



Metropolitan Nashville and Davidson County, TN

Legislation Details (With Text)

File #: BL2023-2016 **Name:**

Type: Bill (Ordinance) **Status:** Passed

File created: 6/22/2023 **In control:** Metropolitan Council

On agenda: 8/1/2023 **Final action:** 8/1/2023

Title: An ordinance to approve the First Amendment to an agreement between The Metropolitan Government of Nashville and Davidson County and Nashville Steam Preservation Society for the lease and restoration of Steam Locomotive Number 576.

Sponsors: Kevin Rhoten, Sharon Hurt, Ginny Welsch, Burkley Allen, Jeff Syracuse

Indexes:

Code sections:

Attachments: 1. First Amendment Exhibit

| Date | Ver. | Action By | Action | Result |
|-----------|------|--|--------------------------|--------|
| 8/4/2023 | 1 | Mayor | approved | |
| 8/1/2023 | 1 | Metropolitan Council | passed on third reading | |
| 7/18/2023 | 1 | Metropolitan Council | passed on second reading | |
| 7/18/2023 | 1 | Public Facilities, Arts, and Culture Committee | approved | |
| 7/17/2023 | 1 | Budget and Finance Committee | approved | |
| 7/6/2023 | 1 | Metropolitan Council | passed on first reading | |
| 6/27/2023 | 1 | Metropolitan Council | filed | |

An ordinance to approve the First Amendment to an agreement between The Metropolitan Government of Nashville and Davidson County and Nashville Steam Preservation Society for the lease and restoration of Steam Locomotive Number 576.

WHEREAS, The Metropolitan Government of Nashville and Davidson County (“Metro”) and Nashville Steam Preservation Society are parties to an Agreement approved by Ordinance BL2016-332 for the lease and restoration of Steam Locomotive Number 576; and,

WHEREAS, Nashville Steam Preservation Society, a Tennessee non-profit organization, has been restoring the Steam Locomotive Number 576 to make it operational and to allow visitors and citizens of Nashville and Davidson County to ride on the runs of the Steam Locomotive Number 576; and,

WHEREAS, Metro and Nashville Steam Preservation Society have agreed to a First Amendment to the agreement to extend the time for Nashville Steam Preservation Society to restore the locomotive; and,

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

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

Section 1. That this First Amendment to the agreement, a copy of which is attached hereto and incorporated herein, is hereby approved and the Metropolitan Mayor is hereby authorized to execute it on behalf of the

Metropolitan Government.

Section 2. That any amendment to this agreement may be approved by resolution of the Metropolitan Council receiving at least twenty-one affirmative votes.

Section 3. This ordinance shall take effect from and after its final passage, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

Analysis

This ordinance approves the first amendment to a lease agreement between the Metropolitan Government and the Nashville Steam Preservation Society regarding Steam Locomotive Number 576, which previously resided in Centennial Park. The original agreement, as approved by BL2016-332, allowed the Nashville Steam Preservation Society to restore the locomotive, make it operational, and allow it to be used on an existing rail line.

The amendment under consideration provides the Nashville Steam Preservation Society an additional four years to complete its restoration work with the possibility of an additional extension. If the restoration is not completed by then, the locomotive shall be returned to Centennial Park or an alternative location as requested by Metro in the same or better condition than it was found at the start of the lease.

At or before the termination of the amended lease, the Nashville Steam Preservation Society may renew the lease for an additional 13-year period, contingent on the approval of the Board of Parks and Recreation, Mayor, and Metro Council.

Fiscal Note: This amendment will not change the annual rental rate and the contingency amount.