

MEMORANDUM TO: All Members of the Metropolitan Council

FROM: Donald W. Jones, Director
Metropolitan Council Office

DATE: **February 21, 2006**

RE: **Analysis Report**

Balances As Of:	<u>2/15/06</u>	<u>2/9/05</u>
<u>GSD 4% RESERVE FUND</u>	*\$22,356,763	\$13,333,475
<u>CONTINGENCY ACCOUNTS</u>		
GSD	- 0 -	- 0 -
USD	\$50,000	\$50,000
<u>GENERAL FUND</u>		
GSD	\$26,413,198	\$28,814,961
USD	\$8,770,800	\$5,003,020
<u>GENERAL PURPOSE</u> <u>SCHOOL FUND</u>	\$17,566,775	\$25,250,424

* Assumes estimated revenues in fiscal year 2006 in the amount of \$9,581,918

– RESOLUTIONS –

RESOLUTION NO. RS2006-1140 (MCLENDON) – This resolution approves the assignment of the Renaissance Hotel lease, and accepts the sum of \$2,342,000 in anticipated profits from the assignment. The Metropolitan Government is the owner of the land underneath the downtown Renaissance Hotel, which is currently leased to RHOC Nashville Hotel, LLC. The tenant actually owns the hotel structure on top of the land. The hotel is managed by Renaissance Hotel Operating Company, LLC, a subsidiary of Marriott.

In 1984, the council approved an initial lease agreement for the hotel in conjunction with the construction of the Convention Center. The lease was amended and restated in 1989, with the approval of the council. The lease was for a period of thirty years, with seven ten-year renewals. Under the initial lease, Metro was to receive \$500,000 a year in rent, plus twenty percent of the net profits of the hotel's operation. The lease further provides that the Metropolitan Government is to receive a twenty percent share of the anticipated profit from any assignment of the lease.

The assets of RHOC Nashville Hotel, LLC were purchased by Marriott International, Inc. in 2005. Marriott's current business model does not include ownership of the hotels it manages, and it plans to sell its ownership interest in the hotel to a third party. In keeping with the terms of the lease, Marriott has requested Metro's consent to assign the lease to a new tenant. This new tenant will be a wholly-owned subsidiary of Highland Hospitality Corporation. The current manager (Renaissance Hotel Operating Company, LLC) will continue to operate the hotel.

This resolution provides for the council's consent to the assignment of the lease. The resolution also accepts \$2,342,000 as Metro's twenty percent share of the profit from the assignment. This assignment is simply a change in ownership of the hotel structure, not the operation of the hotel itself.

There will be a substitute resolution that adds the name of the entity to which the lease is being assigned (HH Nashville, LLC). The substitute also clarifies that Metro will receive \$2,342,000, less 20% of the closing costs, for Metro's participation in the profit from the transfer.

RESOLUTION NO. RS2006-1179 (SUMMERS) – This resolution provides a proposed amendment to the Metropolitan Charter to require that all members of Metropolitan boards and commissions be residents of Davidson County for at least one year. The Charter currently provides that all members of boards and commissions must have either been residents of Davidson County or had their principal place of business in Davidson County for at least one year.

The Council, pursuant to the Charter, 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. This resolution provides that the date for holding the referendum election on the Charter amendment is to be the August 3, 2006 general election. State election law requires that resolutions requiring the holding of elections on questions submitted to the people which are to be held at the regular election must be filed with the election commission not less than 60 days prior to the August election. Thus, this resolution should be deferred indefinitely and brought back as part of a larger Charter amendments package.

RESOLUTION NOS. RS2006-1180, RS2006-1181 & RS2006-1182 - These three resolutions appropriate federal community development block grant (CDBG) funds for streetscape and infrastructure improvements in three neighborhood strategy areas. CDBG funds are designated for affordable housing activities and neighborhood community improvement projects.

Resolution No. RS2006-1180 (Wallace) appropriates \$582,000 in CDBG funds for streetscape improvements in the Scovel Street neighborhood strategy area.

Resolution No. RS2006-1181 (Jameson) appropriates \$75,000 in CDBG funds for a walking track at Dudley Park in the Cameron neighborhood strategy area.

Resolution No. RS2006-1182 (Jameson) appropriates \$427,306 in CDBG funds for site work and infrastructure improvements in the Sam Levy target area related to the redevelopment of the Sam Levy Homes.

