

RESOLUTION NO. RS2018-1445

A resolution authorizing the acquisition and removal of 44 flood-prone properties in the Mill Creek, Sorghum Branch, and Whittemore Branch watersheds. (MWS Project No. 18-SWC-136 and Proposal Number 2018M-019PR-001)

WHEREAS, The Metropolitan Council previously enacted Resolution RS2017-976 which approved the Government of Nashville and Davidson County, acting by and through the Department of Water and Sewerage Services, to enter into an agreement with the United States Department of the Army for the Mill Creek Flood Risk Management Project in Davidson County, Tennessee; and,

WHEREAS, Resolution RS2017-976 specified the 44 flood-prone properties in the Mill Creek, Sorghum Branch, and Whittemore Branch watersheds, would be identified in separate legislation; and,

WHEREAS, Resolution RS2017-976 provides that the United States Department of the Army and the Metropolitan Government of Nashville and Davidson County will jointly fund the cost of the project; and,

WHEREAS, United States Department of the Army has identified and provided to the Department of Water and Sewerage Services the specific parcels to be acquired, a copy of which including details on the specific parcels, is attached hereto (Exhibits 1 and 2); and,

WHEREAS, the Department of Water and Sewerage Services has provided the budgeted property costs for each acquisition and will acquire properties in stages within the estimates approved by RS2017-976; and

WHEREAS, The Metropolitan Planning Commission approved mandatory referral No. 2018M-019PR-001 on August 1, 2018, for acquisition of the property; and

WHEREAS, it is to the benefit of the citizens of The Metropolitan Government of Nashville and Davidson County that that the Department of Water and Sewerage Services be authorized to acquire and demolish the specific properties included in the agreement.

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

Section 1. That, notwithstanding the provisions of Section 2.24.250.F of the Metropolitan Code to the contrary, Department of Water and Sewerage Services is hereby authorized to acquire interests in the real property identified by the United States Department of the Army, attached hereto and incorporated herein, and to execute all other necessary actions pursuant to the Mill Creek Flood Risk Management Project.

Section 2. That this resolution shall take effect from and after its adoption, the welfare of the Metropolitan Government of Nashville and Davidson County requiring it.

RECOMMENDED BY:

INTRODUCED BY:

Scott A. Potter, Director
Water and Sewerage Services

Council Member(s)

APPROVED AS TO THE
AVAILABILITY OF FUNDS:
Fund No. 37039
Business Unit No. 65801190
\$2,500,000.00 – FY 18
\$2,500,000.00 – FY 19

Talia Lomax-O'dneal, Director
Department of Finance

APPROVED AS TO FORM
AND LEGALITY:

Assistant Metropolitan Attorney