

# Metropolitan Nashville and Davidson County, TN

Historic Metro Courthouse 1 Public Square, 2nd floor Nashville, TN 37201

# Metropolitan Council Meeting Minutes

Tuesday, April 18, 2023 6:30 PM Metropolitan Courthouse

## **Announcements**

## Call to Order

The Metropolitan Council met in regular session on this date at 6:30 p.m. in the Metropolitan Courthouse.

The invocation was offered by Pastor James Turner of New Hope Baptist Church.

## Pledge of Allegiance

The Metropolitan Council gave the pledge of allegiance to the American Flag.

## Roll Call

The roll was called and the following members were present during the progress of the meeting: Shulman, Mendes, Hurt, Allen, Suara, Hall, Toombs, Gamble, Swope, Parker, Withers, Benedict, VanReece, Hancock, Young, Hagar, Evans, Bradford, Rhoten, Syracuse, Welsch, Sledge, Cash, O'Connell, Roberts, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Vercher, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson (38); Absent: Murphy and Rosenberg (2).

## **Approval of Minutes**

The minutes of the regular meeting on April 4, 2023 and the second special meeting on April 10, 2023 were approved.

## **Elections and Confirmations**

<u>23-319</u>	Community Oversight Board Appointment of Ms. Mary Beard for a term expiring on January 31, 2026.
	Council Member Evans moved to confirm the appointment, which motion was seconded and adopted by a unanimous vote of the Council.
<u>23-320</u>	Civil Service Commission Reappointment of Mr. William Farmer for a term expiring on March 31, 2028.
	Council Member Evans moved to defer the appointment, which motion was seconded and approved by a voice vote of the Council.
<u>23-321</u>	Fair Commissioners Board Appointment of Mr. Diego Eguiarte for a term expiring on March 30, 2028.
	Council Member Evans moved to confirm the appointment, which motion was seconded and adopted by a unanimous vote of the Council.

- 23-322 Historic Zoning Commission
  - Reappointment of Mr. David Price for a term expiring on April 1, 2028.

Council Member Evans moved to confirm the appointment, which motion was seconded and adopted by a unanimous vote of the Council.

# **Public Comment Period**

Members of the public who registered in advance spoke upon matters of interest.

Council Member Withers requested to take Bill BL2023-1741 out of order but was met with requisite objections by the Council body and the Bill was not considered at this time.

# **Resolutions Adopted on Consent**

- RS2023-2101 A resolution setting the date and time for the 2023 State of the Metropolitan Government Address.
- RS2023-2102 A resolution accepting a Child and Family Intervention Services grant from the Tennessee Department of Children's Services to the Metropolitan Government, acting by and through the Davidson County Juvenile Court, to provide community-based case management and probation services to children at high risk of state custody.
- RS2023-2103 A resolution approving an application for a Victims of Crime Act (VOCA) grant from the State of Tennessee, Office of Criminal Justice Programs, to the Metropolitan Government, acting by and through the Office of Family Safety, for funding to supplement staffing for both Family Safety Centers.
- RS2023-2104 A resolution authorizing the Metropolitan Department of Law to compromise and settle the personal injury claim of Arnold Marks against the Metropolitan Government for \$25,000.00, with said amount to be paid out of the Self-Insured Liability Fund.
- RS2023-2105 A resolution approving Amendment Number 2 to a contract between the Metropolitan Government of Nashville and Davidson County and Center for Internet Security, Inc., to increase the value of the contract.
- RS2023-2106 A resolution accepting a grant from the Tennessee State Library and Archives to the Metropolitan Government, acting by and through the Nashville Public Library, to provide access to and circulation of special materials formatted for individuals who are hearing impaired.
- RS2023-2107 A resolution approving amendment one to a grant from the Tennessee State Library and Archives to the Metropolitan Government, acting by and through the Nashville Public Library, to provide access to and circulation of special materials formatted for individuals who are hearing impaired.
- RS2023-2108 A resolution authorizing Avenue Construction, LLC to construct and install an aerial encroachment at 4040 Travis Drive and the corner of Welch Rd. (Proposal No.2022M-022EN-001).
- RS2023-2109 A resolution authorizing Inglewood Partners, LLC to construct and install an aerial encroachment at 2300 Riverside Drive (Proposal No.2022M-37EN-001).

RS2023-2110	A resolution accepting an in-kind grant from HoopBus in collaboration with
	Vanderbilt University to the Metropolitan Government, acting by and through the
	Metropolitan Board of Parks and Recreation, to renovate and restore the
	Watkins Park Basketball Court to continue building community bonds in
	Nashville through basketball.

- RS2023-2111 A resolution accepting an in-kind grant from the West Nashville Sports League to the Metropolitan Government, acting by and through the Metropolitan Board of Parks and Recreation, for new fencing, gates, scoreboards, and infield work on baseball fields, 1 and 2, and additional fencing and gates on baseball fields 3, 4, and 5 in Warner Park.
- RS2023-2112 A resolution approving an agreement between Middle Tennessee State University ("MTSU") and the Metropolitan Government of Nashville and Davidson County, by and through the Metropolitan Nashville Police Department ("MNPD"), to provide all qualifying employees with affordable access to degrees offered by the MTSU.
- RS2023-2113 A resolution approving an application for a Community-Based Traffic Safety Enforcement and Education grant from the Tennessee Highway Safety Office to the Metropolitan Government, acting by and through the Metropolitan Nashville Police Department, to continue the enhanced DUI enforcement initiative and target distracted driving and seatbelt enforcement.
- RS2023-2114 A resolution authorizing the Metropolitan Department of Law to compromise and settle the personal injury claim of Sheena Mullins against the Metropolitan Government of Nashville and Davidson County, in the amount of \$7,500.00, with said amount to be paid out of the Self-Insured Liability Fund.
- RS2023-2115 A resolution approving a subrecipient agreement by and between the Metropolitan Development and Housing Agency (MDHA) and the Metropolitan Government, acting by and through Metropolitan Social Services, for one-time payments of first month's rent and security/utility deposits on behalf of homeless persons obtaining housing through various campaigns.
- RS2023-2116 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 Centennial TN Partners, LLC, to provide stormwater infrastructure improvements through funding the design and construction of an improved stormwater system (MWS Project No. 2019050104and Proposal No. 2023M-009AG-001).
- RS2023-2117 A resolution accepting a donation from The Community Foundation of Middle Tennessee to The Metropolitan Government of Nashville and Davidson County, acting by and through the through the Department of Water and Sewerage Services, to fund The Residential Food Waste Pilot.
- RS2023-2118 A resolution accepting a State Water Infrastructure Program Grant from the State of Tennessee, Department of Environment and Conservation, to The Metropolitan Government of Nashville and Davidson County, acting by and through the Metropolitan Nashville Water and Sewerage Services Department, to modernize and upgrade the Dry Creek Water Reclamation Facility.

RS2023-2119	A resolution authorizing the Metropolitan Department of Law to compromise and
	settle the personal injury claim of Dennise Marshall against the Metropolitan
	Government of Nashville and Davidson County in the amount of \$110,000.00,
	and that said amount be paid from the Self-Insured Liability Fund.

- RS2023-2120 A resolution authorizing the Metropolitan Department of Law to compromise and settle the property damage claim of Travelers Insurance as subrogee of Mid-South Property Management against the Metropolitan Government of Nashville and Davidson County in the amount of \$21,654.88, with said amount to be paid out of the Self-Insured Liability Fund.
- RS2023-2122 A Resolution recognizing Tamia Potter as Vanderbilt University's first African American female neurosurgery resident.
- RS2023-2125 A resolution recognizing Northwest YMCA's 50th anniversary celebration.
- RS2023-2127 A resolution recognizing April 15 through 22 as International Dark Sky Week.