RESOLUTION NO. RS2006-1183 (MCCLENDON) – This resolution approves a fourth amendment to a grant from the state board of probation and parole to the Metropolitan Government for funding the Davidson County community corrections program. This program provides alternative punishments for non-violent offenders consisting of offender supervision, residential programs, and day reporting center programs. The original grant was in the amount of \$2,459,274, and was subsequently amended three times to increase the award by \$20,753, \$70,581, and \$319,780, respectively. This resolution further amends the grant to increase the amount by \$338,094 for a total grant award of \$3,208,482.

RESOLUTION NO. RS2006-1184 (JAMESON & MCCLENDON) – This resolution approves a grant in the amount of \$6,000 from the University of Tennessee to the Metro department of human resources to provide professional development, supervisory, and management training for Metro employees. The term of the grant is from August 16, 2005 through June 30, 2006.

RESOLUTION NO. RS2006-1185 (DOZIER & MCCLENDON) – This resolution approves an application for the Edward Byrne Memorial Justice Assistance Grant from the U.S. department of justice to the Metropolitan Government. The Metropolitan Government is applying for \$579,675 in federal funds to benefit the following departments: police, drug court, sheriff, public schools, district attorney, justice information system (JIS), juvenile court, public defender, and parks. The grant funds will be distributed as follows:

1. **District attorney:** \$58,729.13 to hire two part-time “cold case” investigators to work under the direction of the Grand Jury.
2. **Public defender:** \$9,610.48 to employ a part-time social worker to assist the attorneys assigned to the juvenile division.
3. **Juvenile court:** \$18,042.47 to retain a warrant officer who will function as a “gang specialist”.
4. **Drug court:** \$86,709 for repair and maintenance, equipment, drug tests, and supplies for the drug court program.

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RESOLUTION NO. RS2006-1185 (continued)

5. **JIS:** \$29,273.79 to expand database backup and storage systems.
6. **Sheriff:** \$73,694.58 to employ a community outreach director.
7. **Police:** \$168,869.67 for technology purchases to enhance officers' ability to respond to calls for service.
8. **Schools:** \$66,593.46 to install additional closed-circuit television cameras in schools.
9. **Parks:** \$10,184.25 to purchase computers for the patrol vehicles.

RESOLUTION NO. RS2006-1186 (DOZIER & MCCLENDON) – This resolution approves a second amendment to a grant from the Tennessee emergency management agency to the Metropolitan Government for the purchase of domestic preparedness public safety equipment. The grant provides \$250,000 in federal funds to purchase air purifying respirators (APRs), APR canisters, and radiological detection equipment. The original grant was approved in 2003 and was for a term expiring December 31, 2004. The grant was subsequently extended to December 30, 2005. This resolution amends the grant to extend the grant term until July 31, 2006.

RESOLUTION NO. RS2006-1187 (DOZIER & MCCLENDON) – This resolution accepts a grant in the amount of \$3,500 from Wal-Mart to the Nashville fire department for fire prevention programs. These funds will be used by the fire department to purchase educational materials to teach children and senior citizens about fire prevention techniques.

RESOLUTION NO. RS2006-1188 (TOLER) – This resolution is an annual, routine housekeeping matter required by state law that classifies all public roads in Davidson County. By adoption of this resolution, those roads and alleys listed on the street and alley acceptance and maintenance map under Ordinance No. BL2005-880, including any changes since the adoption of the map, will be officially classified as public roads.

RESOLUTION NO. RS2006-1189 (MCCLENDON) – This resolution authorizes the department of law to compromise and settle the claim of Chynette Anderson-Gilkey against the Metropolitan Government in the amount of \$9,683.40. On August 12, 2005, a Metro police officer was running late for his assigned duty to provide traffic control at a Titan's game. To make up for lost time, the officer drove the wrong direction on Interstate Drive, which is a marked one way street. The officer activated his blue lights while making this maneuver, but did not activate the siren. As he entered the intersection of Interstate Drive and James Robertson Parkway, the officer struck the driver's side of Ms. Anderson-Gilkey's vehicle, causing damage to her vehicle and personal injuries.

The department of law recommends settling this claim for \$9,683.40, which consists of \$3,137.50 in medical bills, \$537.60 in lost wages, \$270.90 in loss of value to Ms. Anderson Gilkey's 2003 Pontiac Grand Am, and \$5,737.40 in pain and suffering. Metro has already paid for the damage done to Ms. Anderson-Gilkey's vehicle. The officer involved in this accident was given a written reprimand.

