

METROPOLITAN COUNCIL

Metro Council Office

MEMORANDUM TO: All Members of the Metropolitan Council

FROM: Jon Cooper, Director
Metropolitan Council Office

DATE: **December 17, 2013**

RE: **Analysis Report**

Unaudited Fund Balances as of 12/10/13:

4% Reserve Fund	\$31,323,906*
Metro Self Insured Liability Claims	\$4,758,785
Judgments & Losses	\$2,303,799
Schools Self Insured Liability Claims	\$1,382,013
Self-Insured Property Loss Aggregate	\$6,644,409
Employee Blanket Bond Claims	\$627,309
Police Professional Liability Claims	\$2,892,050
Death Benefit	\$774,651

* Assumes unrealized estimated revenues in fiscal year 2014 of \$21,089,765

– RESOLUTIONS –

RESOLUTION NO. RS2013-904 (STEINE & PARDUE) – This resolution authorizes the compensation of special judges presiding in General Sessions court. State law sets forth a procedure for the appointment of special judges to serve when a regular judge is unable to preside. If another judge is unavailable to serve by interchange, then a former or retired judge can sit as special judge. The statute allows county legislative bodies, by a resolution adopted with a 2/3 majority vote, to authorize the payment of compensation to such General Sessions special judges. While the Davidson County general sessions court currently uses special judges, there is no legal authorization for special judges to be paid absent council approval.

This resolution authorizes the payment of compensation to special judges in accordance with the provisions of state law. The law provides that the amount of compensation for a special judge cannot exceed the rate of compensation for other Davidson County general sessions judges. This resolution requires the general sessions court administrator to institute appropriate record keeping procedures, including time and travel records with supporting documentation.

The compensation will be paid out of the general sessions court's existing operating budget. Due to higher than anticipated revenues realized by the general sessions court, it is not anticipated that a supplemental appropriation will be necessary to compensate the special judges. However, it is possible that this legislation could result in a need for the council to appropriate additional funds to the general sessions court in the spring to balance the court's budget. A new budget improvement would be required for next fiscal year to include this compensation as part of the court's regular operating budget.

This resolution requires 27 affirmative votes to become effective.

RESOLUTION NO. RS2013-905 (STEINE) – This resolution approves a grant in the amount of \$1,539.61 from the Tennessee department of state to the Davidson County election commission to purchase a computer, printer, and software. There is no required cash match for this grant.

RESOLUTION NO. RS2013-929 (GILMORE, STEINE & HUNT) - This resolution approves an extension of a lease agreement between Metro and the Union Station Hotel. Metro obtained the Union Station property in 1984 with the condition that it be used in perpetuity as a historic marker. Metro received \$1,600,000 in federal urban development action grant (UDAG) funds to preserve and develop the Union Station building, with a \$400,000 local match. Metro entered into a fifty year lease agreement with Union Station, Ltd., in 1984, with a possible 25 year extension. The lease was ultimately assigned to the current tenant, Nashville Union Station Hotel, LLC, in 2005. The amount of annual rent that is paid under the lease agreement is the equivalent of the property taxes that would be due on the improved property if it was privately owned.

In order to obtain financing for improvements to the hotel, the tenant has requested an extension of the agreement for an additional 71 years, with a new termination date of December 31, 2105. All other terms of the lease will remain the same.

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RESOLUTION NO. RS2013-929 (continued)

The original lease agreement provides that amendments to the agreement may be approved by resolution adopted by the council. This resolution has been approved by the planning commission.

The council office would point out that the lease extension has not been signed by MDHA. By council rule, this resolution should not be acted upon until such signature is obtained.

RESOLUTION NO. RS2013-930 (STEINE) – This resolution appropriates \$4,736,300 as a supplemental appropriation from various undesignated fund balances to Metro Nashville public schools (MNPS), the police department, and the general operating fund. The Metro school board has requested that the Council appropriate \$4,300,000 from their reserve fund to pay for the teacher early retirement buyout. The fiscal year 2014 operating budget estimates that the schools will have an undesignated operating fund balance of \$47,400,000, which represents 6.4% of the total MNPS operating budget. The Metropolitan Government has established a policy of maintaining a minimum undesignated fund balance of 5%.

This resolution also appropriates \$336,300 from the police secondary employment unit undesignated fund balance to the police department for machinery, equipment, supplies, and fuel. The secondary employment unit was transferred from an enterprise operation to the police general operating budget in the current fiscal year's budget, leaving an unappropriated balance in the fund.

Finally, this resolution appropriates \$100,000 from the undesignated fund balance of the general fund of the general services district to cover expenses associated with the newly-appointed study and formulating committee.

RESOLUTION NO. RS2013-931 (STEINE) – This resolution appropriates \$9,031,500 from the general fund reserve fund (4% fund) to nine departments. Four percent funds may only be used for the purchase of equipment and repairs to buildings. The balance in the general fund reserve fund as of December 10, 2013, was \$31,323,906. This consists of unrealized revenue for fiscal year 2014 in the amount of \$21,089,765. The resolution provides that "The Director of Finance may schedule acquisitions authorized herein to ensure an appropriate balance in the Fund." Copies of the supporting information sheets required by Ordinance No. O86-1534 are attached to this analysis. The following departments and agencies are to receive funding:

Election Commission - \$24,300 for printers and scanners and a new provisional ballot bag

General Services – \$724,000 for the relocation of certain departments to Parkway Towers

Information Technology Services - \$2,499,200 for replacement computers, equipment, telephone systems, and maintenance

