

MEMORANDUM TO: All Members of the Metropolitan Council

FROM: Jon Cooper, Director
Metropolitan Council Office

DATE: **February 15, 2011**

RE: **Analysis Report**

Balances As Of:	<u>2/9/11</u>	<u>2/10/10</u>
<u>GSD 4% RESERVE FUND</u>	* \$23,996,590	\$13,232,956
<u>GENERAL FUND UNDESIGNATED FUND BALANCE</u>		
GSD	\$34,451,559	\$25,160,041
USD	\$24,263,010	\$22,180,965
<u>GENERAL PURPOSE SCHOOL FUND UNRESERVED FUND BALANCE</u>		
	\$27,099,790	\$27,354,208

* Assumes estimated revenues in fiscal year 2011 in the amount of \$23,440,100

– RESOLUTIONS –

RESOLUTION NO. RS2011-1534 (CRAFTON) – This resolution removes the members of the board of fair commissioners. The Metropolitan Charter provides that members of boards and commissions may be removed by a three-fourths vote of the entire membership of the council. The current five members of the fair board are Ned Horton, Alex Joyce, Charles Sueing, Katy Varney, and James Weaver. Rule 44 of the council rules of procedure requires that a resolution removing a member of a board or commission state the reasons or grounds for such removal. The reason cited in this resolution for the removal of the fair board members is the board's decision concerning the discontinuation of the state fair and the other activities at the fairgrounds property.

Pursuant to Rule 44, this resolution must be deferred one meeting. Once deferred, each of the five fair board members will have the opportunity to appear before the rules committee on March 15, 2011, and to address the full council before a vote is taken on the resolution.

An identical resolution was filed and withdrawn in December 2010.

RESOLUTION NO. RS2011-1535 (ADKINS & BARRY) – This resolution approves an economic and community development incentive grant to the industrial development board (IDB) for the benefit of Asurion, LLC. Asurion is one of the largest providers of wireless headset insurance programs in North America. Asurion relocated its global corporate headquarters to Nashville in 2004, which is currently located in Grassmere Park. The company has apparently considered moving its headquarters to another county in Tennessee or another state. In order to keep the Asurion corporate headquarters here, and to incentivize the location of its North American Operations Center in Nashville, both the state and Metro have proposed that grants be passed through the IDB to Asurion.

Earlier this month, the council enacted Substitute Ordinance No. BL2010-806 to allow incentive grants to be provided to a corporate headquarters or technology firm relocation/expansion that will create at least 500 jobs over a five year period. This was an extension of the program enacted in 1999 for the benefit of Dell Corporation.

This resolution approves an economic and community development incentive grant in an amount not to exceed \$2.4 million and approves the corresponding grant contract among Metro, the IDB, and Asurion. The state has already awarded a \$10 million grant to the IDB for the benefit of Asurion. The Metro grant is to consist of up to \$2.1 million to compensate Asurion for costs related to: (1) the acquisition, preparation, or occupancy of office space; (2) relocation costs; and (3) employee training. This \$2.1 million is to be paid over a three year period as follows: \$750,000 in year one, \$750,000 in year two, and \$600,000 in year three. The \$2.1 million grant is conditioned upon Asurion maintaining 1,200 employees in Nashville, which is the company's current number of employees in the county. The remaining portion of the grant will be based upon the number of new jobs created multiplied by \$500 for a (continued on next page)

RESOLUTION NO. RS2011-1535 (continued)

maximum total of \$300,000 over the life of the agreement. The term of the contract is from July 1, 2011, until the completion of the grant payments referenced above, but not later than 2015. Asurion will be required to submit annual settlement statements detailing their expenses in order to receive reimbursement.

Asurion's expansion is expected to result in 600 new jobs over the next five years. These new jobs will include a variety of positions, from customer care to professional employees. Salaries for customer service and technology jobs will be in the \$10-\$14 per hour range. Management jobs will range from \$40,000 to \$80,000 annually, based upon the level of expertise. There will also likely be some high level executive positions. According to information provided by Asurion, over fifty percent of their current 1,200 employees live in Davidson County. Asurion asserts that the multiplier effect of these 1,200 jobs created since 2004 has led to more than 2,300 secondary jobs for those companies that provide goods and services to Asurion, as well as through the re-circulation of wages in the region. The 600 new jobs are estimated to have a multiplier effect over the next five years of 1,100 secondary jobs. The information from Asurion states that this job growth will result in increased tax collections for the Metropolitan Government in the amount of \$30 million. While these figures are certainly favorable to Metro, the council office has no method of verifying the economic impact.

