

MEMORANDUM TO: All Members of the Metropolitan Council

FROM: Jon Cooper, Director
Metropolitan Council Office

DATE: **October 7, 2008**

RE: **Analysis Report**

Balances As Of:	<u>9/30/08</u>	<u>9/26/07</u>
<u>GSD 4% RESERVE FUND</u>	* \$30,751,910	\$26,540,553
<u>GENERAL FUND</u>		
GSD	Unavailable	Unavailable
USD	Unavailable	Unavailable
<u>GENERAL PURPOSE SCHOOL FUND</u>	Unavailable	Unavailable

* Assumes estimated revenues in fiscal year 2009 in the amount of \$23,705,700

– RESOLUTIONS –

RESOLUTION NO. RS2008-468 (MOORE & FORKUM) – This resolution amends the general pay plan for employees of the Metropolitan Government by adding certain new positions within the internal audit department to be created by Ordinance No. BL2008-286, which is currently on third reading. The new positions to be added include internal auditor 1 and 2; senior internal auditor; principal internal auditor; and internal audit manager. The minimum and maximum annual salaries of these new positions will be as follows:

Internal Auditor 1 – SR10	\$41,257 to \$56,632
Internal Auditor 2 – SR12	\$49,916 to \$64,893 (target salary of \$56,573)
Senior Internal Auditor – SR13	\$59,825 to \$84,002 (target salary of \$67,801)
Principal Internal Auditor – SR14	\$71,142 to \$105,584 (target salary of \$80,627)
Internal Audit Manager – SR15	\$84,068 to \$131,528 (target salary of \$95,277)

This resolution cannot be adopted until the ordinance creating the positions (Ordinance No. BL2008-286) has been approved on third and final reading. Therefore, this resolution should be moved to the heel of the agenda.

RESOLUTION NO. RS2008-469 (HARRISON & FORKUM) – This resolution approves a grant in the amount of \$135,000 from the Tennessee department of state to the Davidson County election commission for the lease of voting equipment. These funds will be used to lease 300 iVotronic voting machines for use in the November 2008 presidential election. The lease contract for the voting machines is the subject matter of Resolution No. RS2008-470. By state law, the state coordinator of elections and the state election commission must certify voting equipment used by the county election commissions. The state has certified the use of these iVotronic machines.

RESOLUTION NO. RS2008-470 (FORKUM) – This resolution approves a contract between the Metropolitan Government and Election Systems and Software, Inc., for the lease of voting equipment to be used by the Davidson County election commission. The state has awarded a grant in the amount of \$135,000 to the election commission to lease voting machines for the November 2008 presidential elections due to the expected high voter turnout. This resolution approves a lease agreement for 300 iVotronic voting machines at a total cost of \$135,000. These are the same type of voting machines that are already being used by the election commission. The term of the contract is from its date of execution through December 4, 2008.

The Metropolitan Code provides that the lease of equipment in excess of \$5,000 per year must be approved by resolution of the Council.

RESOLUTION NO. RS2008-471 (FORKUM) – This resolution approves an annual grant in the amount of \$434,333 from the state department of children’s services to the juvenile court to provide case management and family support services. The grant will be used to fund case manager positions in the community-based probation division of the juvenile court. These intervention services are provided to youth at risk of custody due to delinquency, status offenses, or unruly behavior. The programs funded by this grant are to provide services to 535

children. The term of this grant is from July 1, 2008 through June 30, 2009. This grant represents a reduction in state funding of approximately \$145,000 compared to last year's grant.

RESOLUTION NO. RS2008-472 (FORKUM & DURBIN) – This resolution approves a grant in the amount of \$576,000 from the Greater Nashville Regional Council to the Metropolitan social services commission for nutrition and transportation services. These grant funds are essentially federal pass-through funds that will be used for continuation of a program to provide nutritious meals to low-income handicapped and elderly individuals in Nashville. The funds will be used to provide the food and transportation for congregate meals, as well as at-home delivery of hot meals to various areas that have a high concentration of low-income elderly residents. Specifically, the grant will pay for 75,000 congregate meals at a cost of \$8.50 per meal and transportation services for 225 people.

The term of the grant is from July 1, 2008 through June 30, 2009. There is a required local match of \$45,100 to be provided through the social services' operating budget.