- BILLS ON SECOND READING -

SUBSTITUTE ORDINANCE NO. BL2003-1 (SUMMERS) – This substitute ordinance amends the beer permit requirement provisions in the Metro Code of Laws to exempt restaurants that already have a state on-premises liquor consumption license from Metro’s minimum distance requirements to obtain a beer permit. The Code currently prevents a beer permit from being issued to an establishment located within 100 feet from a church, school, park, daycare, or one or two family residence. However, the council in July of 2003 enacted Substitute Ordinance No. BL2003-1353 establishing an exemption from the minimum distance requirements for restaurants located on property subject to a planned unit development (PUD) that already have a state on-premises liquor consumption license. Substitute Ordinance No. BL2003-1353 was essentially a compromise bill in an effort to take a step toward enabling restaurants with a state liquor license to obtain an on-sale beer permit without meeting the established distance requirements in the Code. Pursuant to state law, the Tennessee alcoholic beverage commission can take the applicant’s location into consideration when determining whether to grant a license for on-premises consumption, but no set distance requirements are included in the state law.

This ordinance would allow restaurants possessing a valid license issued by the state alcoholic beverage commission for on-premises liquor consumption to be exempted from the minimum distance requirements if the council adopts a resolution, after notice and a public hearing, approving the exemption. The public hearing will be conducted by the council public safety-beer and regulated beverages committee. Notice of the public hearing would be mailed to all property owners within 600 feet of the establishment seeking the exemption from the distance requirements. The council would have 60 days from the date that the council and the district councilmember are notified by the beer board that such an application requesting an exemption has been filed in which to adopt such a resolution. Failure by the council to approve or disapprove within 60 days would be deemed an approval by the council. This is similar to the Code provisions regarding the council’s approval of certain special exception uses such as landfills and waste transfer stations.

The council office requested a list from the state alcoholic beverage commission of all liquor-by-the-drink establishments in Davidson County to compare with the list of restaurants that have a Metro beer permit. The council received a list from the alcoholic beverage, but it included restaurants from all over the state. After attempting to sever out those establishments that are not in Davidson County, it appears that approximately 15 out of a total of 440 establishments have a state liquor-by-the-drink license but do not have a Metro beer permit. However, this does not necessarily mean that all these establishments do not meet the minimum distance requirements in the code.

SUBSTITUTE ORDINANCE NO. BL2005-763 (LORING) – This zoning text change makes various modifications to the tree and landscaping provisions of the zoning code. The tree ordinance is a set of regulations and standards for landscaping, buffering, and tree placement for developments. The provisions of the existing tree ordinance only apply to commercial and multi-family developments, not single or two-family homes. This ordinance has been brought forth at the recommendation of the urban forester and the tree advisory committee. The modifications to the existing tree ordinance include the following:

1. This ordinance would require that no more than fifty percent of the trees in any one planting area be of the same tree species.

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SUBSTITUTE ORDINANCE NO. BL2005-763 (continued)

2. The ordinance would require that watering for landscaping be accomplished by underground irrigation systems. The code currently requires watering to be via an underground sprinkler or an outside hose attachment. For properties of two (2) acres or less in area, the irrigation requirement may be satisfied with an outside hose attachment within one hundred (100) feet of all plant materials.
3. The ordinance would prohibit the staking or guying of trees unless absolutely necessary.
4. The ordinance provides that there would be a tree density factor of at least 14 units per acre. However, no new trees would have to be planted if no trees were taken out. This is substantially different from the previous version of the ordinance that required new trees to be planted along with the preserved trees to reach the tree density factor. The urban forester would have the authority to permit additional credit to be applied to a required landscape area when a landmark or specimen tree located on the property is protected.
5. The ordinance would increase the width of required perimeter landscape strips from five feet to eight feet whenever the strip is adjacent to a public street.
6. The ordinance would add a minimum height of eighteen inches for evergreen shrubs required to be planted within perimeter landscaping strips that front a street right-of-way. The code currently does not set a minimum height for such shrubs.

This ordinance was re-referred to the planning commission on January 17, 2006. Since more than 30 days have elapsed from the date of re-referral to the planning commission, this ordinance may be approved with 21 affirmative votes.

The Council office would point out that this ordinance is actually on third reading, not second reading. Therefore, this ordinance should be discussed at the point in the agenda for bills on third reading at the February 21st Council meeting.