The amount of the property taxes paid last year on the building leased by Asurion was \$422,887.22. The total amount of additional space needed to accommodate Asurion's expansion has yet to be determined.

Since this agreement contemplates payments over three years beginning in fiscal year 2011-2012, these funds have obviously not yet been appropriated by the council. Both the resolution and the grant agreement provide that the grant is contingent upon the annual appropriation of funds for this purpose by the council. However, the grant agreement also provides that the payment of the grant is a legal obligation of the Metropolitan Government and that the promised grant operated as an inducement to Asurion to keep its corporate headquarters in Nashville and to locate its operations center here.

RESOLUTION NO. RS2011-1536 (BARRY) – This resolution authorizes the submission of an application to request a subzone status for Hemlock Semiconductor, LLC, as part of foreign trade zone #78. The mayor's office of economic and community development is the local agency that manages foreign trade zone #78 in the Nashville area. These zones are established under federal law for the purpose of stimulating and expediting international commerce by exempting goods from the payment of U.S. customs tariffs while they are in the zone. Such zones are designated by the U.S. department of commerce and must be within 60 miles or 90 minutes driving time from a U.S. customs and border protection port of entry.

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RESOLUTION NO. RS2011-1536 (continued)

This application requests the federal government to grant subzone status to Hemlock Semiconductor located at 1000 Solar Way in Clarksville, Tennessee. There is no cost to the Metropolitan Government for administering the foreign trade zone program, as all costs are borne by the private companies operating the zones. Metro actually receives monthly payments from the private companies. Nashville's foreign trade zone #78 was established in 1983.

A similar application requesting subzone status for Hemlock Semiconductor was approved in June 2010, but the application was revised prior to its submission.

RESOLUTION NO. RS2011-1537 (GILMORE & BARRY) - This resolution authorizes the director of public property administration to exercise an option to purchase a parcel of property adjacent to Glenview Elementary for use by the school. Pursuant to the Metropolitan Code, the director of public property administration is authorized to negotiate for the purchase of property for government purposes and to seek to obtain an option to sell from the owner. On December 31, 2010, the director of public property obtained an option to purchase the parcel consisting of 0.95 acres for \$125,000 from landowner William Daniels. Metro has the option to purchase the property at any time within 120 days of December 31, 2010. No purchase can be consummated until it has been approved by the Metropolitan Council.

This acquisition has been approved by the board of public education and by the planning commission.

RESOLUTION NO. RS2011-1538 (BARRY & FORKUM) – This resolution appropriates low income home assistance program grant funds in the amount of \$4,691,700 from the state department of human services to the Metropolitan action commission (MAC) to provide financial assistance with heating costs. These funds are used to assist low-income individuals with their electricity and gas bills. The term of the grant is from January 1, 2011, through June 30, 2011.

RESOLUTION NO. RS2011-1539 (FORKUM & BARRY) – This resolution approves an amendment to a grant in the amount of \$2,088,000 from the state department of health to the Metropolitan health department to provide dental services to children that qualify for the TennCare program. These funds are used to retain dental personnel to provide oral disease prevention services to school children in grades K-8 attending schools with a high population of low-income students. The term of the grant is from July 1, 2008 through June 30, 2011. This amendment designates \$69,252 of the grant as American Recovery and Reinvestment Act (ARRA) funds and adds the required ARRA language.

RESOLUTION NO. RS2011-1540 (BARRY & FORKUM) – This resolution approves a contract between the Metropolitan board of health and Vanderbilt University to provide analytic support to process evaluation data. The health department recently received a federal Communities Putting Prevention to Work grant, with a purpose of implementing a campaign to facilitate healthy eating and active living. Vanderbilt will be responsible for developing surveys and the collection and processing of data regarding the grant programming. Vanderbilt will be paid an amount not to exceed \$46,605 for its services. The term of the contract is from the date of execution through March 18, 2012, but can be terminated by either party with 30 days written notice.

RESOLUTION NOS. RS2011-1541 (BARRY & FORKUM) – This resolution approves a contract between the board of health and Prevent Child Abuse Tennessee to provide parenting sessions based on the Nurturing Parenting Program. Prevent Child Abuse Tennessee will provide eight parenting sessions using this program to the parents of infants and toddlers, as well as the training manuals for the participants at each session. The health department will reimburse Prevent Child Abuse Tennessee \$250 per session for a total reimbursement of \$2,000. The term of this contract is from October 1, 2010 through May 30, 2011.