RESOLUTION NO. RS2008-473 (FORKUM & DURBIN) – This resolution approves a grant in the amount of \$800,000 from the Greater Nashville Regional Council to the Metropolitan social services commission to provide personal care, homemaker, meal delivery, and caregiver support services. These funds are used to assist persons who are homebound or unable to perform at least one instrumental activity of daily living. Some of the specific services to be provided are as follows:

- To provide home-delivered meals to homebound persons.
- To assist homebound persons with routine household activities, including meal planning, light housekeeping, budgeting and shopping.
- Personal care assistance such as bathing, dressing, personal hygiene activities, and eating.
- Short-term supervision of mentally or physically disabled elderly adults to provide relief for the primary caregiver.

The term of this grant is from July 1, 2008 through June 30, 2009. The department of social services will be compensated for the above services at a rate of \$7.41 per meal, \$20.52 per hour for personal care services, and \$20.44 per hour for homemaker services.

RESOLUTION NO. RS2008-474 (FORKUM & DURBIN) – This resolution approves a contract between the Metropolitan board of health and Hands On Nashville to coordinate the training of community volunteers to be used in preparedness activities. Pursuant to this contract, Hands On Nashville will recruit and train 500 to 2,000 volunteers to staff the activation, operation, and de-activation of points-of-dispensing during widespread emergencies such as a flu epidemic or bioterrorism attack. These volunteers will be responsible for performing tasks ranging from setting up dispensing stations to handing out vaccinations. The term of the contract is from the date of approval by the council through July 31, 2010, with a possible extension of three additional one-year terms. Hands On Nashville will be paid \$40,000 in each of the first two terms of the contract. Hands On Nashville agrees to indemnify the Metropolitan Government from claims arising out of their performance of the contract, and is required to maintain a

liability insurance policy of \$1 million per occurrence naming the Metropolitan Government as additional insured. Hands On Nashville will also be required to provide liability insurance coverage for the volunteers.

Metro's emergency preparedness grants from the state require that volunteers be used during emergencies to help distribute supplies and vaccinations.

RESOLUTION NO. RS2008-475 (FORKUM & DURBIN) – This resolution approves an annual grant in the amount of \$115,000 from the state department of health to the Metropolitan board of health to provide community prevention initiative services. The term of the grant is from July 1, 2008 through September 30, 2008. These federal pass-through funds are used to provide community prevention intervention services for at-risk children under thirteen years of age to help reduce substance abuse, pregnancy, violence, and drop-out rates. The majority of the grant funds will be awarded to subgrantees to provide the services. Resolution Nos. RS2008-476 through RS2008-482 approve the grant agreements between the Metropolitan board of health and the various nonprofit organizations to provide the community prevention intervention services for children. A portion of these grant funds will also be used to pay the partial salary of a coordinator to oversee these services.

RESOLUTION NOS. RS2008-476 through RS2008-482 (DURBIN & FORKUM) – These six resolutions approve annual grant agreements between the Metropolitan board of health and three nonprofit organizations to provide community prevention intervention services for children in Davidson County. The program seeks to reduce teen substance use, pregnancy, violence, and school dropout rates. These grants are for a term of July 1, 2008 through September 30, 2008. Although the terms of the grants have technically expired, the health department could not file the resolutions approving the agreements until we received the state grant funds, which is the subject matter of Resolution No. RS2008-475.

Resolution No. RS2008-476 approves a grant agreement in the amount of \$17,500 between the Metropolitan board of health and New Vision, Inc., for a therapeutic mentoring program. This program will target students determined to be most at-risk for adolescent alcohol use, drug use and pregnancy, and their families.

Resolution No. RS2008-477 approves a grant agreement in the amount of \$17,500 between the Metropolitan board of health and Oasis Center to provide enhanced in-school prevention intervention services to students at Bailey Middle School. The purpose of this program is to help youth learn ways to build positive relationships, be involved in extra-curricular activities, and to counteract the negative influences that persuade students to make unhealthy decisions.

Resolution No. RS2008-478 approves a grant agreement in the amount of \$17,500 between the Metropolitan board of health and Oasis Center to provide the enhanced in-school prevention intervention services described above to students at John Early Middle School.