Police - \$774,000 for new computer equipment for the Madison Precinct and the crime lab

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RESOLUTION NO. RS2013-931 (continued)

Fire – \$1,160,000 for replacement cardiac monitors and defibrillators

General Hospital - \$500,000 for equipment

Public Library - \$2,450,000 for books, periodicals, and library materials, including the opening day collections for the Southeast and Bellevue branch libraries

Parks and Recreation - \$850,000 for equipment for various park sites

Public Works - \$50,000 for equipment upgrades

RESOLUTION NO. RS2013-932 (STEINE, PARDUE & LANGSTER) – This resolution approves a grant in the amount of \$211,357 from the Tennessee emergency management agency to the Metropolitan Government for homeland security preparedness activities. These federal pass-through funds are used to implement the state homeland security strategy and the national preparedness goals through the purchase of equipment and training activities.

The term of the grant is from September 1, 2013 through April 30, 2015.

RESOLUTION NO. RS2013-933 (STEINE, PARDUE & LANGSTER) - This resolution approves a grant in the amount of \$399,089.55 from the state department of transportation to the Metro police department for the continuation of an enhanced DUI enforcement initiative. The purpose of this grant program is to reduce traffic related crash fatalities by focusing on alcohol or drug impaired drivers on weekends and major holidays. This federal pass through grant will pay the overtime costs for the DUI enhanced enforcement team working Thursday through Sunday nights and on the six holidays associated with heavy alcohol consumption: St. Patrick's Day, Cinco de Mayo, Memorial Day, Independence Day, Labor Day, and New Year's Eve. The term of the grant is October 1, 2013 through September 30, 2014.

RESOLUTION NO. RS2013-934 (STEINE, PARDUE & LANGSTER) – This resolution approves a renewal of an intergovernmental agreement between Tennessee State University and the Metropolitan police department for the use of off-duty police officers during various campus events. All officers will be assigned exclusively through the Metro police secondary employment unit and will be compensated at the standard extra-duty hourly rates. TSU is responsible for paying for the officers' time in advance unless prior arrangements are made. The term of the agreement is through June 30, 2014.

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

RESOLUTION NO. RS2013-935 (STEINE) – This ordinance approves an application for a grant in the amount of \$110,000 from the state department of finance and administration to the Metro police department to fund a pilot program to assist victims from high crime areas. This grant would fund two part-time positions to provide services to underserved crime victims in North and South Nashville. The services would include outreach, advocacy, case management, and referrals. The police department will collaborate with other crime victim agencies to provide the services. There would be a required local match of \$28,000 to be provided by the police department.

RESOLUTION NO. RS2013-936 (STEINE) – This resolution approves an intergovernmental agreement between the federal bureau of investigation (FBI) and the Metropolitan Government for participation in the child exploitation task force. The task force is directed and coordinated by the FBI for the purpose of investigating crimes against children. This agreement sets forth the duties and responsibilities of the parties regarding participation in the task force. The agreement provides that the Metro police department will be reimbursed, to the extent federal funds are made available, for participating officers' overtime costs. The term of the agreement is for the duration of the task force's operations, but may be terminated by either party with 30 days written notice.

RESOLUTION NO. RS2013-937 (STEINE) – This resolution approves an agreement between the U.S. bureau of alcohol, tobacco, firearms and explosives (ATF) and the Metropolitan Nashville police department for reimbursement of overtime salary costs and other related costs, including training, travel, fuel and equipment. The police department provides police officers in a joint operation with the ATF for ATF task force duties in Nashville.

This is essentially the continuation of an agreement that has been in place since 2004. This agreement is for a term beginning upon execution and extending through September 30, 2018.

RESOLUTION NOS. RS2013-938 (STEINE) – This resolution approves an intergovernmental agreement between the Metropolitan police department and the Berry Hill police department regarding the use of the Tennessee Incident Based Reporting System (TIBRS) to allow the two departments to share data. The Tennessee Bureau of Investigation maintains the TIBRS system to which law enforcement agencies statewide submit crime data. The current system setup only allows agencies to see statistics specific to their own jurisdictions and the overall summaries statewide. This agreement will allow Metro and Berry Hill to share such crime statistics through the system with each other. There is no cost associated with this agreement.

RESOLUTION NO. RS2013-939 (STEINE & MAYNARD) – This resolution approves an agreement between the Metropolitan board of health and TriStar Summit Medical Center to provide a worksite POD for medical professionals to distribute antibiotics, vaccines, and antivirals (mass prophylaxis) in the event of a public health emergency. The health department will be responsible for obtaining the mass prophylaxis from the state and delivering them to TriStar Summit during a public health emergency. TriStar Summit will be responsible for (continued on next page)

RESOLUTION NO. RS2013-939 (continued)

distributing the prophylaxis, and will not receive any form of compensation for providing these services. This contract is for a term of two years, but may be extended for two additional one-year terms.

The council has approved similar agreements with other hospitals and institutions for this purpose.

RESOLUTION NO. RS2013-940 (STEINE & MAYNARD) – This resolution approves a contract between the state department of health and the Metropolitan board of health for tuberculosis exposure testing services. Under this contract, the state will perform QuantiFERON testing for the detection of tuberculosis exposure for employee screening. QuantiFERON is a specific blood test used to detect tuberculosis infection and exposure. The health department will pay the state \$55 for each specimen tested. This employee screening will take place on a semi-annual basis. The term of this contract is from November 1, 2013 through June 30, 2016.

