



## METRO COUNCIL OFFICE

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MEMORANDUM TO: All Members of the Metropolitan Council

FROM: Mike Jameson, Director and Special Counsel  
Mike Curl, Finance Manager  
Metropolitan Council Office

COUNCIL MEETING DATE: May 15, 2018

RE: Analysis and Fiscal Notes

Unaudited Fund Balances as of 5/9/18:

4% Reserve Fund	\$5,253,804*
Metro Self Insured Liability Claims	\$5,508,908
Judgments & Losses	\$2,589,841
Schools Self Insured Liability Claims	\$4,528,427
Self-Insured Property Loss Aggregate	\$8,003,801
Employee Blanket Bond Claims	\$675,199
Police Professional Liability Claims	\$2,272,533
Death Benefit	\$1,300,687

\*This assumes unrealized estimated revenues in FY18 of \$5,405,027.

Note: No fiscal note is included for legislation that poses no significant financial impact.

**– RESOLUTION ON PUBLIC HEARING –**

**RESOLUTION NO. RS2018-1186** (BLALOCK) – This resolution would approve an exemption for La Cocina Dominica, located at 4407 Nolensville Pike, from the minimum distance requirements for obtaining a beer permit.

The Metro Code of Laws (MCL) prevents a beer permit from being issued to an establishment located within 100 feet of a religious institution, school, park, daycare, or one- or two-family residence. However, several exceptions exist to the distance requirements. Facilities within the USD separated from these protected establishments by state or federal four-lane highways are exempt, as are retailer on-sale beer permit holders in MUL districts and events catered by holders of caterers' permits. (See, Code Section 7.08.090(A)).

Additionally, the Code provides a mechanism to exempt (a) restaurants or (b) any retail food store from Metro's minimum distance requirements, allowing each to obtain a beer permit upon the adoption of a resolution by the Council. (See, Code Section 7.08.090(E)). As revised by Ordinance No. BL2016-454, this Code section no longer requires restaurants to have state on-premises liquor consumption licenses in order to obtain such exemption.

A public hearing must be held by the Council prior to voting on resolutions brought under Section 7.08.090(E).

– ORDINANCE ON PUBLIC HEARING –

**BILL NO. BL2018-1139** (SYRACUSE) – This ordinance would establish a “transit-oriented redevelopment plan” in Donelson and, if adopted, would be the first implementation of a transit-oriented development district as authorized under recent state legislation.

In May 2017, the Tennessee General Assembly enacted legislation (Tenn. Code Ann. § 13-20-701, *et seq.*) authorizing transit-oriented redevelopment plans in areas where the absence of facilities for high capacity transit options are detrimental to public welfare. Under the state legislation, the local housing authority – in this instance, the Metropolitan Development & Housing Agency or MDHA – is authorized to implement transit-oriented redevelopment projects. In so doing, MDHA would be authorized to:

- Acquire transit-deficient areas and other properties necessary to reduce blight or to allow proper development of the property pursuant to a redevelopment plan;
- Clear acquired areas acquired, including the relocation of utilities, demolition of existing structures, and removal of environmental contaminants;
- Install or construct utilities, public infrastructure, and site improvements, including parks, open spaces, and playgrounds;
- Install or construct privately-owned affordable and workforce housing;
- Pay expenses for relocation, administrative costs, planning and engineering costs, energy efficiency costs, and legal expenses associated with carrying out a plan;
- Pay costs associated with meeting requirements of Leadership in Energy and Environmental Design (LEED), Green Globes, or other similar programs;
- Sell or lease acquired land for uses in accordance with the plan; and
- Borrow money upon its bonds or notes to finance and to carry out a plan.

Historically, MDHA has served to (1) implement the development and operation of low-income housing and (2) implement economic redevelopment districts. The establishment of transit-oriented development districts would establish a third “hybrid” role for MDHA wherein it implements both economic development and housing within transit corridors.

The plan proposed under the current ordinance was expressly intended to implement the concepts from *Let’s Move Nashville: Metro’s Transportation Solution*, initially released in October of 2017. This transit plan was rejected at a county-wide referendum election on May 1, 2018. However, this ordinance and the related plan are centered around the RTA Donelson Station located at 2705 Donelson Pike can be adopted independent of the failed transit improvement program.

Under the new state enabling legislation, MDHA cannot initiate a transit-oriented redevelopment project until the governing body (Metro Council) or MDHA has approved a transit-oriented redevelopment plan. These proposed plans must provide a variety of details, including:

- local objectives regarding land use, improved traffic, public transportation, utilities, recreational facilities and other improvements;
- proposed land uses and building requirements; and
- proposed methods for temporarily relocating those living in such areas, and the means by which safe and sanitary dwellings will be provided to replace substandard dwellings to be cleared.

The ordinance under consideration proposes approval of the "Donelson Transit-Oriented Redevelopment Plan" (the "Plan") which encompasses an area located within 1,320 feet on either side of Lebanon Pike between Park Drive and Stewarts Ferry Pike. MDHA has examined the area and concluded that it lacks facilities for high capacity transit options to the detriment of public health, safety, morals, and welfare. Facilities for high capacity transit are necessary, according to MDHA, to address traffic hazards and congestion and to improve traffic facilities. In addition to approving the Plan, the ordinance would formally establish that the area is "transit-deficient" as defined under state law; that this condition is detrimental to public safety, health, morals and welfare; and that that the area, or portions thereof, should be acquired by MDHA. Additionally, the use of TIF financing would be approved for activities specified under the Plan.

The Plan, attached as an exhibit to the ordinance, provides a description of the area and its boundaries and describes the objectives of the Plan – namely: (a) to create a transit-oriented, mixed-use district surrounding the Donelson train station; (b) to enhance the pedestrian environment; and (c) to provide housing for a range of incomes, including affordable and workforce housing. The Plan adopts the development standards in the Downtown Donelson UDO first adopted in 2009. To achieve its objectives, the Plan describes the "main redevelopment actions" proposed for the project area which consist of a variety of goals addressing building design and orientation, construction materials, utility design, water quality techniques, multi-modal travel, pedestrian connections, and other design feature goals.

The state enabling legislation enables MDHA to extend tax increment financing (TIF) for properties within the boundaries of the proposed development plan each year. The proposed Plan specifically calls for use of TIF financing, backed by \$30,000,000 of tax increment debt. Under state law, plans proposing use of TIF must disclose estimates of the cost of the project, sources of revenue to finance the project, the estimated tax increment, estimates of the amount and final maturity date of the bonded indebtedness, and an estimate of the impact of TIF financing on local taxing agencies.

The proposed Plan includes the following measures:

- \$33,000,000 - The cumulative assessed value of all real estate within the Redevelopment District.
- \$300,000,000 - The projected future increase in the value of property developed under the Plan.
- \$30,000,000 - The tax increment backed debt provided for by the Plan. Thirty percent (30%) of the projected net new property tax revenues generated by the project area will be required to generate this amount of tax increment backed debt.
- \$10,000,000 – The portion of TIF financing committed by MDHA toward development of affordable and workforce housing units. (The remainder of the \$30,000,000 of tax increment backed debt would be used for infrastructure and economic development.)

