan Code of laws to authorize the Metropolitan Department of Water and Sewerage Services to enter into participation and maintenance agreements with developers for infrastructure projects by resolution.

Pursuant to this new Section 15.36.130, the Council would be authorized to approve participation agreements between developers and MWS for lay and deed infrastructure projects, participation agreements for funding for systemwide upgrades, and maintenance agreements for funding the costs of infrastructure by resolution.

Sponsors: Allen, Young, Syracuse and Benedict

89. [BL2022-1215](#)

An ordinance amending Title 16 of the Metropolitan Code of Laws by adding Section 16.04.177 and amending Sections 16.12.220, 16.16.400, 16.20.250, and 16.28.110 relating to fee schedules for building permits, gas/mechanical permits, plumbing permits and electrical permits as well as fees relating to inspections, re-inspections, examination of plans, refunds, as well as administrative fees and other fees charged by the Department of Codes Administration.

Analysis

This ordinance, as amended, amends provisions of Title 16 of the Metropolitan Code of Laws to increase fees charged by the Department of Codes Administration (“Codes”).

An independent consultant was retained to determine whether a fee increase is necessary to cover the full cost of services provided by Codes and the Metropolitan Fire Marshal’s office for plans review and inspection services related to building construction. The consultant performed an analysis of the scope of services provided by Codes, the Fire Marshal’s office, and others relating to building construction. The consultant determined that a fee increase is reasonable and necessary to cover the full cost of providing these services.

This ordinance would provide for a slight increase in most existing fees for permits issued by Codes and the Fire Marshal’s office. Fees for plumbing permits for the repair or alteration to an existing septic tank or field, electrical permits for lighting for lunch wagons, medical service vehicles, and similar structures on wheels, and fees for blasting permits for six or twelve months would be eliminated.

New fees would be implemented for zoning letters and liquor letters. The zoning letter fee would be \$50 and the liquor letter fee would be \$40. A new fee for residential construction would be imposed at \$5 per \$1,000 of construction value.

Additionally, a new Metropolitan Code provision would be added to allow the fee schedule set forth in Chapters 16.12, 16.16, 16.20, and 16.28 of the Metropolitan Code to be adjusted on July 1 of each year by the greater of (a) a percentage equal to the percentage change in the CPI Urban Index (CPI-U) over the preceding year and (b) 3%. However, if the change in the CPI-U is negative, there would be no change in the fees for that fiscal year.

This ordinance would take effect July 1, 2022 at 12:01 AM.

Sponsors: Allen and Hancock

90. [BL2022-1217](#)

An ordinance approving a contract between the Metropolitan Government of Nashville and Davidson County and Oracle, for hosting services of eBusiness Suite R12 and PeopleSoft Pension Calculation Systems.

Analysis

This ordinance approves a sole source contract between the Metropolitan Government and

Oracle for hosting services of eBusiness Suite R12 and PeopleSoft Pension Calculation Systems.

Sole source contracts may be awarded under the Metro procurement code when it is determined that there is only one source for the supply or services rendered. Section 4.12.060 of the Metro Code requires all sole source contracts having a total value in excess of \$250,000 to be approved by the Council by resolution. This contract is for a term of more than 60 months and requires approval by ordinance.

The term of this contract is 120 months. The estimated contract life value is \$15,000,000.

According to the sole source justification form provided by the ITS Department, this Oracle application hosting services company has worked with the Oracle on premises hosting systems since their original implementation. The unique expertise and knowledge of eBusiness Suite R12 and PeopleSoft Pension Calculations Systems is needed and a ten-year sole source contract would follow the life of these systems.

Fiscal Note: The estimated value of this contract is \$15,000,000. This would be paid from Information Technology Service Fund #51137, Business Unit #14521014, ITS Business Solutions.

Sponsors: Allen and Hancock

91. [BL2022-1218](#)

An ordinance authorizing the Metropolitan Government of Nashville and Davidson County, acting by and through the Metropolitan Department of Water and Sewerage Services, to enter into an agreement with 804 14th Avenue North, LLC, to provide improved public sanitary sewer service through the construction of an improved stormwater system (Project No. SWGR 2021000149 and Proposal Number 2022M-014AG-001).