RESOLUTION NO. RS2013-941 (STEINE, MAYNARD & BENNETT) – This resolution approves a renewal of a contract between the Metropolitan board of health and Mars Petcare US, Inc. to provide food for dogs at the Metro animal control facility and to promote adoption efforts for the animals. Mars Petcare agrees to provide the animal control facility with Pedigree brand dog food to provide 100% of the dog food needs of the facility, as well as adoption kits containing nutritional information and a starter food supply. Metro agrees to use only the Pedigree brand dog food at the shelter unless otherwise required for health reasons. Metro further agrees to allow Mars Petcare to feature Metro animal control's program in its local and national marketing campaigns.

Metro is required under this contract to continue to allocate the funds that it would otherwise spend on dog food toward dog adoption efforts. Metro must provide Mars Petcare with the dollar figure saved and a written report as to how the savings were allocated. Metro must also provide statistical benchmarks showing the number of dogs adopted before and after the implementation of this program. The term of this agreement extends through April 20, 2014. Either party may terminate the agreement upon 30 days written notice.

RESOLUTION NO. RS2013-942 (BENNETT, STEINE & DOMINY) – This ordinance approves an application for a Transportation Enhancement Program grant in the amount of \$1,481,804 from the state department of transportation to the department of public works for the construction of sidewalks along Hart Lane near Jere Baxter Middle School. If awarded, the grant will cover eighty percent of the costs to construct approximately 900 linear feet of sidewalk that was closed due to falling rock. The remaining twenty percent (\$370,451) would be provided by Metro using capital funds designated for sidewalks.

RESOLUTION NO. RS2013-943 (HUNT, STEINE & DOMINY) – This resolution approves an intergovernmental agreement between the state department of transportation and the Metro department of public works for safety improvements at the intersection of Brick Church Pike and Chesapeake Drive. The state agrees to install the necessary safety measures such as signs, markers, reflectors, thermoplastic white and yellow lines, and guardrails. Metro will be responsible for maintaining the safety improvements once they are installed.

RESOLUTION NO. RS2013-944 (WESTERHOLM) – This resolution authorizes Martin Corner General Partnership to install and maintain aerial encroachments at 1100 Fatherland Street. The encroachments will consist of three canopies that will only extend a few inches over the sidewalk as part of a new mixed-use building on the property. The applicant must indemnify the Metropolitan Government from all claims in connection with the construction and maintenance of the canopies, and is required to post a certificate of public liability insurance with the Metropolitan clerk naming the Metropolitan Government as an insured party.

This resolution has been approved by the planning commission.

RESOLUTION NO. RS2013-945 (STEINE) – This resolution authorizes the department of law to settle the personal injury claims of Ana Mora-Munoz, Chrystain Garcia, and Ruben Garcia-Arriago against the Metropolitan Government for a total amount of \$19,000. On October 22, 2012, Mr. Garcia-Arriago was driving south on Nolensville Road in the right turn lane preparing to turn onto Thompson Lane when he was rear-ended by a Metro fire department SUV. Mr. Garcia-Arriago had two passengers in the vehicle who were treated for back pain after the accident, incurring medical bills totaling \$9,065.

The department of law recommends settling this lawsuit for the amount of the medical bills plus \$9,935 for pain and suffering and loss of consortium. Metro would be found liable if the case went to trial since the fire department vehicle struck Mr. Garcia-Arriago's vehicle from the rear.

The fire department employee involved received disciplinary action consisting of a written reprimand. Metro has already paid \$995.78 to cover the property damage portion of the claim.

RESOLUTION NO. RS2013-946 (BARRY & LANGSTER) – This resolution confirms the reappointment of Marty Dickens to serve on the board of directors for the convention center authority. State law provides that the convention center authority is to be governed by a board of directors of not less than seven registered voters of the municipality to serve staggered terms. Such directors are appointed by the mayor and confirmed by a resolution adopted by the council.

If confirmed, Mr. Dickens' term will extend through December 16, 2017.

– BILLS ON SECOND READING –

ORDINANCE NO. BL2013-580 (TYGARD) – This ordinance amends the Metro Code to prohibit Metro water services (MWS) from mailing storm water fee bills that show a zero balance or a credit. In 2009, the council approved a new storm water user fee to be paid by all property owners in Davidson County that aren't otherwise exempt. For MWS water customers, this fee is included on the monthly water bills. Properties that do not receive water and/or sewer service from MWS are still responsible for paying the storm water user fee. The 2009 ordinance allows MWS to contract with other utilities operating in Davidson County to have the fee included on the bills sent out by the utility district. Otherwise, MWS must bill these property owners individually at least twice a year.

This ordinance would prohibit MWS from sending a storm water user fee bill through the U.S. Mail if the bill shows a zero balance owed or shows a credit on the account unless the council specifically authorizes the mailing of such bills for a particular purpose by the adoption of a resolution.

ORDINANCE NO. BL2013-603 (MITCHELL) – This ordinance amends the Metro code to regulate small outdoor music events on commercial property. Aside from the Metro noise ordinance, the code currently does not regulate or expressly authorize small concerts on commercially-zoned property. Such concerts have become an issue in certain areas that have a mixture of commercial and residential uses within close proximity to each other. This ordinance would allow businesses located within 1,000 feet of residentially-zoned property to apply for an annual permit from the office of film and special events to hold up to six small music events per year.

The ordinance defines "small outdoor music event" as an event held on commercially-zoned property that features live, amplified music for an audience of not more than 150 people. The annual permit would have to be obtained at least 45 days before the first music event. Along with a fifty dollar application fee, the permit application must include the following information:

1. The proposed time, date, and location of the event or events;
2. A description of the proposed event;
3. A list of persons responsible for planning the event, and reliable means of contacting those persons;
4. The estimated attendance at the event; and
5. Whether food or alcoholic beverages will be served.

