



Metro Council

G. Consent Resolutions and Resolutions

1. [RS2022-1578](#)

A resolution approving a participation agreement between the Metropolitan Government of Nashville and Davidson County, acting by and through the Metropolitan Department of Water and Sewerage Services, and 1302 Pillow Street, LLC, to provide public water service improvements for Pillow Street's proposed development, as well as other existing properties in the area (MWS Project No. 20-WL-0142 and Proposal No. 2022M-021AG-001).

Analysis

This resolution approves a participation agreement between the Metropolitan Department of Water and Sewerage Services ("MWS") and 1302 Pillow Street, LLC ("Pillow Street"), to provide public water service improvements for Pillow Street's proposed development as well as other developments in the area.

Pursuant to the agreement, Pillow Street agrees to contract and oversee the construction of approximately 998 linear feet of eight inch water main and one fire hydrant assembly on Pillow Street. Metro will inspect the construction and, upon acceptance, will be responsible for ongoing operation and maintenance. Metro will pay 50% of the actual project costs, not to exceed \$64,774. Pillow Street will further agree to improve the public water main to Merritt Avenue and will be reimbursed by Metro not to exceed \$239,850. Metro's total contribution to the project will be \$304,624.

Ordinance No. BL2022-1214 authorizes NWS to enter into participation agreements funding infrastructure with developers by resolution of the Metropolitan Council.

Fiscal Note: The Metropolitan Department of Water and Sewerage Services will pay 50% of the actual project costs of the water main and fire hydrant assembly on Pillow Street up to \$64,774 and will reimburse the developer for the public water main to Merritt Avenue up to \$239,850. Metro's total contribution will not exceed \$304,624.

Sponsors: Sledge, Allen, Withers and Young

2. [RS2022-1828](#)

A resolution requesting that the Division of Purchases, with the assistance of the Department of Planning, issue a solicitation for development of portions of the Nissan Stadium campus.

Analysis

This resolution requests that the Division of Purchases, with the assistance of the Department of Planning, issue a solicitation for development of portions of the Nissan Stadium campus. The Sports Authority of the Metropolitan Government of Nashville and Davidson County ("Authority") owns certain property on the East Bank, located near a multi-purpose outdoor stadium currently known as Nissan Stadium, also owned by the Authority and leased to Cumberland Stadium, L.P., an affiliate of the National Football League's Tennessee Titans ("Titans"). The existing lease between the Authority and the Titans prohibits the development of the property near the current Nissan Stadium campus.

The Titans have proposed to construct a new enclosed stadium immediately to the east of the existing stadium and release the encumbrances on developing this property. Approximately 40 acres of this area would be developed ("Initial Development Area") to include infrastructure, diverse and attainable housing, parks and green space, and transportation and mobility facilities, in coordination with the activation of a new stadium. A map of the Initial Development Area is attached as Exhibit 1 to the resolution.

This resolution requests the Division of Purchases, with the assistance of the Department of Planning, to prepare and issue a solicitation seeking a private partner to develop the Initial Development Area. Proposals must address infrastructure, diverse and attainable housing, parks and green space, and transportation and mobility facilities. Proposers must demonstrate financial and management capacity suited to the project and a record successful completion of comparable projects, including transit-oriented developments and mixed-use urban environments.

Once the Purchasing Agent identifies the most advantageous proposal, a proposed agreement should be negotiated and submitted to the Council for approval by ordinance.

Sponsors: Withers, Rhoten and Hurt

3. [RS2022-1845](#)

Resolution authorizing and providing for the issuance and sale of water and sewer revenue bond anticipation notes in a principal amount not to exceed \$217,753,425 at any one time in the form of commercial paper of The Metropolitan Government of Nashville and Davidson County; authorizing and providing for one or more dealer agreements, issuing and paying agency agreements, and credit and/or liquidity facility agreements; and providing for certain other matters related thereto

Analysis

This resolution authorizes and provides for the issuance and sale of water and sewer revenue bond anticipation notes, in the form of commercial paper, in an amount not to exceed \$217,753,425 at any one time. The Metropolitan Government has used commercial paper as a form of short-term financing for capital projects since 2003. Commercial paper is basically a line of credit Metro can access to cover interim construction costs while awaiting the

appropriate time to issue long-term bonds. The State of Tennessee uses a similar commercial paper program, as do many other large cities.

The resolution approves the necessary dealer agreement, the offering memorandum, the issuing and paying agent agreement, and a revolving credit agreement with TD Bank, N.A. Metro's financial adviser is Hilltop Securities, Inc.

The offering memorandum furnishes information about the water/sewer commercial paper program to prospective purchasers. The issuing and paying agent is responsible for collecting the funds and paying the principal and interest on the notes. The dealer's responsibility is to find buyers for the commercial paper issued by Metro.

Sponsors: Rhoten

4. [**RS2022-1854**](#)

A resolution appropriating \$100,000 through a grant contract by and between the Metropolitan Government, acting by and through the Office of Family Safety, and the Sexual Assault Center, for the provision of medical legal exams and therapy to residents in Davidson County who are domestic violence victims.

Analysis

This resolution appropriates \$100,000 from the Metropolitan Office of Family Safety to the Sexual Assault Center for the provision of medical legal exams and therapy to residents in Davidson County who are domestic violence victims. 100 medical legal exams and 500 therapy sessions will be provided to Davidson County resident victim/survivors of sexual assault.

This grant contract begins July 1, 2022 and ends June 30, 2023.

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

Fiscal Note: This resolution appropriates \$100,000 from the Metropolitan Office of Family Safety to the Sexual Assault Center.

Sponsors: Rhoten, Syracuse, Welsch, Suara and Hausser

5. [**RS2022-1855**](#)

A resolution appropriating \$1,600,000 in American Rescue Plan Act funds from Fund #30216 to the Metropolitan Development and Housing Agency for a pilot program to provide wraparound services to residents.

Analysis

This resolution appropriates \$1,600,000 in American Rescue Plan Act ("ARP") funds from Fund #30216 to the Metropolitan Development and Housing Agency ("MDHA").

MDHA has traditionally used federal grant funds to employ social workers, career coaches, and other human services staff to provide wraparound services for its public housing properties to assist residents. These federal grant funds are no longer available because MDHA has converted its properties to an alternative funding mechanism through the Rental Assistance Demonstration program. MDHA has developed a pilot program to provide wraparound services for 50 families at seven of its housing sites. The proposal requests \$800,000 each year for two years to support this programming. MDHA would competitively procure these services from partner organizations.

Fiscal Note: This \$1,600,000 appropriation, along with the appropriations per Resolution No. RS2022-1865, RS2022-1863, RS2022-1860, RS2022-1861, RS2022-1862, and Resolution No. RS2022-1856 would be the 35th, 36th, 37th, 38th, 39th and 40th resolutions appropriating from the American Recovery Plan Act (ARP) Fund for a cumulative total of \$221,497,030. The total grant award is \$259,810,600. The first half of this amount was received in July 2021 and the second half was received in July 2022. The grant award must be obligated by December 31, 2024 and expend by December 31, 2026.

Sponsors: Gamble, Johnston, Hausser, Welsch, Sledge, Bradford, Rhoten and Toombs

6. [RS2022-1856](#)

A resolution appropriating \$5,000,000 in American Rescue Plan Act funds from Fund #30216 to the Metropolitan Development and Housing Agency to provide gap funding for 150 affordable units at Cayce Place through the Envision Cayce plan.

Analysis

This resolution appropriates \$5,000,000 in American Rescue Plan Act (“ARP”) funds from Fund #30216 to the Metropolitan Development and Housing Agency (“MDHA”).

In 2021, the Metropolitan Government formed an Affordable Housing Task Force. Based upon the findings and recommendations of the Affordable Housing Task Force, the Housing Division has targeted four initiatives for transformational impact - (1) pathways to equitable homeownership for Black and brown residents; (2) housing opportunities for older adults; (3) innovative housing solutions for families; and (4) support of Envision Cayce.

Based upon discussions of working groups, MDHA seeks to implement new construction on existing planned affordable units at Cayce Place. This ARP funding would provide gap funding for Cayce Place for the construction of 150 affordable units.

Fiscal Note: This \$5,000,000 appropriation, along with the appropriations per Resolution No. RS2022-1865, RS2022-1863, RS2022-1860, RS2022-1861, RS2022-1862, and Resolution No. RS2022-1856 would be the 35th, 36th, 37th, 38th, 39th and 40th resolutions appropriating from the American Recovery Plan Act (ARP) Fund for a cumulative total of \$221,497,030. The total grant award is \$259,810,600. The first half of this amount was received in July 2021 and the second half was received in July 2022. The grant award must be obligated by December 31,

2024 and expend by December 31, 2026.

Sponsors: Sepulveda, Gamble, Johnston, Hausser, Welsch, Sledge, Suara, Allen,
VanReece, Rhoten, Toombs and Withers

7. **RS2022-1857**

A resolution declaring surplus and authorizing the conveyance of real property to certain nonprofit organizations, and authorizing grants not exceeding \$15,045,144.00 from the Barnes Fund for Affordable Housing to certain nonprofit organizations selected for the express purpose of constructing and rehabilitating affordable or workforce housing. (Proposal No. 2022M-043AG-001)

Analysis

This resolution declares 14 properties as surplus and authorizes the conveyance of these parcels and further authorizes grants not exceeding \$15,045,144 to certain nonprofit organizations for the express purpose of constructing and rehabilitating affordable or workforce housing.