The Plan states that the amount of bonds or other indebtedness backed by the tax increment will not exceed \$30,000,000; and the final maturity date on any bonded indebtedness backed by the tax increment would occur on or before December 31, 2048. Upon retirement of all bonds or other indebtedness, all property taxes resulting from the incremental development of the Project would be retained by the Metropolitan Government.

MDHA would be further authorized under state law to borrow money or accept contributions from the federal government to assist in undertaking redevelopment projects.

Under the proposed Plan, land use restrictions and design requirements would be implemented through a Design Review Committee, designated by MDHA, that must approve all improvements affecting property exteriors that otherwise require building permits. Permitted uses would include residential, institutional, educational, office, medical, commercial, transportation, recreation and entertainment. Certain identified uses would be prohibited (e.g., adult entertainment, etc.) while several others would be made conditional uses subject to Design Review Committee approval.

The Plan further proposes a review process administered by MDHA for any new development, redevelopment, or improvement otherwise requiring a building permit. Applicants are likewise required to abide by the existing UDO Final Site Plan and building permit processes through the Metro Planning Department.

Although state law assigns broad powers to housing authorities, MDHA would be specifically prohibited under the state legislation from using eminent domain to eliminate transit-deficient areas (though it may use eminent domain to acquire land for public facilities and infrastructure.) The Plan provides for the acquisition of properties necessary to install infrastructure and improvements essential to the implementation of the redevelopment plan. However, under certain conditions, property designated for acquisition can be exempted – essentially if the exemption will not adversely affect implementation of the redevelopment project.

Under the state enabling legislation, once property is acquired, MDHA would be authorized to make land within the project available to private enterprise and public agencies at “use value” in furtherance of the underlying redevelopment plan. To assure appropriate property use, MDHA would be obliged – upon sale or lease of land – to require its use to be for purposes designated within the plan, or to impose other conditions necessary to effectuate the plan. The proposed Plan provides that MDHA contracts, deeds and other conveyances would include conditions to ensure redevelopment of the area in accordance with the Plan.

As required under state law, the Plan provides for relocation assistance for individuals and businesses displaced by project actions or land acquisition, although the Plan aspires generally to “minimize the need for displacement or relocation of businesses or residents.”

In the event changes in the approved Plan become necessary or desired, the proposed Plan specifies that it may be modified, changed or amended “by MDHA”, with subsequent approval of the Metropolitan Council. In other words, the Metro Council could not *initiate* Plan amendments. Although this is typical of MDHA redevelopment districts, the state legislation enabling transit-oriented redevelopment plans does not prohibit the initiation of plan amendments by Council.

State law requires a public hearing on any redevelopment plan prior to final approval, preceded by a specific schedule for public notice. Resolution No. RS2018-1109, adopted by Council March 20, 2018, scheduled the public hearing for April 17, 2018. The public hearing was deferred to May 15, 2018 at that meeting.

Council members, including the lead sponsor, have been in extensive discussions with MDHA, the Mayor’s office, and other departments and agencies. As a result of those discussions, a substitute ordinance was adopted at the April 17 Council meeting to add provisions to the ordinance and/or underlying Plan that address:

- Clarification that a minimum of \$10 million of TIF financing would be dedicated to affordable housing, defined as 0%-60% AMI;
- Projects with residential components that apply for TIF financing would be required to allocate 10% of residential units to affordable housing, even if declared minimum amounts for affordable housing have been met;
- The minimum period of affordability for residential units would be 15 years or the duration of the TIF financing loan, whichever is greater;
- Amendments to the Plan could be initiated by either MDHA or the Metro Council (by ordinance), subject to the other’s approval; though no Plan changes would be permitted that would adversely affect not yet developed land sold or leased by MDHA except with consent of the owners or parties to the sales contract;
- Recently revised requirements within Metro Code of Laws §§ 5.06.020, 5.06.050 and 5.06.060 regarding economic development districts would be incorporated into the ordinance;

- Prior to approval of the next transit-oriented district, a unified process providing for a one-stop design review and zoning approval process would be implemented by and between MDHA and the Metro Planning Department;
- Explicit reference would be made to the state legislation's incentives for LEED design and similar programs, as well as its authorization for the installation of energy use capture and transmittal infrastructure, alternative power systems or alternate power projects that incorporate principles of urban sustainability, eco-efficiency, and global sustainable development;
- Clarification that the "Review Process" portion of the Plan is intended to be temporary and could be replaced by the Metropolitan Council by Resolution;
- Clarification that no incremental tax revenues for property in the project area could be pledged as collateral for, or support payment of, a loan or other debt obligation related to a project outside the project area;
- Clarification that land uses are per the base zoning except for the conditional and prohibited uses stated in the Plan, with the more restrictive controls applying; and
- Various housekeeping revisions, changes to the Plan date, and various formatting changes, including clarification of the distance of 1,320 feet from either side of Lebanon Road.

It is anticipated that the sponsor will conduct the public hearing on May 15, 2018, but then defer second reading of this Ordinance. If so, compliance with notice requirements in the related state legislation will require the public hearing to occur no earlier than June 5, 2018. Planning Commission consideration has been deferred until May 24, 2018.

*Fiscal Note: "Tax Increment Financing" (TIF) is a financing mechanism authorized by state law for redevelopment districts whereby the increased property tax revenue generated by a development is used to pay the debt service on loans for the construction of improvements related to the project.*

*The cumulative assessed value of all real estate within the proposed Donelson Transit-Oriented Redevelopment District is approximately \$33,000,000 (thirty-three million dollars). If this plan is approved, the projected value of the property developed in conjunction with the plan is estimated to be approximately \$300,000,000 (three hundred million dollars).*

*It is considered to be necessary to induce investment through available economic development tools. The activities of MDHA would make the area conducive to new private development, resulting in increased tax revenues for Metro. The \$30,000,000 (thirty million dollars) provided for by the plan would require approximately 30% (thirty percent) of the projected net new property tax revenues generated by the project area if development can be induced.*

*MDHA now plans to commit \$10,000,000 (ten million dollars) of tax increment financing to the development of affordable and workforce housing units. The remainder of the \$30,000,000 (thirty million dollars) of tax increment backed debt provided by this plan would be used to support infrastructure and economic development activities.*

*The final maturity date on any bonded or other indebtedness backed by the tax increment from eligible properties shall be on or before December 31, 2048. Upon retirement of all bonds, loans, or other indebtedness incurred and payable from tax increment funds or at such time as moneys on deposit in the tax increment fund or funds are sufficient for this purpose, all property taxes resulting from the incremental development of the project shall be retained by Metro.*

– RESOLUTIONS –

**RESOLUTION NO. RS2018-1158** (GLOVER & HASTINGS) – This resolution would authorize the issuance of public facility revenue improvement bonds by the Sports Authority, authorize the pledge of certain revenues of Metro as security for bonds, and authorize an official statement to be distributed in connection with the sale of the bonds.

This legislation follows and is modeled upon Substitute Resolution No. RS2017-910, adopted by the Council on November 7, 2017, which approved the issuance of bonds by the Sports Authority for the construction of a Major League Soccer (MLS) stadium on the Nashville Fairgrounds site. This subsequent resolution removes most references to the Fairgrounds, instead defining the site of the MLS stadium as “a portion of land dedicated for such purposes located within the area of the Metropolitan Government.” This resolution also removes references to the proposed no-cost 99 year ground lease of +/- 10-acres present in RS2017-910.