In evaluating a permit application, the special events office is to consider the impact the event would have on the neighborhood, as well as the impact on pedestrian traffic and safety. Other restrictions on such events would be as follows:

- The event must start no earlier than 11:00 a.m., and must end no later than 10:00 p.m. on weekends and 9:00 p.m. on weeknights.
- The event cannot have more than 150 people in attendance.
- The stage, speakers, and amplifiers must not be oriented toward a single or two family residence within 300 feet.
- The sound for the event would be limited to 60 Decibels as measured from the nearest single or two-family residential property line.
- The permit holder must provide written notice of a small outdoor music event to all properties within 600 feet at least fourteen days prior to a scheduled event.
- The permit must be conspicuously posted on the property at all times during the event.

ORDINANCE NO. BL2013-604 (CLAIBORNE) – This ordinance amends the Metro noise ordinance to restrict the operation of buses in parking or staging areas next to hotels/motels in the commercial attraction (CA) zoning district. The CA district is essentially the Opryland and the Music Valley Drive areas, which have a high concentration of hotels and tourist attractions. This ordinance would prohibit the operation of buses in a parking or staging area if the noise from the engine, exhaust, or back-up alert beeper is plainly audible from the nearest exterior wall of a CA-zoned hotel or motel.

ORDINANCE NO. BL2013-605 (STEINE) – This ordinance amends the Metro Code to lower the minimum fee limousine/livery services must charge, and to allow the use of internet-based technology to pre-arrange livery service. In June 2010, the council enacted Ordinance No. BL2010-685 to provide specific regulations applicable to non-taxi passenger vehicles for hire. In that ordinance, vehicles and services were divided into three categories: livery, shuttle, and special-purpose passenger vehicles for hire. The regulations in the 2010 ordinance included, in part, a minimum \$45 fee for livery services, a prohibition on the use of leased vehicles, and age/mileage restrictions. Two ordinances were subsequently filed to lower the minimum livery fee, but both ordinances were deferred indefinitely.

While the purpose of the minimum fee was to distinguish livery services from taxicabs, numerous questions have been raised over the past three years as to its fairness. In February 2010, several livery operators sued Metro alleging that the various restrictions in BL2010-685 are unconstitutionally arbitrary and are irrational regulations designed to eliminate competition. Metro was able to successfully defend the existing regulations in court, including the \$45 minimum fee.

Instead of a minimum \$45 fare, the minimum fare livery services could charge under this ordinance would be three times the rate a taxicab can charge for activation of a taximeter, which would result in a minimum fare of \$9. In addition, this ordinance provides that the pre-arrangement of livery services could be via internet-based technology applications, such as Uber. This technology allows customers to use their smart phones to order a livery service and track the vehicle's location while it is en route to pick up the customer.

ORDINANCE NO. BL2013-606 (STEINE) – This ordinance authorizes the Metro arts commission to accept donations and sponsorships to help cover the costs associated with the Americans for the Arts convention to be held in Nashville June 12-15, 2014. The council approved an agreement in March 2013 with Americans for the Arts obligating the city to cover all costs associated with providing artists throughout the convention, offsite art-related tours, an opening reception, and a board and VIP dinner. The cost for Metro's responsibilities is not to exceed \$250,000. The agreement contemplated that the arts commission would work with the Americans for the Arts staff to raise money to cover the costs of the convention.

This ordinance authorizes the arts commission to accept and use \$25,000 from MarketStreet Enterprises, LLC, \$7,500 from the Metro Nashville airport authority, and \$25,000 from First Tennessee Bank. The ordinance also authorizes the acceptance of funds from future third party businesses/organizations that give money to help cover the costs of the convention.

ORDINANCE NO. BL2013-607 (GILMORE) – This ordinance abandons a portion of Alley Nos. 384 and 387 from Broadway to Terrace Place between 20th Avenue South and 21st Avenue South. This closure has been requested by Vanderbilt University to allow for a consolidation of parcels for future needs. This ordinance retains all utility easements in the right-of-way.

This ordinance has been approved by the traffic and parking commission and the planning commission.

ORDINANCE NO. BL2013-608 (HARRISON, STEINE & OTHERS) – This ordinance authorizes the acquisition of right-of-way, drainage, and temporary construction easements for a portion of 25 parcels located along Baptist World Center Drive and Haynes Meade Circle. These property interests are needed for a sidewalk project. The acquisition costs will be funded out of capital funds previously appropriated for sidewalk projects. This ordinance has been approved by the planning commission.

ORDINANCE NO. BL2013-609 (ALLEN, STEINE & OTHERS) – This ordinance authorizes the acquisition of right-of-way, drainage, and temporary construction easements for a portion of 14 parcels located along Chesterfield Avenue and Blair Boulevard for a sidewalk project. This ordinance has been approved by the planning commission. The acquisition costs will be funded out of capital funds previously appropriated for sidewalk projects.

ORDINANCE NOS. BL2013-610 and BL2013-611 – These two ordinances authorize the acquisition of easements for two stormwater projects. The ordinances provide that future amendments to the ordinances may be approved by resolution. These ordinances have been approved by the planning commission.

Ordinance No. BL2013-610 (Bennett, Dominy & Hunt) authorizes the acquisition of easements for 36 properties located along Saunders Avenue, Saunders Court, Edwards Avenue, and Virginia Avenue for the Saunders Avenue stormwater project.