Analysis

This ordinance authorizes the execution of an agreement with 804 14th Avenue North, LLC, to provide improved public sanitary sewer service through the construction of an improved stormwater system. 804 14th Avenue North, LLC, will be constructing a 60-unit hotel development which is located in the combined sewer system and the Kerrigan basin. Currently, Metro operates the combined sewer system in the Kerrigan Basin which, if separated, would provide the potential for reduced localized storm flooding, surcharging sewer, and odors. The separation will also improve the overall water quality in the Cumberland River.

Metro will be responsible for the design and construction of the sewer separation infrastructure. 804 14th Avenue North, LLC will be responsible for the payment of \$1000,000 to fund the design and construction. 804 14th Avenue North, LLC will also be providing on-site stormwater control measures. Metro will also provide 804 14th Avenue North, LLC temporary access to the current combined system if the new separated system is not completed when the application for the use and occupancy permit for the multi-story development is submitted.

Fiscal Note: Metro will receive \$100,000 from 804 14th Avenue North, LLC, to be deposited to fund 47335 for the design and construction of the current and new stormwater infrastructure.

Sponsors: OConnell, Allen, Withers and Young

92. [BL2022-1219](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new sanitary sewer and water mains, sanitary sewer manholes, fire hydrant assemblies and easements, for two properties located at Chandler Road (unnumbered), also known as Chandler Reserve Phase 1 (MWS Project Nos. 21-SL-10 and 21-WL-05 and Proposal No. 2022M-042ES-001).

Analysis

This ordinance accepts approximately 2,380 linear feet of new eight inch sanitary sewer main (PVC), approximately 2,017 linear feet of new eight inch water main (DIP), approximately 888 linear feet of new 10 inch water main (DIP), 17 sanitary sewer manholes, five fire hydrant assemblies and easements for two properties located at Chandler Road (unnumbered), also known as Chandler Reserve Phase 1.

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

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

Sponsors: Hagar, Withers and Young

93. [BL2022-1220](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new water and sanitary sewer mains, fire hydrant assemblies, sanitary sewer manholes and easements, for two properties located at Chandler Road (unnumbered), also known as Chandler Reserve Phase 2 (MWS Project Nos. 21-WL-06 and 21-SL-11 and Proposal No. 2022M-043ES-001).

Analysis

This ordinance accepts approximately 910 linear feet of new eight inch water main (DIP), approximately 346 linear feet of new 10-inch water main (DIP), approximately 1,707 linear feet of new eight inch sanitary sewer main (PVC), approximately 620 linear feet of new eight inch sanitary sewer main (DIP), three fire hydrant assemblies, 15 sanitary sewer manholes and easements for two properties located at Chandler Road (unnumbered), also known as Chandler Reserve Phase 2.

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

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

Sponsors: Hagar, Withers and Young

94. [BL2022-1221](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new sanitary sewer and water mains, sanitary sewer manholes, fire hydrant assemblies and easements, for two properties located at Chandler Road (unnumbered), also known as Chandler Reserve Phase 3 (MWS Project Nos. 21-SL-12 and 21-WL-07 and Proposal No. 2022M-044ES-001).

Analysis

This ordinance accepts approximately 1,130 linear feet of new eight inch sanitary sewer main (PVC), approximately 1,141 linear feet of new eight inch water main (DIP), 10 sanitary sewer manholes, three fire hydrant assemblies and easements for two properties located at Chandler Road (unnumbered), also known as Chandler Reserve Phase 3.

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

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

Sponsors: Hagar, Withers and Young

95. [BL2022-1222](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing sanitary sewer main and easements and to accept new water and sanitary sewer mains, fire hydrant assemblies, sanitary sewer manholes and easements, for two properties located at Chandler Road (unnumbered), also known as Chandler Reserve Phase 4 (MWS Project Nos. 21-WL-124 and 21-SL-292 and Proposal No. 2022M-045ES-001).