Council Member Pulley moved to adopt the Consent Agenda Resolutions, which motion was seconded and approved by the following vote: Yes (36): Mendes, Hurt, Allen, Suara, Hall, Toombs, Gamble, Parker, Withers, Benedict, VanReece, Hancock, Young, Hagar, Evans, Bradford, Rhoten, Syracuse, Welsch, Sledge, Cash, O'Connell, Roberts, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Vercher, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

# Resolutions

RS2023-2044 A resolution creating a Nashville Needs Impact Fund to help provide resources to nonprofit entities serving Nashville and Davidson County and designating certain amounts thereto.

Council Member VanReece moved to adopt the resolution, which motion was properly seconded. Council Member Toombs offered Proposed Amendment 1, hereinafter referred to as Amendment No. 3, and moved that it be adopted, which motion was seconded and approved by a voice vote of the Council. Council Member VanReece moved to defer the resolution as amended to the April 25, 2023 Special meeting, which motion was seconded and approved by a voice vote of the Council. Pursuant to Rule 43 of the Rules of Procedure of the Council, the resolution is indefinitely deferred.

RS2023-2100 A resolution directing the Metropolitan Nashville Police Department to conduct an evaluation of the safety plans and measures of the Metropolitan Nashville Public Schools.

Council Member Johnston moved to adopt the resolution, which motion was properly seconded. After discussion, Council Member Swope called for the previous question, which motion was seconded and approved by a voice vote of the Council. The matter recurred on the motion to adopt the resolution, which motion was seconded and failed by the following roll call vote:

Yes: Swope, Withers, Hagar, Evans, Syracuse, Cash, OConnell, Druffel,

Pulley, Johnston, Nash, Vercher, Rutherford, and Henderson

No: Mendes, Hurt, Allen, Suara, Toombs, Gamble, Parker, Benedict,

Hancock, Young, Bradford, Welsch, Sledge, Taylor, Hausser,

Porterfield, Sepulveda, Styles, and Lee

**Abstain:** Rhoten, and Roberts

RS2023-2121 A resolution requesting the Metropolitan Employee Benefit Board reevaluate its decision to offer a Group Medicare Advantage plan to Metropolitan Government pensioners as their only option.

Council Member O'Connell moved to defer the resolution, which motion was seconded and approved by a voice vote of the Council.

RS2023-2123 A resolution thanking the first responders to the Covenant School shooting on March 27, 2023.

Council Member Pulley moved to adopt the resolution, which motion was seconded and approved by the following vote: Yes (36): Mendes, Hurt, Allen, Suara, Hall, Toombs, Gamble, Swope, Parker, Withers, Benedict, VanReece, Hancock, Young, Hagar, Evans, Bradford, Rhoten, Syracuse, Welsch, Sledge, Cash, O'Connell, Roberts, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Vercher, Porterfield, Sepulveda, Rutherford, Styles, and Henderson; No (0); Abstain (0).

RS2023-2124 A resolution honoring Metropolitan Nashville Public Schools' response to the Covenant School shooting on March 27, 2023, including the bus drivers who assisted with reunification efforts.

Council Member Porterfield moved to adopt the resolution and that all members voting in the affirmative be listed as a cosponsor, which motion was seconded and approved by the following vote: Yes (36): Mendes, Hurt, Allen, Suara, Hall, Toombs, Gamble, Swope, Parker, Withers, Benedict, VanReece, Hancock, Young, Hagar, Evans, Bradford, Rhoten, Syracuse, Welsch, Sledge, Cash, O'Connell, Roberts, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Vercher, Porterfield, Sepulveda, Rutherford, Styles, and Henderson; No (0); Abstain (0).

RS2023-2126 A resolution recognizing the month of April as Sexual Assault Awareness Month in Nashville and Davidson County.

Council Member Hausser moved to adopt the resolution, which motion was seconded and approved by the following vote: Yes (35): Mendes, Hurt, Allen, Suara, Hall, Toombs, Gamble, Swope, Parker, Withers, Benedict, VanReece, Hancock, Young, Hagar, Evans, Bradford, Rhoten, Syracuse, Welsch, Sledge, Cash, O'Connell, Roberts, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

## **Late Resolutions**

RS2023-2128 A resolution approving a grant contract between the Metropolitan Government of Nashville and Davidson County, acting by and through Metropolitan Social Services, and United Neighborhood Health Services, Inc., for the provision of health services in encampment-based settings and Rapid Re-Housing locations.

Council Member Druffel moved to suspend the rules of procedure to introduce a late resolution. Without objection, Council Member Druffel moved to adopt the resolution, which motion was seconded and approved by the following vote: Yes (36): Mendes, Hurt, Allen, Suara, Hall, Toombs, Gamble, Swope, Parker, Withers, Benedict, VanReece, Hancock, Young, Hagar, Evans, Bradford, Rhoten, Syracuse, Welsch, Sledge, Cash, O'Connell, Roberts, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Vercher, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

RS2023-2129 A resolution to enable the Metropolitan Government of Nashville and Davidson County to accept third-party inspections subject to adoption and enactment of state law in Title 68 Chapter 120.

Council Member Vercher moved to suspend the rules of procedure to introduce a late resolution. Without objection, Council Member Vercher moved to adopt the resolution, which motion was seconded and approved by the following vote: Yes (32): Mendes, Hurt, Allen, Hall, Toombs, Gamble, Swope, Parker, Withers, Benedict, VanReece, Hancock, Young, Evans, Bradford, Rhoten, Syracuse, Welsch, Sledge, Cash, O'Connell, Roberts, Taylor, Pulley, Johnston, Nash, Vercher, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

# Bills on Introduction and First Reading

BL2023-1820 An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from CF to SP zoning for properties located at 1609 McGavock Street, 115 16th Avenue South, and 114 and 116 17th Avenue South, approximately 120 feet northwest of Division Street, located within the Music Row Urban Design Overlay District and Arts Center Redevelopment District, to permit a mixed use development with nonresidential uses and a maximum of 450 multi-family residential units (1.17 acres), all of which is described herein (Proposal No. 2023SP-010-001).

Upon motion duly seconded, the bill passed first reading and will be considered at the next available public hearing.

# BL2023-1821 An ordinance to authorize building material restrictions and requirements for BL2023-1820, a proposed Specific Plan Zoning District located at 1609 McGavock Street, 115 16th Avenue South, and 114 and 116 17th Avenue South, approximately 120 feet northwest of Division Street, located within the Music Row Urban Design Overlay District and Arts Center Redevelopment District, to

is described herein (Proposal No. 2023SP-010-001).

THE PROPOSED ORDINANCE REQUIRES CERTAIN MATERIALS TO BE RESTRICTED IN THE CONSTRUCTION OF BUILDINGS.

maximum of 450 multi-family residential units (1.17 acres), all of which

permit a mixed use development with nonresidential uses and a

Upon motion duly seconded, the bill passed first reading and will be considered at the next available public hearing.

BL2023-1839 An ordinance codifying a residential landlord's duty to register with the Metropolitan Department of Codes Administration pursuant to Tennessee Code Annotated Section 66-28-107, and authorizing the Department of Codes Administration to process and collect registration fees, impose and collect fines for noncompliance, and establish an administrative process for appeals of any such fines.

Upon motion duly seconded, the bill passed first reading and will be considered at the next regular meeting.

An ordinance approving a lease agreement between the Metropolitan Government of Nashville and Davidson County and Little Big Properties, LLC for use of office space located at 150 2nd Avenue North, Nashville, Tennessee (Proposal No. 2023M-011AG-001).

Upon motion duly seconded, the bill passed first reading and will be considered at the next regular meeting.

BL2023-1841 An ordinance authorizing Vortex, LLC c/o AJ Capital Partners to install, construct and maintain aerial and underground encroachments in the right of way located at 200 Broadway. (Proposal No. 2022M-033EN-001)

Upon motion duly seconded, the bill passed first reading and will be considered at the next regular meeting.

BL2023-1842 An ordinance authorizing Starwood Capital Group Holdings, L.P. to install, construct and maintain aerial and underground encroachments in the right of way located at 710 Demonbreun Street. (Proposal No. 2022M-030EN-001)

Upon motion duly seconded, the bill passed first reading and will be considered at the next regular meeting.