Ordinance No. BL2013-611 (Matthews, Dominy & Hunt) authorizes the acquisition of easements for property located at 4300 Clarksville Pike for a stormwater project.

ORDINANCE NO. BL2013-612 (MOORE, DOMINY & HUNT) – This ordinance abandons approximately 350 linear feet of an existing eight inch sewer main and accepts 421 linear feet of replacement sewer main for properties located at 1400 14th Avenue South, and 1441, 1441B, and 1443 12th Avenue South. This abandonment is necessary for the construction of the new Midtown police precinct. Future amendments to this ordinance may be approved by resolution. This ordinance has been approved by the planning commission.

ORDINANCE NO. BL2013-613 (LANGSTER, DOMINY & HUNT) – This ordinance abandons utility easements for properties located at 407 23rd Avenue North, and 2300 and 2400 Charlotte Avenue. These easements were retained when two alleys were abandoned many years ago. This ordinance has been approved by the planning commission.

ORDINANCE NO. BL2013-614 (ALLEN, DOMINY & HUNT) – This ordinance abandons approximately 100 linear feet of an existing unused sewer easement for properties located at 2907A, 2909A, and 2911A West Linden Avenue. This ordinance has been approved by the planning commission.

ORDINANCE NO. BL2013-615 (GILMORE, DOMINY & HUNT) – This ordinance abandons approximately 720 linear feet of an existing eight inch sewer main and 170 feet of an easement, and accepts 708 linear feet of sewer line and 160 feet of new sewer easement for property located at 541 Spence Lane. Future amendments to this ordinance may be approved by resolution. This ordinance has been approved by the planning commission.

– BILLS ON THIRD READING –

ORDINANCE NOS. BL2013-568 and BL2013-590 (ALLEN) – These two ordinances amend the Metro zoning code to prohibit LED message boards and digital display signs within the MUI, MUI-A, ORI, ORI-A, and MHP zoning districts. The zoning code currently prohibits LED signs in the residential districts and most of the mixed-use, office, and shopping center districts. However, this prohibition does not include the intensive mixed-use and office/residential districts, which are intended for high density use, nor does it include the mobile home park district. This ordinance simply adds these districts to the list of districts where LED message boards and digital display signs are prohibited.

These ordinances have been approved by the planning commission.

ORDINANCE NO. BL2013-591 (STEINE & DOMINY) – This ordinance, as amended, makes several modifications to the solid waste provisions in the Metro code. The Council approved a major overhaul of the solid waste code in 2010 to implement a number of the initiatives recommended by the mayor’s green ribbon committee on environmental sustainability and the regional solid waste plan. Public works is proposing some additional changes intended to remove barriers to recycling in Davidson County.

First, this ordinance eliminates the requirement that persons hauling wood waste pay Metro a solid waste generator fee of \$6 per ton. This would keep landscapers and arborists from paying the fee since this material is generally recycled, not landfilled. Second, the ordinance revises the code to require companies hauling construction and demolition (C&D) waste generated in Davidson County to landfills outside Davidson County to pay a solid waste generator fee equal to \$1 per cubic yard of C&D material hauled. Third, the ordinance removes the requirement that wood waste recyclers pay a solid waste generator fee for recycling wood waste. The code does not require such a fee to be paid by other types of recyclers.

Finally, this ordinance would remove the permitting requirement for construction/demolition recycling facilities. When the solid waste code overhaul was approved in August 2010, an amendment was added to the bill at the request of the public works department to require C&D recycling facilities to obtain a permit from Metro to operate. The application must include the designation of a site manager, a site plan, an engineering report, fire protection documentation, an operation and maintenance manual, and a residue disposal facility designation. Applicants are also required to submit a letter of credit to cover the estimated cost of removing the recycling processing equipment. This ordinance deletes these permitting requirements in their entirety. The rationale behind this change stems from the fact that other recyclers are not required to go through additional permitting requirements and that the Tennessee Department of Environment and Conservation (TDEC) has jurisdiction over permitting all waste processing facilities. According to Metro public works, the TDEC requirements include financial assurance, enforcement staff, and the approval of all processors.

Public works does not estimate that this ordinance will have a significant financial impact on Metro, as the elimination of the fees would be offset by the new fee charged to C&D haulers disposing of material outside of Davidson County.

ORDINANCE NO. BL2013-592 (WESTERHOLM) – This ordinance amends the Metro code to allow weekend beer deliveries for special events. The code currently prohibits beer wholesalers or manufacturers from delivering beer within Davidson County at any time between nine p.m. on Friday and six a.m. on Monday. This ordinance would create a limited exception for this prohibition to allow wholesalers and manufacturers to deliver to events on the weekends that have obtained a special events permit from Metro. This would eliminate the need for special events to rent a refrigerated truck to store the beer in until the time of the event.

ORDINANCE NO. BL2013-596 (CLAIBORNE, TYGARD & OTHERS) – This ordinance accepts a deed from Wilson Bank and Trust to the Metropolitan Government for 5.79 acres of property located at 2471 Pennington Bend Road for use as part of the greenway system. This property is being acquired at no cost to Metro.