Resolution No. RS2008-479 approves a grant agreement in the amount of \$17,500 between the Metropolitan board of health and STARS Nashville to provide community prevention intervention services for children in the Planning Area 5 (East) region of Davidson County. These grant funds will be used to implement the STARS program at Bailey Middle School. The

STARS program includes curriculum designed to promote healthy beliefs for at-risk students and improved youth-parent interaction and communication.

Resolution No. RS2008-480 approves a grant agreement in the amount of \$17,500 between the Metropolitan board of health and STARS Nashville to provide community prevention intervention services for children in the Planning Area 8 (North) region of Davidson County. These grant funds are for the implementation of the STARS program at W.A. Bass Middle School.

Resolution No. RS2008-481 approves a grant agreement in the amount of \$17,500 between the Metropolitan board of health and STARS Nashville to provide community prevention intervention services for children in the Planning Area 11 (South) region of Davidson County. These grant funds are for the implementation of the STARS program at Cameron Middle School.

RESOLUTION NO. RS2008-482 (FORKUM) – This resolution approves a grant in the amount of \$6,890 from the Tennessee secretary of state to the Nashville public library for statewide interlibrary loans. These grant funds are used to reimburse the Nashville public library for costs in lending our books to other libraries. The term of the grant is from October 1, 2008 through September 30, 2009.

RESOLUTION NOS. RS2008-483 & RS2008-484 – These two resolutions approve intergovernmental agreements between the U.S. department of justice drug enforcement administration (DEA) and the Metropolitan police department for assistance with drug enforcement task forces. State law allows the Metropolitan Government to enter into intergovernmental agreements with federal agencies with approval of the council by resolution. Similar agreements with the DEA for overtime reimbursement have been approved by the council in recent years.

Resolution No. RS2008-483 (Bennett & Forkum) approves an intergovernmental agreement for assistance with the Middle Tennessee drug enforcement task force. The purpose of the drug enforcement task force is to gather intelligence data and conduct undercover operations related to illegal drug trafficking. Pursuant to this agreement, the police department will assign one officer to the task force. The DEA will assign three special agents to the task force, and will provide the necessary funds and equipment to support the activities of the task force. The DEA agrees to reimburse the police department up to \$16,328.75 for overtime paid to the Metro officer participating in the drug enforcement task force. The term of this grant is from the date of its execution through September 29, 2009.

Resolution No. RS2008-484 (Forkum & Bennett) approves an intergovernmental agreement for the organized crime drug enforcement task force. This contract is to provide for the reimbursement of overtime expenses associated with the five police department employees (one sergeant and four police officers) assigned to the task force. The DEA agrees to reimburse the police department for overtime payments made to the Metro officers participating in this organized crime drug enforcement task force. The term of this contract was from August 14, 2008 through September 30, 2008.

RESOLUTION NOS. RS2008-485 through RS2008-487 – These three resolutions approve supplemental licensing agreements with Nashville and Eastern Railroad Corporation to increase the rental fee paid for sewer lines located in the railroad right-of-way. The supplemental agreements provide that the fees are to be adjusted every three years hereafter based upon the consumer price index. The rental cost is to be paid from the water and sewer operation and maintenance fund.

Resolution No. RS2008-485 (Toler & Forkum) increases the rental fee from \$83.29 to \$93.28 for the sewer line located at M.P. 0.90 Vine Hill Branch.

Resolution No. RS2008-486 (Toler & Forkum) increases the rental fee from \$83.29 to \$93.28 for the sewer line located at M.P. 1.96.

Resolution No. RS2008-487 (Claiborne, Toler & Forkum) increases the rental fee from \$124.81 to \$139.79 for the sewer line located at M.P. 1.73.

– **BILLS ON SECOND READING** –

ORDINANCE NO. BL2008-292 (RYMAN) – This ordinance amends the Metropolitan Code to clarify the types of work for which a plumbers' license is required, and to include additional specifications for the three license classifications. In June 2004, the plumbing provisions in the Metro Code were overhauled to require that plumbers be "licensed" as opposed to "certified", and to include additional provisions regarding apprenticeship programs and penalties for violations. The Code includes three classifications of plumbers that must obtain a license: master plumber, journeyman plumber, and apprentice plumber. The Code also includes a description of the type of work that is considered "plumbing work" for which a plumber must be licensed in one of the above categories. Such work includes plumbing construction, renovation, installation, alteration, extension, removal, reparation, maintenance, or servicing, or any plumbing installation for which a permit is required. The code expressly exempts individual property owners doing plumbing work at their own residence from having to obtain a plumbers' license.