BL2023-1843 An ordinance providing the honorary street name designation of "Pastor James H. Johnson Way" for a portion of 4th Avenue North.

Upon motion duly seconded, the bill passed first reading and will be considered at the next regular meeting.

BL2023-1844 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 six properties located on University Avenue (MWS Project No. 22-WL-135 and Proposal No. 2023M-032ES-001).

Upon motion duly seconded, the bill passed first reading and will be considered at the next regular meeting.

BL2023-1845 An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept a new sanitary sewer main in addition to sanitary sewer manholes and easements for three properties located at 2130 Hobson Pike, 1273 Maritime Prt and Maritime Prt (unnumbered), also known as Hobson Flats (MWS Project No. 22-SL-208 and Proposal No. 2023M-040ES-001).

Upon motion duly seconded, the bill passed first reading and will be considered at the next regular meeting.

BL2023-1846 An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing sanitary sewer mains and easements, and to accept new water and sanitary sewer mains, fire hydrant assemblies, sanitary sewer manholes and easements, for two properties located at 4154 Murfreesboro Pike and Maxwell Road (unnumbered), also known as Oliveri Phase 1 (MWS Project Nos. 22-WL-75 and 22-SL-158 and Proposal No. 2023M-042ES-001).

Upon motion duly seconded, the bill passed first reading and will be considered at the next regular meeting.

BL2023-1847 An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing water main and easements, for two properties located at 333 B Douglas Avenue and 1310 B Lischey Avenue, also known as Starlet East Condominiums (MWS Project No. 22-WL-134 and Proposal No. 2023M-044ES-001).

Upon motion duly seconded, the bill passed first reading and will be considered at the next regular meeting.

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept the relocation of an existing public fire hydrant assembly and a new public sanitary sewer manhole, for property located at 210 2nd Avenue North, also known as 2nd Avenue Streetscape Improvements - North Block (MWS Project Nos. 22-WL-142 and 22-SL-293 and Proposal No. 2023M-039ES-001).

Upon motion duly seconded, the bill passed first reading and will be considered at the next regular meeting.

BL2023-1849 An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public sanitary sewer mains, sanitary sewer force mains, sanitary sewer manholes and easements, for five properties located on East Hill Drive and Twin Hills Drive, also known as Riverview at Cumberland Hills (MWS Project No. 17-SL-246 and Proposal No. 2023M-046ES-001).

Upon motion duly seconded, the bill passed first reading and will be considered at the next regular meeting.

# BL2023-1850 An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept public sanitary sewer main and sanitary sewer manhole, and to rehabilitate existing public sanitary sewer manholes, for two properties located on 820 and 828 Youngs Lane, also known as Cumberland View Villas development (MWS Project No. 22-SL-175 and Proposal No. 2023M-043ES-001).

Upon motion duly seconded, the bill passed first reading and will be considered at the next regular meeting.

BL2023-1851 An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public sanitary sewer main, and to accept new public sanitary sewer main and sanitary sewer manhole, for property located at 315 B Douglas Avenue (MWS Project No. 22-SL-212 and Proposal No. 2023M-037ES-001).

Upon motion duly seconded, the bill passed first reading and will be considered at the next regular meeting.

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public water and sanitary sewer mains, fire hydrant assembly, sanitary sewer manholes and easements, for property located at Cane Ridge Road (unnumbered), also known as Cane Ridge Farms Phase 3 Section 3 (MWS Project Nos. 21-WL-119 and 21-SL-280 and Proposal No. 2023M-045ES-001).

Upon motion duly seconded, the bill passed first reading and will be considered at the next regular meeting.

BL2023-1853 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 625 West Trinity Lane (MWS Project Nos. 22-WL-126 and Proposal No. 2023M-050ES-001).

Upon motion duly seconded, the bill passed first reading and will be considered at the next regular meeting.

BL2023-1854 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 1404 Clinton Street, also known as Nelson's Greenbrier Distillery (MWS Project No. 23-WL-09 and Proposal No. 2023M-047ES-001).

Upon motion duly seconded, the bill passed first reading and will be considered at the next regular meeting.

An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public water and sanitary sewer mains, fire hydrant assemblies, sanitary sewer manholes and easements, for seven properties located on Glencliff Road, also known as Noble Place Townhomes (MWS Project Nos. 22-WL-31 and 22-SL-74 and Proposal No. 2023M-051ES-001).

Upon motion duly seconded, the bill passed first reading and will be considered at the next regular meeting.

BL2023-1856 An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to construct public sanitary sewer mains and sanitary sewer manholes, and to acquire permanent and temporary easements through negotiations and acceptance needed for 15 properties located on Fain Street and J C Napier Street (Project No. 22-SG-239 and Proposal No. 2023M-038ES-001).

> Upon motion duly seconded, the bill passed first reading and will be considered at the next regular meeting.

# Bills on Second Reading

BL2023-1688 An ordinance to amend Chapters 8.04 and 8.08 relative to the regulation of animals.

The bill was deferred pursuant to Rule 8 of the Rules of Procedure of the

BL2023-1741 An ordinance authorizing the Metropolitan Government's execution and delivery of an intergovernmental project agreement with The Sports Authority of The Metropolitan Government of Nashville and Davidson County relating to the development and funding of a new, enclosed stadium; designating a geographic area within which 50% of state and local option sales taxes will be allocated to fund capital projects at the stadium or any onsite or offsite infrastructure necessary for the operation thereof; approving the issuance of one or more series of public facility revenue bonds by the Sports Authority to finance a portion of the costs related to the construction of the enclosed stadium; authorizing the use and pledge of certain of the Metropolitan Government's revenues as security for the bonds; authorizing the acquisition of the stadium campus from the Sports Authority and the lease of the new stadium site to the Sports Authority; authorizing the Metropolitan Government's execution and delivery of a site coordination agreement relating to the interaction between the operations of the stadium and the development within certain areas around the stadium: and authorizing the defeasance of a portion of the Metropolitan Government's general obligation bonds issued to fund the acquisition of the campus on which the stadium is located.

> Council Member Withers moved to pass the bill on second reading, which motion was properly seconded. Without objection, Council Member Benedict requested that all items be voted on by roll call vote. Council Member Mendes withdrew Proposed Amendments 4 and 5. Council Member Mendes offered Proposed Amendment 6 and moved that it be adopted, which motion was properly seconded. After discussion, Council Member Young called for the previous question, which motion was seconded and approved by a voice vote of the Council. The matter recurred on the motion to adopt Proposed Amendment 6, which motion was seconded and failed by the following roll call vote:

Mendes, Suara, Toombs, Parker, Benedict, Evans, Bradford, Yes:

Welsch, Sledge, OConnell, Taylor, Porterfield, Sepulveda, Lee, and

Henderson

Hurt, Allen, Hall, Gamble, Swope, Withers, VanReece, Hancock, No:

Young, Hagar, Rhoten, Syracuse, Cash, Roberts, Hausser, Druffel,

Pulley, Johnston, Nash, Vercher, Rutherford, and Styles

Council Member Mendes offered Proposed Amendment 7, which motion was seconded and failed by the following roll call vote:

Yes: Mendes, Toombs, Parker, Benedict, Evans, Bradford, Welsch,

Sledge, OConnell, Taylor, Porterfield, Sepulveda, and Henderson

No: Hurt, Allen, Suara, Hall, Gamble, Swope, Withers, VanReece,

Hancock, Young, Hagar, Rhoten, Syracuse, Cash, Roberts, Hausser, Druffel, Pulley, Johnston, Nash, Vercher, Rutherford,

Styles, and Lee

Council Member Mendes offered Proposed Amendment 8 and moved that it be adopted, which motion was properly seconded. After discussion, Council Member Young called for the previous question, which motion was seconded and approved by the following roll call vote:

**Yes:** Hurt, Allen, Suara, Hall, Toombs, Gamble, Swope, VanReece,

Hancock, Young, Hagar, Evans, Bradford, Rhoten, Syracuse, Cash, Roberts, Taylor, Hausser, Druffel, Pulley, Johnston, Nash,