There are a few discrepancies of note in this resolution, as submitted by the sponsors. First, this resolution authorizes the issuance of general obligation bonds for improvements to the existing Fairgrounds property. Second, the resolution refers to “Exhibit A,” an Intergovernmental Project Agreement, but no such exhibit is attached to the resolution, as claimed. Third, the resolution authorizes the Sports Authority to execute a long-term ground lease between Metro and the Sports Authority, but identifies no specific Metro property as the location for the stadium. An amendment from the sponsor is anticipated to address some of these discrepancies. Nevertheless, this resolution adopts the stadium cost contributions and estimates of RS2017-910. Those original figures were likely based upon site-specific estimates (*i.e.*, the Fairgrounds site). By re-directing the entirety of the \$50 million G.O. bond proceeds to the Fairgrounds improvements, as this resolution proposes, the stadium costs would almost certainly differ. Moreover, the proposed resolution would not repeal RS2017-910 (which, among other provisions, stated that the Metropolitan Government would refrain from issuing any other indebtedness secured by the same resources.)

In correspondence submitted April 23, 2018 to the Council, the Finance Department declared its inability to certify the availability of funds for the resolution under consideration. This letter further notes that language from RS2017-910 remains in this new resolution regarding the fairgrounds, including issuance of general obligation bonds not to exceed \$50,000,000 for improvements to the fairgrounds – half of which was dedicated to infrastructure for the MLS stadium under RS2017-910 – and authorization of a long-term ground lease with the Sports Authority at an undesignated stadium property.

According to the Finance Department, the MLS team ownership has expended a considerable amount of money in reliance upon the Council’s approval of RS2017-910, which could expose Metro to financial liability. The Intergovernmental Project Agreement attached to RS2017-910 provided that termination would not be permitted if it would impair the ability of any party to fulfill contracts or agreements with third parties. The letter from Finance also references a letter from

team owner John Ingram to President Pro Tem Weiner dated March 28, 2018, stating that building the stadium on a site other than the Fairgrounds property could jeopardize the MLS's grant of an expansion team.

*Fiscal Note: This resolution does not specifically rescind the authority to issue up to \$225,000,000 in revenue bonds as approved per Resolution No. RS2017-910. However, the intent is apparently to replace that authority with the language in the agreement proposed in this resolution.*

*Although both resolutions would approve new revenue bonds, there is an important difference. The original authority approved \$50,000,000 in general obligation bonds in addition to the revenue bonds. This money would be used as part of a capital spending plan for improvements to the fairgrounds. Of this amount, \$25,000,000 was to be used for infrastructure improvements associated with the new soccer stadium, with the remaining \$25,000,000 for improvements to existing fairgrounds buildings and facilities.*

*Although the requirement to build the stadium at the fairgrounds as proposed and approved by MLS Soccer is not included in the proposed replacement agreement, \$50,000,000 in G.O. bonds would still be issued for the fairgrounds. There is no explanation of a purpose or need for the extra \$25,000,000 for the fairgrounds in the resolution.*

**RESOLUTION NO. RS2018-1165** (S. DAVIS) – This resolution would appropriate \$500,000 from the General Fund Reserve Fund (4% Fund) to Metropolitan Nashville General Hospital (MNGH) for the purchase of equipment in the form of patient bed replacements. MNGH currently rents patient beds and maintains that this appropriation would result in annual savings of \$240,000 in bed rental costs.

Per Section 6.14 of the Metro Charter, the 4% Fund may only be used for the purchase of equipment and repairs to buildings. By Ordinance No. 086-1534 and Metro Code Section 5.04.015.F, allocations from the General Fund Reserve Fund must each be supported by an information sheet.

The resolution provides in part: “The Director of Finance may schedule acquisitions authorized herein to ensure an appropriate balance in the Fund.”

*Fiscal Note: The balance in the General Fund Reserve Fund prior to the appropriation in this resolution is \$5,753,804. This includes projected unrealized revenue for FY18 in the amount of \$5,771,780. After this appropriation of \$500,000, the projected remaining balance would be \$5,253,804.*

**RESOLUTION NO. RS2018-1171** (GILMORE, ALLEN, & M. JOHNSON) – This resolution would authorize the continuation of the Metropolitan Government’s vehicle inspection and maintenance program for motor vehicles registered in Davidson County.

Tennessee Code Annotated §68-201-119 provides that the Tennessee Air Pollution Control Board shall promulgate rules that (1) specify the type of vehicle inspection and maintenance program to be established and implemented and (2) establish that the inspection associated with the vehicle inspection and maintenance program will occur on an annual basis in connection with vehicle registration renewal. Pursuant to this legislation, the Metropolitan Government established a vehicle inspection and maintenance program.

During the Tennessee General Assembly’s current legislative session, however, the state law was amended by SB2656/HB1782, banning counties in attainment status from continuing vehicle inspection programs. However, an exception was added to allow counties that, on the effective date of SB2656/HB1782, already have local air pollution control programs and inspection and maintenance programs, to continue such programs. In order to qualify for this exemption, the county legislative body (in this case, Metro Council) must adopt a resolution within 30 days of the effective date of the legislation and provide a copy of said approved resolution to the Technical Secretary of the Air Pollution Control Board within 60 days of the effective date of the legislation.

Metro currently contracts with two (2) private vendors to implement its vehicle inspection program, authorized pursuant to Resolution Nos. RS2017-700 and RS2017-701, which continue through June 30, 2022.

The resolution currently under consideration would authorize the continuation of Metro’s vehicle inspection and maintenance program for motor vehicles registered in Davidson County and would direct a certified copy of the adopted resolution be submitted to the Technical Secretary of the Air Pollution Control Board, thereby fulfilling the requirements for continuing this program under the recently amended Tenn. Code Ann. § 68-201-119.

As of this publication date, Governor Haslam has yet to sign SB2656/HB1782. Given the legislative requirement to enact a resolution within 30 days of the effective date of the state legislation, an additional deferral may be indicated.

*Fiscal Note: Under the current agreements, the Health Department advises that Metro receives approximately \$2.1 million per year as our share of the auto emissions testing fees. If this resolution is not approved, this revenue would be lost. In addition, there could be an increase in health care costs from the resulting increase in air pollutants in Davidson County. However, it would be speculative to attempt to quantify this amount.*

**RESOLUTION NO. RS2018-1180** (ROSENBERG) – This resolution would propose three amendments to the Metropolitan Charter.

The Council, pursuant Metro Charter Sec. 19.01, may only adopt two resolutions during the term of the Council that submit amendments to the voters for ratification. Each proposed amendment to the Charter must be adopted by 27 affirmative votes of the council, and the resolution itself submitting the amendment must be adopted by 27 affirmative votes in order to become effective. The council has not yet used exercised their ability to place Charter amendments on the ballot this term.

Metro Charter Sec. 19.01 requires that a resolution to amend the Charter must prescribe a date not less than eighty (80) days subsequent to the date of its filing for the holding of a referendum election to vote to ratify or reject the proposed amendments. The resolution provides that the date for holding the referendum election on the proposed Charter amendments is to be August 2, 2018.