Apparently, there is some disagreement among the plumbing industry and the department of codes administration regarding the interpretation of the Code provisions setting forth the types of work for which a plumbers' license must be obtained. The council office is of the understanding that the codes department only requires a license when a plumber or contractor attempts to pull a permit for plumbing work. Thus, individuals performing plumbing repairs for which no permit is required do not have to obtain a plumbers' license.

This ordinance basically adds a specific definition for "plumbing work" that does not include the phrase "for which a permit is required", as provided in the existing code. The new definition of "plumbing work" would mean "the construction, renovation, installation, alteration, extension, removal, reparation, maintenance, or servicing of any plumbing system." This ordinance also adds specifications for each of the three licensing classifications. Every plumbing business in Davidson County would be required to employ at least one master plumber licensed by either the Metro plumbing examiners and appeals board or the state of Tennessee. A journeyman plumber would work under the direction of a master plumber. An apprentice plumber would work under the direct supervision of a master or journeyman plumber.

There is a proposed amendment suggested by the department of codes administration.

ORDINANCE NO. BL2008-293 (COLEMAN & EVANS) – This ordinance amends the Metropolitan Code provisions pertaining to water and sewer billing procedures and due dates. Under the current code, the department of water and sewerage services issues a bill once the meter is read. The bill is then due fifteen days after issuance. Since water meters cannot feasibly be read on the same day every month, a customer's due date will fluctuate slightly based upon the date the bill is sent.

This ordinance basically makes two changes to the code. First, the ordinance would require that a customer's due date be on the same day each month. The code allows the water department to divide their service area into different meter reading or billing districts for the purpose of systematically and efficiently reading meters and billing accounts. This ordinance would require that once a customer is placed in a billing district, his/her bill shall be due on the

same day of the month each month. Second, the ordinance extends the due date from fifteen days to twenty-five days. Thus, the bill must be sent to the customer at least twenty-five days prior to the fixed due date, which must be the same day of the month.

The director of finance has refused to certify that funds are available for implementation of this ordinance. According to information provided by the department of water and sewerage services, this ordinance would require hiring more meter readers, as well as working on weekends and holidays. The finance director's letter notes that the administration is currently working with the water department on a plan to address water rates, and that this proposed legislation should more properly be addressed as part of the overall review of rates and charges. A copy of the finance director's letter is attached.

ORDINANCE NO. BL2008-297 (BARRY) – This ordinance amends the Metro ethics code to allow Metro employees, including elected officials, to attend conferences paid for by third parties when the conference is in furtherance of an employee's official duties and is for the benefit of the Metropolitan Government. The code currently would prohibit employees from attending conferences and conventions paid for by third parties if the value of the conference and accommodations would exceed \$100.00. This ordinance would exempt reasonable and necessary travel accommodations, registration fees, lodging and meals associated with the attendance of such a convention or conference from the prohibition against the acceptance of "anything of value".

ORDINANCE NO. BL2008-298 (TYGARD) – This ordinance amends the Metropolitan Code to provide a minimum pension benefit for employees with at least five years credited service. In October 2001, the Council amended the code to change the employee pension system from a ten year required vesting period to five year vesting. The 2001 ordinance also added a provision that allows a vested employee who dies and is survived by a dependent child or children, but does not have a surviving spouse, to have a benefit paid to this surviving child or children the same as a spouse would have been paid. However, the 2001 ordinance did not change the minimum pension benefit provisions to allow the benefit after five years credited service. The minimum pension benefit is set at an amount of \$150 per month for an employee with ten years credited service, and increases by fifteen dollars for each additional year of service up to a maximum of \$300 per month for twenty or more years of service.

At least one situation has arisen where a former employee with five years credited service passed away after leaving the employment of the Metropolitan Government. Since this employee had less than ten years credited service, his minor child dependent did not qualify for the minimum pension benefit.