RESOLUTION NOS. RS2011-1542 (BARRY & FORKUM) – This resolution approves a business associate agreement between the board of health and Prevent Child Abuse Tennessee to prevent the disclosure of protected health information. This is the standard business associate agreement that all health department contractors enter in order to comply with HIPPA.

RESOLUTION NO. RS2011-1543 (BARRY & LANGSTER) - This resolution approves a grant in the amount of \$399,999.54 from the state department of transportation to the Metro police department for the continuation of an enhanced DUI enforcement initiative. The purpose of the grant is to reduce traffic related crash fatalities by focusing on alcohol or drug impaired drivers. These federal pass-through funds will be used by the police department for two safety initiatives geared toward reducing impaired driving.

The first initiative involves an enhanced enforcement team working Thursday through Sunday nights and on the six holidays associated with heavy alcohol consumption: St. Patrick's Day, Cinco de Mayo, Memorial Day, Independence Day, Labor Day, and New Years Eve. The second initiative consists of strategically placed sobriety checkpoints or roadblocks.

The term of the grant is from October 1, 2010 though September 30, 2011.

RESOLUTION NO. RS2011-1544 (LANGSTER & BARRY) – This resolution approves a grant in the amount of \$84,980.98 from the Tennessee emergency management agency to the Nashville police department to support the ongoing efforts to prevent, respond to and recover from acts of terrorism and to increase the department's ability to mitigate the effects of an attack. These federal pass-through funds will be used to purchase equipment to increase the sharing of information and intelligence. The term of the grant is through January 31, 2012.

RESOLUTION NO. RS2011-1545 (LANGSTER & BARRY) – This resolution approves a grant in the amount of \$100,000 from the Cal Turner Family Foundation to the Davidson County sheriff's office for a culinary program for inmates. These funds will be used to purchase chef's attire, equipment, and training materials, as well as to pay for a part-time instructor that is certified in the ServSafe Culinary program. This is part of the sheriff's office career development track for offenders.

RESOLUTION NO. RS2011-1546 (DUVALL & COLEMAN) – This resolution exempts Snap Stone's Restaurant located at 45385 Mt. View Road from the minimum distance requirements for obtaining a beer permit. The Metro code prevents a beer permit from being issued to an establishment located within 100 feet of a church, school, park, daycare, or one or two family residence. However, the code was amended in September 2010 to exempt restaurants that already have a state on-premises liquor consumption license from Metro's minimum distance requirements to obtain a beer permit upon the adoption of a resolution by the council. A public hearing must be held by the council prior to voting on this resolution.

This resolution should be deferred until the second meeting in March to allow the public hearing to be advertised. There is a housekeeping amendment adding the correct date of the public hearing.

RESOLUTION NO. RS2011-1547 (BARRY & HODGE) – This resolution approves a joint funding agreement between the department of water and sewerage services and the U.S. department of interior – geological survey to acquire LiDAR derived high-resolution elevation data for Davidson County and portions of the Harpeth River basin in adjacent counties. LiDAR (Light Detection and Ranging) uses laser technology to collect topographic data. This project will involve the planning department's acquisition and processing of LiDAR elevation data for a total of 858 square miles. Metro will pay \$251,282.20 as its share of the project cost, which will be divided equally between the planning department and Metro water services. The term of the agreement is from January 18, 2011 through March 31, 2012.

RESOLUTION NO. RS2011-1548 (HARRISON, GILMORE & LANGSTER) – This resolution accepts the 2010 plan update for the North Nashville community, which was adopted by the planning commission on January 27, 2011. The North Nashville community plan, formerly known as the subarea 8 plan, is one of fourteen subarea plans making up the general plan, which is used by the planning commission in its decision making process regarding zoning. This plan update is the result of twelve community meetings held between January 2010 and January 2011. This resolution is simply a memorializing of the plan by the council, as the plan has no binding effect on the council's zoning decision making authority.

RESOLUTION NO. RS2011-1549 (HODGE & BARRY) – This resolution modifies the existing master list of architectural and engineering firms to add nine firms. The Metro Code provides that all government contracts for architect and engineering services be with firms included on the master list. This resolution simply adds the firms to the master list so that they will be eligible to bid on Metro projects. It does not mean that contracts will be awarded to the firms.

