

RESOLUTION NO. RS2019-1575

A resolution authorizing the Director of Public Property, or his designee, to exercise option agreements for the purchase of various flood-prone properties, for Metro Water Services (MWS Project No. 17WS0001 and Proposal No. 2019M-002PR-001).

WHEREAS, it is in the public interest for The Metropolitan Government of Nashville & Davidson County to acquire certain flood-prone property; and,

WHEREAS, the properties located at 161 Harrington Avenue, 261 Neelys Bend Road, and 104 Peggy Street are flood-prone; and,

WHEREAS, Section 2.24.250(F) of the Metropolitan Code of Laws provides:

Where land in fee simple is being purchased for purposes other than for rights-of-way for highways, streets, roads, alleys and other places for vehicular traffic, the director of public property administration shall negotiate for the purchase of such property and seek to obtain from the owner an option to sell to the Metropolitan government at a fixed price, subject to the approval of the Metropolitan Council by resolution, and no purchase shall be consummated until it has been so approved by the Metropolitan Council; and,

WHEREAS, pursuant to the terms of the agreements attached hereto and incorporated herein as Exhibits 1-3, the Metropolitan Government holds Options to purchase those certain real properties as shown in Section 1 below; and,

WHEREAS, The Metropolitan Planning Commission approved mandatory referral No. 2019M-002PR-001 on December 17, 2018, for acquisition of the properties; and,

WHEREAS, it is in the best interest of the citizens of Nashville and Davidson County to approve the purchase of said properties.

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

Section 1. The Director of Public Property, or his designee, is hereby authorized to exercise the options to purchase three properties as shown and described in Exhibits 1-3, which are attached hereto and incorporated by reference and to execute the necessary documents pertaining thereto.

<u>Tax Map & Parcel</u>	<u>Address</u>	<u>Council District</u>
052-01-0 068.00	161 Harrington Avenue, 37115	9
052-01-0 069.00	161 Harrington Avenue, 37115	9
052-01-0 110.00	261 Neelys Bend Road, 37115	9
052-01-0 111.00	261 Neelys Bend Road, 37115	9
042-16-0 031.00	104 Peggy Street, 37115	8

Section 2. This resolution shall take effect upon passage, 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

Steve Berry, Director
Public Property Administration

Council Member(s)

APPROVED AS TO THE
AVAILABILITY OF FUNDS:
Fund No. 40017
65401017.507100
Amount: \$721,000.00

Talia Lomax-O'dneal, Director
Department of Finance

APPROVED AS TO FORM
AND LEGALITY:

Assistant Metropolitan Attorney