

An ordinance adopting the Capital Improvements Budget and Program 2010-2011 through 2015-2016 for The Metropolitan Government of Nashville and Davidson County as the official Capital Improvements Budget and Program of The Metropolitan Government of Nashville and Davidson County for Fiscal Year 2010-2011.

WHEREAS, Section 6.13 of the Charter of The Metropolitan Government of Nashville and Davidson County provides for the preparation and establishment of a Capital Improvements Budget and Program for the Metropolitan Government; and,

WHEREAS, the various departments, boards, commissions and agencies of the Metropolitan Government have submitted their project requests; and,

WHEREAS, the Metropolitan Planning Commission, in accordance with Section 11.504(k) of the Metropolitan Charter, has reviewed the project requests and, upon evaluating the overall needs of the community, has recommended to the Mayor a Capital Improvements Budget for fiscal year 2010-2011 and a program for the ensuing five (5) years; and,

WHEREAS, the Mayor and the Director of Finance have reviewed the project requests and recommended programs and have established a priority of undertaking and financing the capital projects; and,

WHEREAS, it is determined that this Capital Improvements Budget and Program represents an appropriate evaluation of the needs of The Metropolitan Government of Nashville and Davidson County and a systematic and orderly framework within which to provide for them; and,

WHEREAS, these findings and recommendations have been bound into a report entitled, "2010-2011 to 2015-2016 Capital Improvements Budget"; and,

WHEREAS, two (2) copies of said report are on file in the office of the Metropolitan Clerk.

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

Section 1. That the recommended program contained in the aforementioned report on file in the office of the Metropolitan Clerk is hereby adopted as the official Capital Improvements Budget and Program of The Metropolitan Government of Nashville and Davidson County for fiscal year 2010-2011.

Section 2. That the program and priority definitions, methods of financing and scheduling as contained in the recommended program are adopted and made part of the official Capital Improvements Budget.

Section 3. That there shall be no authorization nor appropriation of funds for the construction of any buildings, structure work, improvement or any other project which shall meet the definition of a capital improvements project as established by the Metropolitan Planning Commission, unless such project is included in and in conformance with the adopted recommended program of the Capital Improvements Budget, except to meet a public emergency

threatening the lives, health or property of the inhabitants, when passed by two-thirds vote of the membership of the Council.

Section 4. That no fund shall be encumbered nor expended for a capital improvements project unless such project is included in and in conformance with the adopted recommended program of the Capital Improvements Budget.

Section 5. That the Capital Improvements Budget may be amended by resolution at any time during the year to place a capital improvements project in conformance with the recommended program, when adopted by two-thirds vote of the membership of the Council.

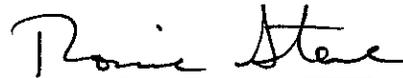
Section 6. That this ordinance shall take effect from and after its final passage, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it, but that the Capital Improvements Budget and Program of The Metropolitan Government of Nashville and Davidson County for fiscal year 2010-2011 shall not take effect until July 1, 2010.

APPROVED AS TO FINANCIAL MATTERS:

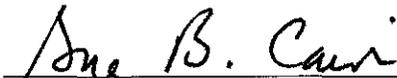
INTRODUCED BY:



Richard M. Riebeling,  
Director of Finance



APPROVED AS TO FORM AND LEGALITY:



Sue B. Cain  
Director of Law

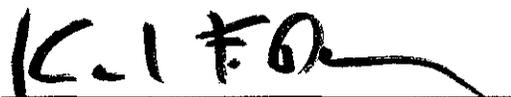
Members of Council

RECOMMENDED FOR ADOPTION:



Rick Bernhardt, Executive Director  
Metropolitan Planning Commission

RECOMMENDED FOR ADOPTION:



Karl F. Dean,  
Metropolitan Mayor