Tenn. Code Ann. §7-3-314(e) permits Metro to convey by resolution any real property acquired pursuant to a delinquent tax sale by grant to a non-profit organization for the purpose of constructing affordable or workforce housing. This section also specifies that no property may be granted prior to the expiration of the statutory redemption period. This section also requires that all such property be used to construct affordable and workforce housing for residents in the county.

On March 15, 2022, the Metropolitan Housing Trust Fund Commission issued a request for applications to qualified nonprofit organizations to participate in the nonprofit housing development grant program. Living Development Concepts, Inc., Affordable Housing Resources, Inc., and Be a Helping Hand Foundation were selected to receive these properties, as follows:

- 1604 Arthur Avenue - District 19 - Living Development Concepts
- 919 43rd Avenue N - District 21 - Living Development Concepts
- 229 Center Street - District 11 - Living Development Concepts
- 2909 Booker Street - District 21 - Living Development Concepts
- 204 Port Drive - District 8 - Affordable Housing Resources
- 212 Café Road - District 10 - Affordable Housing Resources
- 3218 Torbett Street - District 21 - Affordable Housing Resources
- 2631 Old Buena Vista Road - District 2 - Affordable Housing Resources
- 94 Fain Street - District 19 - Affordable Housing Resources
- 1822 Dr D B Todd Jr Blvd - District 21 - Affordable Housing Resources
- 0 Robertson Street - District 19 - Be a Helping Hand
- 0 Robertson Street - District 19 - Be a Helping Hand
- 65 Robertson Street - District 19 - Be a Helping Hand
- 101 Robertson Street - District 19 - Be a Helping Hand

This resolution further authorizes the Metropolitan Housing Trust Fund Commission to enter into grant contracts with Living Development Concepts, Affordable Housing Resources, and Be a Helping Hand Foundation for the express purpose of constructing affordable and workforce housing on these 14 properties.

In addition to the grants of real property, monetary grants from the Barnes Fund totaling \$15,045,144 would be made to 12 nonprofit organizations for 13 affordable housing projects. Tenn. Code Ann. § 7-3-314 authorizes Metro to provide financial assistance to nonprofit organizations. In addition, Section 5.04.070 of the Metro Code of Laws provides that the Council may appropriate funds for the financial aid of nonprofit organizations by resolution. The resolution would appropriate these funds as follows:

- Living Development Concepts -- \$750,000
- Affordable Housing Resources - \$275,000
- Be a Helping Hand Foundation - \$339,000
- Crossbridge, Inc. - \$406,906
- Habitat for Humanity of Greater Nashville - \$1,980,000
- New Level Community Development Corporation - \$3,000,000
- Park Center, Inc. - \$2,554,066
- Project Return, Inc. - \$190,884
- Urban Housing Solutions, Inc. - \$2,100,000
- Woodbine Community Organization - \$2,470,000
- William Franklin Buchanan Community Development Corporation - \$334,822
- Be a Helping Hand Foundation - \$449,341
- Thistle Farms, Inc. - \$195,125

Per state law and section 5.04.070 of the Metro Code, adoption of this resolution requires 21 affirmative votes.

Fiscal Note: This appropriation would reduce the balance of the Barnes Fund by \$15,045,144.

Sponsors: Hausser, Rhoten, Withers, Welsch, Sledge, Suara, Toombs, OConnell, Young, Murphy, Taylor and Hagar

8. **RS2022-1858**

A resolution authorizing grants not exceeding \$4,950,000 from the Barnes Fund for Affordable Housing to certain nonprofit organizations for the express purpose of constructing and rehabilitating affordable or workforce housing.

Analysis

This resolution authorizes grants totaling not to exceed \$4,950,000 from the Barnes Fund for Affordable Housing to three nonprofit organizations for the express purpose of constructing and rehabilitating affordable or workforce housing.

Tenn. Code Ann. § 7-3-314 authorizes Metro to provide financial assistance to nonprofit

organizations. In addition, Section 5.04.070 of the Metro Code of Laws provides that the Council may appropriate funds for the financial aid of nonprofit organizations by resolution. The resolution would appropriate these funds as follows:

- Mary, Queen of Angels, Inc. - \$1,980,000
- Southeast Community Capital Corporation dba Pathway Lending - \$1,980,000
- Appalachian Home & Health, Inc. - \$990,000

The grant contracts are attached to the resolution.

Fiscal Note: This appropriation would reduce the balance of the Barnes Fund by \$4,950,000.

Sponsors: Hausser, Rhoten, Welsch, Sledge and Suara

9. [RS2022-1859](#)

A resolution to approve the Fourth Amendment to a grant contract for constructing affordable housing approved by RS2017-965 between The Metropolitan Government of Nashville and Davidson County, acting by and through the Metropolitan Housing Trust Fund Commission, and Affordable Housing Resources.

Analysis

This resolution approves the fourth amendment to a grant contract between the Metropolitan Housing Trust Fund Commission and Affordable Housing Resources for the construction of affordable housing. The original grant contract, approved by RS2017-965, granted \$410,000 from the Barnes Fund for Affordable Housing to Affordable Housing Resources for a 24-month term. The grant was extended for 12 months pursuant to RS2019-1655 and extended again pursuant to RS2021-760 for a second 12-month extension. A third 12-month extension, for a total term of 60 months, was approved by RS2021-1232.

The fourth amendment extends the term of the grant contract for 12 months for a total term of 72 months. There is no increase in the amount of the grant.

Sponsors: Hausser, Rhoten and Welsch

10. [RS2022-1860](#)

A resolution appropriating \$10,000,000 in American Rescue Plan Act funds from Fund #30216 to the Housing Division of the Metropolitan Planning Department to increase homeownership opportunities and housing security for populations with historical barriers and demonstrated inequities in homeownership.

Analysis

This resolution appropriates \$10,000,000 in American Rescue Plan Act (“ARP”) funds from Fund #30216 to the Housing Division of the Metropolitan Planning Department (“Housing Division”).

In 2021, the Metropolitan Government formed an Affordable Housing Task Force. Based upon the findings and recommendations of the Affordable Housing Task Force, the Housing Division

has targeted four initiatives for transformational impact - (1) pathways to equitable homeownership for Black and brown residents; (2) housing opportunities for older adults; (3) innovative housing solutions for families; and (4) support of Envision Cayce.

Based upon discussions of working groups, the Housing Division seeks to procure services to develop collective or shared equity housing to lower the entry price for homeownership and to develop an Equitable Homeownership Network to focus on removing barriers to homeownership for Black and brown families with incomes at or below 80% of the area median income. This includes increasing access to affordable financial services and connecting families to financial literacy, mortgage counseling, and fair housing counseling programs.

The Housing Division proposes \$9,500,000 in ARP funding for new construction or acquisition/rehabilitation of housing for shared equity ownership. The Housing Division would issue a request for proposals (“RFP”) for a partner with experience in developing or financing collective or shared equity housing. The goal of this activity is to create 76 units.

The Housing Division proposes \$500,000 in ARP funding to increase awareness of and connection to existing resources for prospective homebuyers and the creation of a network among service providers and financial institutions. The Housing Division would issue an RFP for a community-based nonprofit or consortium of nonprofits with demonstrated experience building trust with Black and brown communities. The goal of this activity is to assist 100 people in becoming mortgage ready.

Fiscal Note: This \$10,00,000 appropriation, along with the appropriations per Resolution No. RS2022-1865, RS2022-1863, RS2022-1860, RS2022-1861, RS2022-1862, and Resolution No. RS2022-1856 would be the 35th, 36th, 37th, 38th, 39th and 40th resolutions appropriating from the American Recovery Plan Act (ARP) Fund for a cumulative total of \$221,497,030. The total grant award is \$259,810,600. The first half of this amount was received in July 2021 and the second half was received in July 2022. The grant award must be obligated by December 31, 2024 and expend by December 31, 2026.

Sponsors: Sepulveda, Gamble, Johnston, Hausser, Welsch, Sledge, Suara, Allen, Rhoten and Toombs

11. [RS2022-1861](#)

A resolution appropriating \$8,000,000 in American Rescue Plan Act funds from Fund #30216 to the Housing Division of the Metropolitan Planning Department to support housing for older adults by developing additional affordable housing inventory and creating opportunities for homeowners to age in place.

Analysis

This resolution appropriates \$8,000,000 in American Rescue Plan Act (“ARP”) funds from Fund #30216 to the Housing Division of the Metropolitan Planning Department (“Housing Division”).

In 2021, the Metropolitan Government formed an Affordable Housing Task Force. Based upon the findings and recommendations of the Affordable Housing Task Force, the Housing Division

has targeted four initiatives for transformational impact - (1) pathways to equitable homeownership for Black and brown residents; (2) housing opportunities for older adults; (3) innovative housing solutions for families; and (4) support of Envision Cayce.

Based upon discussions of working groups, the Housing Division seeks to make funds available through the Barnes Fund for Affordable Housing for the construction of rental housing for those 62 years of age and older, at or below 60% of the area median income (“AMI”). The Housing Division also seeks to fund homeowner repairs and improvements to enable home sharing, on-site care, or accommodate multi-generational housing. Finally, the Housing Division seeks to procure services to create a home sharing pilot program for older adults to offer space for affordable rental housing.

The Housing Division is requesting \$6,500,000 for new construction or acquisition and rehabilitation of housing for rent to persons aged 62 or older, at or below 60% of AMI. This would be accomplished through a designated set-aside in a Barnes Fund funding round. The goal for this activity is to produce 100 new units.

The Housing Division is requesting \$1,200,000 in funding for homeowners to make repairs and/or improvements to their homes to create additional living space. This funding would be available to homeowners at 80% of AMI for the following purposes: (1) to enable a space to be rented through the Home Sharing Program; (2) to create a safe space for on-site care; or (3) to accommodate for multi-generational housing. This would be accomplished through a designated set-aside in a Barnes Fund funding round. The goal for this activity is to assist 50 homeowners.