Vercher, Rutherford, and Styles

No: Mendes, Parker, Withers, Benedict, Welsch, Sledge, OConnell,

Porterfield, Sepulveda, Lee, and Henderson

The matter recurred on the motion to adopt Proposed Amendment 8, which motion was seconded and failed by the following roll call vote:

**Yes:** Mendes, Allen, Suara, Toombs, Parker, Benedict, Bradford,

Welsch, Sledge, Cash, OConnell, Taylor, Porterfield, Sepulveda,

and Henderson

No: Hurt, Hall, Gamble, Swope, Withers, VanReece, Hancock, Young,

Hagar, Evans, Rhoten, Syracuse, Roberts, Hausser, Druffel, Pulley, Johnston, Nash, Vercher, Rutherford, Styles, and Lee

Council Member Mendes offered Proposed Amendment 9, which motion was properly seconded. After discussion, Council Member Young called for the previous question, which motion was seconded and approved by a voice vote of the Council. The matter recurred on the motion to adopt Proposed Amendment 9, which motion was seconded and failed by the following roll call vote:

Yes: Mendes, Parker, Benedict, Bradford, Welsch, Sledge, OConnell,

Taylor, Porterfield, Sepulveda, and Henderson

**No:** Hurt, Allen, Suara, Hall, Toombs, Gamble, Swope, Withers,

VanReece, Hancock, Young, Hagar, Evans, Rhoten, Syracuse, Cash, Roberts, Hausser, Druffel, Pulley, Johnston, Nash, Vercher,

Rutherford, Styles, and Lee

Council Member Mendes offered Proposed Amendment 10, hereinafter referred to as Amendment C, and moved that it be adopted, which motion was seconded and approved by the following roll call vote:

Yes: Mendes, Hurt, Allen, Suara, Hall, Toombs, Gamble, Swope,

Parker, Withers, Benedict, VanReece, Hancock, Young, Hagar, Evans, Bradford, Rhoten, Syracuse, Welsch, Sledge, Cash, OConnell, Roberts, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Vercher, Porterfield, Sepulveda, Rutherford, Styles, Lee, and

Henderson

Council Member Mendes withdrew Proposed Amendments 11, 12, and 13. Council Member Mendes offered Proposed Amendment 14 and moved that it be adopted, which motion was properly seconded. After discussion, Council Member Hancock called for the previous question, which motion was seconded and approved by a voice vote of the Council. The matter recurred on the motion to adopt Proposed Amendment 14, which motion was seconded and failed by the following roll call vote:

Yes: Mendes, Suara, Parker, Benedict, Bradford, Welsch, Sledge,

OConnell, Taylor, Porterfield, Sepulveda, Lee, and Henderson

No: Hurt, Allen, Hall, Toombs, Gamble, Swope, Withers, VanReece,

Hancock, Young, Hagar, Evans, Rhoten, Syracuse, Cash, Roberts, Hausser, Druffel, Pulley, Johnston, Nash, Vercher, Rutherford, and

Styles

Council Member Mendes withdrew Proposed Amendment 15. Council Member Mendes offered Proposed Amendment 16, which motion was properly seconded. After discussion, Council Member Pulley called for the previous question, which motion was seconded and approved by a voice vote of the Council. The matter recurred on the motion to adopt Proposed Amendment 16, which motion was seconded and failed by the following roll call vote:

**Yes:** Mendes, Suara, Toombs, Parker, Benedict, Evans, Bradford,

Welsch, OConnell, Taylor, Porterfield, Sepulveda, and Henderson

No: Hurt, Allen, Hall, Gamble, Swope, Withers, VanReece, Hancock,

Hagar, Rhoten, Syracuse, Cash, Roberts, Hausser, Druffel, Pulley,

Johnston, Nash, Rutherford, Styles, and Lee

Council Member Mendes offered Proposed Amendment 17, hereinafter referred to as Amendment D, and moved that it be adopted, which motion was seconded and approved by the following roll call vote:

Yes: Mendes, Hurt, Allen, Suara, Toombs, Gamble, Swope, Parker,

Withers, Benedict, VanReece, Hancock, Young, Hagar, Evans, Bradford, Rhoten, Syracuse, Welsch, Cash, OConnell, Roberts, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Porterfield,

Sepulveda, Rutherford, Styles, Lee, and Henderson

No: Hall

Council Member Mendes withdrew Proposed Amendments 18 and 19. Council Member Hurt offered Proposed Amendment 20, hereinafter referred to as Amendment E, and moved that it be adopted, which motion was seconded and approved by the following roll call vote:

Yes:

Mendes, Hurt, Allen, Suara, Hall, Toombs, Gamble, Swope, Parker, Withers, Benedict, VanReece, Hancock, Young, Hagar, Evans, Bradford, Rhoten, Syracuse, Welsch, Cash, OConnell, Roberts, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Vercher, Sepulveda, Rutherford, Styles, Lee, and Henderson

Council Member Benedict offered Proposed Amendment 21 and moved that it be adopted, which motion was properly seconded. Council Member Nash moved to table the amendment, which motion was seconded and approved by the following roll call vote:

Hurt, Allen, Hall, Toombs, Gamble, Swope, Withers, VanReece, Yes:

> Hancock, Young, Hagar, Evans, Rhoten, Syracuse, Cash, Roberts, Hausser, Druffel, Pulley, Johnston, Nash, Vercher, Rutherford,

Styles, and Lee

Mendes, Suara, Parker, Benedict, Bradford, Welsch, Sledge, No:

OConnell, Taylor, Porterfield, Sepulveda, and Henderson

Council Member O'Connell withdrew Proposed Amendment 22. Council Member O'Connell offered Proposed Amendment 23, which motion was properly seconded. After discussion, Council Member Nash called for the previous question, which motion was seconded and approved by a voice vote of the Council. The matter recurred on the motion to adopt Proposed Amendment 23. which motion was seconded and failed by the following roll call vote:

Mendes, Toombs, Gamble, Parker, Benedict, Bradford, Welsch, Yes:

Sledge, OConnell, Taylor, Porterfield, Sepulveda, and Henderson

No: Hurt, Allen, Swope, Withers, VanReece, Hancock, Young, Hagar,

Evans, Rhoten, Syracuse, Cash, Roberts, Hausser, Druffel, Pulley,

Johnston, Nash, Vercher, Rutherford, Styles, and Lee

Council Member O'Connell offered Proposed Amendment 24, which motion was properly seconded. After discussion, Council Member Hancock called for the previous question, which motion was seconded and approved by a voice vote of the Council. The matter recurred on the motion to adopt Proposed Amendment 24, which motion was seconded and failed by the following roll call vote:

Mendes, Parker, Bradford, Welsch, Sledge, OConnell, Porterfield, Yes:

Sepulveda, Lee, and Henderson

No: Hurt, Allen, Suara, Hall, Toombs, Gamble, Swope, Withers,

> VanReece, Hancock, Young, Hagar, Evans, Rhoten, Syracuse, Cash, Roberts, Hausser, Druffel, Pulley, Johnston, Nash, Vercher,

Rutherford, and Styles

Council Member O'Connell offered Proposed Amendment 25 and moved that it be adopted, which motion was properly seconded. Council Member O'Connell moved to suspend the rules of procedure to offer a late amendment to Proposed Amendment 25 but was met with requisite objection causing the motion to fail. Council Member O'Connell offered Proposed Amendment 25 and moved that it be adopted, which motion was seconded and failed by the following roll call vote:

Yes: Mendes, Parker, Benedict, Bradford, Welsch, OConnell,

Porterfield, and Sepulveda

No: Hurt, Allen, Suara, Hall, Gamble, Swope, Withers, VanReece,

Hancock, Young, Hagar, Evans, Rhoten, Syracuse, Cash, Roberts, Hausser, Druffel, Pulley, Johnston, Nash, Vercher, Rutherford,

Styles, and Lee

**Abstain:** Toombs, Sledge, and Henderson

Council Member Johnston offered Proposed Amendment 26, hereinafter referred to as Amendment F, and moved that it be adopted, which motion was seconded and approved by the following roll call vote:

Yes: Hurt, Allen, Suara, Hall, Toombs, Gamble, Swope, Parker, Withers,

VanReece, Hancock, Young, Hagar, Evans, Bradford, Rhoten, Syracuse, Welsch, Sledge, Cash, OConnell, Roberts, Hausser, Druffel, Pulley, Johnston, Nash, Vercher, Sepulveda, and

Rutherford

**No:** Benedict, Styles, and Lee

**Abstain:** Mendes, Porterfield, and Henderson

Council Member Gamble offered Proposed Amendment 27 and moved that it be adopted, which motion was properly seconded. After discussion, Council Member Hancock called for the previous question, which motion was seconded and failed by the following roll call vote:

Yes: Hurt, Hall, Gamble, Swope, VanReece, Hancock, Young, Hagar,

Hausser, Druffel, Pulley, Johnston, Nash, Vercher, Rutherford, and

Styles

**No:** Mendes, Allen, Suara, Toombs, Parker, Withers, Benedict, Evans,

Bradford, Rhoten, Syracuse, Welsch, Sledge, Cash, OConnell, Roberts, Taylor, Porterfield, Sepulveda, Lee, and Henderson

After further discussion, Council Member Nash called for the previous question, which motion was seconded and approved by a voice vote of the Council. The matter recurred on the motion to adopt Proposed Amendment 27, hereinafter referred to as Amendment G, which motion was seconded and approved by the following roll call vote:

Yes: Hurt, Allen, Hall, Gamble, Swope, Withers, VanReece, Hancock,

Young, Hagar, Evans, Rhoten, Syracuse, Roberts, Hausser, Druffel, Pulley, Johnston, Nash, Vercher, Rutherford, Styles, and

Lee

No: Mendes, Suara, Parker, Benedict, Bradford, Welsch, Sledge, Cash,

OConnell, Taylor, Porterfield, Sepulveda, and Henderson

**Abstain:** Toombs

Council Member O'Connell moved to suspend the Rules of Procedure to offer a late amendment. Without objection, Council Member O'Connell offered Proposed Late Amendment 2, which motion was properly seconded. After discussion, Council Member Pulley called for the previous question, which motion was seconded and approved by a voice vote of the Council. The matter recurred on the motion to adopt Proposed Late Amendment 2, hereinafter referred to as Amendment H, which motion was seconded and approved by the following roll call vote:

Yes: Mendes, Hurt, Allen, Suara, Hall, Toombs, Gamble, Swope,

Parker, Withers, Benedict, VanReece, Hancock, Young, Evans, Bradford, Rhoten, Syracuse, Welsch, Sledge, Cash, OConnell, Roberts, Hausser, Druffel, Pulley, Johnston, Nash, Vercher, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson

No: Taylor

Council Member O'Connell withdrew Proposed Amendment 28 and Proposed Late Amendment 1. Council Member Pulley withdrew Proposed Amendment 29. Council Member Mendes withdrew Proposed Amendment 30. Council Member Withers moved to pass the bill on second reading as amended, which motion was properly seconded. Council Member Henderson moved to defer the bill to the April 25, 2023 Special meeting and to hold a public hearing on the bill at that time, which motion was properly seconded. President Shulman indicated that this would need to be considered as two separate motions, with the motion to defer occurring prior to the motion to hold a public hearing. Council Member Henderson moved to defer the bill to the April 25, 2023 Special meeting, which motion was properly seconded. After discussion, Council Member Johnston called for the previous question, which motion was seconded and approved by a voice vote of the Council. The matter recurred on the motion to defer the bill to the April 25, 2023 Special meeting, which motion was seconded and failed by the following roll call vote:

**Yes:** Mendes, Parker, Benedict, Welsch, Sledge, OConnell, Taylor,

Porterfield, Sepulveda, and Henderson

**No:** Hurt, Allen, Hall, Toombs, Gamble, Swope, Withers, VanReece,

Hancock, Young, Evans, Bradford, Rhoten, Syracuse, Cash, Roberts, Hausser, Druffel, Pulley, Johnston, Nash, Vercher,

Rutherford, and Styles

Abstain: Lee

Council Member Henderson moved to hold a public hearing on the bill at the April 25, 2023 Special meeting, which motion was properly seconded. After discussion, President Shulman indicated that the main motion to pass the bill on second reading as amended must be taken before the motion to hold a public hearing can be considered. Council Member Withers moved to pass the bill on second reading as amended, which motion was properly seconded. After discussion, Council Member Hurt called for the previous question, which motion was seconded and approved by a voice vote of the Council. The matter recurred on the motion to pass the bill on second reading as amended, which motion was seconded and approved by the following roll call vote:

Yes: Hurt, Allen, Suara, Hall, Toombs, Gamble, Swope, Withers,

VanReece, Hancock, Young, Evans, Rhoten, Syracuse, Cash, Roberts, Hausser, Druffel, Pulley, Johnston, Nash, Vercher,

Rutherford. Styles. and Lee

No: Mendes, Parker, Benedict, Bradford, Welsch, Sledge, OConnell,

Taylor, Porterfield, Sepulveda, and Henderson

Council Member Henderson moved to hold a public hearing on Bill BL2023-1741 and Resolution RS2023-2044 at the April 25, 2023 Special meeting and that the hearing be limited to two hours for those in favor of the bill and two hours for those in opposition to the bill, which motion was properly seconded. After discussion, Council Member Hancock called for the previous question, which motion was seconded and approved by a voice vote of the Council. The matter recurred on the motion to hold a public hearing on Bill BL2023-1741 and Resolution RS2023-2044 at the April 25, 2023 Special meeting, which motion was seconded and approved by the following roll call vote:

Mendes, Allen, Suara, Toombs, Gamble, Parker, Benedict, Evans, Yes:

> Bradford, Syracuse, Welsch, Sledge, Cash, OConnell, Taylor, Druffel, Pulley, Johnston, Nash, Vercher, Porterfield, Sepulveda,

Rutherford, Styles, Lee, and Henderson

No: Hall, Swope, Withers, Hancock, Young, Rhoten, and Roberts

Abstain: Hausser

BL2023-1793 An ordinance approving a Lease Agreement by and between the Metropolitan Government of Nashville and Davidson County acting by and through the Metropolitan Board of Education and East End Prep (Proposal No.

2023M-003AG-001).

Council Member Benedict moved to pass the bill on second reading, which motion was seconded and approved by a voice vote of the Council, with Council Members Porterfield and Lee abstaining.

BL2023-1794 An ordinance approving a contract between the Metropolitan Government of Nashville and Davidson County and Xylem Vue, Inc. to provide updates and

maintenance of Water Network Optimization distribution system and treatment plant optimization platform.

Council Member Pulley moved to pass the bill on second reading, which motion

was seconded and approved by a voice vote of the Council.

BL2023-1795 An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to acquire property through negotiation, condemnation, or fee simple take, for property located at Country Way Road (unnumbered), for the Clean Water Nashville Town Village Sewer Pump Station Upgrade Project (Project No. 22-SC-0132 and Proposal No. 2022M-148ES-001).

> Council Member Pulley moved to pass the bill on second reading, which motion was seconded and approved by a voice vote of the Council.

# BL2023-1796 An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to acquire a portion of two properties through negotiations, condemnation or fee simple take, for properties located at 1213 and 1217 Northgate Business Parkway, for the construction of the Dry Creek WRF Flood Mitigation System (MWS Project No. 21-SC-0226 and Proposal No. 2022M-120ES-001).

Council Member Pulley moved to pass the bill on second reading, which motion was seconded and approved by a voice vote of the Council.

# BL2023-1797 An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing water and sanitary sewer mains, sanitary sewer manhole and easements, and to accept new water and sanitary sewer mains, fire hydrant assembly, sanitary sewer manholes and easements, for property located at 1310 Hillside Avenue, also known as Reservoir Zone 3 (MWS Project Nos. 22-WL-25 and 22-SL-92 and Proposal No. 2023M-027ES-001).