The three proposed amendments to the Metro Charter are as follows:

- The first proposed amendment would revise the line of succession for the Office of Mayor by clarifying that the President Pro Tempore of the Metro Council would serve as mayor in the event the Vice Mayor is unable or unwilling to serve and that the Deputy President Pro Tempore would serve as Mayor if the President Pro Tempore is unable or unwilling to serve. Further, this amendment would require a special election for mayor when more than twelve (12) months remain in the unexpired term, for vice mayor when more than twenty-four (24) months remain in the unexpired term, and for district council member when more than six (6) months remain in the expired term and clarify that no special election for councilmember-at-large be held.
- The second proposed amendment would establish instant runoff voting as the mechanism for filling a vacancy in the office of vice mayor or a district council member. Instead of traditional runoff elections, voters would rank candidates in order of preference. A candidate receiving a majority of first-preferences for that office would win the election. If no candidate received such a majority, the lowest-scoring candidate would be eliminated and his or her votes redistributed to remaining non-eliminated candidates based upon the eliminated candidate's voters' order of preference. This would continue until one candidate received a majority of the votes. As drafted, the structure of this amendment would require that the first amendment be adopted.
- The third amendment would establish the positions of President Pro Tempore and Deputy President Pro Tempore of the Metro Council within the Charter. (Currently, these positions exist only as designations within the Council's Rules of Procedure.) It would also revise the line of succession for the Office of Vice Mayor by clarifying that the President Pro Tempore would serve in the absence of the Vice Mayor and that the Deputy President Pro Tempore would serve in the absence of the President Pro Tempore.

**RESOLUTION NO. RS2018-1187** (VERCHER) – This resolution would authorize the Metropolitan Department of Water and Sewer (MWS) to enter into a Memorandum of Understanding (MOU) with the Davidson County Soil Conservation District, a subdivision of the Tennessee state government created pursuant to Tenn. Code Ann. § 43-14-201 *et seq.*

Pursuant to the MOU, MWS would take over the administration of the Soil Conservation District immediately upon the execution of the MOU. The Soil Conservation District employee would transfer to the MWS offices and abide by all employment rules and regulations that apply to MWS. The MOU could be amended upon written agreement of the parties and may be terminated by either party upon sixty (60) days written notice.

**RESOLUTION NO. RS2018-1188** (VERCHER) – See attached grant summary spreadsheet.

**RESOLUTION NO. RS2018-1189** (VERCHER) – See attached grant summary spreadsheet.

**RESOLUTION NO. RS2018-1190** (VERCHER) – See attached grant summary spreadsheet.

**RESOLUTION NO. RS2018-1191** (VERCHER) – See attached grant summary spreadsheet.

**RESOLUTION NO. RS2018-1192** (VERCHER) – This resolution would authorize the Department of Law to settle the civil rights and negligence claims of Edgar Mhoon against the Metropolitan Government in the amount of \$550,000.

On August 8, 2015, Mr. Mhoon, an inmate at the Davidson County Sheriff Office's CDM facility, asked an officer distributing razors in the dayroom to change the television channel. When the officer did not immediately react, Mr. Mhoon became disruptive and was ordered to a holding cell. Mr. Mhoon refused to comply and the officer attempted to escort Mr. Mhoon to the cell. According to witness accounts, Mr. Mhoon turned violent, dug his fingernails into the officer's arm and the officer and Mr. Mhoon began to wrestle. Mr. Mhoon disputes this and alleges the officer aggressively confronted him, escalated the situation, and "slammed" him to the ground.

A Code Red was issued and other officers responded to the scene. The officers who initially responded entered an unknown situation and removed Mr. Mhoon from the dayroom because he was lying on the ground amongst razors and blood. He was evaluated by the nurse on site, who recommended Mr. Mhoon be transported to the hospital for the injury to his thumb.

It was ordered that Mr. Mhoon's clothes be changed before transporting due to blood on his jumpsuit. Mr. Mhoon repeatedly stated that he could not move. The officers believed Mr. Mhoon could move, instructed him to "stop pretending," and changed his clothes. He was then

transported by car, not ambulance, to Nashville General Hospital. Mr. Mhoon alleges he was “forcibly drug” to the police car.

Mr. Mhoon sought treatment for his injuries at Nashville General Hospital. He was then sent to Vanderbilt to assess his claims of paralysis. It was determined that Mr. Mhoon was indeed paralyzed and he underwent surgery. Both of his legs were amputated as a result of his paralysis, although other underlying factors such as diabetes and less than optimal medical care post-surgery may have contributed to the need for amputation. Mr. Mhoon’s medical expenses are over \$2,000,000 and accruing daily.

Mr. Mhoon has agreed to accept a total of \$550,000 in full settlement of this case.

In addition to the claims against the Metropolitan Government, Mr. Mhoon brought civil rights and intentional tort claims against six (6) Davidson County Sheriff’s Office employees. Those claims will be dismissed as a condition of settlement. (The Metropolitan government is providing outside counsel for the DCSO employees.)

The Department of Law recommends settlement of this claim for \$550,000. The civil rights claim against the Metropolitan Government and the individual employees do not have liability caps and allow for an award of Mr. Mhoon's attorney fees. Any civil rights award would likely be substantial. Governmental immunity can be removed for claims of negligence, and the cap for negligence under the Tennessee Governmental Tort Liability Act is \$300,000 per incident. (Tenn. Code Ann. §§ 29-20-201, 29-20-403).

No disciplinary actions were taken against the employees involved.

*Fiscal Note: This settlement would reduce the balance of the Self-Insured Liability Fund by \$550,000.*

**RESOLUTION NO. RS2018-1193** (VERCHER & ROBERTS) – See attached grant summary spreadsheet.

**RESOLUTION NO. RS2018-1194** (VERCHER, ROBERTS, & ELROD) – See attached grant summary spreadsheet.

**RESOLUTION NO. RS2018-1195** (VERCHER & ROBERTS) – See attached grant summary spreadsheet.

**RESOLUTION NO. RS2018-1196** (VERCHER & ROBERTS) – See attached grant summary spreadsheet.

**RESOLUTION NO. RS2018-1197** (GILMORE & ROBERTS) – This resolution would approve an intergovernmental agreement between the Metropolitan Board of Health and the Tennessee Department of Correction (TDOC). This would provide health education services to offenders on probation or parole who participate in the TDOC Day Reporting/Community Resource Center for Davidson County as an alternative to sentencing. This would include education classes on substance use/abuse, decisions and consequences, suicide prevention awareness, STD education, co-occurring disorders and wellness, positive parenting, healthy social support systems and resiliency training as it relates to rehabilitation and reentry services.

This agreement would be effective upon execution and continue in full force and effect for a period of five (5) years unless terminated by no less than thirty (30) days' written notice.

Metro Charter Sec. 10.104(8) provides that the Board of Health has a duty to contract for such services as will further the program and policies of the Board, subject to confirmation by resolution of Council.