Finally, the Housing Division is requesting \$300,000 for a Home Sharing Pilot to create a technology platform for older adults to offer spare rooms or existing accessory dwelling units for affordable housing rental. The Housing Division would issue a request for proposals to a nonprofit to establish the platform and launch the program. The goal for this activity is to make 100 connections.

Fiscal Note: This \$8,000,000 appropriation, along with the appropriations per Resolution No. RS2022-1865, RS2022-1863, RS2022-1860, RS2022-1861, RS2022-1862, and Resolution No. RS2022-1856 would be the 35th, 36th, 37th, 38th, 39th and 40th resolutions appropriating from the American Recovery Plan Act (ARP) Fund for a cumulative total of \$221,497,030. The total grant award is \$259,810,600. The first half of this amount was received in July 2021 and the second half was received in July 2022. The grant award must be obligated by December 31, 2024 and expend by December 31, 2026.

Sponsors: Sepulveda, Gamble, Johnston, Hausser, Welsch, Sledge, Suara, Bradford, Allen, VanReece, Rhoten and Toombs

12. [RS2022-1862](#)

A resolution appropriating \$7,000,000 in American Rescue Plan Act funds from Fund #30216 to the Housing Division of the Metropolitan Planning Department to build 108 new units of affordable housing for families at or below 50% AMI.

Analysis

This resolution appropriates \$7,000,000 in American Rescue Plan Act (“ARP”) funds from Fund #30216 to the Housing Division of the Metropolitan Planning Department (“Housing Division”).

In 2021, the Metropolitan Government formed an Affordable Housing Task Force. Based upon the findings and recommendations of the Affordable Housing Task Force, the Housing Division has targeted four initiatives for transformational impact - (1) pathways to equitable homeownership for Black and brown residents; (2) housing opportunities for older adults; (3) innovative housing solutions for families; and (4) support of Envision Cayce.

Based upon discussions of working groups, the Housing Division seeks to procure 108 new units of co-op housing for families at or below 50% of area median income. This would be accomplished through a designated set-aside in a Barnes Fund funding round.

Fiscal Note: This \$7,000,000 appropriation, along with the appropriations per Resolution No. RS2022-1865, RS2022-1863, RS2022-1860, RS2022-1861, RS2022-1862, and Resolution No. RS2022-1856 would be the 35th, 36th, 37th, 38th, 39th and 40th resolutions appropriating from the American Recovery Plan Act (ARP) Fund for a cumulative total of \$221,497,030. The total grant award is \$259,810,600. The first half of this amount was received in July 2021 and the second half was received in July 2022. The grant award must be obligated by December 31, 2024 and expend by December 31, 2026.

Sponsors: Sepulveda, Gamble, Johnston, Hausser, Welsch, Sledge, Suara, Allen, VanReece, Rhoten and Toombs

13. [RS2022-1863](#)

A resolution appropriating \$500,000 in American Rescue Plan Act funds from Fund #30216 to Our Place Nashville for the provision of affordable housing for adults with developmental disabilities.

Analysis

This resolution appropriates \$500,000 in American Rescue Plan Act (“ARP”) funds from Fund #30216 to Our Place Nashville.

Our Place Nashville is a local provider of affordable housing for adults with special needs and is a local private pay provider for this housing. The COVID-19 pandemic negatively impacted Our Place Nashville’s shared living housing initiatives. Our Place Nashville proposes to open 15 new shared living houses within the next two years and requests two annual installments of \$250,000 to assist with this proposal. This funding will be used to ensure stability of Our Place Nashville through the expansion of shared living houses, recruit adults with physical disabilities who have trouble accessing affordable housing, sustain critical social/recreational activities and vocational support, and hire social workers.

Fiscal Note: This \$500,000 appropriation, along with the appropriations per Resolution No. RS2022-1865, RS2022-1863, RS2022-1860, RS2022-1861, RS2022-1862, and Resolution No.

RS2022-1856 would be the 35th, 36th, 37th, 38th, 39th and 40th resolutions appropriating from the American Recovery Plan Act (ARP) Fund for a cumulative total of \$221,497,030. The total grant award is \$259,810,600. The first half of this amount was received in July 2021 and the second half was received in July 2022. The grant award must be obligated by December 31, 2024 and expend by December 31, 2026.

Sponsors: Johnston, Gamble, Sepulveda, Hausser, Welsch, Sledge, Suara, Bradford, Rhoten, Toombs and VanReece

14. [RS2022-1864](#)

A resolution authorizing the Metropolitan Department of Law to compromise and settle the property damage claim of Samuel Beasley against the Metropolitan Government of Nashville and Davidson County in the amount of \$19,967.05, with said amount to be paid out of the Self-Insured Liability Fund.

Analysis

On April 21, 2022, a Nashville Fire Department (“NFD”) engine was driving on I-24 East while responding to a call. A five-inch fire hose disengaged from the hose bed and began feeding across I-24 East covering four lanes of the interstate. The NFD employee driving the engine stated that the engine struck several potholes which may have caused the hose to disengage. Mr. Samuel Beasley drove over the fire hose, causing extensive damage to his vehicle, including damage to the front bumper, grille, oil pan, oil pump, front suspension, wheel alignment, and engine. The subrogation demand from Mr. Beasley’s insurance provider, State Farm Insurance, is \$19,967.05, which includes the amount of property damage paid, the claimant’s deductible, and the payment for a rental car.

The Department of Law recommends settlement of the subrogation demand of Mr. Beasley’s insurance provider, State Farm Insurance, in the amount of \$19,967.05.

No disciplinary action was taken against the NFD employee.

Fiscal Note: This \$19,967.05 settlement, along with the settlements per Resolution Nos. RS2022-1865, and RS2022-1878 be the 15th, 16th, and 17th payments from the Self-Insured Liability Fund in FY23 for a cumulative total of \$548,700. The fund balance would be \$15,690,168 after these payments.

Sponsors: Rhoten

15. [RS2022-1865](#)

A resolution authorizing the Metropolitan Department of Law to compromise and settle the property damage claim of Laura Franklin against the Metropolitan Government for \$19,011.29, with said amount to be paid out of the Self-Insured Liability Fund.

Analysis

On August 25, 2022, a Metropolitan Nashville Police Department (“MNPDP”) officer was on patrol in his patrol vehicle and approached the intersection of Lyle Avenue and Broadway. He

stopped at the stop sign on Lyle Avenue and proceeded northbound into the intersection crossing Broadway. The MNPD officer did not see Laura Franklin traveling westbound on Broadway and struck the driver's side of Ms. Franklin's vehicle. Ms. Franklin's vehicle was determined to be a total loss. She was not injured in the collision. State Farm Insurance is requesting reimbursement of \$19,011.29, which represents the total property damage less the deductible and salvage.

The Department of Law recommends settlement of this property damage claim for \$19,011.29, payable to State Farm Insurance.

Disciplinary action against the MNPD officer consisted of a written reprimand.

Fiscal Note: This \$19,011.29 settlement, along with the settlements per Resolution Nos. RS2022-1864, and RS2022-1878 be the 15th, 16th, and 17th payments from the Self-Insured Liability Fund in FY23 for a cumulative total of \$548,700. The fund balance would be \$15,690,168 after these payments.

Sponsors: Rhoten

16. [**RS2022-1866**](#)

A resolution approving a contract by and between the Tennessee Department of Health and the Metropolitan Government, acting by and through the Metropolitan Board of Health, to provide a mobile vaccination trailer to support remote vaccination events.

Analysis

This resolution approves a contract between the Tennessee Department of Health ("State") and the Metropolitan Board of Health ("Metro Health") to provide a mobile vaccination trailer to support remote vaccination events. Pursuant to the contract, the State will provide a mobile vaccination unit to Metro Health. Metro Health will use the mobile vaccination unit for outreach for public health needs such as COVID-19 vaccination efforts. Metro Health will be responsible for the maintenance for the mobile vaccination unit and must provide insurance coverage for its use. There will be no cost for the performance of services under this contract. The term of the contract begins January 15, 2023 and extends for a period of sixty months.

Sponsors: Rhoten, Syracuse and Welsch

17. [**RS2022-1867**](#)

A resolution approving an agreement between the Metropolitan Government, acting by and through the Metropolitan Board of Health, and the University of Memphis, Loewenberg College of Nursing, to provide clinical experience opportunities for its students and residents.

Analysis

This resolution approves an affiliation agreement between the Metropolitan Board of Health and the University of Memphis, Loewenberg College of Nursing, to provide a clinical experience opportunity for its students and residents. Pursuant to the agreement, the Metropolitan Health Department would provide clinical and public health instruction and

experience to students. Students will receive no compensation and would not be considered employees of the Metropolitan Government.

The school is required to provide assurances that students are covered by health and professional liability insurance and the school has agreed to assume responsibility for its students participating in the program.

The term of the agreement begins October 1, 2022 and continues for five years. The agreement may be terminated by either party upon 90 days' written notice.

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

Sponsors: Rhoten, Syracuse and Welsch

18. [RS2022-1868](#)

A resolution approving a business associate agreement between the Metropolitan Government, acting by and through the Metropolitan Board of Health, and Siloam Health to provide safeguards to prevent the use or disclosure of protected health information.

Analysis

This resolution approves a business associate agreement between the Metropolitan Board of Health and Siloam Health. This agreement restricts the use or disclosure of information obtained about individuals served through the Community Health Worker program, including all personally identifiable information and health protected information. Siloam Health agrees to restrict this information obtained from Metro and Metro agrees to restrict this information obtained from Siloam Health. The term of this contract is 36 months, beginning October 14, 2022 and ending September 14, 2025. There is no cost for the performance of this contract.