Council Member Pulley moved to pass the bill on second reading, which motion was seconded and approved by a voice vote of the Council.

# An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public fire hydrant assembly, for two properties located at 701 and 711 South 7th Street, also known as Martha O'Bryan Center (MWS Project No. 22-WL-43 and Proposal No. 2023M-030ES-001).

Council Member Pulley moved to pass the bill on second reading, which motion was seconded and approved by a voice vote of the Council.

# An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept a new public water main, for two properties located at 409 and 411 McAdoo Avenue (MWS Project Nos. 23-WL-07 and Proposal No. 2023M-031ES-001).

Council Member Pulley moved to pass the bill on second reading, which motion was seconded and approved by a voice vote of the Council.

# BL2023-1800 An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept the relocation of fire hydrant assemblies, for property located at 30 Peabody Street, also known as Peabody Union Water, (MWS Project No. 21-WL-94 and Proposal No. 2023M-025ES-001).

Council Member Pulley moved to pass the bill on second reading, which motion was seconded and approved by a voice vote of the Council.

# BL2023-1801 An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public sanitary sewer mains and easements, and to accept new sanitary sewer mains, sanitary sewer manholes and easements, for two properties located at 30 and 90 Peabody Street, also known as Peabody Union Sewer (MWS Project No. 21-SL-221 and Proposal No. 2023M-034ES-001).

Council Member Pulley moved to pass the bill on second reading, which motion was seconded and approved by a voice vote of the Council.

BL2023-1802 An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new sanitary sewer mains, sanitary sewer manholes and easements, for property located at 616 North Dupont Avenue, also known as Birchstone Village (MWS Project No. 22-SL-63 and Proposal No. 2023M-036ES-001).

> Council Member Pulley moved to pass the bill on second reading, which motion was seconded and approved by a voice vote of the Council.

BL2023-1803 An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public water mains and fire hydrant assembly, and to accept new public water main, for two properties located at 2600 Jess Neely Drive and 2555 West End Avenue, also known as Vanderbilt University Basketball Facility (MWS Project No. 22-WL-108 and Proposal No. 2023M-035ES-001).

> The bill was deferred pursuant to Rule 8 of the Rules of Procedure of the Council.

BL2023-1804 An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public water and sanitary sewer mains, fire hydrant assemblies, sanitary sewer manholes and easements, for property located at Central Pike (unnumbered), also known as Tulip Grove and Central Pike Phase 2 (MWS Project Nos. 22-WL-92 and 22-SL-189 and Proposal No. 2023M-029ES-001).

> Council Member Pulley moved to pass the bill on second reading, which motion was seconded and approved by a voice vote of the Council.

BL2023-1805 An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing water mains, fire hydrant assemblies and easements, and to accept new public water mains, fire hydrant assemblies, replacement of fire hydrant assemblies and easements, at six properties located on Knight Drive, Tisdall Drive, Green Lane, and Brick Church Lane, off-site of the project location at 420 Green Lane and Tisdall Drive (unnumbered), also known as Ridgecrest at Vista Phase 2 (MWS Project No. 22-WL-84 and Proposal No. 2022M-192ES-002).

> Council Member Pulley moved to pass the bill on second reading, which motion was seconded and approved by a voice vote of the Council.

BL2023-1806 An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public combination sewer main, combination sewer manhole and easement, and to accept the replacement of a combination sewer manhole with new public stormwater inlet, for three properties located at 125 and 129 11th Avenue and Church Street (unnumbered) (MWS Project No. 22-SL-284 and Proposal No. 2023M-033ES-001).

> Council Member Pulley moved to pass the bill on second reading, which motion was seconded and approved by a voice vote of the Council.

# Bills on Third Reading

BL2022-1471 An ordinance to amend Sections 16.24.030 and 17.04.060 of the Metropolitan Code of Laws to amend the definitions of "dwelling unit" and "family". (Proposal No. 2022Z-017TX-001).

The bill was deferred pursuant to Rule 33 of the Rules of Procedure of the Council.

An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from CS to MUL-A-NS zoning for properties located at 1407 Milson Street, 1402, 1404, 1406, 1410 and 1412 Jo Johnston Avenue, approximately 50 feet west of 14th Avenue North, (1.06 acres), all of which is described herein (Proposal No. 2022Z-135PR-001).

Council Member Withers moved to pass the bill on third reading, which motion was seconded and approved by the following vote: Yes (27): Mendes, Allen, Hall, Toombs, Gamble, Swope, Withers, Hancock, Young, Evans, Bradford, Syracuse, Sledge, Cash, O'Connell, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

BL2022-1631 An Ordinance to amend Title 2 of the Metropolitan Code of Laws to create the Nashville Music, Film, & Entertainment Commission.

Council Member Styles moved to pass the bill on third reading, which motion was seconded and approved by the following roll call vote:

**Yes:** Mendes, Allen, Toombs, Gamble, Withers, Hancock, Young,

Evans, Bradford, Rhoten, Syracuse, Sledge, Cash, OConnell, Roberts, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson

No: Swope

**Abstain**: Hall

BL2023-1712 An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from IR, R6 and RM40 to SP on properties located at 2404, 2500, and 2518 W Heiman Street and W Heiman Street (unnumbered), approximately 198 feet east of W H Davis Drive, (11.68 acres), to permit 150 detached multi-family residential units and 4 attached multi-family residential units, all of which is described herein (Proposal No. 2022SP-062-001).

# BL2023-1713 An ordinance to authorize building material restrictions and requirements for BL2023-1712, a proposed Specific Plan Zoning District located on various properties located at 2404, 2500, and 2518 W Heiman Street and W Heiman Street (unnumbered), approximately 198 feet east of W H Davis Drive, (11.68 acres), to permit 150 detached multi-family residential units and 4 attached multi-family residential units, all of which is described herein (Proposal No. 2022SP-062-001).THE PROPOSED ORDINANCE REQUIRES CERTAIN MATERIALS TO BE RESTRICTED IN THE CONSTRUCTION OF BUILDINGS.

Council Member Withers moved to pass the bill on third reading, which motion was seconded and approved by the following vote: Yes (27): Mendes, Allen, Hall, Toombs, Gamble, Swope, Withers, Hancock, Young, Evans, Bradford, Syracuse, Sledge, Cash, O'Connell, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by applying a Contextual Overlay District to various properties along either side of Ashland City Highway and surrounding local streets, located north of Hydes Ferry Road and south of Hydesdale Lane, zoned RS15 and SP (79.91 acres), all of which is described herein (Proposal No. 2023COD-002-001).

Council Member Withers moved to pass the bill on third reading, which motion was seconded and approved by the following vote: Yes (27): Mendes, Allen, Hall, Toombs, Gamble, Swope, Withers, Hancock, Young, Evans, Bradford, Syracuse, Sledge, Cash, O'Connell, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

BL2023-1717 An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by applying a Contextual Overlay District to various properties located north of Moormans Arm Road and west of Whites Creek Pike, zoned RS10, RS7.5, and R6 (208.23 acres), all of which is described herein (Proposal No. 2023COD-003-001).

Council Member Toombs moved to defer the bill, which motion was seconded and approved by a voice vote of the Council.

BL2023-1742 An ordinance requiring the Metro Division of Housing to establish a public dashboard on how the city is addressing the issue of housing affordability in Nashville and Davidson County.

BL2023-1760 An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from OG to SP zoning for properties located at 309, 401, and 407 Driftwood Street, approximately 565 feet north of Hermitage Avenue, (9.39 acres), to permit a mixed-use development, all of which is described herein (Proposal No. 2022SP-083-001).

> Council Member Withers moved to pass the bill on third reading, which motion was seconded and approved by the following vote: Yes (27): Mendes, Allen, Hall, Toombs, Gamble, Swope, Withers, Hancock, Young, Evans, Bradford, Syracuse, Sledge, Cash, O'Connell, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

BL2023-1761 An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by applying a Detached Accessory Dwelling Unit Overlay District to various properties located north of Clifton Avenue and south of Jefferson Street zoned RS5; R6-A (106-63 acres), all of which is described herein (Proposal No. 2023DDU-001-001).