*Fiscal Note: Approximately three hours per week of an existing Health Department staffer's time is needed to conduct these classes. The Health Department has advised this cost is included in their current operational budget.*

**RESOLUTION NO. RS2018-1198** (VERCHER & GILMORE) – See attached grant summary spreadsheet.

**RESOLUTION NO. RS2018-1199** (VERCHER & GILMORE) – See attached grant summary spreadsheet.

**RESOLUTION NO. RS2018-1200** (VERCHER & GILMORE) – See attached grant summary spreadsheet.

**RESOLUTION NO. RS2018-1201** (VERCHER & GILMORE) – See attached grant summary spreadsheet.

**RESOLUTION NO. RS2018-1202** (VERCHER & GILMORE) – See attached grant summary spreadsheet.

**RESOLUTION NO. RS2018-1203** (VERCHER & GILMORE) – This resolution would approve a contract between the Tennessee Department of Health and the Metropolitan Board of Health to provide prenatal presumptive eligibility program enrollment assistance with TennCare/Medicaid and CoverKids applications.

Under Metro Charter Sec. 10.104(8), the Board of Health is required to contract for such services as will further the policies of the Board, subject to confirmation by the Council by resolution.

The term of the contract would be from July 1, 2018, through June 30, 2019.

*Fiscal Note: The value of this contract is \$206,600.*

**RESOLUTION NO. RS2018-1204** (VERCHER & GILMORE) – This resolution would amend a contract between the Metropolitan Board of Health and the Tennessee Department of Health, approved by Resolution No. RS2017-629 to provide for the administering of environmental health programs. The amendment would add a section to require the conducting of inspections of food service sites operated under the Summer Food Service Program. The contract term and the contract amount would not be affected.

**RESOLUTION NO. RS2018-1205** (GILMORE & ALLEN) – This resolution would approve a contract between the Metropolitan Board of Health and Vanderbilt University School of Nursing. The Health Department would provide clinical experience opportunities for the University's students. The students would not be considered employees of Metro and would not receive any compensation.

The term of the agreement would be for five (5) years, from May 1, 2018 through April 30, 2022, but may be terminated by either party upon 90 days' written notice. The school would be required to provide assurance that the students are covered by professional liability and health insurance. Metro would not be responsible for any accidents or job-related injury or illness incurred by any student as a result of their participation in this program. The school would also agree to assume responsibility for all students participating in the program.

*Fiscal Note: There would be no cost to the Metropolitan Government for participating in this program.*

**RESOLUTION NO. RS2018-1206** (GILMORE) – This resolution would approve a contract for services between the Tennessee Department of Health and the Metro Board of Health to provide the smoking cessation program, "Baby and Me Tobacco Free".

The term of the contract would be from July 1, 2018 through June 30, 2019.

Metro Charter Sec. 10.104(8) requires the Board of Health to contract for services that would further the program and policies of the Board. Contracts such as the one now under consideration must be confirmed by a resolution of the Council.

*Fiscal Note: There would be no cost for this program.*

**RESOLUTION NO. RS2018-1207** (GILMORE) – This resolution would approve a business associate agreement between the Metropolitan Board of Health and VSee Lab, Inc. (VSee) to provide safeguards for the use or disclosure of protected health information. It defines the permitted uses of protected health information, as well as identifying the safeguards that must be in place for the protection of this data.

The agreement would be effective once filed in the office of the Metropolitan Clerk. It would terminate when all the protected health information provided to VSee, or created or received by VSee on behalf of Metro, is either destroyed or returned to Metro.

If there is a breach of these terms by Park Center, Metro would provide an opportunity for cure of the breach or to end the violation. If the breach has not been cured or the violation ended within the time specified, Metro would have the authority to immediately terminate this agreement.

**RESOLUTION NO. RS2018-1208** (SYRACUSE, VERCHER, & RHOTEN) – See attached grant summary spreadsheet.

**RESOLUTION NO. RS2018-1209** (SYRACUSE, VERCHER, & RHOTEN) – See attached grant summary spreadsheet.

**RESOLUTION NO. RS2018-1210** (SYRACUSE, VERCHER, & RHOTEN) – See attached grant summary spreadsheet.

**RESOLUTION NO. RS2018-1211** (ELROD) – This resolution would exempt construction and/or maintenance of sidewalks, roads, and bridges undertaken by the Department of Public Works from the water quality buffer requirements contained in the Metro Stormwater Management Manual, Volume 1.

The Stormwater Management Manual requires new development, significant redevelopment, and sites needing a grading permit to preserve water quality buffers along Metro's community

waters. Pursuant to Metro Code of Laws Sec. 2.206.010, the Council can exempt Public Works from these requirements upon just cause by a resolution receiving 21 affirmative votes.

The resolution notes that, because of the volume and logistics of these construction and maintenance projects, and the interests of providing public resources expeditiously, just cause exists to exempt these projects from the Stormwater Management Manual requirements. These projects would be reviewed and approved by Metro Water Services Development Services staff in order to minimize impact to water quality buffers and any associated drainage features.

*Fiscal Note: The Department of Water and Sewerage Services does not think the required reviews and approvals would have any significant impact on their operational budget.*

**RESOLUTION NO. RS2018-1212** (O'CONNELL, BEDNE, & ELROD) –  
**RESOLUTION NO. RS2018-1213** (O'CONNELL, BEDNE, & ELROD) –

These resolutions would each authorize the construction, installation and maintenance of aerial encroachments – each consisting of double-faced, illuminated, projecting signs – at two separate locations: 122 3rd Ave South (RS2018-1212) and 111 2nd Avenue North (RS2018-1213).

In each instance, the resolution requires the applicants to indemnify the Metropolitan Government from all claims in connection with the construction and maintenance of the signs, and to provide a certificate of public liability insurance – \$2 million for RS2018-1212 and \$4 million for RS2018-1213 – with the Metropolitan Clerk naming the Metropolitan Government as an insured party. The applicants must also hold the Metropolitan Government harmless from all claims connected with their installations.

In each case, the Metropolitan Government retains the right to pass resolutions or ordinances regulating the use of the surrounding streets, including the right to construct and maintain utilities, and to order the relocation of facilities at the expense of the applicants. Metro further retains the right to repeal the approvals of the encroachments without liability.

The plans for each encroachment must be submitted to the Director of Public Works for approval, along with all work and materials; and each installation, when completed, must be approved by the Director.

Construction of the signs must be carefully guarded and completed promptly, so as to cause the least inconvenience to the public.

The Planning Commission has approved these proposals.

**RESOLUTION NO. RS2018-1214** (VERCHER) – This resolution is a routine, annual exercise which calls the Metropolitan Board of Equalization (MBOE) into regular session, convening from June 1, 2018 until June 22, 2018, for purposes of hearing appeals of property assessments. It would also call the MBOE into special session convening June 25, 2018 to complete any unfinished business regarding appeals on pro-rated assessments. The special session is not to extend beyond May 31, 2019.

The MBOE always meets during the month of June to hear appeals of assessments on real property. Historically, the MBOE has been required to have special sessions to conclude its work due to the large number of appeals. The MBOE is among the few Metropolitan Government boards and commissions whose members receive compensation for their specialized service.

State law authorizes county legislative bodies to fix the number of days the Board of Equalization is to sit in regular session and to call the board into special session to complete any unfinished business. (Tenn. Code Ann. § 67-1-404).