Sponsors: Rhoten, Syracuse and Welsch

19. [RS2022-1869](#)

A resolution approving a business associate agreement between the Metropolitan Government, acting by and through the Metropolitan Board of Health, and Matthew Walker Comprehensive Health Center to provide safeguards to prevent the use or disclosure of protected health information.

Analysis

This resolution approves a business associate agreement between the Metropolitan Board of Health and Matthew Walker Comprehensive Health Center. This agreement restricts the use or disclosure of information obtained about individuals served through the Community Health Worker program, including all personally identifiable information and health protected information. Matthew Walker Comprehensive Health Center agrees to restrict this information obtained from Metro and Metro agrees to restrict this information obtained from Matthew Walker Comprehensive Health Center. The term of this contract is 36 months, beginning October 14, 2022 and ending September 14, 2025. There is no cost for the performance of this contract.

Sponsors: Rhoten, Syracuse and Welsch

20. [RS2022-1870](#)

A resolution approving an Agreement to Detail for the Public Health Associate Program (PHAP) between the Metropolitan Government, acting by and through the Metropolitan Board of Health, and the Centers for Disease Control and Prevention (CDC) to provide an Associate to assist public health agencies in developing, implementing, and evaluating public health programs.

Analysis

This resolution approves an Agreement to Detail for the Public Health Associate Program (“PHAP”) between the Metropolitan Board of Health (“MPHD”) and the Centers for Disease Control and Prevention (“CDC”). The PHAP is a competitive, two-year, paid training program of the CDC. Public Health Associates are assigned to public health agencies and work alongside the other professionals and will be placed with the MPHD Health in All Policies program. The Public Health Associate would be provided during the period of October 11, 2022 through October 18, 2024.

Sponsors: Rhoten, Syracuse and Welsch

21. [RS2022-1871](#)

A resolution approving amendment one to 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 approves the first amendment to a grant from the National Association of County and City Health Officials to the Metropolitan Board of Health. Resolution No. RS2022-1529, approved by the Council on May 17, 2022, accepted a grant not to exceed \$173,899.22. The grant is used to partner with agencies and implement activities that address the community’s challenges related to drug overdose deaths.

This amendment increases the total grant amount by \$323,731.90, from \$173,899.22 to \$497,631.12. The end date of the grant would also be extended one year, from July 31, 2022 to July 31, 2023.

Sponsors: Rhoten and Syracuse

22. [RS2022-1872](#)

A resolution approving amendment one to an Opioid Overdose Reduction Program (OORP) grant from the U.S. Department of Justice, Office of Justice Programs, to the Metropolitan Government, acting by and through the Metropolitan Board of Health, to address prescription drug and opioid misuse, save lives, and reduce crime through a comprehensive and collaborative approach.

Analysis

This resolution approves the first amendment to an Opioid Overdose Reduction Program grant from the U.S. Department of Justice, Office of Justice Programs, to the Metropolitan Board of Health. Resolution No. RS2019-97, approved by Council on November 19, 2019, accepted a grant not to exceed \$1,040,371 with no local cash match to address prescription drug and opioid misuse, save lives, and reduce crime through a comprehensive and collaborative approach.

This amendment extends the end date of the grant by one year from September 30, 2022 to September 30, 2023.

Sponsors: Rhoten, Syracuse and VanReece

23. [RS2022-1873](#)

A resolution approving amendment two to a grant from the Tennessee Department of Health, to the Metropolitan Government, acting by and through the Metropolitan Board of Health, to improve the health of the citizens of Davidson County through targeted strategies to prevent and control the use of tobacco.

Analysis

This resolution approves amendment two to a grant from the Tennessee Department of Health to the Metropolitan Board of Health. Resolution No. RS2020-167 approved a grant to improve the health of the citizens of Davidson County through targeted strategies to prevent and control the use of tobacco. Amendment one, approved by Resolution No. RS2021-1092, increased the grant amount to \$175,500, with no local cash match required and extended the end date of the grant contract to April 30, 2023.

Amendment two to the grant increases the total grant amount by \$133,000, for a total of \$308,500. The end date of the contract would be extended to March 31, 2025.

Sponsors: Rhoten, Syracuse and Welsch

24. [RS2022-1874](#)

A resolution approving amendments two and three to a grant from the U.S. Department of Health and Human Services to the Metropolitan Government, acting by and through the Metropolitan Board of Health, to provide for the prevention, surveillance, diagnosis, and treatment of HIV/AIDS and to administer a Minority AIDS Initiative program.

Analysis

This resolution approves amendments two and three to a grant, originally approved by Resolution No. RS2022-1428, from the U.S. Department of Health and Human Services to the Metropolitan Board of Health. RS2022-1428, approved on March 15, 2022, accepted a grant of \$1,480,177 to provide for the prevention, surveillance, diagnosis, and treatment of HIV/AIDS and to administer a Minority AIDS Initiative program. This grant was amended by Resolution No. RS2022-1651 to increase the grant amount to \$4,644,704 and extend the end date from February 28, 2023 to February 28, 2025.

Amendment two updates grant specific reporting terms. Amendment three authorizes the carryover of the unobligated balance from the prior budget period which ended February 28, 2022, into the current budget period. Amendment three allows for the use of an additional \$1,060,039, for a total of \$5,704,743 during the current budget period.

Sponsors: Rhoten, Syracuse, Welsch and Bradford

25. [RS2022-1875](#)

A resolution accepting an in-kind grant from the Friends of Warner Parks to the Metropolitan Government, acting by and through the Metropolitan Board of Parks and Recreation, to provide funding for the next phase of improvements in Warner Parks.

Analysis

This resolution accepts an in-kind grant from the Friends of Warner Parks to the Metropolitan Board of Parks and Recreation with an estimated value of \$360,000. No cash match is required. This in-kind grant will provide the next phase of improvements to Warner Parks, including Nature Play Pavilion and Nature Play Restoration at Warner Park Nature Center and Hodge House Pavilion.

The grant was approved by the Metropolitan Board of Parks and Recreation on September 13, 2022.

Sponsors: Henderson, Rhoten and Hurt

26. [RS2022-1876](#)

A resolution accepting a grant from the Centennial Park Conservancy to the Metropolitan Government, acting by and through the Metropolitan Board of Parks and Recreation, to fund the repurposing of the Croquet Clubhouse into a café to enhance the park's visitor experience.

Analysis

This resolution accepts a grant from the Centennial Park Conservancy to the Metropolitan Board of Parks and Recreation in the amount not to exceed \$1,000,000 with no cash match required. This grant will provide funding for the design and construction of improvements to repurpose the historic Centennial Park Croquet Clubhouse. The clubhouse will be operated as a café in partnership with Metro Parks upon completion.

The grant was approved by the Metropolitan Board of Parks and Recreation on September 13, 2022.

Sponsors: Taylor, Rhoten, Hurt and Allen

27. [RS2022-1877](#)

A resolution to amend Ordinance No. BL2022-1267 to authorize The Metropolitan Government of Nashville and Davidson County to accept an additional sanitary sewer manhole, for property located at 121 Hart Lane (MWS Project Nos. 21-WL-118 and 21-SL-279 and Proposal Nos. 2022M-066ES-001 and 2022M-161ES-001).

Analysis

This resolution amends Ordinance No. BL2022-1267 to accept an additional sanitary sewer manhole for property located at 121 Hart Lane. BL2022-1267 accepted approximately 321 linear feet of new eight inch water main (DIP), approximately 317 linear feet of new eight inch sanitary sewer main (PVC and DIP), one fire hydrant assembly, two sanitary sewer manholes and easements for property located at 121 Hart Lane. It has been determined that one additional sanitary sewer manhole is needed to construct this project.

This resolution has been approved by the Planning Commission. BL2022-1267 provided that future amendments to the ordinance may be approved by resolution.

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

Sponsors: VanReece, Withers and Pulley

28. [RS2022-1878](#)

A resolution authorizing the Metropolitan Department of Law to compromise and settle the property damage claim of Lucinda Fields against the Metropolitan Government of Nashville and Davidson County in the amount of \$11,500.00, with said amount to be paid out of the Self-Insured Liability Fund.

Analysis

On August 8, 2022, a blocked sewer line broke causing contaminated water to fill the crawlspace of 1008 Carriage Way Court. Metro Water Services has determined the sewer line was blocked by tree roots, which were later cut to alleviate the problem. Ms. Lucinda Fields hired services to remove the contaminated, toxic water from her crawl space and the crawl space was also required to be dried and sanitized.

The Department of Law recommends settlement of Ms. Fields's personal property damage claim for \$11,500, which represents the cost of the remediation.

Fiscal Note: This \$11,500 settlement, along with the settlements per Resolution Nos. RS2022-1864, and RS2022-1865 be the 15th, 16th, and 17th payments from the Self-Insured Liability Fund in FY23 for a cumulative total of \$548,700. The fund balance would be \$15,690,168 after these payments.

Sponsors: Rhoten

I. Bills on Second Reading**40. [BL2022-1528](#)**

An Ordinance amending Title 2, Title 6, and Title 7 of the Metropolitan Code of Laws to amend the membership of various boards and commissions.

Analysis

This ordinance changes the composition of 11 Metropolitan boards and commissions. The following boards and commissions would be amended: the Board of Property Standards and Appeals, Metropolitan Transportation Licensing Commission, Auditorium Commission, Historical Commission, Human Relations Commission, Housing Trust Fund Commission, Board of Ethical Conduct, CATV Special Committee, Short Term Rental Appeals Board, Beer Permit Board, and Stormwater Management Committee.