ORDINANCE NO. BL2013-597 (GILMORE, STEINE & OTHERS) – This ordinance authorizes the acquisition and acceptance of right-of-way, slope easements, and temporary construction easements for 32 parcels between 4th Avenue South and 8th Avenue South necessary for the planned extension of Division Street. Metro public works is planning to extend Division Street to connect the Music Row/Vanderbilt/Belmont/Midtown/Gulch areas with the Sobro area, Fulton Campus, and Rolling Mill Hill. Public works estimates the total Division Street extension project cost would be \$22 million, with \$11 million for right-of-way acquisition and another \$11 million for construction. These costs will be paid out of Metro bond funds allocated for the project. This ordinance has been approved by the planning commission.

ORDINANCE NO. BL2013-598 (LANGSTER, STEINE & DOMINY) - This ordinance accepts a contribution in the amount of \$60,000 from the Residential Group for infrastructure improvements at the intersection of 31st Avenue North and Long Boulevard. These funds will be applied toward the costs of a new traffic signal at the intersection.

ORDINANCE NO. BL2013-599 (GILMORE) - This ordinance amends the official street and alley acceptance and maintenance map by abandoning a portion of Alley No. 114 from Demonbreun Street northward approximately 178 feet. This closure is necessary to allow for the development of the proposed Marriott Music City Center hotel located at the intersection of 8th Avenue South and Demonbreun Street. The ordinance also abandons all utility easements. All necessary utilities are being relocated by the developer. This ordinance has been approved by the traffic and parking commission and the planning commission.

ORDINANCE NO. BL2013-600 (DOMINY & HUNT) – This ordinance approves the annual adoption of the additions, deletions, and/or other amendments to the official street and alley acceptance and maintenance map and the geographic information systems street and alley centerline layer for the Metropolitan Government made during the previous year. These amendments are submitted annually by the department of public works. The map shows the dedicated streets and alleys that were either accepted or abandoned for public maintenance by Metro since the last map adoption.

This ordinance has been approved by the planning commission.

ORDINANCE NO. BL2013-601 (BARRY) – This ordinance readopts the Metro code prepared by Municipal Code Corporation to include supplemental and replacement pages for ordinances enacted on or before July 2, 2013. This is a routine re-adoption of the code to ensure the codification is kept up to date.

**METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY
GENERAL FUND 4% RESERVE FUND
INFORMATION SHEET
(As Required By Ordinance 086-1534)**

Davidson Co. Election Commission
2nd Quarter – FY 2014
05202000

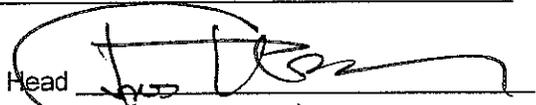
Object Code	Item	Qty.	Estimated Cost	Replacement or New Equipment	Age of Equipment Replacing (In Years)	Estimated Life of Equipment (In Years)
503130	RICOH SP4100NL Monochrome Laser Printers -	15	10,500	Replace	5	5
503130	Two (2) Fujitsu fi-6130Z Sheet-Fed Scanner for daily production	2	1,800	New	--	4
503850	Tennessee Certified Provisional Ballot Bag	200	12,000	New	--	10
	TOTAL		\$ 24,300			

- Is this expenditure federal or state reimbursable?..... No
- Can this equipment be used year around?..... Yes
- Has the price been verified by Division of Purchases?..... Yes
- Have you checked Public Property Division for usable surplus equipment? No
- Is equipment absolutely necessary at this time?..... Yes
- Will equipment reduce present cost?..... Yes
- Is equipment to extend services?..... Yes
- Is equipment to reduce manpower?..... No
- Will equipment require new manpower?..... No
- Will equipment increase productivity?..... Yes
- Will equipment promote public health?..... No
- Will equipment promote public safety?..... No

Have all previously adopted resolutions appropriating funds from the General Fund Reserve Fund (4% Fund) been complied with by expending said funds as required?..... Yes

If not, do you expect to expend funds and the date expected for the expenditure? N/A

COMMENTS: _____

Agency Head 

Date 12/4/13

**METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY
 GENERAL FUND 4% RESERVE FUND
 INFORMATION SHEET
 (As Required By Ordinance 086-1534)**

General Services
 2nd Quarter – FY 2014
 10203000

Object Code	Item	Qty.	Estimated Cost	Replace or New Equipment	Age of Equipment Replacing (In Years)	Estimated Life of Equipment (In Years)
507250	Parkway Towers – Transfer of Depts	1 Lot	\$ 724,000	New	--	10+
	TOTAL		\$ 724,000			

- Is this expenditure federal or state reimbursable? No
- Can this equipment be used year around? Yes
- Has the price been verified by Division of Purchases? Yes
- Have you checked Public Property Division for usable surplus equipment? No
- Is equipment absolutely necessary at this time? Yes
- Will equipment reduce present cost? Yes
- Is equipment to extend services? Yes
- Is equipment to reduce manpower? Yes
- Will equipment require new manpower? No
- Will equipment increase productivity? Yes
- Will equipment promote public health? Yes
- Will equipment promote public safety? Yes

Have all previously adopted resolutions appropriating funds from the General Fund Reserve Fund (4% Fund) been complied with by expending said funds as required? No

If not, do you expect to expend funds and the date expected for the expenditure? (June 2014) Yes

COMMENTS: _____

Department Head Ray Williams

Date 12-3-13

**METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY
GENERAL FUND 4% RESERVE FUND
INFORMATION SHEET
(As Required By Ordinance 086-1534)**