This ordinance would establish a minimum pension benefit of \$75 per month for an employee with five years of service, which would increase by fifteen dollars a month for each additional year of service. This ordinance must be deferred until the council receives an actuarial study from the employee benefit board detailing the estimated cost for this change to the pension system.

ORDINANCE NO. BL2008-300 (FORKUM & DURBIN) – This ordinance approves a contract between the Metropolitan board of health and United Neighborhood Health Services, Inc., (UNHS) for privatization of the medical services to the homeless at the downtown clinic. The board of health has determined that the privatization of these services will result in better care for the homeless clients. Section 4.12.095 of the Metropolitan Code requires that any contract which privatizes governmental services which has a contract amount of more than \$100,000, would result in the loss of one or more Metro employees, or would eliminate one or more vacant positions be approved by the council by ordinance.

This contract is for medical, dental, substance abuse and mental health services. Specifically, UNHS will provide the following services:

- Primary medical services to homeless clients during business hours and after-hours through an on-call system for emergencies
- Hospital admission, follow-up, and discharge services
- Dental services consisting of emergency, restorative, periodontal, prosthodontic, and dental hygiene treatment. The dental services will be provided through a partnership with Meharry School of Dentistry, who will provide at least one dentist.
- Mental health services to at least 248 homeless clients
- Substance abuse services to at least 190 homeless clients
- Transportation for homeless clients to medical, dental and social service appointments

As of July 2008, there were 18 health department employees in the healthcare of the homeless program, three of which are vacant. All existing Metro employees in this program will be offered employment with UNHS at their current salary or higher. Those employees who choose not to accept employment with UNHS will be offered a comparable position at the health department or other Metro agency. At this point, only one employee will be moving to UNHS, while the others have chosen to stay with Metro.

The term of this contract is from November 1, 2008 (or the final approval date of the council) through June 30, 2009, with a possible extension of two additional one-year terms. The compensation mechanism under the contract is tied to the number of employees in the program that remain Metro employees. UNHS is to be compensated not less than \$107,600 for the initial contract term. If Metro can place the employees previously assigned to the healthcare for the homeless program in other Metro jobs, or if any of these employees leave Metro, then UNHS's compensation will be increased by the pro-rata portion of such employee(s) salary and benefits. UNHS will also be entitled to any unspent Metro funds allocated to this program for the first quarter of this fiscal year. The maximum compensation amount for the first term is \$352,300, with a maximum amount of \$461,300 for years two and three of the contract if it is extended. In the event the health department's budget as a whole is decreased over the next three years, then the compensation for UNHS will be decreased by whatever percentage the health department's budget is decreased. This contract is contingent upon Metro having the funds available for the contract, and upon UNHS continuing to receive certain state grants for healthcare services. UNHS agrees to indemnify Metro for any claims arising from its negligent or intentional acts or omissions, and agrees to pay Metro's attorney fees in the event Metro prevails in any legal action against UNHS. Further, UNHS must maintain a workers compensation, personal injury, and property damage insurance policy in the amount of \$1 million, as well as employer's liability insurance of \$100,000, naming the Metropolitan Government as additional insured.

This transfer of services has been approved by the board of health and the Metro homelessness commission.

ORDINANCE NOS. BL2008-301 through BL2008-303 – These three ordinances abandon water and sewer lines and easements that are no longer needed by the department of water and sewerage services. The ordinances provide that future amendments may be approved by resolution of the council. These ordinances have been approved by the planning commission.

Ordinance No. BL2008-301 (Craddock & Toler) abandons a ten-foot public utility easement for property located at 828 North Summerfield Drive.

Ordinance No. BL2008-302 (Toler & Baker) abandons a 16-inch water line and easement at the John C. Tune Airport. The ordinance also approves an adjustment of a 16-inch sewer manhole vent located on the property.

Ordinance No. BL2008-303 (Toler & Gilmore) abandons a 10-inch sanitary sewer line and easement located in Alley Nos. 221 and 205 at the Bristol Germantown project between Jefferson Street and Madison Street. This sewer line will be converted to a private line.