The *Board of Property Standards* is currently comprised of seven members appointed by the mayor and confirmed by a majority vote of the whole membership of the council. This legislation would reduce the mayoral appointees to five and have two members be elected by a majority vote of the whole membership of the council. The mayor's appointments are selected from specific categories. The two members elected by the council would be appointed at large.

The *Metropolitan Transportation Licensing Commission* is currently comprised of nine members appointed by the mayor and confirmed by a majority vote of the whole membership of the metropolitan council. This legislation would reduce the mayor's appointments to five and have four members elected by a majority vote of the whole membership of the council.

The *Metropolitan Auditorium Commission* is currently comprised of seven members appointed by the mayor and confirmed by a majority vote of the whole council. This legislation would reduce the mayor's appointments to four members and have three members elected by a majority vote of the whole membership of the council.

The *Historical Commission* is currently comprised of fifteen members appointed by the mayor and confirmed by a majority vote of the whole council. This legislation would reduce the mayor's appointments to ten members and have five members elected by a majority vote of the whole membership of the council.

The *Human Relations Commission* is currently comprised of seventeen members appointed by the mayor and confirmed by a majority vote of the whole council. This legislation would reduce the mayor's appointments to ten members and have seven members elected by a majority vote of the whole membership of the council.

The *Metropolitan Housing Trust Fund Commission* is currently comprised of seven members. One member is designated by the Metropolitan Development and Housing Agency and one member is a councilmember designated by the vice mayor for a term of two years. Five members are appointed by the mayor and approved by the council. This legislation would reduce the mayor's appointments to two members and have two members elected by a majority vote of the whole membership of the council.

The *Board of Ethical Conduct* currently has five members. The president pro tem of the council is an ex officio, non-voting member of the board. One member of the board is selected by each of the following organizations: League of Women Voters of Nashville, Nashville Area Central Labor Council, Napier-Looby Bar Association, Nashville Area Chamber of Commerce, Nashville

Bar Association. This legislation increases the membership to seven members. Of these two additional members, one will be selected by the National Association for the Advancement of Colored People Nashville Branch and one will be selected by the Tennessee Immigrant & Refugee Rights Coalition. The quorum requirement for the board to conduct business would be increased from four to six.

The *CATV Special Committee* is currently comprised of seven members who are appointed by the mayor. This legislation would reduce the mayor's appointments to four members who will be confirmed by a majority vote of the whole membership of the council and have three members elected by a majority vote of the whole membership of the council. Of the members to be elected by the Council, one is to be a representative of a union representing the telecommunications industry.

The *Short Term Rental Appeals Board* is currently comprised of seven members. One member is a member of council, selected by the body from its membership. The six remaining members are appointed by the mayor and confirmed by a majority vote of the whole council. This legislation would reduce the mayor's appointments to three members and have three members elected by a majority vote of the whole membership of the council.

The *Metropolitan Beer Permit Board* is currently comprised of seven members appointed by the mayor and approved by the council. This legislation would reduce the mayor's appointments to four members and have three members elected by a majority vote of the whole membership of the council.

The *Stormwater Management Committee* is currently comprised of seven members appointed by the mayor and confirmed by a majority vote of the whole council. Four members must be registered professional engineers in the State of Tennessee with expertise in civil engineering, hydraulics, hydrology, and/or environmental sciences and three members are lay members from the community at large. This legislation would reduce the mayor's appointments to the four members who are registered professional engineers. The three lay members would be elected by a majority vote of the whole membership of the council.

This ordinance states that, when an existing mayoral appointment is transferred to a new appointing authority (such as the council), the new appointing authority will fill all vacancies after the effective date of this ordinance until each board and commission is appointed as described in this ordinance.

A version of this ordinance showing the changes from the existing Metropolitan Code provisions is available from the Council Office upon request.

Sponsors: Sepulveda, Toombs, Styles, Suara, Lee, Porterfield, Hurt, Sledge, Cash, Evans, Welsch, Taylor, Bradford and Benedict

41. [BL2022-1529](#)

An ordinance amending Chapter 5.12 of the Metropolitan Code of Laws pursuant to Tenn. Code Ann. § 67-4-1415 by increasing the hotel occupancy privilege tax in the amount of one

percent and directing the proceeds be used for the construction of and future capital improvements to a new enclosed stadium, and debt service related thereto.

Analysis

This ordinance authorizes the increase of the hotel occupancy privilege tax levy by 1% in Davidson County in accordance with Tenn. Code Ann. § 67-4-1415.

Currently, sections 5.12.020 and 15.12.060 of the Metropolitan Code of Laws levy a hotel occupancy privilege tax in the amount of six percent of the consideration charged by hotel operators for occupation of hotel rooms within Davidson County. These provisions also direct the use of the proceeds from this hotel occupancy privilege tax. Sections 5.12.120 and 5.12.130 of the Metropolitan Code of Laws levy an additional hotel occupancy privilege tax in the amount of \$2.50 upon the occupancy of each hotel room within Davidson County and direct the use of the proceeds. Tenn. Code Ann. § 67-4-1415, recently enacted by the Tennessee General Assembly, authorizes a local government to levy an additional privilege tax of one percent of the consideration charged by hotel operators, with the proceeds to be used (“Sports Authority”) for “the payment of debt service for the construction of an enclosed stadium with at least fifty thousand (50,000) seats and for future capital improvements to the enclosed stadium”.

The privilege tax authorized by this ordinance will expire on January 1, 2024 unless the Sports Authority has issued revenue bonds as contemplated by the Term Sheet, which is the subject of Resolution No. RS2022-1827. This ordinance would take effect on February 1, 2023.

Sponsors: Withers, Rhoten and Hurt

42. [BL2022-1530](#)

An ordinance to amend Chapter 13.20 of the Metropolitan Code of Laws to restrict obstructions within the public way or public right-of-way.

Analysis

This ordinance amends Chapter 13.20 of the Metropolitan Code of Laws to restrict obstructions and excavations which close or occupy any portion of the public right-of-way or public way.

Chapter 13.20 of the Metropolitan Code of Laws governs excavations and obstructions in, on, over or under any street, road, alley, sidewalk or other public way. This includes a permitting system to allow individuals excavate in or obstruct these public ways.

This ordinance amends Section 13.20.030 of the Metropolitan Code to prohibit permits affecting multimodal pathway travel within the public way or public right-of-way to be issued for any construction activities or special events for 7 days or more. Currently, there is no time limitation for these permits.

Section 13.20.030.E currently provides that the fee to place a trailer or dumpster in the public right of way is ten dollars per day, with a \$2,000 cap per year, per location. This ordinance

removes the \$2,000 cap, but keeps the fee at ten dollars per day.

Section 13.20.030.G, which governs permits for the temporary closure of a Metropolitan Government right-of-way, would also be amended. The current fee of \$55 for a closure of a right-of-way of five or less days would be amended to allow for a closure of six or fewer days at the same rate. Closures of five or more days are currently charged at ten dollars per day, which would be amended to apply to closures of seven or more days.

Section 13.20.095, governing signage for commence and completion dates for excavation and obstruction projects, would be amended to require the sign include the name, address, and telephone number for a contact person for the project. The format, quantity, location, and size of the signs are to be as specified by the director of the Nashville Department of Transportation and Multimodal Infrastructure (“NDOT”).

In addition, this ordinance adds a new Section 13.20.160 entitled “Policy Compliance and Exceptions” to the Chapter. This requires those seeking to engage in any excavation, obstruction, or closure of the right-of-way must satisfy certain conditions, which include providing ADA compliant alternative pathways, submit an application for exception and construction package to NDOT if the excavation or obstruction is anticipated to last more than 7 days, pay the temporary closure fee, obtain the necessary approvals and permits, and demonstrate the overriding public interest will be promoted by allowing the applicant to engage in activities in excess of those permitted under Chapter 13.20. Notice of an application of an exception must be given to those persons who may be adversely affected by such exception and to the district councilmember. Exceptions shall be granted by notice to the applicant containing any necessary conditions.

Additional housekeeping changes would be made to this Chapter, including a clarification in Section 13.20.120 that any interferences with warning lights required by Chapter 13.20 will be assessed as a civil penalty punishable at the rate of \$50 per day and language clarifications in Section 13.20.140.B.

Sponsors: Cash, Mendes, Bradford and Benedict

43. [BL2022-1532](#)

An ordinance extending the boundaries of the Urban Services District within the jurisdiction of the Metropolitan Government of Nashville and Davidson County to include certain properties located in Council District 13 and approving the Plan of Services, as more particularly described herein.

Analysis

This ordinance approves the extension of the boundaries of the Urban Services District (“USD”) to include 12 parcels in Council District 13 located on Ortega Road, and adopts a plan of services associated with the USD annexation. Section 1.04 of the Metropolitan Charter provides that General Services District (GSD) property may be annexed into the USD, in accordance with state law annexation procedures, whenever such areas come to need urban services. Tennessee Code Annotated § 6-51-102, *et seq.* prescribes the various requirements

for implementing annexations, including the adoption of a plan of services. However, § 6-51-123, enacted in 2014, allows any county having a metropolitan form of government to expand the USD using the method applicable at the time the Metro Charter was adopted. State law requires that a plan of services be considered by the Planning Commission and then be adopted by the Council before an ordinance to extend the boundaries of the Urban Services District can be approved on final reading.

These parcels of property already receive additional police protection, fire protection, water, sanitary sewers, storm sewers and street cleaning services at the same level as all other properties within the USD. The only additional services that would be provided through the proposed annexation would be street lighting and refuse collection. These additional services would be required to be provided not later than one year after the ad valorem taxes in the annexed area become due.