ORDINANCE NO. BL2005-860 (DOZIER, BRADLEY & MCCLENDON) – This ordinance amends the Metropolitan Code of Laws to prohibit mobile food vendors from operating in permanent locations. Currently mobile food vendors, such as mobile kitchens and trailers that prepare and sell food, are treated as restaurants by the health department and inspected as such. This ordinance was prepared and filed after two extensive inspection periods by the health department of 31 mobile food vendors in Davidson County. The results of the health inspections evidenced a large number of critical health violations, which potentially poses a serious risk to employees and customers alike. The average score for these establishments was 67 out of 100, compared to an average score of 83 for restaurants as a whole. In addition, only 45% of the mobile food vendors inspected were in compliance with Metro water services and only 29% were in compliance with the fire marshal.

This ordinance defines a mobile food vendor as any vehicle mounted food establishment in which food is prepared and sold. Vendors that sell prepackaged food are not considered mobile food vendors for purposes of this ordinance. The ordinance would prohibit mobile food vendors from operating in Davidson County except at temporary events for no more than 14 consecutive days. (continued on next page)

ORDINANCE NO. BL2005-860 (continued)

Temporary events would include special events for which a permit has been issued by the mayor's office of film and special events, and charitable events held for the benefit of nonprofits. All temporary mobile food establishments would be required to obtain a permit from the health department and give fourteen days advanced notice to the department of the locations at which they will be operating. The operators of these temporary establishments would also be required to give the health department, Metro water services, the department of codes administration, and the fire marshal access to inspect the unit. If violations are not corrected within the timeframe specified by the regulatory agency, the establishment must cease operations until authorized to resume.

The provisions of this ordinance would not apply to street vendors, such as downtown hot dog carts, that are licensed by the county clerk pursuant to Chapter 13.08 of the Metro code.

ORDINANCE NO. BL2005-861 (CRAFTON) – This ordinance amends the building code provisions of the Metro Code of Laws to prohibit the issuance of a building permit if the applicant or property owner has violated a stop work order within the past year. The building code provides that the director of codes administration may issue a stop work order in writing if work on any building or structure is being done contrary to the building code or in a dangerous or unsafe manner. When an emergency exists, the director is not required to give written notice of the stop work order. This ordinance would prohibit any applicant from obtaining a building permit if they have been found by a court to have violated a stop work order within the past twelve months.

There is a proposed amendment that would limit the application of this ordinance to the property for which the stop work order was issued. Thus, it would not prevent an applicant who violated a stop work order from obtaining a permit for another property.

ORDINANCE NO. BL2005-922 (DOZIER) – This ordinance amends the Metropolitan Code of Laws to provide for reimbursement of customer overpayments for water and sewer services. The Metro Code sections regarding water rates and charges provide for the classification of customers into four classes for the purpose of billing. These four classes are described as follows:

1. Residential – Up to 2 housing units on a common meter
2. Small commercial – Up to 1,600 cubic feet per month
3. Intermediate commercial and industrial – 1,600 to 200,000 cubic feet per month
4. Large commercial and industrial – Over 200,000 cubic feet per month.

Pursuant to this ordinance, if the director of water and sewerage services determines that a customer has been overcharged because of an inaccurate classification, based upon the previous 12-month water usage period, then the customer shall be reimbursed for the overpayment. The reimbursement would be for a period of 36 months prior to the date the error was discovered, unless a certain date for the error can be established that is less than 36 months prior to the discovery date. A similar ordinance was withdrawn by the council in 2003.

The council office would point out that this ordinance would apply retroactively, meaning that reimbursements would have to be made for any overcharge that occurred prior to the effective date of this ordinance. The council office and the department of law have raised concerns regarding whether such a retroactive provision is authorized under Tennessee law. As a result of the retroactive application of this ordinance, the director of finance has refused to certify the availability of funds. A copy of the finance director's letter is attached to this analysis.

ORDINANCE NOS. BL2006-943 & BL2006-946 through BL2006-949 – These five ordinances abandon sewer easements no longer needed by the department of water and sewerage services. These ordinances have been approved by the planning commission.

Ordinance No. BL2006-943 (Wallace) abandons a sanitary sewer easement encumbering property at the corner of 11th Avenue and Division Street. Nashville Urban Partners is the owner of the property encumbered by the easement.

Ordinance No. BL2006-946 (Summers & Toler) abandons an 8” sanitary sewer line and easement encumbering property west of the L&N Railroad and north of Nebraska Avenue. Westwood Nashville, LLC is the owner of the property encumbered by the easement. An 8” sanitary sewer line and easement of equal size, along with an 8” water main and a 2” connection, will be replacing the abandoned line and easement.