**RESOLUTION NO. RS2018-1215** (VERCHER) – This resolution would approve the appointment of forty (40) Davidson County citizens to serve as hearing officers for the Metro Board of Equalization (MBOE). The MBOE is authorized under state law to hear appeals of assessments on real property.

In the past, members of the MBOE had to be approved by the Tennessee Board of Equalization. This state law was changed to require the members to be approved by the county legislative body by resolution. (Tenn. Code Ann. § 67-5-1406).

**RESOLUTION NO. RS2018-1216** (SYRACUSE) – This resolution would request a joint report from the Department of Codes Administration and the Department of Public Works within ninety (90) days of the adoption of this resolution. The report would detail the efforts of these departments to enforce Sections 6.04.010 through 6.04.035 of the Metropolitan Code of Laws (MCL). These Code sections prohibit the placement of signs on posts and poles on public property and within the public right-of-way.

The report would include the number of complaints received, the number of citations issued by either department, the number of court actions prosecuted, and the number or volume of signs or other written materials removed from public property by each department since August 19, 2011 (the date upon which these Code sections were most recently amended). The report would also include any recommendations from the departments to more effectively address violations of the relevant sections of the MCL.

– ORDINANCES ON SECOND READING –

**BILL NO. BL2018-1171** (GLOVER, MENDES, & SWOPE) – This ordinance would amend Sec. 5.04.065 of the Metropolitan Code of Laws, recently created by Ordinance No. BL2018-1123. BL2018-1123 required memorialization and approval of internal agreements between departments, boards, commissions or agencies of the Metropolitan Government valued in excess of \$500,000.

The ordinance currently under consideration would clarify that multiple allocations of funds for a single project that have a cumulative value of \$500,000 would also require memorialization and approval by Council. This requirement would not apply if separate allocations for a single project are made more than twenty-four (24) months apart. The term “project” would be construed broadly to include all projects and parts of projects that are reasonably related.

**BILL NO. BL2018-1172** (HURT & SYRACUSE) – The Metropolitan Government assesses a hotel occupancy privilege tax of two dollars and fifty cents. Of this amount, revenues exceeding two dollars are to be deposited in an “Event and Marketing Fund” which may be used to support events or projects that are expected to have an economic impact of more than five million dollars. This ordinance would amend Section 5.12.130 of the Metropolitan Code of Laws regarding the committee that manages the Event and Marketing Fund. The additional language comes directly from the state statute that governs the Event and Marketing Fund, Tennessee Code Annotated §7-4-202. These requirements are already present in state law and no new requirements are added by this ordinance.

**BILL NO. BL2018-1173** (BLALOCK & FREEMAN) – This ordinance would prohibit retail establishments from providing single-use plastic bags to customers, beginning January 1, 2019. Single-use plastic bags would also be prohibited at Metro facilities, Metro-sponsored events, or events held on Metro property. Establishments could still provide or sell reusable bags to customers, and reusable bags could be used at Metro facilities, Metro-sponsored events, and events on Metro property.

Exemptions to this ordinance would be authorized for laundry dry cleaning bags, door-hanger bags, newspaper bags, and bags for garbage, pet waste, and yard waste. Bags used by pharmacists or veterinarians that contain prescribed drugs or medical necessities, bags for takeaway prepared food, and bags used by a consumer within a retail establishment for bulk items (produce, nuts, grains, candy, small hardware items), frozen foods, meat, fish, plants (flowers, potted plants, *etc.*), and unwrapped prepared foods or bakery goods would also be exempt. Bags used by non-profit corporations or hunger relief charities to distribute food, groceries, clothing, and household items would further be exempt. Enforcement would be authorized through any one of four departments -- Public Works, Metro Nashville Police Department, Codes Administration, and/or the Department of Health

Violations of this ordinance would be punishable by a fine not exceeding \$10 for the first violation, \$25 for the second violation, and \$50 for the third and any subsequent violation. A fine could be imposed for each day a violation occurs or is allowed to continue.

*Fiscal Note: It would be speculative to predict the amount of revenue increase that could result from the fines established by this ordinance. However, this would be offset at least to some extent by the increased cost of enforcement.*

**BILL NO. BL2018-1174** (S. DAVIS, VERCHER & OTHERS) – This ordinance would approve an agreement between the Metropolitan Government and Monroe Development Partners LLC (Monroe) concerning the design of public infrastructure improvements for an area north of Jefferson Street and east of the Cumberland River, known as River North.

Work would include a pedestrian bridge, an internal road network for Phase I of the project, and design of the Jefferson Street and Cowan Street intersection. All work would be completed within 24 months of the date of the agreement. The estimated cost of the work is \$4,400,000. Pursuant to the participation agreement, Metro would agree to reimburse Monroe for this work.

*Fiscal Note: Funds for this project were appropriated as part of the FY18 Capital Spending Plan per Resolution No. RS2017-963.*

**BILL NO. BL2018-1175** (VERCHER & BEDNE) – This ordinance would approve two related agreements for properties related to a Metro Park project.

The first is an option agreement for Metro to purchase from Mary Sue Clark an approximately 64-acre tract located at 12900 Old Hickory Boulevard (the “Clark Tract”). The Clark Tract is largely surrounded by Metro Park property and would assist in development of the Metro Park property for public use. Metro would pay \$2,877,000 for the Clark Tract.

Second, this ordinance would approve an agreement to sell to Wirtgen America, Inc. (Wirtgen) an approximately 19-acre parcel of real property near the northwest corner of the Metro Park property (the “Wirtgen Tract”). Metro would grant Wirtgen an access easement and obtain a right-of-way easement across the Wirtgen Tract to allow the public to access the Metro Park property from Crossings Boulevard. Proceeds from the sale of the Wirtgen Tract would assist in offsetting the cost of acquiring the Clark Tract. Metro would receive \$1,064,000 from Wirtgen for the Wirtgen Tract.

This has been approved by the Planning Commission.

*Fiscal Note: The net cost to Metro as a result of these two transactions would be \$1,813,000.*

**BILL NO. BL2018-1176** (O'CONNELL, BEDNE, & ELROD) – This ordinance would amend Ordinance No. BL2018-1079 to remove all references to Shaub Construction Company, Inc. and to instead authorize Magellan Property Management, LLC to install, construct, and maintain underground and structural encroachments in the right-of-way located at 205 Demonbreun Street.

Magellan Property Management, LLC has agreed to indemnify and hold the Metropolitan Government harmless from any and all claims in connection with the installation and maintenance of the encroachments, and would be required to provide a \$2 million certificate of public liability insurance with the Metropolitan Clerk naming the Metropolitan Government as an insured party.

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

**BILL NO. BL2018-1177** (WITHERS, BEDNE, & ELROD) – This ordinance would abandon existing sanitary sewer and water mains and easements and accept new water main, a fire hydrant and easements for property located at 701 South 7th Street.

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

**BILL NO. BL2018-1178** (O'CONNELL, BEDNE, & ELROD) – This ordinance would abandon existing easement rights, retained by Ordinance No. BL2016-131, for property located at 401 Korean Veterans Boulevard between 4th Avenue South and Alley #68. The abandonment has been requested by Barge Design Solutions, on behalf of the owner.

This has been approved by the Planning Commission.