The architect/engineering firms to be added to the list are as follows:

- CSR Engineering of Springfield, TN
- GLE Associates, Inc. of Brentwood, TN
- Goodwyn, Mills and Cawood, Inc. of Nashville, TN
- Griggs & Maloney, Inc. of Murfreesboro, TN
- LaQuatra Bonci Associates of Asheville, NC
- Quantum Environmental & Engineering Services, LLC of Knoxville, TN
- TriAD Environmental Consultants, Inc. of Nashville, TN
- TTL, Inc. of Nashville, TN
- Warren and Associates Engineering, PLLC of Lebanon, TN

RESOLUTION NO. RS2011-1550 (BARRY) – This resolution approves a second amendment to a federal stimulus grant from the state department of labor and workforce development to the Nashville career advancement center (NCAC) to provide training to workers at two companies in Wilson County: MetoKote and Perma-Pipe. NCAC is a federally funded agency whose purpose is to improve the quality of the workforce in Davidson, Wilson, Rutherford, and Trousdale counties. This amendment decreases the amount of the grant by \$4,900 for a new grant total of \$212,570, and extends the term of the grant through June 30, 2011. No Metropolitan Government funds are used for this training.

RESOLUTION NO. RS2011-1551 (LANGSTER, MAYNARD & BARRY) – This resolution approves a second amendment to a contract between the state department of transportation (TDOT) and the Metropolitan department of public works for the receipt of federal stimulus funds for infrastructure projects in Davidson County, including funding for the Tennessee State University connector for the Cumberland River greenway. This amendment increases the amount of the grant by \$84,608 for a new grant total of \$1,074,608.

RESOLUTION NO. RS2011-1552 (BARRY) – This resolution authorizes the department of law to compromise and settle the claim of Diane Robinson against the Metropolitan Government for the amount of \$30,205.65. On August 3, 2010, a Metro public works truck was on the I-40 West exit ramp at Church Street when it collided with several cars, including Ms. Robinson's 2008 Chevrolet Tahoe. The public works driver stated that the trucks brakes failed as he was attempting to stop. The driver intentionally struck the guard rail in an attempt to slow the truck, but he still collided with the other vehicles. Ms. Robinson's Tahoe was deemed to be a total loss. This resolution settles the claim for the fair market value of the Tahoe at the time it was totaled. Ms. Robinson's personal injury claim is still pending.

There was no disciplinary action taken against the Metro employee involved since the department of public works determined that the driver took the appropriate action to try and avoid colliding with the vehicles.

- BILLS ON SECOND READING -

ORDINANCE NO. BL2010-825 (TYGARD) – This ordinance amends the Metropolitan Code to provide free parking at parking meters within the downtown central business improvement district for vehicle owners that purchase carbon offset credits. This ordinance was filed in response to Ordinance No. BL2010-734, approved in December 2010, allowing free parking for environmentally friendly vehicles. This ordinance would require the department of public works to issue an annual sticker for passenger vehicles if the vehicle owner provides proof he/she purchased carbon offsets from a nonprofit organization that uses the funds for carbon counterbalance projects in Nashville. The vehicle owner would be required to present a certificate from the nonprofit organization evidencing that the amount of credits purchased coincides with the carbon footprint of the vehicle for which the parking permit is sought. The council office's research indicates that nonprofit organizations offering carbon offsets online charge between \$40 and \$72 for a typical mid-sized sedan.

The free parking sticker would only be valid during the calendar year the sticker was obtained, but would be renewable by mail upon providing a copy of a new carbon offset credit.

The director of finance has refused to sign this ordinance as to availability of funds given the inability to ascertain the financial impact it will have on the Metropolitan Government.

ORDINANCE NO. BL2011-836 (RYMAN & FORKUM) – This ordinance amends the vehicle emissions testing provisions of the Metropolitan Code to exempt vehicles that are two years old and newer from the testing requirements. The code grants the authority to the board of health to establish rules regarding the inspection and maintenance of motor vehicles. Such rules or regulations are subject to ratification by resolution of the council. The current version of the light-duty vehicle emissions testing program in Metro was established in 1985 in order to comply with the federal Clean Air Act. The current health board rules governing emissions testing require that all vehicles in Davidson County be inspected annually for compliance with the emissions performance standards.

The rules currently exempt vehicles older than 1975, as well as new vehicles being registered for the first time. This ordinance would extend this exemption to include any vehicle that is two years old or newer. Vehicle owners electing to take advantage of this exemption would still be required to pay the \$3.00 portion of the inspection fee that is used by the health department for air quality control and monitoring purposes.