ORDINANCE NO. BL2008-304 (GILMORE & TOLER) – This ordinance grants an easement to Lion Oil Company for property located along Van Buren Street. Lion Oil Company operates a fuel storage and distribution facility on Van Buren Street, which has an underground pipeline to a Cumberland River terminal. A portion of this pipeline had to be relocated as a result of the construction of the new biosolids facility for Metro water services. Metro has agreed to convey a permanent 20-foot easement to Lion Oil Company for the purpose of maintaining the pipeline.

This ordinance has been approved by the planning commission.

ORDINANCE NO. BL2008-305 (FORKUM) – This ordinance authorizes the director of public property administration to acquire a utility easement by negotiation or condemnation for the purpose of constructing a 36-inch water main in conjunction with phase two of the Powell Avenue water main project. The easement is to be acquired from CSX Railroad for property located at Sidco Drive, unnumbered.

The cost of acquiring the easement will be paid from the water and sewer extension and replacement fund. The ordinance provides that the acquisition of additional easements for this project may be authorized by a resolution adopted by the council.

This ordinance has been approved by the planning commission.

– BILLS ON THIRD READING –

ORDINANCE NO. BL2008-169 (COLE, BENNETT & BARRY) – This ordinance, as amended, amends the zoning code provisions applicable to financial institutions and check cashing, title loan, pawnshops, and cash advance establishments. Although these types of establishments are separately regulated by state law, the zoning code currently makes no distinction between these uses. Check cashing, title loan, and cash advance establishments are all considered “financial institutions” under the zoning code, although this term is not defined in the code. Pawn shops are considered retail establishments. Financial institutions are currently permitted by right in most of the mixed-use, office, commercial, and shopping center districts. The use is permitted with conditions in the MUN, ON and CN districts, with a requirement that such establishments not exceed 2,500 square feet of floor area.

This ordinance simply makes a distinction in the zoning code between the financial institutions, check cashing, title loan, pawnshops, and cash advance uses. The definition of financial institution in the ordinance would include establishments that provide a variety of financial services, including banks, credit unions and mortgage companies. The definitions of check cashing, title loan, pawnshop and cash advance reference the state law provisions that regulate these different types of establishments. The uses would be either permitted by right or permitted with conditions in the same districts as financial institutions and retail establishments currently are. Thus, although the different types of establishments will be considered separate uses, their treatment under the zoning code will remain the same.

The only real effect the council office sees this ordinance having would be to prohibit or limit pawnshops, check cashing, and cash advance establishments as part of an adopted specific plan (SP) district. Although some SPs, such as the SP for the Gallatin Pike corridor, prohibit pawnshops and title loan businesses, the zoning code does not presently include a definition of these types of uses.

This ordinance has been approved by the planning commission.

ORDINANCE NO. BL2008-284 (TYGARD & COLE) – This ordinance increases the rates wrecker companies may charge for providing emergency towing services. Under the Metropolitan code, “emergency towing” occurs in one of three situations: (1) When a vehicle is parked or stopped in violation of any Metro ordinance; (2) When a vehicle is obstructing traffic flow; or (3) When a vehicle is disabled by an accident and is obstructing traffic such that its removal or storage for safekeeping is necessary in the interest of public safety and protection of property. Wrecker companies are specifically licensed by the transportation licensing commission to provide emergency towing services. The commission has divided Davidson County into various emergency towing zones, which are serviced by certain companies.

This ordinance provides for various rate increases regarding emergency towing services. The last increase in these fees was in February 2005. These fee increases were initially proposed by the Davidson County Zone Towing Association, which represents the sixteen emergency wrecker services. The transportation licensing commission held two public hearings on these increases, and is recommending the increases to the council based upon the public safety concerns associated with the prompt removal of vehicles blocking our roads and highways.

According to information provided by the transportation and licensing commission director, accidents occurring because of traffic congestion resulting from an earlier crash account for 18 percent of all traffic fatalities in the U.S. and pose a serious safety risk to police officers and first responders.