According to the plan of services estimation included as part of the ordinance, the first-year costs to provide these additional services are estimated to be \$3,800. After that, the annual costs would be an estimated \$2,100. The additional annual revenue estimated to be generated by the additional ad valorem taxes would be \$1,781 per year. A deficit in the first year of approximately \$2,019 would be generated and a deficit of \$319 would be generated in each subsequent year. However, this would bring the end of a cul-de-sac into the USD along with the rest of the street.

State law requires the Council to hold a public hearing of the plan of services and annexation ordinance prior to adoption on third and final reading. The public hearing is scheduled for the December 6 meeting.

The plan of services has been referred to the Planning Commission.

Sponsors: Bradford

44. [BL2022-1533](#)

An ordinance accepting an easement on certain property located at 7034 Charlotte Pike (Parcel No. 10200008600) owned by Lowes Home Centers, LLC (Proposal No. 2022M-036AG-001).

Analysis

This ordinance accepts an easement on property located at 7034 Charlotte Pike owned by Lowes Home Centers, LLC. The Metropolitan Government proposes to install and maintain an 8-foot chain link fence on this easement.

Future amendments to this legislation may be approved by a resolution receiving at least 21 affirmative votes. This ordinance has been approved by the Planning Commission.

Sponsors: Rosenberg, Rhoten, Withers and Pulley

45. [BL2022-1534](#)

An ordinance approving and authorizing the Director of Public Property Administration, to accept a donation of real property consisting of approximately 9.53 acres located at 1209 Tulip Grove Road (Parcel No. 08600034800), 1213 Tulip Grove Road (Parcel No. 08600032700), and 0 Tulip Grove Road (Parcel No. 08600011300) for use as a proposed school site (Proposal No. 2022M-037AG-001).

Analysis

This ordinance accepts the donation of real property located at 1209 Tulip Grove Road, 1213 Tulip Grove Road, and 0 Tulip Grove Road. Meritage Homes of Tennessee, Inc. owns these 9.53 acres and proposes to donate the property to the Metropolitan Government for the benefit of Metropolitan Nashville Public Schools. The Metropolitan Nashville Board of Education recommends acceptance of this donation. This has been approved by the Planning Commission.

Fiscal Note: The total land area for the three parcels is 21.69 acres and the total appraised value for the three parcels is \$1,489,100 according to the Property Assessor's website.

Sponsors: Evans, Rhoten, Suara and Withers

46. [BL2022-1535](#)

An ordinance authorizing the Director of Public Property, or his designee, to transfer to the State of Tennessee, via the attached quitclaim deed, any remaining fee interest the Metropolitan Government of Nashville and Davidson County may have in a portion of the right of way of Broadway Avenue (Highway 70) in front of Union Station. (Proposal No. 2022M-044AG-001)

Analysis

This ordinance authorizes the Director of Public Property to transfer to the State of Tennessee via quitclaim deed any remaining fee interest the Metropolitan Government may have in a portion of right-of-way of Broadway Avenue (Highway 70) in front of Union Station.

Broadway is a state right-of-way and the Metropolitan Government will retain an easement for right-of-way. There is no need to keep any fee interest in the property for Metropolitan Government purposes. Future amendments to this legislation may be approved by resolution.

Sponsors: Rhoten, Withers and Pulley

47. [BL2022-1536](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to remove existing sanitary sewer main, to abandon existing sanitary sewer main, sanitary sewer manholes and easements, and to accept new sanitary sewer and water mains, sanitary sewer manholes and easements, for five properties located on Lebanon Pike, also known as Lebanon Pike Apartments (MWS Project Nos. 22-SL-82 and 22-WL-93 and Proposal No. 2022M-150ES-001).

Analysis

This ordinance removes approximately 19 linear feet of existing eight-inch sanitary sewer main,

abandons approximately 664 linear feet of existing eight-inch sanitary sewer main, four sanitary sewer manholes and easements, and accepts approximately 338 linear feet of new eight-inch sanitary sewer main (PVC), approximately 399 linear feet of new eight-inch sanitary sewer main (DIP), approximately 20 linear feet of new eight-inch water main (DIP), eight sanitary sewer manholes and easements for five properties located on Lebanon Pike, also known as Lebanon Pike Apartments.

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

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

Sponsors: Withers and Pulley

48. [BL2022-1537](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing sanitary sewer main, sanitary sewer manholes and easements, and to accept new sanitary sewer main, sanitary sewer manholes and easements, for property located 1007 Thompson Place (MWS Project No. 21-SL-232 and Proposal No. 2022M-146ES-001).

Analysis

This ordinance abandons approximately 100 linear feet of six-inch sanitary sewer main, three sanitary sewer manholes and easements, and accepts approximately 100 linear feet of eight-inch sanitary sewer main (PVC), three sanitary sewer manholes and easements for property located at 1007 Thompson Place.

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

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

Sponsors: Bradford, Withers and Pulley

49. [BL2022-1538](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new sanitary sewer manhole, for property located at Pennock Avenue (unnumbered) (MWS Project No. 18-SL-70 and Proposal No. 2022M-149ES-001).

Analysis

This ordinance accepts one sanitary sewer manhole for property located on Pennock Avenue (unnumbered).

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

ordinance may be approved by resolution.

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

Sponsors: Parker, Withers and Pulley

50. [BL2022-1539](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing water and sanitary sewer mains, sanitary sewer manhole and easements, to replace an existing sanitary sewer manhole, and to accept new water and sanitary sewer mains, fire hydrant assembly, sanitary sewer manholes and easements, for two properties located at 601 Crutcher Street and 730 Lenore Street, also known as Cayce Utilities Phase 1B (MWS Project Nos. 22-WL-29 and 22-SL-70 and Proposal No. 2022M-144ES-001).

Analysis

This ordinance abandons approximately 1,340 linear feet of existing six inch water main, approximately 429 linear feet of existing eight inch water main, approximately 401 linear feet of existing eight inch sanitary sewer main, one sanitary sewer manhole and easements, replaces one sanitary sewer manhole, and accepts approximately 1,660 linear feet of new eight-inch water main (DIP), approximately 404 linear feet of new eight-inch sanitary sewer main (PVC), one fire hydrant assembly, two sanitary sewer manholes and easements, for two properties located at 601 Crutcher Street and 730 Lenore Street, also known as Cayce Utilities Phase 1B.

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

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

Sponsors: Withers and Pulley

51. [BL2022-1540](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public fire hydrant assembly, for property located at 200 Broadway (MWS Project No. 22-WL-51 and Proposal No. 2022M-143ES-001).

Analysis

This ordinance accepts one fire hydrant assembly for property located at 200 Broadway.

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

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

Sponsors: Withers and Pulley

52. [BL2022-1541](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new sanitary sewer main, sanitary sewer manholes, fire hydrant assembly and easements, for property located at 4119 Murfreesboro Pike, also known as Freedom Storage (MWS Project Nos. 22-SL-119 and 22-WL-20 and Proposal No. 2022M-142ES-001).

Analysis

This ordinance accepts approximately 1,011 linear feet of new eight-inch sanitary sewer main (PVC), seven sanitary sewer manholes, one fire hydrant assembly and easements for property located at 4119 Murfreesboro Pike, also known as Freedom Storage.

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

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

Sponsors: Lee, Withers and Pulley

53. [BL2022-1542](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public water main, and to accept new public water main and fire hydrant assembly, for property located 1217 Phillips Street, also known as Clark UMC Residential (MWS Project No. 22-WL-60 and Proposal No. 2022M-147ES-001).

Analysis

This ordinance abandons approximately 633 linear feet of existing two-inch water main (CIP), and accepts approximately 633 linear feet of new eight-inch water main (DIP) and one fire hydrant assembly for property located at 1217 Phillips Street, also known as Clark UMC Residential.

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

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

Sponsors: Withers and Pulley

J. Bills on Third Reading**62. [BL2022-1412](#)**

An ordinance to amend Section 17.12.070, 17.20.030, 17.20.040, 17.36.440, and 17.37 of the Metropolitan Code of Laws relative to parking minimums (Proposal No. 2022Z-013TX-001).

Analysis

This ordinance, as substituted, amends Sections 17.12.070, 17.20.030, 17.20.040, 17.36.440, and Chapter 17.37 of the Metro Code to eliminate minimum parking requirements in the Urban Zoning Overlay (“UZO”). Minimum parking requirements require property owners to build and maintain a certain number of automobile parking spaces onsite to be granted development permits and operate. Ordinance No. BL2020-117, passed on May 5, 2020, eliminated minimum parking requirements for parcels having a majority of their frontage on a multi-modal corridor within the UZO. Additionally, no parking is required in the DTC district or for existing structures in the CF, CF-NS, MUI, MUI-NS, MUI-A, or MUI-A-NS districts which were constructed prior to December 24, 1974. For other parcels within the UZO, they are currently eligible for up to a 25% reduction of required parking if the development meets established criteria located in Section 17.20.040. Additionally, Table 17.20.030 provides different, lower minimum parking standards for many uses within the UZO compared to those same uses outside of the UZO.

As substituted, the parking minimums in Section 17.20.040 are to be construed as parking maximums in the UZO, along with the parking requirements within any urban design overlay or SP which reference these requirements. The UZO maximum parking space standard also applies within the DTC.

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

Sponsors: Sledge, OConnell, Withers, Welsch, Henderson, Hancock, Benedict, Young, Sepulveda and Allen

65. [BL2022-1472](#)

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 refine site plan review procedures within Chapter 17.37, Downtown Code and Chapter 17.40, Administration and Procedures, relating to approval of concept plans and final site plans within the DTC zoning district, all of which is described herein (Proposal No. 2022Z-015TX-001).