**BILL NO. BL2018-1179** (M. JOHNSON, BEDNE, & ELROD) – This ordinance would authorize the acquisition of certain permanent and temporary easements by negotiation for the Hickory Valley Road Stormwater Improvement Project for two (2) properties located at 6005 Hickory Valley Road and 418 West Hillwood Drive.

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

*Fiscal Note: The final price for these easements has not yet been determined.*

**BILL NO. BL2018-1180** (SLEDGE, BEDNE, & ELROD) – This ordinance would abandon existing sewer mains and easements and accept new sanitary sewer main, sanitary sewer manholes and easements for properties located at 425 Chestnut Street, 1201 Brown Street, and 500 and 510 Houston Street.

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

**BILL NO. BL2018-1181** (HAYWOOD) – This ordinance would readopt the Metropolitan Code prepared by Municipal Code Corporation (MCC) to include supplemental and replacement pages for ordinances enacted on or before January 29, 2018.

Per their contract with the Metropolitan Government, the MCC provides Metro Code updates four (4) times annually. This ordinance is a routine re-adoption to ensure the Metro Code is up to date.

– ORDINANCES ON THIRD READING –

**BILL NO. BL2018-1159** (MURPHY, ROBERTS, & OTHERS) – This ordinance would place restrictions on the sale of dogs and cats in pet stores. The ordinance defines “pet store” as a retail establishment where dogs or cats are offered for sale as pet animals to the general public at retail. “Animal care facility” is defined as an animal control center or shelter maintained by or under contract with a government entity that seeks permanent placements of animals in homes or with rescue organizations. “Animal rescue organization” is defined as a not-for-profit, 501(c)(3) group that rescues animals to place in permanent homes.

Under this ordinance, pet stores would be permitted to sell only those dogs and cats obtained from or displayed in cooperation with an animal care facility or an animal rescue organization. Pet stores would also be prohibited from selling a dog or cat younger than eight (8) weeks old. Pet stores would be required to maintain records sufficient to document the source of each dog or cat the pet store acquires for at least one year from the date of acquisition. When pet stores offer dogs or cats for sale, they would be required to post in a conspicuous location a sign listing the name of the animal care facility or animal rescue organization from which each dog or cat was acquired.

Violations of this ordinance would be subject to a civil penalty of fifty dollars (\$50) per day, per violation. Each animal offered for sale in violation of this ordinance would constitute a separate offense.

**BILL NO. BL2018-1160** (HURT & O'CONNELL) – This ordinance would approve a temporary “Special Event Zone” for the downtown area, in conjunction with the 2018 CMA Music Fest which is scheduled June 6 - 11, 2018. An amendment added at the May 1, 2018 Council meeting clarified that the intention of the Metro Council is for the Metro Nashville Police Department to focus enforcement efforts upon peace and safety of CMA Fest participants while the Special Event Zone is in effect.

The Special Event Zone established under this ordinance would consist of four areas. Area 1 would extend from 1st Ave to Rosa L Parks Blvd, and from Korean Veterans Blvd to Commerce Street, with an extension from Commerce Street to Church Street along 2nd and 1st Ave North. Area 2 would extend from the East side of the Woodland Street Bridge to Interstate Drive, between South 1st Street and Russell Street. Area 3 would contain the John Seigenthaler Pedestrian Bridge from 3rd Ave South to South Second Street. Area 4 would contain the Woodland Street Bridge, from 1st Ave North to South 1st Street.

Activity restrictions within the Special Event Zone would begin at six o'clock (6:00) a.m. on Wednesday, June 6, 2018, and end at midnight (12:00) on Monday, June 11, 2018.

Activities on public property or in the public right-of-way within the Special Event Zone are regulated as follows:

1. The sale of any food, beverages, goods, or merchandise would be prohibited on the public streets, sidewalks, alleys, and rights-of-way, except for street vendors with valid vending licenses issued pursuant to Section 13.08.040 of the Metro Code of Laws.
2. Alcoholic beverages provided, served, or sold from any temporary outdoor use would be prohibited
3. The sale or distribution of merchandise pertaining to CMA Fest, where it is apparent such merchandise is not licensed by CMA, regardless of whether the vendor is operating with a valid license or permit, would be prohibited.
4. No tents or membrane structures of any kind would be authorized, except for those sanctioned and authorized by CMA or Metro.
5. The construction, placement, occupation, or use of any temporary structure would be prohibited, except for those sanctioned and authorized by CMA.
6. The distribution, promotional give-away activity, or provision of free products, services, or coupons by persons or entities that are not event sponsors officially sanctioned or authorized by CMA would be prohibited, except within the Public Participation Area.

This ordinance would establish at least one Public Participation Area within the Special Event Zone while the zone is in effect. This Area would allow for the reasonable expression by the public in a manner that is not disruptive to the 2018 CMA Fest, activities, and events.

This ordinance closely resembles Ordinance No. BL2014-687 which authorized a similar “Special Event Zone” in conjunction with the 2014 NCAA Women’s Final Four basketball tournament held in Nashville in April 2014.

*Fiscal Note: This ordinance places restrictions on the activities that would be allowed to take place within the special event zone during the 2018 CMA Music Fest. However, no additional Metro personnel or overtime would be required just for the enforcement of these restrictions.*

**BILL NO. BL2018-1161** (SYRACUSE, VERCHER, & OTHERS) – This ordinance would authorize the acquisition of real property by agreement between the Metropolitan Government and Plaza 2750, LLC (Plaza).

This agreement would approve the acquisition of a 1.75-acre tract for use as the site of a new Donelson public library branch and approximately .875 acres for use in building-related infrastructure improvements. Pursuant to the agreement, Plaza would construct the infrastructure improvements necessary to support this project and Metro would contribute an amount not to exceed \$2,000,000 toward the actual cost of the infrastructure improvements. The purchase price of this property would be \$23.00 per square foot, rounded to the nearest one hundredth. The estimated purchase price is \$2,310,335.

Under the terms of the agreement, there are certain conditions which must occur within 120 days after the effective date. Included among the conditions is a requirement that the Donelson Transit-oriented Redevelopment Plan must be approved and become effective, and that MDHA and Plaza must enter into a Development Agreement which would include a tax increment financing loan (TIF Loan) of at least \$1,000,000 to assist Plaza's payment of the cost of infrastructure improvements.

This has been approved by the Planning Commission.

*Fiscal Note: Metro would contribute an amount not to exceed \$2,000,000 toward the actual cost of the infrastructure improvements. The purchase price of this property would be \$23.00 per square foot, rounded to the nearest one hundredth. The estimated purchase price is \$2,310,335.*

**BILL NO. BL2018-1162** (LEE, BEDNE, & ELROD) – This ordinance would abandon an existing pump station and sanitary sewer force main and accept new water and sanitary sewer mains, sanitary manholes, fire hydrants and easements for property located at 0 Pin Hook Road.

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

**BILL NO. BL2018-1163** (O'CONNELL, BEDNE, & ELROD) – This ordinance would abandon existing sewer main and easement and accept new sewer mains, sanitary manholes, a fire hydrant and easements for property located at 710 Demonbreun Street.

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

**BILL NO. BL2018-1164** (BEDNE, & ELROD) – This ordinance would abandon existing easement and easement rights for property located at 4411 Michigan Avenue, formerly known as 45th Avenue North. This abandonment has been requested by Councilwoman Mary Carolyn Roberts.