The fee adjustments in this ordinance will bring these fees closer in line with the rates charged in other municipalities. Since these fees were last adjusted in 2005, the cost of diesel fuel has more than doubled and the cost of new wrecker equipment has risen by 30 percent. A document showing the specific changes in the various fees is attached to this analysis. A summary of the changes is as follows:

- A \$20.00 increase in the rates charged by class A wreckers (light vehicle emergency towing)
- A \$30.00 increase in the rates charged by class B wreckers (for larger trucks and vans)
- A \$50.00 increase in the rates charged by class C wreckers (for heavy tractor-trailers and buses)
- A \$25.00 increase in the hourly labor rates
- A new "lien holder notification fee" not to exceed \$10.00 to recover a portion of the direct expenses incurred by the wrecker companies to meet the state requirements for disposal of abandoned vehicles
- A flat fee of \$2,500 in the event air bags are used to upright overturned tractor-trailer trucks. This fee would only directly impact those independent operators that do not have insurance.
- A \$5.00 increase in the daily storage fees
- A \$10.00 increase in the "drop fee" to remove a vehicle from the wrecker before it is towed
- A new rate schedule for towing large vehicles off of private property

ORDINANCE NO. BL2008-286 (COLE & HUNT) – This ordinance creates several positions within the division of internal audit for the Metropolitan Government, enabling them to be a part of the employee pay plan. The Metropolitan Charter requires that newly created positions be approved by ordinance upon recommendation from the mayor and the civil service commission. This ordinance creates the positions of internal auditor 1 and 2; senior internal auditor; principal internal auditor; and internal audit manager. These new internal audit positions will be in the classified service of the Metropolitan Government.

ORDINANCE NO. BL2008-288 (EVANS & COLE) – This ordinance authorizes the Metropolitan Government to enter into a participation agreement with McFARLINWOODS, LLC, to provide a public pressure sewer extension through the construction of a pump station and force main at the McFarlin Woods subdivision located off of Oak Creek Drive. The project will consist of the construction of 600 linear feet of sewer main plus the pump station. The construction of the pump station will be at the sole expense of the developer, and the developer agrees to contribute \$60,000 to fund the additional operation and maintenance costs for the proposed pump station and force main.

ORDINANCE NOS. BL2008-289 & BL2008-290 – These two ordinances abandon water and sewer lines and easements that are no longer needed by the department of water and

sewerage services. The ordinances provide that future amendments may be approved by resolution of the council. These ordinances have been approved by the planning commission.

Ordinance No. BL2008-289 (Harrison & Evans) abandons an 8" sanitary sewer line and 1" water line, along with the corresponding easements at the Woods at Monticello subdivision located off of West Trinity Lane. The existing water and sewer lines will be replaced by new lines on the property.

Ordinance No. BL2008-290 (Evans) abandons a public utility drainage easement at the Harding Academy sports field project located on Harding Road.

ORDINANCE NOS. BL2008-291, BL2008-295 & BL2008-296 – These three ordinances abandon portions of Metro right-of-way no longer needed for government purposes. The ordinances do retain all Metro easements. These three ordinances have been approved by the traffic and parking commission and the planning commission.

Ordinance No. BL2008-291 (Holleman) abandons a portion of Alley No. 1215 between 42nd Avenue North and 43rd Avenue North. This closure has been requested by L & L Properties, the owner of all adjoining parcels.

Ordinance No. BL2008-295 (Toler) abandons a portion of Trousdale Drive from Hill Road northward to a dead end. This closure has been requested by Lyman H. Hines, an adjacent property owner. Consent of the affected properties is on file with the department of public works.

Ordinance No. BL2008-296 (Langster, Ryman & Gotto) abandons a portion of 30th Avenue North from Felicia Street to Alley No. 945, located between 28th Avenue North and 31st Avenue North. This closure has been requested by Dr. Andrea Hayes, an adjacent property owner, to allow for the development of a medical office building. Consent of the affected property owners is on file with the department of public works.

ORDINANCE NOS. BL2008-294 (TOLER & FORKUM) – This ordinance authorizes the Metropolitan Government to enter into a participation agreement with McFARLINWOODS, LLC to provide public sewer service to sections 5 and 6 of the McFarlin Woods subdivision in Williamson County. Back in 1998, the department of water and sewer services expanded two trunk sewer lines in anticipation of private developments tying on to the system. Pursuant to this agreement, the developer will contribute \$60,000 toward the cost of the project in aid of construction for a total of 30 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 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. The properties benefiting from the sewer connections become regular customers of Metro water services and pay the same sewer rates as customers in Davidson County.