Analysis

This ordinance amends Chapter 17.37 and Chapter 17.40 of the Metro Code to integrate the Nashville Department of Transportation and Multimodal Infrastructure (“NDOT”) into the concept plan and final site plan processes of the Downtown Code (“DTC”). The ordinance amends Chapter 17.37 to require a formal recommendation from NDOT on concept plans reviewed by the Downtown Code Design Review Committee. A concept plan is the initial step in the approval process for developments within the DTC district. Currently, NDOT staff attend Downtown Code Design Review Committee meetings to answer questions related to proposed developments but have no formal role within the review process.

Additionally, the ordinance amends Section 17.40.170.C to require DTC final site plans to be approved by both the Planning Department and NDOT and to clarify the if the DTC district and Urban Design Overlay zoning are on the same parcel, then the DTC final site plan requirements shall take precedent. Currently, only the Planning Department reviews and approves DTC final site plans.

This ordinance has been approved by the Planning Commission.

Sponsors: OConnell

66. [BL2022-1473](#)

An ordinance to amend Section 17.40.010 of the Metropolitan Code of Laws to require written notice to neighboring property owners of the decision to grant or deny a reasonable accommodation. (Proposal No. 2022Z-016TX-001)

Analysis

This ordinance, as substituted, amends Subsection 17.40.010.I of the Metro Code to require the Zoning Administrator to provide mailed notice of a decision to grant or deny a reasonable accommodation to all property owners within 1,000 feet of the subject property within five business days of the Zoning Administrator's decision. The notice must include information about the reasonable accommodation and the procedures to file a notice of appeal. Subsection 17.40.010.I establishes a right to request a reasonable accommodation to the standards set forth in the Code. Persons permitted to seek reasonable accommodation are those who have a disability recognized by federal law, who provide housing for a person with a disability recognized by federal law, or whose religious exercise is burdened by a provision of Title 17. "Person" can be an individual, group, or institution. Subsection 17.40.010.I regulates where the right to reasonable accommodation is to be displayed, the way the Zoning Administrator must make a determination on a reasonable accommodation, and the process to appeal the Zoning Administrator's decision to the Board of Zoning Appeals. Currently, there is no requirement for notifying surrounding property owners of a reasonable accommodation determination.

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

Sponsors: Rosenberg

83. [BL2022-1506](#)

An ordinance amending Chapter 5.16 of the Metropolitan Code to impose a privilege tax upon the sale of goods and services at the National Museum of African American Music to be used for the cost of the museum.

Analysis

This ordinance imposes a privilege tax upon the sale of goods and services at the National Museum of African American Music to be used for the cost of the museum. State law authorizes municipalities, excluding those with a metropolitan form of government, upon approval of an ordinance by a two-thirds majority vote of the municipal legislative body, to levy a privilege tax of up to 5% on the sales price of goods and services sold within a qualified public use facility that is located within a tourism development zone. This state law was amended in May 2022 to allow for this privilege tax to be imposed on the sale of goods and services at privately owned or operated museums principally dedicated to the preservation of cultural heritage, achievements, and contributions of minority artists, musicians, composers, or other fine arts practitioners located within a county having a metropolitan form of government,

which includes the National Museum of African American Music located at 510 Broadway in downtown Nashville.

This ordinance amends Chapter 5.16 of the Metropolitan Code of Laws to impose a 5% privilege tax upon the sales price of tangible personal property and services sold at the National Museum of African American Music. The proceeds from this tax will be deposited into a fund entitled the “qualified public use facility development fund” and remitted to the National Museum of African American Music to be used solely for the cost of the museum. The National Museum of African American Music shall be responsible for furnishing such books, records, and other information reasonably requested by the Metropolitan Government to ensure the privilege tax proceeds are used for the payment of the cost of the Museum.

This ordinance must be adopted by a two-thirds majority vote of the Metropolitan Council at two consecutive regularly scheduled meetings.

Fiscal Note: This ordinance will levy a privilege tax in the amount of five percent (5%) upon the sales of tangible personal property and services sold at the National Museum of African American Music to be used for the payment of the cost of the museum.

Sponsors: Hurt, Rhoten, Vercher, Gamble, Styles, Porterfield, Suara, Taylor and Toombs

84. [BL2022-1507](#)

An ordinance approving and authorizing the execution of the first amendment to the Sublease agreement between OliverMcMillan Spectrum Emery, LLC and the Metropolitan Government of Nashville and Davidson County for the benefit of the National Museum of African American Music.

Analysis

This ordinance approves the first amendment to the sublease agreement between OliverMcMillan Spectrum Emery, LLC and the Metropolitan Government for the benefit of the National Museum of African American Music.

Substitute Ordinance No. BL2019-1605, as amended, approved the Fifth + Broadway Sublease between OliverMcMillan Spectrum Emery, LLC (“Company”) and the Metropolitan Government to facilitate the operation of the National Museum of African American Music (“Museum”). The Company and the Metropolitan Government desire to amend the Sublease to abate a portion of the common area operating costs and chilled water costs, and to require the Museum to provide the Company with a strategic marketing plan for the Museum. The Metropolitan Government, the Industrial Development Board, and the African American History Foundation of Nashville, Inc. entered into an agreement with respect to the development and operation of the Museum on December 1, 2008, and as amended in 2017 and 2019, whereby the Museum is responsible for all operating costs, including common area maintenance (“CAM”) expenses, of the Museum.

This ordinance approves amendment one to the sublease agreement. Pursuant to this

amendment, the Metropolitan Government will have no obligation to pay for the fixed CAM operating costs for a period of six months. The amounts otherwise due and payable by the Metropolitan Government for fixed common area operating costs and total chilled water costs for the period commencing January 30, 2021 and expiring March 4, 2021 will be abated and no amounts will be due and payable by the Metropolitan Government for this period. In addition, the Museum must provide a strategic marketing plan for the premises for calendar year 2022. The Company will provide marketing support to the Museum to align with this strategic marketing plan. The Company and the Museum will schedule monthly business meetings to review the achievement of financial and marketing objectives and the current status as compared to the strategic plan.

Sponsors: Hurt, Rhoten, Vercher, Gamble, Styles, Porterfield, Suara and Toombs

85. [BL2022-1510](#)

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 December 30, 2022, and ending at 6 o'clock (6:00) a.m. on January 1, 2023, relative to the use of these areas in conjunction with the 2022 New Year's Eve Celebration and related activities and events.

Analysis

This ordinance approves a temporary "Special Event Zone" for the downtown area, in conjunction with the 2022 New Year's Eve Celebration and related activities and events from December 30, 2022 to January 1, 2023. A map of the Special Event Zone areas established under this ordinance is attached to the ordinance. Activity restrictions within the Special Event Zone would begin at 9:00 p.m. on Thursday, December 30, 2022, and end at 6:00 a.m. on Saturday, January 1, 2023. Activities on public property or in the public right-of-way within the Special Event Zone are regulated as follows:

- The sale of any food, beverages, goods, or merchandise would be prohibited, unless street vendors obtain a "Special Event Zone" permit from the Nashville Convention and Visitors Corporation (CVC) in order to sell within the geographic area listed above.
- Alcoholic beverages provided, served, or sold from any temporary outdoor use would be prohibited, except as authorized.
- The sale or distribution of merchandise pertaining to the New Year's Eve Celebration, where it is apparent on its face that the merchandise is not licensed by CVC, would be prohibited.
- No tents or membrane structures of any kind would be permitted, except as authorized by CVC or Metro for public safety purposes.
- The construction, placement, occupation, or use of any temporary structure would be prohibited except those sanctioned and authorized by the CVC.
- The distribution, promotional give-away activity, or provision of free products, services, or coupons by persons or entities that are not event sponsors officially sanctioned and authorized by CVC would be prohibited, except within any Public Participation Area.
- Vehicles would be allowed only as directed by Metropolitan Nashville Police.

- No shared urban mobility devices, as defined by Metropolitan Code of Laws Section 12.62.010, would be permitted within the Special Event Zone.
- No handguns, rifles, or firearms would be permitted. (Tennessee Code Annotated § 39-17-1359)
- No knives, swords, or other fighting devices would be permitted.
- No fireworks, firecrackers, or explosive devices of any type would be permitted, except exhibitions permitted by CVC.
- The Special Event Zone would be a “no fly zone.”

This ordinance requires at least one Public Participation Area within the Special Event Zone while the zone is in effect. This Area would allow for the reasonable expression by the public in a manner that is not disruptive to the New Year's Eve 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 New Year's Eve Celebration. However, no additional Metro personnel or overtime would be required just for the enforcement of these restrictions.

Sponsors: OConnell

86. [BL2022-1511](#)

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 Conexion Americas (Proposal No. 2022M-035AG-001).

Analysis

This ordinance approves a lease agreement between the Metropolitan Board of Education (“MNPS”) and Conexion Americas. Pursuant to the agreement, MNPS would lease approximately 8,975 square feet at 2195 N. Nolensville Pike, a portion of the structure known as Casa Azafrán. This includes approximately 265 square feet of office space, plus parking spaces (“EL Office space”), and 8,710 square feet of pre-kindergarten space, plus parking spaces (“Pre-Kindergarten space”).