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

**BILL NO. BL2018-1165** (ROBERTS, BEDNE, & ELROD) – This ordinance would abandon existing water main and easement and accept new water main, fire hydrants and easements for property located at 6006 B Hill Circle including Hill Circle and a portion of Marcia Avenue.

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

**BILL NO. BL2018-1166** (WITHERS, BEDNE, & ELROD) – This ordinance would abandon existing sewer mains and easement and accept new sewer mains, sanitary sewer manholes and any associated easements for property located at 711 Gallatin Avenue.

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

**BILL NO. BL2018-1167** (FREEMAN, BEDNE, & ELROD) – This ordinance would amend the official Geographic Information Systems Street and Alley Centerline Layer by abandoning a portion of Alley Number 1897 right-of-way. This abandonment has been requested by Pam Kimbro, applicant.

This has been approved by the Traffic and Parking Commission and the Planning Commission.

## GRANTS LEGISLATION – MAY 15, 2018

Legislative Number	Parties	Amount	Local Cash Match	Term	Purpose
<b>RS2018-1188</b>	<b>From:</b> Tennessee Administrative Office of the Courts  <b>To:</b> Metropolitan Government of Nashville and Davidson County	Not to exceed \$86,521.00	\$0	July 1, 2018 through June 30, 2019	The grant proceeds would be used to provide interpretation/translation services for court hearings which involve parties with limited English proficiency (LEP) in the Davidson County trial courts.
<b>RS2018-1189</b>	<b>From:</b> Tennessee Arts Commission  <b>To:</b> Metropolitan Arts Commission	Not to exceed \$34,560.00	\$34,560.00	July 1, 2018 through June 30, 2019	The grant proceeds would be used to provide funding to non-profit organizations to nurture artists, arts organizations, and support development of Davidson County's cultural resources
<b>RS2018-1190</b>	<b>From:</b> Tennessee Department of Human Services  <b>To:</b> Davidson County Juvenile Court	Not to exceed \$1,088,610.00	\$560,800.00	July 1, 2018 through June 30, 2019	The grant proceeds would be used to establish and enforce federal and state mandated child support program guidelines for children born out of wedlock.

Legislative Number	Parties	Amount	Local Cash Match	Term	Purpose
RS2018-1191	<p><b>From:</b> Tennessee Department of Finance and Administration</p> <p><b>To:</b> Metro Office of Family Safety</p>	Not to exceed \$328,000.00	\$0	July 1, 2018 through June 30, 2020	The grant proceeds would be used for a Family Justice Center Navigator position.
RS2018-1193	<p><b>From:</b> Tennessee Department of Finance and Administration</p> <p><b>To:</b> Davidson County Sheriff's Office</p>	N/A	N/A	N/A	<p>This resolution would approve an amendment to the Edward Byrne Memorial Justice Assistance Grant (JAG), approved by RS2016-351.</p> <p>This amendment would revise the grant budget attachment from the original grant contract. The total grant amount would remain the same.</p>
RS2018-1194	<p><b>From:</b> Tennessee Department of Safety and Homeland Security</p> <p><b>To:</b> Metropolitan Nashville Police Department</p>	\$12,219.29	\$0	N/A	<p>This resolution would approve an application for a Nashville Bike Grant.</p> <p>If approved, the proceeds would be used to conduct vehicle and bicycle stops for the purpose of educating the public and gaining compliance with state and local ordinances.</p>

Legislative Number	Parties	Amount	Local Cash Match	Term	Purpose
RS2018-1195	<b>From:</b> Tennessee Department of Safety and Homeland Security  <b>To:</b> Metropolitan Nashville Police Department	\$423,185.59	\$0	N/A	This resolution would approve a grant application for a Governor's Highway Safety Grant.  If approved, the proceeds would be used for the continuance of the enhanced DUI enforcement initiative to reduce traffic fatalities attributed to impaired drivers through aggressive enforcement.
RS2018-1196	<b>From:</b> United States Department of Justice  <b>To:</b> Metropolitan Nashville Police Department	\$194,486.25	\$194,486.25	N/A	This resolution would approve an application for a Bulletproof Vest Grant.  If approved, proceeds would be used to purchase bullet proof vests for law enforcement personnel.
RS2018-1198	<b>From:</b> Best Friends Animal Society  <b>To:</b> Metropolitan Board of Health	Not to exceed \$15,000.00	\$0	May 1, 2018 through April 30, 2019	The grant proceeds would be used to provide funding for spay/neuter surgery for intact animals reclaimed by their owners in exchange for waived reclamation fees. All grant funds must be spent by April 30, 2019.

Legislative Number	Parties	Amount	Local Cash Match	Term	Purpose
RS2018-1199	<b>From:</b> Tennessee Department of Health  <b>To:</b> Metropolitan Board of Health	Not to exceed \$232,000.00	\$0	July 1, 2018 through June 30, 2020	The grant proceeds would be used to promote Healthy People 2020 goals to the residents of Davidson County through the use of health promotion activities and education programs.
RS2018-1200	<b>From:</b> Tennessee Department of Health  <b>To:</b> Metropolitan Board of Health	Not to exceed \$373,500.00	\$0	July 1, 2018 through June 30, 2019	The grant proceeds would be used to improve the health of those residing in or visiting Davidson County through targeted strategies to prevent and control the use of tobacco products.
RS2018-1201	<b>From:</b> Tennessee Department of Health  <b>To:</b> Metropolitan Board of Health	Not to exceed \$1,792,600.00	\$0	July 1, 2018 through June 30, 2020	The grant proceeds would be used to provide oral disease prevention services for school children in grades K-8 in qualifying public schools.

Legislative Number	Parties	Amount	Local Cash Match	Term	Purpose
RS2018-1202	<b>From:</b> Tennessee Department of Health  <b>To:</b> Metropolitan Board of Health	Not to exceed \$2,182,500.00	\$0	July 1, 2018 through June 30, 2021	The grant proceeds would be used to provide comprehensive care coordination services to eligible children with special healthcare needs.
RS2018-1208	<b>From:</b> Friends of Two Rivers Mansion  <b>To:</b> Metropolitan Nashville Parks and Recreation Department	Not to exceed \$19,789.00	\$44,167.73	July 1, 2018 through June 30, 2019	The grant proceeds would be used to provide funding for one employee's salary to provide administrative support at Two Rivers Mansion.
RS2018-1209	<b>From:</b> Friends of Two Rivers Mansion  <b>To:</b> Metropolitan Nashville Parks and Recreation Department	Not to exceed \$665.54	\$0	June 1, 2018 through August 31, 2018	The grant proceeds would be used to provide funding for two part-time employees to conduct tours at Two Rivers Mansion during the 2018 Christmas season.

Legislative Number	Parties	Amount	Local Cash Match	Term	Purpose
RS2018-1210	<p><b>From:</b> Friends of Two Rivers Mansion</p> <p><b>To:</b> Metropolitan Nashville Parks and Recreation Department</p>	Not to exceed \$3,967.04	\$0	December 7, 2018 through December 16, 2018	The grant proceeds would be used to provide funding for two part-time employees to conduct historic tours at Two Rivers Mansion during June, July, and August 2018.