> Council Member Withers moved to pass the bill on third reading, which motion was seconded and approved by the following vote: Yes (27): Mendes, Allen, Hall, Toombs, Gamble, Swope, Withers, Hancock, Young, Evans, Bradford, Syracuse, Sledge, Cash, O'Connell, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

BL2023-1762 An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from R6 and MUL to SP zoning for properties located at 1500 Porter Rd and 1510 Branch St, at the corner of Cahal Ave and Branch St, (19.93 acres), to permit a mixed use development, all of which is described herein (Proposal No. 2022SP-031-001).

BL2023-1763 An ordinance to authorize building material restrictions and requirements for BL2023-1762, a proposed Specific Plan Zoning District located at 1500 Porter Rd and 1510 Branch St, at the corner of Cahal Ave and Branch St, (19.93 acres), to permit a mixed use development, all of which is described herein (Proposal No. 2022SP-031-001).

# THE PROPOSED ORDINANCE REQUIRES CERTAIN MATERIALS TO BE RESTRICTED IN THE CONSTRUCTION OF BUILDINGS.

Council Member Withers moved to pass the bill on third reading, which motion was seconded and approved by the following vote: Yes (27): Mendes, Allen, Hall, Toombs, Gamble, Swope, Withers, Hancock, Young, Evans, Bradford, Syracuse, Sledge, Cash, O'Connell, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

BL2023-1764 An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from R10 to SP zoning for property located at 253 Nesbitt Lane, near the southeast corner of Heritage Glen Drive and Nesbitt Lane, zoned R10 (9.88 acres), to permit a mixed-use development with 194 multi-family residential units and nonresidential uses, all of which is described herein (Proposal No. 2023SP-013-001).

> Council Member Withers moved to pass the bill on third reading, which motion was seconded and approved by the following vote: Yes (27): Mendes, Allen, Hall, Toombs, Gamble, Swope, Withers, Hancock, Young, Evans, Bradford, Syracuse, Sledge, Cash, O'Connell, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

**BL2023-1765** An ordinance to authorize building material restrictions and requirements for BL2023-1764, a proposed Specific Plan Zoning District located at 253 Nesbitt Lane, near the southeast corner of Heritage Glen Drive and Nesbitt Lane, zoned R10 (9.88 acres), to permit a mixed-use development with 194 multi-family residential units and nonresidential uses, all of which is described herein (Proposal No. 2023SP-013-001)

# THE PROPOSED ORDINANCE REQUIRES CERTAIN MATERIALS TO BE RESTRICTED IN THE CONSTRUCTION OF BUILDINGS.

BL2023-1766 An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from MUI-A to SP zoning on properties located at 207, 215, 217, 219, 221 and 225 14th Avenue North, southwest of the corner of Hynes Street and 14th Avenue North, (1.24 acres), to permit a mixed use development, all of which is described herein (Proposal No. 2022SP-086-001).

> Council Member Withers moved to pass the bill on third reading, which motion was seconded and approved by the following vote: Yes (27): Mendes, Allen, Hall, Toombs, Gamble, Swope, Withers, Hancock, Young, Evans, Bradford, Syracuse, Sledge, Cash, O'Connell, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

**BL2023-1767** An ordinance to authorize building material restrictions and requirements for BL2023-1766 a proposed Specific Plan Zoning for various properties located at 207,215,217,221,225 14th Avenue, (1.24 acres) (Proposal No. 2022SP-086-001). THE PROPOSED ORDINANCE REQUIRES CERTAIN MATERIALS TO BE RESTRICTED IN THE CONSTRUCTION OF BUILDINGS.

> Council Member Withers moved to pass the bill on third reading, which motion was seconded and approved by the following vote: Yes (27): Mendes, Allen, Hall, Toombs, Gamble, Swope, Withers, Hancock, Young, Evans, Bradford, Syracuse, Sledge, Cash, O'Connell, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

BL2023-1768 An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from CS to SP zoning for property located at 408 Woodland Street, approximately 275 feet north of Stone Bluff Drive, located within the East Bank Redevelopment District (0.79 acres) to permit a hotel use, all of which is described herein (Proposal No. 2022SP-080-001).

BL2023-1769 An ordinance to authorize building material restrictions and requirements for BL2023-1768, a proposed Specific Plan Zoning District located at 408 Woodland Street, approximately 275 feet north of Stone Bluff Drive, located within the East Bank Redevelopment District (0.79 acres) to permit a hotel use, all of which is described herein (Proposal No. 2022SP-080-001).

# THE PROPOSED ORDINANCE REQUIRES CERTAIN MATERIALS TO BE RESTRICTED IN THE CONSTRUCTION OF BUILDINGS.

Council Member Withers moved to pass the bill on third reading, which motion was seconded and approved by the following vote: Yes (27): Mendes, Allen, Hall, Toombs, Gamble, Swope, Withers, Hancock, Young, Evans, Bradford, Syracuse, Sledge, Cash, O'Connell, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

BL2023-1770 An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from RS5 to R6-A zoning for property located at 913 33rd Avenue North, approximately 200 feet south of Clare Avenue (0.14 acres), all of which is described herein (Proposal No. 2023Z-016PR-001).

> Council Member Withers moved to pass the bill on third reading, which motion was seconded and approved by the following vote: Yes (27): Mendes, Allen, Hall, Toombs, Gamble, Swope, Withers, Hancock, Young, Evans, Bradford, Syracuse, Sledge, Cash, O'Connell, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

BL2023-1771 An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from R10 to SP zoning for property located at 5646 Amalie Drive, approximately 560 feet north of Huntington Parkway, (17.66 acres), to permit a multi-family residential development, all of which is described herein (Proposal No. 2022SP-084-001).

BL2023-1772 An ordinance to authorize building material restrictions and requirements for BL2023-1771, a proposed Specific Plan Zoning District located at 5646 Amalie Drive, approximately 560 feet north of Huntington Parkway, (17.66 acres), to permit a multi-family residential development, all of which is described herein (Proposal No. 2022SP-084-001).

# THE PROPOSED ORDINANCE REQUIRES CERTAIN MATERIALS TO BE RESTRICTED IN THE CONSTRUCTION OF BUILDINGS.

Council Member Withers moved to pass the bill on third reading, which motion was seconded and approved by the following vote: Yes (27): Mendes, Allen, Hall, Toombs, Gamble, Swope, Withers, Hancock, Young, Evans, Bradford, Syracuse, Sledge, Cash, O'Connell, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

BL2023-1773 An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by applying a Two Story Overlay District for various properties located east of McGavock Pike and south of Meadowood Drive, (249.01 acres), all of which is described herein (Proposal No. 2023TSO-001-001).

> Council Member Withers moved to pass the bill on third reading, which motion was seconded and approved by the following vote: Yes (27): Mendes, Allen, Hall, Toombs, Gamble, Swope, Withers, Hancock, Young, Evans, Bradford, Syracuse, Sledge, Cash, O'Connell, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

BL2023-1774 An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from DTC to SP zoning for property located at 630 Division Street, approximately 130 feet east of 7th Avenue South, (0.09 acres), to permit a mixed-use development, all of which is described herein (Proposal No. 2023SP-003-001).

> Council Member Withers moved to pass the bill on third reading, which motion was seconded and approved by the following vote: Yes (27): Mendes, Allen, Hall, Toombs, Gamble, Swope, Withers, Hancock, Young, Evans, Bradford, Syracuse, Sledge, Cash, O'Connell, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

BL2023-1775 An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from RS7.5 to R8 zoning for properties located at 232 and 233 Wheeler Avenue, at the western corner of Wheeler Avenue and Tibbs Drive (0.55 acres), all of which is described herein (Proposal No. 2023Z-013PR-001).

> The bill was deferred pursuant to Rule 33 of the Rules of Procedure of the Council.

# An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from RS40 to RS80 zoning for various properties located On Pawnee Trail, (15.53), all of which is described herein (Proposal No. 2023Z-020PR-002).

