

SUBSTITUTE ORDINANCE NO. BL2022-1533

An ordinance setting conditions for the closure of an encampment at Brookmeade Park and 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).

WHEREAS, Lowes Home Centers, LLC ("Grantor") is the sole owner in fee simple of certain real property located at 7034 Charlotte Pike (Parcel No. 10200008600); and

WHEREAS, pursuant to the terms of the easement agreement attached to this ordinance and incorporated herein, Grantor proposes to grant the Metropolitan Government of Nashville and Davidson County an easement to install and maintain a fence; and

WHEREAS, the purpose of the installation and maintenance of the fence is to secure a Metro Park and to end the practice of individuals residing on the property; and

WHEREAS, the Metropolitan Government participates in a Coordinated Entry process to assist persons experiencing homelessness with finding housing and appropriate supportive services; and

WHEREAS, the Metropolitan Council desires that the Coordinated Entry process be implemented to assist the current residents of the Brookmeade Park encampment with locating permanent housing and appropriate supportive services; and

WHEREAS, it is to the benefit of the citizens of The Metropolitan Government of Nashville and Davidson County that this agreement be approved.

NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY, TENNESSEE:

Section 1. The easement agreement between The Metropolitan Government of Nashville and Davidson County and Lowe's Home Centers, LLC attached hereto and incorporated herein, is hereby approved, subject to the following conditions related to the closure of the encampment at Brookmeade Park:

a) Metro has entered into a contract or established a partnership with a service provider or service providers to provide the appropriate services described in the Keys to Hope, Help, and Housing support services program for individuals who resided at this location;

b) All individuals residing at the Brookmeade Park encampment as of December 6, 2022, have been engaged by partner organizations and/or Metro Homeless Impact Division staff or contractors, have been offered housing navigation services, and have been offered a clear path to permanent housing. This permanent housing shall be permanent supportive housing when appropriate. This path may include that shelter or temporary housing options if residents have stated a preference for those options and if they are obtained through the Coordinated Entry process; and

c) The Metropolitan Homeless Impact Division director and a representative of the Mayor's Office have confirmed to the Metropolitan Council in writing that at the time of the encampment closure that all conditions required by this ordinance have been met, and that all individuals residing at the Brookmeade Park encampment identified as of December 6, 2022, have been

entered into the Coordinated Entry process, and have been offered permanent housing (permanent supportive housing when appropriate and are either living in such housing or have been offered temporary housing with housing navigation services in accordance with the principles of the Pathways Housing First model.

Section 2. The Metro Homeless Impact Division director is directed to ensure that Metro's outreach team and/or staff from contractors or partner entities continue to actively engage any residents of the Brookmeade Park encampment who were identified on as of December 6, 2022, wherever they reside within Davidson County after the closure of the encampment until such time that they are willing to accept permanent and/or temporary housing options.

Section 3. That once the conditions required in Section 1 are met, the Director of Public Property, or his designee, is authorized to accept and record the easement and to take such other reasonable actions as may be necessary to carry out the intent of this ordinance.

Section 4. That any amendment to this easement agreement shall be approved by resolution of the Metropolitan Council receiving at least twenty-one (21) affirmative votes.

Section 5. This ordinance shall take effect from and after its final passage, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

INTRODUCED BY:

Dave Rosenberg
Gloria Hausser
Ginny Welsch
Members of Council