Analysis

This ordinance accepts approximately 133 linear feet of existing eight inch sanitary sewer main (PVC) and easements, and to accept approximately 1,194 linear feet of new eight inch water main (DIP), approximately 604 linear feet of new eight inch sanitary sewer main (DIP), approximately 244 linear feet of new eight inch sanitary sewer main (PVC), three fire hydrant assemblies, nine sanitary sewer manholes and easements for two properties located at Chandler Road (unnumbered), also known as Chandler Reserve Phase 4.

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

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

Sponsors: Hagar, Withers and Young

96. [BL2022-1223](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new water and sanitary sewer mains, fire hydrant assemblies, sanitary sewer manholes and easements, for two properties located at Chandler Road (unnumbered), also known as Chandler Reserve Phase 5 (MWS Project Nos. 21-WL-08 and 21-SL-13 and Proposal No. 2022M-046ES-001).

Analysis

This ordinance accepts approximately 1,176 linear feet of new eight inch water main (DIP), approximately 1,302 linear feet of new eight inch sanitary sewer main (PVC), approximately 1,295 linear feet of new eight inch sanitary sewer main (DIP), four fire hydrant assemblies, 15 sanitary sewer manholes and easements for two properties located at Chandler Road (unnumbered), also known as Chandler Reserve Phase 5.

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

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

Sponsors: Hagar, Withers and Young

97. [BL2022-1224](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new water and sanitary sewer mains, fire hydrant assemblies, sanitary sewer manholes and easements, for two properties located at Chandler Road (unnumbered), also known as Chandler Reserve Phase 6 (MWS Project Nos. 21-WL-09 and 21-SL-14 and Proposal No. 2022M-049ES-001).

Analysis

This ordinance accepts approximately 1,400 linear feet of new eight inch water main (DIP), approximately 1,349 linear feet of new eight inch sanitary sewer main (PVC), four fire hydrant assemblies, 10 sanitary sewer manholes and easements for two properties located at Chandler Road (unnumbered), also known as Chandler Reserve Phase 6.

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

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

Sponsors: Hagar, Withers and Young

98. [BL2022-1225](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept the relocation and replacement of a fire hydrant assembly and permanent easement, for two properties located at 4323 Old Goins Road and 4337 Goins Road (MWS Project No.

22-WL-003 and Proposal No. 2022M-037ES-001).

Analysis

This ordinance accepts the relocation and replacement of one fire hydrant assembly and permanent easement for properties located at 4323 Old Goins Road and 4337 Goins Road.

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

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

Sponsors: Sepulveda, Withers and Young

99. [BL2022-1226](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new sanitary sewer main and sanitary sewer manhole, for property located on 2109 Buchanan Street, (MWS Project No. 22-SL-027 and Proposal No. 2022M-039ES-001).

Analysis

This ordinance accepts approximately 154 linear feet of new eight inch sanitary sewer main (DIP), and one sanitary sewer manhole for property located on 2109 Buchanan Street.

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

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

Sponsors: Taylor, Withers and Young

100. [BL2022-1227](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to relocate a public fire hydrant assembly, for property located at 800 Monroe Street (MWS Project No. 22-WL-05 and Proposal No. 2022M-048ES-001).

Analysis

This ordinance accepts the relocation of one public fire hydrant assembly for property located at 800 Monroe Street.

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

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

Sponsors: OConnell, Withers and Young

101. [BL2022-1228](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to negotiate and accept permanent easement for the Vaulx Lane Stormwater Improvement Project for three properties located at 2601 Vaulx Lane and 799 and 799 B Montrose Avenue, (Project No. 22-SWC-210 and Proposal No. 2022M-040ES-001).

Analysis

This ordinance authorizes the negotiation and acceptance of a permanent easement for three properties located at 2601 Vaulx Lane, 799B Montrose Avenue, and 799 Montrose Avenue.

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

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

Sponsors: Sledge, Withers and Young

102. [BL2022-1229](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing stormwater easement rights, for property located at 681 Old Hickory Boulevard (Proposal No. 2022M-041ES-001).

Analysis

This ordinance abandons easement rights for an existing Permanent Stormwater Easement conveyed unto The Metropolitan Government of Nashville and Davidson County in Instrument Number 20050706-0077169, R.O.D.C., TN (Davidson County Register of Deeds) for property located at 681 Old Hickory Boulevard.

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

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

Sponsors: Swope, Withers and Young