Council Member Withers moved to pass the bill on third reading, which motion was seconded and approved by the following vote: Yes (27): Mendes, Allen, Hall, Toombs, Gamble, Swope, Withers, Hancock, Young, Evans, Bradford, Syracuse, Sledge, Cash, O'Connell, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

BL2023-1778

An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by applying a Neighborhood Conservation Zoning Overlay District to various properties located west of Whites Creek Pike and north of Moormans Arm Road, zoned RS10 (169.19 acres), all of which is described herein (Proposal No. 2023NHC-002-001).

Council Member Withers moved to pass the bill on third reading, which motion was seconded and approved by the following vote: Yes (27): Mendes, Allen, Hall, Toombs, Gamble, Swope, Withers, Hancock, Young, Evans, Bradford, Syracuse, Sledge, Cash, O'Connell, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

BL2023-1779 An ordinance to authorize building material restrictions and requirements for BL2023-1778, a proposed Neighborhood Conservation Zoning Overlay District to various properties located west of Whites Creek Pike and north of Moormans Arm Road, zoned RS10 (169.19 acres), all of which is described herein (Proposal No. 2023NHC-002-001). THE PROPOSED ORDINANCE REQUIRES CERTAIN MATERIALS TO BE RESTRICTED IN THE CONSTRUCTION OF BUILDINGS.

Council Member Withers moved to pass the bill on third reading, which motion was seconded and approved by the following vote: Yes (27): Mendes, Allen, Hall, Toombs, Gamble, Swope, Withers, Hancock, Young, Evans, Bradford, Syracuse, Sledge, Cash, O'Connell, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

BL2023-1780 An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from RS10 to R10 zoning for property located at 2619 Old Buena Vista Road, approximately 300 feet northwest of Day Street (0.41 acres), all of which is described herein (Proposal No. 2023Z-004PR-001).

Council Member Toombs moved to defer the bill, which motion was seconded and approved by a voice vote of the Council.

# An ordinance to amend Title 17 of the Metropolitan Code of Laws, the Zoning Ordinance of The Metropolitan Government of Nashville and Davidson County, by changing from RS5 to R6 zoning for property located at 1210 Katie Avenue, approximately 260 feet north of Fern Avenue, (0.17 acres), all of which is described herein (Proposal No. 2023Z-014PR-001).

Council Member Withers moved to pass the bill on third reading, which motion was seconded and approved by the following vote: Yes (27): Mendes, Allen, Hall, Toombs, Gamble, Swope, Withers, Hancock, Young, Evans, Bradford, Syracuse, Sledge, Cash, O'Connell, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

<u>BL2023-1783</u> An ordinance to correct the staggering of the Metropolitan Human Relations Commission, as codified in Chapter 2.132 of the Metropolitan Code of Laws.

Council Member Withers moved to pass the bill on third reading, which motion was seconded and approved by the following vote: Yes (27): Mendes, Allen, Hall, Toombs, Gamble, Swope, Withers, Hancock, Young, Evans, Bradford, Syracuse, Sledge, Cash, O'Connell, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

An ordinance approving a participation agreement and temporary construction easement between the Metropolitan Government of Nashville and Davidson County, through the Metropolitan Board of Parks and Recreation, and 1000 2nd Ave N, LP for improvements within a portion of the greenway. (Proposal No. 2023M-005AG-001).

Council Member Withers moved to pass the bill on third reading, which motion was seconded and approved by the following vote: Yes (27): Mendes, Allen, Hall, Toombs, Gamble, Swope, Withers, Hancock, Young, Evans, Bradford, Syracuse, Sledge, Cash, O'Connell, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

BL2023-1785 An ordinance authorizing C.B. Ragland Company to install, construct and maintain aerial and underground encroachments in the right of way located 118 12th Ave South. (Proposal No. 2022M-020EN-001)

BL2023-1786 An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public water and sanitary sewer mains, fire hydrant assemblies, sanitary sewer manholes and easements, for property located at 2239 Edge O Lake Drive, also known as Canyon Ridge Phase 5, (MWS Project Nos. 20-WL-157 and 20-SL-309 and Proposal No. 2023M-014ES-001).

> Council Member Withers moved to pass the bill on third reading, which motion was seconded and approved by the following vote: Yes (27): Mendes, Allen, Hall, Toombs, Gamble, Swope, Withers, Hancock, Young, Evans, Bradford, Syracuse, Sledge, Cash, O'Connell, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

BL2023-1787 An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public water and sanitary sewer mains, fire hydrant assemblies, sanitary sewer manholes and easements, for two properties located at 4927 Buena Vista Pike and Buena Vista Pike (unnumbered), also known as 4927 Buena Vista SP Development (MWS Project Nos. 22-WL-17 and 22-SL-36 and Proposal No. 2023M-021ES-001).

> Council Member Withers moved to pass the bill on third reading, which motion was seconded and approved by the following vote: Yes (27): Mendes, Allen, Hall, Toombs, Gamble, Swope, Withers, Hancock, Young, Evans, Bradford, Syracuse, Sledge, Cash, O'Connell, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

BL2023-1788 An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing sanitary sewer main, sanitary sewer manhole and easements, for property located 155 Lafayette Street, also known as the Tennessee Justice Center (MWS Project Nos. 22-SL-188 and Proposal No. 2023M-020ES-001).

> Council Member Withers moved to pass the bill on third reading, which motion was seconded and approved by the following vote: Yes (27): Mendes, Allen, Hall, Toombs, Gamble, Swope, Withers, Hancock, Young, Evans, Bradford, Syracuse, Sledge, Cash, O'Connell, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

BL2023-1789 An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing sanitary sewer mains, sanitary sewer manholes, and easements, and to accept new sanitary sewer mains, sanitary sewer manholes and easements, for five properties located on 41st Avenue North, Clifton Avenue, and Indiana Avenue (MWS Project No. 21-SL-294 and Proposal No. 2023M-022ES-001).

BL2023-1790 An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public water and sanitary sewer mains, fire hydrant assemblies, sanitary sewer manholes and easements, for three properties located at 839 West Trinity Lane and West Trinity Lane (unnumbered), also known as 839 West Trinity Lane Townhomes (MWS Project Nos. 22-WL-65 and 22-SL-136 and Proposal No. 2023M-024ES-001).

> Council Member Withers moved to pass the bill on third reading, which motion was seconded and approved by the following vote: Yes (27): Mendes, Allen, Hall, Toombs, Gamble, Swope, Withers, Hancock, Young, Evans, Bradford, Syracuse, Sledge, Cash, O'Connell, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

BL2023-1791 An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to abandon existing public sanitary sewer main, sanitary sewer manholes, fire hydrant assembly and easement, and to accept new public sanitary sewer main, sanitary sewer manholes and fire hydrant assembly, for property located at 2212 12th Avenue South (MWS Project Nos. 22-SL-176 and 22-WL-87 and Proposal No. 2023M-023ES-001).

> Council Member Withers moved to pass the bill on third reading, which motion was seconded and approved by the following vote: Yes (27): Mendes, Allen, Hall, Toombs, Gamble, Swope, Withers, Hancock, Young, Evans, Bradford, Syracuse, Sledge, Cash, O'Connell, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

BL2023-1792 An ordinance authorizing The Metropolitan Government of Nashville and Davidson County to accept new public water main and fire hydrant assembly, for property located at 1620 Corporate Place (MWS Project No. 22-WL-002 and Proposal No. 2023M-026ES-001).

> Council Member Withers moved to pass the bill on third reading, which motion was seconded and approved by the following vote: Yes (27): Mendes, Allen, Hall, Toombs, Gamble, Swope, Withers, Hancock, Young, Evans, Bradford, Syracuse, Sledge, Cash, O'Connell, Taylor, Hausser, Druffel, Pulley, Johnston, Nash, Porterfield, Sepulveda, Rutherford, Styles, Lee, and Henderson; No (0); Abstain (0).

## **Adjournment**

Requests for ADA accommodation should be directed to the Metropolitan Clerk at 615-862-6770.