Ordinance No. BL2006-947 (Summers & Toler) abandons an 8” sanitary sewer line and easement encumbering property located at the corner of West End Avenue and Carden Avenue. John W. Neeley and Patricia H. Neeley are the owners of the property encumbered by the easement. An 8” sanitary sewer line and easement of equal size will be replacing the abandoned line and easement.

Ordinance No. BL2006-948 (Adkins) abandons a 20’ sanitary sewer easement encumbering property between Harding Place and Wallace Road for the Wallace Road Medical Building. The section of Wallace Road running across this property was abandoned by the Council in 2001.

Ordinance No. BL2006-949 (Walls & Toler) abandons a 36” sanitary sewer line and easement encumbering property located at Basswood Drive and Robertson Avenue for the Reo Stone project. A 36” sanitary sewer line of equal size will be replacing the abandoned line and easement.

ORDINANCE NOS. BL2006-944 (TOLER) – This ordinance authorizes the director of public property administration to acquire easements by negotiation or condemnation for the purpose of constructing drainage improvements in the Holt Road area. Easements are to be acquired for the following properties:

- 6775 Holt Road
- 6801 Holt Road
- 6720 Holt Road
- 6713 Holt Road
- 6671 Holt Road
- 6600 Holt Road
- 6575 Holt Road
- 6541 Holt Road
- 6464 Holt Road
- 6461 Holt Road
- 101 Holt Hills Road

The estimated cost for these easements is \$16,500, which is to be provided from the water and sewer extension and replacement fund. The ordinance provides that the acquisition of additional easements for these same purposes may be approved by resolution of the Council. This ordinance has been approved by the planning commission.

ORDINANCE NOS. BL2006-945 (WILHOITE) – This ordinance authorizes the director of public property administration to acquire easements by negotiation or condemnation in order to complete a

sewer project at the intersection of Bell Road and Smith Springs Road. The U.S. Army Corps of Engineers has agreed to grant an easement at no cost to Metro for four tracts of property at this intersection. This ordinance has been approved by the planning commission.

ORDINANCE NO. BL2006-950 (TOLER) – This ordinance authorizes the director of public property administration to acquire easements by negotiation or condemnation for the purpose of making water and sewer improvements in Williamson County. Specifically, these easements will be acquired for property located at 264, 266 and 268 Forest Trail for the Concord Forest – Forest Trail grinder pumps project. The department of water and sewerage services provides sewer service to certain areas of Williamson County. These out-of-county customers pay the same rates as Davidson County customers. The ordinance provides that the acquisition of additional easements for these same purposes may be approved by resolution of the Council. This ordinance has been approved by the planning commission.

ORDINANCE NO. BL2006-951 (TOLER, JAMESON & OTHERS) – This ordinance accepts easements to allow for the completion of various stormwater projects. These easements are being donated by the property owners at no cost to Metro. Easements are to be accepted for the following properties:

4119 Sneed Road
926 Woodland Street
2215 Garland Avenue
695 Grassmere Park Drive
254 Spence Lane
1221 18th Avenue South
6120 Mt. View Road

This ordinance has been approved by the planning commission.

ORDINANCE NOS. BL2006-952 (TOLER) – This ordinance authorizes the Metropolitan Government to enter into a participation agreement with LEGG Investments for the Mill Creek Town Center. LEGG Investments has agreed to contribute \$292,000 toward the cost of the projects in aid of construction for a total of 146 single-family home connections. These funds are to be deposited into the water and sewer extension and replacement fund. This is a typical participation agreement entered into by the Metropolitan Government, acting through the department of water and sewerage services, whereby private property owners and/or developers contribute a portion of the cost to extend or upgrade public water and sewer service. Metro water services will pay the lesser amount of \$26,000 or one-half the installation cost as its participation toward the construction of the sewer lines. This ordinance has been approved by the planning commission.

ORDINANCE NO. BL2006-953 (SHULMAN) – This ordinance abandons an 8” sanitary sewer line, an 8” water line, and accompanying easement that will be relocated in the Bedford Avenue right-of-way. The lines to be abandoned are no longer needed by the Metropolitan Government. This ordinance has been approved by the planning commission.

ORDINANCE NO. BL2006-954 (SHULMAN, DOZIER & OTHERS) – This ordinance amends the Metropolitan Code of Laws to create a “Nashville KNOWS” program to be administered by the mayor’s office of emergency management (OEM). The purpose of this program is to maximize resources and efforts to prepare the citizens of Nashville and Davidson County about steps to take in preparation of

and response to emergency situations. Pursuant to this ordinance, OEM is to use its existing resources to establish and implement this program. The program is to consist of a public relations campaign, conducting neighborhood meetings, and educational programming in the public schools. OEM will be required to provide the mayor and Members of Council with an annual report about its activities in connection with the "Nashville KNOWS" program.