Information Technology Services
2nd Quarter – FY 2014
Multiple Business Units

Object Code	Item	Qty.	Estimated Cost	Replacement or New Equipment	Age of Equipment Replacing (In Years)	Estimated Life of Equipment (In Years)
14201500 507450	End of Life Servers	1 Lot	\$ 200,000	Replace	4+	4+
14201400 507450	End of Life Network	1 Lot	220,000	Replace	4+	4+
14201000 503120	MS Enterprise Agreement	1	1,529,200	Replace	4+	4+
14203000 503130	Tech Revolving Fund – Desktop and Laptop Replace	1 Lot	400,000	Replace	4+	4+
14201000 507450	End of Life Telephone Systems Replacement	1 Lot	150,000	Replace	4+	4+
	TOTAL		\$2,499,200			

- Is this expenditure federal or state reimbursable? No
- Can this equipment be used year around? Yes
- Has the price been verified by Division of Purchases? No
- Have you checked Public Property Division for usable surplus equipment? Yes
- Is equipment absolutely necessary at this time? Yes
- Will equipment reduce present cost? Yes
- Is equipment to extend services? Yes
- Is equipment to reduce manpower? No
- Will equipment require new manpower? No
- Will equipment increase productivity? Yes
- Will equipment promote public health? No
- Will equipment promote public safety? No

Have all previously adopted resolutions appropriating funds from the General Fund Reserve Fund (4% Fund) been complied with by expending said funds as required? Yes
If not, do you expect to expend funds and the date expected for the expenditure? (June 2014) Yes

COMMENTS: _____

Department Head _____

Date _____

[Signature]
12/4/13

**METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY
GENERAL FUND 4% RESERVE FUND
INFORMATION SHEET
(As Required By Ordinance 086-1534)**

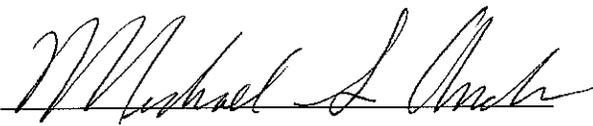
**Police Department
2nd Quarter – FY 2014
31201000**

Object Code	Item	Qty.	Estimated Cost	Replacement or New Equipment	Age of Equipment Replacing (In Years)	Estimated Life of Equipment (In Years)
507450	Crime Lab Computers – Hardware / Software	1 Lot	\$ 454,000	New	-	4+
507450	Madison Prect Computers – Hardware / Software	1 Lot	170,000	New	-	4+
507450	Crime Lab Servers	6	150,000	New	-	4+
	TOTAL		\$ 774,000			

Is this expenditure federal or state reimbursable? No
Can this equipment be used year around? Yes
Has the price been verified by Division of Purchases? Yes
Have you checked Public Property Division for usable surplus equipment? No
Is equipment absolutely necessary at this time? Yes
Will equipment reduce present cost? Yes
Is equipment to extend services? Yes
Is equipment to reduce manpower? No
Will equipment require new manpower? No
Will equipment increase productivity? Yes
Will equipment promote public health? Yes
Will equipment promote public safety? Yes

Have all previously adopted resolutions appropriating funds from the General Fund Reserve Fund (4% Fund) been complied with by expending said funds as required? Yes
If not, do you expect to expend funds and the date expected for the expenditure? (June 2014) Yes

COMMENTS: _____

Department Head 
Date 12-4-13

**METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY
GENERAL FUND 4% RESERVE FUND
INFORMATION SHEET
(As Required By Ordinance 086-1534)**

**Fire Department
2nd Quarter – FY 2014
32215100**

Object Code	Item	Qty.	Estimated Cost	Replace or New Equipment	Age of Equipment Replacing (In Years)	Estimated Life of Equipment (In Years)
507400	EMS - 12 Lead Cardiac Monitor and Defibrillators – 40 @ \$29,000 each	40	\$1,160,000	Replace	6 - 10	7
	TOTAL		\$1,160,000			

- Is this expenditure federal or state reimbursable? No
- Can this equipment be used year around? Yes
- Has the price been verified by Division of Purchases? Yes
- Have you checked Public Property Division for usable surplus equipment? Yes
- Is equipment absolutely necessary at this time? Yes
- Will equipment reduce present cost? Yes
- Is equipment to extend services? Yes
- Is equipment to reduce manpower? Yes
- Will equipment require new manpower? No
- Will equipment increase productivity? Yes
- Will equipment promote public health? Yes
- Will equipment promote public safety? Yes

Have all previously adopted resolutions appropriating funds from the General Fund Reserve Fund (4% Fund) been complied with by expending said funds as required? Yes

If not, do you expect to expend funds and the date expected for the expenditure? (June 2014) Yes

COMMENTS: _____

Department Head RT White

Date 12-3-2013

**METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY
GENERAL FUND 4% RESERVE FUND
INFORMATION SHEET
(As Required By Ordinance 086-1534)**

**General Hospital
2nd Quarter – FY 2014
67201000**

Object Code	Item	Qty.	Estimated Cost	Replacement or New Equipment	Age of Equipment Replacing (In Years)	Estimated Life of Equipment (In Years)
530200	Medical Equipment - Needed new & replacement medical equipment for this fiscal year.	1 Lot	\$ 359,000	New / Replace	10+	10+
530200	Non-Medical Equipment - Needed for the current fiscal year	1 Lot	141,000	New / Replace	10+	10+
	TOTAL		\$ 500,000			

- Is this expenditure federal or state reimbursable? No
- Can this equipment be used year around? Yes
- Has the price been verified by Division of Purchases? Yes
- Have you checked Public Property Division for usable surplus equipment? No
- Is equipment absolutely necessary at this time? Yes
- Will equipment reduce present cost? Yes
- Is equipment to extend services? Yes
- Is equipment to reduce manpower? No
- Will equipment require new manpower? No
- Will equipment increase productivity? Yes
- Will equipment promote public health? Yes
- Will equipment promote public safety? Yes
- Have all previously adopted resolutions appropriating funds from the General Fund Reserve Fund (4% Fund) been complied with by expending said funds as required? Yes
- If not, do you expect to expend funds and the date expected for the expenditure? (June 2014) Yes