MNPS will make payments to Conexion Americas as follows:

EL Office space (265 square feet):

- Year 1: \$900 per month (\$3.39 per square foot)
- Year 2: \$936 per month (\$3.53 per square foot)
- Year 3: \$1,012.34 per month (\$3.82 per square foot)
- Year 4: \$1,184.09 per month (\$4.46 per square foot)
- Year 5: \$1,331.84 per month (\$5.02 per square foot)
- Year 6: \$1,498 per month (\$5.65 per square foot)
- Year 7: \$1,557.92 per month (\$5.87 per square foot)
- Year 8: \$1,620.17 per month (\$6.11 per square foot)

- Year 9: \$1,684.92 per month (\$6.35 per square foot)
- Year 10: \$1,75.52 per month (\$6.61 per square foot)

Pre-Kindergarten space (8,710 square feet):

- Year 1: \$9,530.19 per month (\$1.09 per square foot)
- Year 2: \$9,911.39 per month (\$1.13 per square foot)
- Year 3: \$10,307.84 per month (\$1.18 per square foot)
- Year 4: \$10,720.15 per month (\$1.23 per square foot)
- Year 5: \$11,148.95 per month (\$1.28 per square foot)
- Year 6: \$11,594.90 per month (\$1.33 per square foot)
- Year 7: \$12,058.69 per month (\$1.38 per square foot)
- Year 8: \$12,541.03 per month (\$1.43 per square foot)
- Year 9: \$13,042.67 per month (\$1.49 per square foot)
- Year 10: \$13,564.37 per month (\$1.55 per square foot)

There are no other charges or fees for the performance of this lease contract.

The initial term of the lease agreement is 10 years, commencing on January 1, 2023 and ending on December 31, 2032.

Fiscal Note: Metro Nashville Public School would lease approximately 8,975 square feet from Conexion Americas. The total rent amount is not to exceed \$1,550,000 for ten years.

Sponsors: Sledge, Rhoten, Suara, Withers, Welsch and Styles

87. [BL2022-1512](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public stormwater drainage easement rights, for property located at 281 Cumberland Bend, also known as The Presley Apartments (Proposal No. 2022M-137ES-001).

Analysis

This ordinance abandons easement rights for an existing public stormwater drainage easement dedicated unto The Metropolitan Government of Nashville and Davidson County by the plat of Metro Center Resubdivision, Tracts 4M and 4G, of record in Book 6200, Page 751 (Davidson County Register of Deeds) and also mentioned in Master Deed Book 5035, Page 972 (R.O.D.C., TN), for property located at 281 Cumberland Bend, also known as The Presley Apartments. This abandonment has been requested by Berliner Cohen on behalf of the owner.

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

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

Sponsors: Toombs, Withers and Pulley

88. [BL2022-1513](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to negotiate and accept temporary and permanent easements for the Tinnin Road Stormwater Improvement Project for two properties located at 2237 and 2245 Tinnin Road, (Project No. 23-SWC-38 and Proposal No. 2022M-131ES-001).

Analysis

This ordinance authorizes the negotiation and acceptance of temporary and permanent easements for two properties located at 2237 and 2245 Tinnin Road. These easements are needed to construct a drainage project, MWS Project 23-SWC-38.

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

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

Sponsors: Young, Withers and Pulley

89. [BL2022-1514](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to negotiate and accept permanent and temporary easements for the Radnor Street Stormwater Improvement Project for nine properties located on Radnor Street, Morton Avenue and Timmons Street, (Project No. 22-SWC-238 and Proposal No. 2022M-141ES-001).

Analysis

This ordinance authorizes the negotiation and acceptance of permanent and temporary easements for nine properties located on Radnor Street, Morton Avenue and Timmons Street. These easements are needed to construct a drainage project, MWS Project 22-SWC-238.

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

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

Sponsors: Welsch, Withers and Pulley

90. [BL2022-1515](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to negotiate and accept permanent and temporary easements for the Edge Moor Drive Stormwater Improvement Project for four properties located on Creekview Drive, (Project No. 21-SWC-69 and Proposal No. 2022M-130ES-001).

Analysis

This ordinance authorizes the negotiation and acceptance of permanent and temporary easements for four properties located on Creekview Drive. These easements are needed to construct a drainage project, MWS Project 21-SWC-69.

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

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

Sponsors: Withers and Pulley

91. [BL2022-1516](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public water main, and to accept new public water main, for property located at 2525 Gallatin Avenue, also known as Roufail Plaza (MWS Project No. 22-WL-80 and Proposal No. 2022M-132ES-001).

Analysis

This ordinance abandons approximately six linear feet of existing six-inch water main (cast iron pipe) and accepts approximately six linear feet of new six-inch water main (ductile iron pipe) for property located at 2525 Gallatin Avenue, also known as Roufail Plaza.

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

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

Sponsors: Parker, Withers and Pulley

92. [BL2022-1517](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public water main, and to accept new water main, for property located at 423 D Veritas Street, (MWS Project No. 22-WL-54 and Proposal No. 2022M-133ES-001).

Analysis

This ordinance abandons approximately 237 linear feet of existing 12 inch water main and accepts approximately 237 linear feet of new 12 inch water main (DIP) for property located at 423 D Veritas Street.

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

Fiscal Note: This ordinance has no cost to Metro. Donated and abandoned easements have no

market value according to the Department of Water Services.

Sponsors: Welsch, Withers and Pulley

93. [BL2022-1518](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public sanitary sewer mains, sanitary sewer manholes and easements, for three properties located on Sunset Road in Williamson County, also known as Thunder Drive Subdivision (MWS Project No. 21-SL-271 and Proposal No. 2022M-134ES-001).

Analysis

This ordinance accepts approximately 985 linear feet of new eight-inch sanitary sewer main (DIP), approximately 1,378 linear feet of new eight-inch sanitary sewer main (PVC), approximately 550 linear feet of new 1.5-inch sanitary sewer low pressure main (PVC), approximately 548 linear feet of new two-inch sanitary sewer low pressure main (PVC), 13 sanitary sewer manholes and easements for three properties located on Sunset Road in Williamson County, also known as Thunder Drive Subdivision.

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

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

Sponsors: Withers and Pulley

94. [BL2022-1519](#)

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 five properties located on West Trinity Lane (MWS Project Nos. and Proposal No. 2022M-135ES-001).

Analysis

This ordinance accepts approximately 489 linear feet of new 10-inch water main (DIP), approximately 466 linear feet of new eight-inch water main (DIP), approximately 378 linear feet of new eight-inch sanitary sewer main (DIP), approximately 1,012 linear feet of new eight-inch sanitary sewer main (PVC), three fire hydrant assemblies, 12 sanitary sewer manholes and easements for five properties located on West Trinity Lane.

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

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

Sponsors: Toombs, Withers and Pulley

95. [BL2022-1520](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public water main, and to accept new public water main, for property located at 1 Terminal Drive, also known as Sky Harbour Hangers, (MWS Project No. 22-WL-96 and Proposal No. 2022M-139ES-001).

Analysis

This ordinance abandons approximately 14 linear feet of existing 12-inch water main, and accepts approximately 14 linear feet of new 12-inch water main (DIP) for property located at 1 Terminal Drive, also known as Sky Harbour Hangers.

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

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

Sponsors: Bradford, Withers and Pulley

96. [BL2022-1521](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public sanitary sewer main and sanitary sewer manholes, for property located at 1206 B 1st Avenue South, also known as Trimble Street Cottage Homes (MWS Project No. 22-SL-166 and Proposal No. 2022M-138ES-001).

Analysis

This ordinance accepts approximately 185 linear feet of new eight-inch sanitary sewer main (PVC) and two sanitary sewer manholes for property located at 1206 B 1st Avenue South, also known as Trimble Street Cottage Homes.

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

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

Sponsors: Sledge, Withers and Pulley

97. [BL2022-1522](#)

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 812 45th Avenue North, (MWS Project Nos. 22-SL-186 and Proposal No. 2022M-136ES-001).

Analysis

This ordinance accepts approximately 25 linear feet of new eight-inch sanitary sewer main (PVC) and one sanitary sewer manhole for property located at 812 45th Avenue North.

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

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

Sponsors: Roberts, Withers and Pulley

98. [BL2022-1523](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept the relocation of a public fire hydrant assembly, for property located at 3220 Charlotte Avenue (MWS Project Nos. 22-WL-66 and Proposal No. 2022M-129ES-001).

Analysis

This ordinance accepts the relocation of one fire hydrant assembly for property located at 3220 Charlotte Avenue.

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

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

Sponsors: Taylor, Withers and Pulley

99. [BL2022-1524](#)

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new sanitary sewer main, sanitary sewer manholes and easements, for property located at 2236 B Whites Creek Pike, (MWS Project No. 22-SL-185 and Proposal No. 2022M-140ES-001).

Analysis

This ordinance accepts approximately 442 linear feet of new eight-inch sanitary sewer main (PVC), two sanitary sewer manholes and easements for property located at 2236 B Whites Creek Pike.

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

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

Sponsors: Toombs, Withers and Pulley

100. [BL2022-1527](#)

An ordinance to amend Ordinance No. BL2022-1415 regarding the makeup of the Tax

Incentive and Abatement Study and Formulating Committee membership.

Analysis

This ordinance amends Ordinance No. BL2022-1415, which was passed at the October 4, 2022, Council meeting. That ordinance established a Tax Incentive and Abatement Study and Formulating Committee (“Committee”). The intent of the Committee is to study how the Metropolitan Government has utilized and potentially could utilize tax incentives to incentivize use of property in a way that contributes to the public good and to formulate recommendations for its implementation in a more transparent, equitable, effective, understandable, and fiscally responsible manner. The original ordinance states that seven members will serve on the committee, who will be approved by Council by resolution.

The ordinance under consideration clarifies that, of the four members appointed by election of the Metropolitan Council, up to two may be elected from the membership of the Council. This ordinance also corrects a typographical error in the original ordinance to clarify that the mayor will nominate one member.

Sponsors: Allen