The current emissions testing contract with Systech International provides that if Metro modifies its emissions testing program in a manner that would reduce the number of vehicles required to be tested by more than ten percent, then the percentage of the fee Metro retains is to be reduced. There were approximately 517,000 vehicles that were tested by Systech in 2010. The council office has asked the health department to identify how many of these were two years old or newer. It is anticipated that exempting vehicles that are two years old will not result in a decrease of more than ten percent that would trigger the additional payment to Systech.

ORDINANCE NO. BL2011-838 (JAMESON, GILMORE & HOLLIN) – This ordinance amends the Metropolitan procurement code to prohibit Metropolitan Government contractors from discriminating on the basis of sexual orientation or gender identity in their employment practices. In September 2009, the council enacted Ordinance No. BL2009-502 to prohibit the government itself from discriminating on the basis of sexual orientation or gender identity in employment practices. However, Ordinance No. BL2009-502 did not apply to any employer in the private sector.

The Metro procurement code currently prohibits contractors that provide services or supplies to the Metropolitan Government from discriminating on the basis of race, creed, color, national origin, age sex, or disability. Contractors are also prohibited from subscribing to any personnel policy that allows such discrimination. The code further requires the purchasing agent to include a provision in the bid specification or request for proposals that no contract will be entered into unless the successful bidder submits an affidavit stating that the company's employment policy does not allow for such discrimination.

This ordinance would add sexual orientation and gender identity to the list of protected classes as it pertains to the employment practices of Metro contractors. This discrimination prohibition would also apply to private entities that enter into lease agreements with the Metropolitan Government having a term of greater than six months. In order to ensure compliance with the First Amendment to the U.S. Constitution, the ordinance includes a provision exempting religious entities, organizations, and institutions from the prohibition on sexual orientation and gender identity discrimination if such actions are in furtherance of the organization's religious beliefs. Further, the ordinance provides that the provisions prohibiting discrimination on the basis of sexual orientation or gender identity would not apply to any group or organization if such prohibition would significantly burden the freedom of expression of the group or organization.

ORDINANCE NO. BL2011-840 (PAGE) – This ordinance abandons a portion of Alley No. 1863 from Alberta Street southward to Alley No. 1874 that is no longer needed for government purposes. This closure has been requested by Ralph James Corrin, III, an adjacent property owner. This ordinance also abandons all easements in the right-of-way. Consent of the affected property owners is included as an attachment to the ordinance. This ordinance has been approved by the traffic and parking commission. The planning commission recommended disapproval of this ordinance, but it has since been re-referred to the planning commission.

ORDINANCE NO. BL2011-842 (JAMESON, LANGSTER & PAGE) – This resolution approves an amendment to the lease agreement between the Metropolitan Government and Square Investment Holdings, L.P., for the lease of office space in the Washington Square building for the district attorney's office. Metro has been leasing space in this building for the district attorney's office since 1993. A new lease agreement was approved in 2008 adding 18,800 square feet for the department of law in addition to the space for the district attorney. The term of this lease extends through November 2018. The base annual rent under the lease is \$14.85 per square foot for the first three years, \$15.85 per square foot for years 2012 and 2013, and \$17.85 per square foot thereafter. The 2008 lease agreement included a provision allowing Metro to lease adjacent space as it becomes available.

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ORDINANCE NO. BL2011-840 (continued)

As a result of the May 2010 flood, the district attorney's juvenile court staff was forced to relocate. The district attorney desires to lease an adjacent suite on the fourth floor consisting of 2,858 square feet. Pursuant to the original lease agreement, the lessor will build out the new area and will add a connecting stairway from the fourth floor to the fifth floor. This amendment will result in an increased annual rental amount of \$42,441.30.

This lease agreement has been approved by the planning commission.

ORDINANCE NO. BL2011-843 (HARRISON) – This ordinance renames a portion of Summit Avenue northeastwardly from Clarksville Pike as "West Summit Avenue". This name change was requested by the district councilmember since there have been problems with emergency services locating properties on the two different ends of the street.

This name change has been approved by the planning commission and the historical commission, and has been referred to the ECD board.