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- BILLS ON THIRD READING -

ORDINANCE NO. BL2005-834 (SUMMERS) – This zoning text change would increase the amount of notice required prior to public hearings held by the board of zoning appeals on requests for special exceptions and variances. The zoning code currently requires that notice be sent by certified mail to property owners located within 300 feet of the applicant’s property not less than twenty-one days prior to the hearing. The code further requires that notices be mailed twenty-one days prior to public hearings held by the planning commission. This ordinance would increase the notice requirement for special exception and variance requests from the board of zoning appeals from twenty-one to sixty days. This ordinance was disapproved by the planning commission.

ORDINANCE NO. BL2005-923 (MCCLENDON) – This ordinance authorizes the department of general services to accept a donation of furniture and office equipment from the Davidson County Community Services Agency. The estimated value of the furniture and equipment is \$2,555, and consists of filing cabinets, tables, chairs, printers, and fax machines.

ORDINANCE NO. BL2005-924 (COLEMAN, WILHOITE & MCCLENDON) – This ordinance authorizes the acquisition of approximately 48 acres of property located in the Antioch area for the construction of a new high school. This acquisition, by either negotiation or condemnation, was approved by the board of education on October 11, 2005. This ordinance has been approved by the planning commission.

ORDINANCE NO. BL2006-931 (HART) – This ordinance changes the name of McIver Street, between Gallatin Pike and Burrus Street, to “Hunters Meadow Lane”. This name change has been approved by the planning commission and the emergency communications district.

An identical ordinance changing McIver Street to Hunters Meadow Lane was approved by the council on December 6, 2005. However, no notice was given to the property owners affected by this street name change, as is required by the Metro code. The notices have now been sent and this ordinance is in compliance with the law.

ORDINANCE NO. BL2006-938 (GREER, FORKUM & OTHERS) – This ordinance, as amended, declares 39 parcels of property owned by the Metropolitan Government to be surplus and authorizes the director of public property administration to sell the property in accordance with the standard procedures for the disposition of surplus property. The Metropolitan Government has determined that these parcels are no longer needed for governmental purposes. The proceeds from the sale of these parcels will be credited to the general fund. The property to be sold consists of the following:

- Baker Road, unnumbered
- Tuckahoe Drive, unnumbered
- Hillcrest Drive, unnumbered
- 3 unnumbered parcels on Old Matthews Road
- 5 unnumbered parcels on Hobart Street

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ORDINANCE NO. BL2006-938 (continued)

Lincoln Street, unnumbered
7 unnumbered parcels on McKinley Street
Free Silver Road, unnumbered
West Trinity Lane, unnumbered
Vistaview Drive, unnumbered
3 unnumbered parcels on Cross Street
2 unnumbered parcels on Swinging Bridge Road
4984 Bull Run Road
Eatons Creek Road, unnumbered
2 unnumbered parcels on Harvard Avenue
420 Ewing Lane
407 Ewing Lane
2 unnumbered parcels on Capitol View Avenue
Ward Street, unnumbered
26 Garden Street
2900 Felicia Street

All of these parcels were acquired by the Metropolitan Government as a result of the property owner's failure to pay delinquent property taxes. This ordinance has been approved by the planning commission.

There is a proposed amendment for this ordinance that would remove all of the properties located within the 2nd council district. Since this ordinance is on third reading, unanimous consent of the Council would be required to suspend the Rules and allow this amendment.

ORDINANCE NOS. BL2006-939 through BL2006-942 – These four ordinances abandon water and sewer lines and easements that are no longer needed by the department of water and sewerage services. These ordinances have been approved by the planning commission.

Ordinance No. BL2006-939 (Foster and Toler) abandons an 8 inch water line and easement at Nippers Corner – Phase two. The existing water line will be replaced by a new 8 inch water line.

Ordinance No. BL2006-940 (Wallace) abandons an 8 inch sanitary sewer line and easement at the Jones Paideia School. This sewer line will be converted over to a private line.

Ordinance No. BL2006-941 (Toler and Whitmore) abandons an 8 inch sanitary sewer line and easement at Park West Court and Long Boulevard. This sewer line will be replaced by a new sewer line of equal size.

Ordinance No. BL2006-942 (Toler and Whitmore) abandons an 18 inch water line easement at Graymont Park and Parthenon Avenue. This water line will be replaced with a water line of equal size.