COMMENTS: _____

Department Head _____

Date 12/3/13

**METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY
GENERAL FUND 4% RESERVE FUND
INFORMATION SHEET
(As Required By Ordinance 086-1534)**

**Public Library
2nd Quarter – FY 2014
39201000**

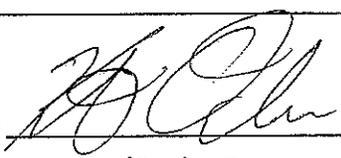
Object Code	Item	Qty.	Estimated Cost	Replacement or New Equipment	Age of Equipment Replacing (In Years)	Estimated Life of Equipment (In Years)
503330	Books / Periodicals / Library Materials	1 Lot	\$1,000,000	New / Replace	10+	10+
503330	Southeast Library – Opening Day Collection	1 Lot	700,000	New	-	8+
503330	Bellevue Library – Opening Day Collection	1 Lot	750,000	New	-	8+
	TOTAL		\$2,450,000			

- Is this expenditure federal or state reimbursable? No
- Can this equipment be used year around? Yes
- Has the price been verified by Division of Purchases? Yes
- Have you checked Surplus Property Division for usable surplus equipment? No
- Is equipment absolutely necessary at this time? Yes
- Will equipment reduce present cost? Yes
- Is equipment to extend services? Yes
- Is equipment to reduce manpower? No
- Will equipment require new manpower? No
- Will equipment increase productivity? Yes
- Will equipment promote public health? No
- Will equipment promote public safety? No

Have all previously adopted resolutions appropriating funds from the General Fund Reserve Fund (4% Fund) been complied with by expending said funds as required? Yes

If not, do you expect to expend funds and the date expected for the expenditure? (June 2014) Yes

COMMENTS: _____

Department Head 

Date 12/13/13

**METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY
 GENERAL FUND 4% RESERVE FUND
 INFORMATION SHEET
 (As Required By Ordinance 086-1534)**

**Parks and Recreation
 2nd Quarter – FY 2014
 Various Business Units**

Object Code	Item	Qty.	Estimated Cost	Replace or New Equipment	Age of Equipment Replacing (In Years)	Estimated Life of Equipment (In Years)
40230400 503850	Sportsplex-Equipment for New Sportsplex Fitness Center	1 Lot	\$341,600	New	10+	10+
40230400 503850	Sportsplex/Wave Country Fitness/Maintenance/Operations equipment	1 Lot	5,000	New	10+	10+
40230400 503970	Golf Turf Equipment/Golf Operations Furniture	1 Lot	25,000	Replace	10+	10+
40220200 503850	Consolidated Maintenance- Various Equipment and Supplies for Park System	1 Lot	109,400	New	10+	10+
40201000 503130	Admin. Bldg./Park Board Conference Rooms Technology Upgrades	1 Lot	19,000	New	0	10+
40230400 503130	New Point of Sale System	1 Lot	350,000	New / Replace	10+	10+
	TOTAL		\$ 850,000			

Is this expenditure federal or state reimbursable?..... No
 Can this equipment be used year around?..... Yes
 Has the price been verified by Division of Purchases? Yes
 Have you checked Public Property Division for usable surplus equipment?..... No
 Is equipment absolutely necessary at this time? Yes
 Will equipment reduce present cost?..... No
 Is equipment to extend services?..... Yes
 Is equipment to reduce manpower?..... No
 Will equipment require new manpower?..... No
 Will equipment increase productivity?..... Yes
 Will equipment promote public health? Yes
 Will equipment promote public safety? Yes

Have all previously adopted resolutions appropriating funds from the General Fund Reserve Fund (4% Fund) been complied with by expending said funds as required? Yes
 If not, do you expect to expend funds and the date expected for the expenditure? (June 2014) Yes

COMMENTS: _____

Department Head _____

Date 12/4/13

**METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY
 GENERAL FUND 4% RESERVE FUND
 INFORMATION SHEET
 (As Required By Ordinance 086-1534)**

**Public Works Department
 2nd Quarter – FY2014
 42201000**

Object Code	Item	Qty.	Estimated Cost	Replacement or New Equipment	Age of Equipment Replacing (In Years)	Estimated Life of Equipment (In Years)
507450	Tech Equipment Upgrades	1 Lot	\$ 50,000	New / Replace	8+	5+
	TOTAL		\$ 50,000			

- Is this expenditure federal or state reimbursable? No
- Can this equipment be used year around? Yes
- Has the price been verified by Division of Purchases? Yes
- Have you checked Public Property Division for usable surplus equipment? Yes
- Is equipment absolutely necessary at this time? Yes
- Will equipment reduce present cost? No
- Is equipment to extend services? Yes
- Is equipment to reduce manpower? No
- Will equipment require new manpower? No
- Will equipment increase productivity? Yes
- Will equipment promote public health? No
- Will equipment promote public safety? No

Have all previously adopted resolutions appropriating funds from the General Fund Reserve Fund (4% Fund) been complied with by expending said funds as required? No

If not, do you expect to expend funds and the date expected for the expenditure? (June 2014) Yes

COMMENTS: _____

Department Head Randy Lovell
 Date 12-3-13