– BILLS ON THIRD READING –

ORDINANCE NO. BL2010-731 (EVANS, TYGARD & OTHERS) – This ordinance, as amended, appropriates an amount not to exceed \$200,000 from the undesignated fund balance of the general services district to the department of water and sewer services (MWS) for the benefit of car washes and plant nurseries that were subject to the mandatory water conservation measures put in place after the May 2010 flood. As a result of the K.R. Harrington water treatment plant being out of commission for about a month due to flood damage, the state department of environment and conservation (TDEC) ordered Metro to eliminate all nonessential water use. As part of the water conservation measures implemented in reliance on TDEC's order, MWS directed car washes to cease using drinking water for approximately one month and directed nurseries not to water plant stock with drinking water for approximately one week, which had an obvious economic impact on these businesses.

This ordinance directs MWS to provide a limited economic recovery benefit to the car washes and nurseries that suffered a disproportionate economic loss due to the restriction on the use of drinking water after the flood. This benefit will be in the form of water bill credits not to exceed \$5,000 per month for a maximum total benefit of \$30,000 per customer, regardless of the number of business locations. Eligible customers would be required to provide proof that their loss was not covered by another source such as an insurance policy or the federal government. Such customers would also be required to provide evidence of their financial loss attributed to the water shut-offs. Those businesses receiving the benefit would also be required to sign a covenant not to sue the Metropolitan Government for any losses based upon MWS's directive to cease nonessential water usage.

The ordinance expressly provides that this is a one-time, remedial measure, and is not to be used as evidence of any negligence or wrong doing by the Metropolitan Government or as justification for the payment of funds for any other events. Amendments to the ordinance may be approved by the council by resolution.

ORDINANCE NO. BL2011-832 (GILMORE) – This ordinance authorizes Bristol Development Group to install and maintain an underground encroachment at 1700 State Street for Midtown Lofts. This encroachment will include the installation of sprinkler lines at the property from 17th Avenue North to 18th Avenue North, and along 18th Avenue North from State Street to the alley at the northwest corner of the property. Bristol Development has agreed to indemnify the Metropolitan Government from all claims in connection with the installation and maintenance of the encroachments, and is required to provide a \$1 million certificate of public liability insurance naming the Metropolitan Government as an insured party. This ordinance has been approved by the planning commission.

ORDINANCE NO. BL2011-833 (TYGARD, TOLER & OTHERS) – This ordinance, as amended, names the conference center at the newly-renovated Howard Office Building in honor of Sonny West. With 55 years of service, Sonny West is the longest tenured active employee of the Metropolitan Government. Mr. West has served as the Metropolitan zoning administrator since 1986. This ordinance names the auditorium as "Sonny West Conference Center" and directs the department of general services to erect the appropriate signage designating the facility as such. There are no restrictions in the Metropolitan Code regarding the naming of Metro facilities in honor of individuals, except that such action must be approved by ordinance of the council.

ORDINANCE NO. BL2011-834 (FORKUM) – This ordinance amends the Metropolitan Code pertaining to the preservation of historic artifacts found on Metropolitan Government property. State law provides that the state division of archeology is to be notified whenever historic artifacts are found on property owned or controlled by the state or by any county or municipality while engaged in construction or excavation work. However, there is currently no mechanism in Metro to ensure the state is notified in the event a historic artifact is found on Metro property.

This ordinance first designates the historical commission as the liaison to the state division of archeology to facilitate the preservation of sites and artifacts found on public property. Second, the ordinance amends the Metro procurement code to require all construction contracts to include a clause specifying that any person finding a historic site and/or artifact while excavating on public property must take the necessary action to preserve the site or artifact and to immediately notify the executive director of the Metropolitan historical commission. Finally, the ordinance would prohibit anyone from prospecting on public property without the written permission of the Metro department having control over the property. All artifacts found on public property must be immediately turned over to the historical commission.

ORDINANCE NO. BL2011-839 (HOLLEMAN & HODGE) – This ordinance abandons all utility easements that were retained by Ordinance No. BL2010-623, which abandoned a portion of Brighton Road between Montgomery Bell Avenue and Wilson Boulevard for the Montgomery Bell Academy campus expansion. The department of water and sewerage services has determined that the water and sewer lines and easement are no longer needed. This ordinance has been approved by the planning commission.

ORDINANCE NO. BL2011-841 (LANGSTER) – This ordinance abandons a portion of 28th Avenue North at its terminus. This abandonment, requested by ABP TN (Nashville) LLC, will enable Metro to acquire some other property owned by ABP needed as part of the 28th Avenue connector project.

This ordinance has been approved by the planning commission. Consent of the affected property owners is included as an attachment to the ordinance.