

# **METROPOLITAN BOARD OF PARKS AND RECREATION**

## **MINUTES OF BOARD MEETING**

**October 6, 2009**

A meeting of the Board of Parks and Recreation of the Metropolitan Government of Nashville and Davidson County, Tennessee was held on Tuesday, October 6, 2009 at 1:30 pm in the Centennial Park Boardroom, 2565 Park Plaza, Nashville, TN. Board members present were: Mr. Stan Fossick, Ms. Ivanetta Davis Samuels, Justice A. A. Birch, Jr., Mr. George Anderson, Ms. Tonya Jones and Ms Karen Johnson. Mr. James Lawson was not in attendance.

Staff present were: Assistant Directors: Mr. James Gray/Finance and Administration; Mr. Mike Bays/Consolidated Maintenance, Mr. Paul Widman/Recreation, Mr. Tim Netsch for Mr. Curt Garrigan/Planning and Facilities, Mr. Tommy Lynch/Special Services; Ms. Jackie Jones, Superintendent of Community Affairs; Mr. Bob Parrish, Superintendent of Resource Management; Ms. Shain Dennison, Superintendent of Greenways Development; Sgt. George Mitchell for Captain Rich Foley, Park Police and **Ms. Theresa Costonis, Metro Government Legal Counsel.**

### **MINUTES OF MEETING HELD SEPTEMBER 1, 2009 APPROVED**

Upon motion of Ms. Johnson, seconded by Ms. Davis-Samuels, the Board approved the minutes of the board meeting held Tuesday, September 1, 2009.

#### **VI. SPECIAL PRESENTATIONS/INTRODUCTIONS**

Bob Parrish, Linnann Welch, and representatives from Tennessee Wildlife Resources Agency were present to a proposal regarding "prescribed burn" in a selected area of Bells Bend Park to the board. Prescribed burn is considered a more economical herbicide and will kill exotic plants while adding nutrients to the soil in a grassland habitat allow sunlight to reach the soil. Because the Bells Bend Park area is a "hot spot" for birding, the burn will produce an early successional habitat to area birding. A date to administer the controlled burn in early November is hoped for. There will be green grass strips on each side of the burn area measuring twice the width of the burn area. A permit from the U. S Forestry Department will have to be obtained and if there is any wind or humidity the burn cannot be administered. Burns are held between the hours of 10:00 am and 2:00 pm and signage will be posted notifying area residents about smoke and the prescribed burn. A TWRA personnel assisting with the burn are certified.

**VI. SPECIAL PRESENTATIONS/INTRODUCTIONS**

Bob Parrish reported that the National Trust for Historic Preservation Conference is scheduled for October 13 – 17 in Nashville and will involve the following Parks' facilities and employees:

- Warner Park – Heather Gallagher (cancelled/lack of registrants)
- Parthenon – Lauren Bufferd
- Bells Bend/Beamon – Linnann Welch
- Stone Hall/Two Rivers Mansion – Sandy Bivens
- Fort Negley – Krista Castillo
- Parthenon Roundtable Classroom Session – Curt Garrigan

**VII. INTRODUCTION OF STAFF, NEW EMPLOYEES, VOLUNTEERS**

**VIII. METRO COUNCIL REFERRALS**

**10-09-00**

**BOARD DEFERS REQUEST OF COUNCILMEMBER BRUCE STANLEY  
REGARDING PARCEL #09600005800 LOCATED AT THE INTERSECTION  
OF LEBANON ROAD AND STEWART'S FERRY PIKE  
TO THE ACQUISITION COMMITTEE**

Councilmember Bruce Stanley was present to request to address the board with regard to a parcel of property (ID 09600005800) located at the intersection of Lebanon Road and Stewart's Ferry Pike.

Councilmember Stanley asked the board for consideration in transferring this parcel of property to the Metro Parks Department. This parcel of property is .67 acres in size and is zoned R10. It is located at the corner of the Lebanon Pike/Stewart's Ferry Pike intersection and has never been developed. The State of Tennessee held title to the parcel from April 1949 until it was transferred to the Metro Public Property Administration in December 2008. Its location at this important intersection of Donelson designates that it should be used in a manner that will enhance the public/private/residential interests of this vicinity. Public investments include Metro Nashville's dual facility public school campus (Hickman Elementary, Donelson Middle) and the State's Tennessee School for the Blind and the Tennessee Historical Commission in the Clover Bottom Mansion. Private investments include the CedarStone Bank Building (formerly Gideons International), the Donelson Cumberland Presbyterian Church, and the Andrew Price Memorial United Methodist Church. Residential developments in this area include the Donelsonwood, Cloverbottom, Guill Heights, Rivercrest, Riverstone, and Millionaire Row single-family subdivisions, as well as the Cliffs of CedarStone and Riverstone condominium complexes. All of these land developments are either directly contiguous, or are in close proximity, to the parcel.

**VIII. METRO COUNCIL REFERRALS**

**10-09-00 9con't.)**

**BOARD DEFERS REQUEST OF COUNCILMEMBER BRUCE STANLEY  
REGARDING PARCEL #09600005800 LOCATED AT THE INTERSECTION  
OF LEBANON ROAD AND STEWART'S FERRY PIKE  
TO THE ACQUISITION COMMITTEE**

Councilmember Stanley stated that he has spoken to both individual residents and community organizations about the need to actively use this parcel. In the 1960s and into the early 1970s, this parcel was used as a roadside picnic park by the State. However, since its closing it has been vacant for approximately 35 years. There have been private interests who would like to use this parcel again as a picnic park. In addition, the Stewart's Ferry Pike was originally a toll road and the local DH Chamber of Commerce has voiced their desire to have an historic toll gate placed on this parcel that is being used as a picnic park as it leads onto the historic Stewart's Ferry Pike corridor. Finally, in meeting with the local Gateway Committee, it was stated they desired to also use this site as a Gateway Park that leads travelers into the eastern Donelson Business District and substantial interest in this parcel usage to enhance the surrounding community.

As per board policy 3000.25 this request was deferred to the Acquisition Committee and will be presented to the full board at the November 2009 meeting.

**IX. OLD BUSINESS:**

**07-09-43**

**BOARD APPROVES POLICY 3000.2 AS AMENDED INCLUDING  
THE FOLLOWING NAME CHANGE  
USE OF FACILITIES ON A REGULAR AND PERMANENT BASIS**

Upon motion of Justice Birch, seconded by Ms. Johnson, the board approved policy 3000.2 as amended.

**3000.2 USE OF FACILITIES ON A REGULAR AND PERMANENT BASIS**

- I. Purpose: the purpose of this policy is to ensure that all potential users of parks facilities shall have an equal opportunity to apply for use of such facilities, which applications are granted on a first come, first served basis. In furtherance of this purpose, this policy aims to ensure that no one particular user be allowed to tie up the use of a particular facility on a regular and permanent basis such that access to that facility would be effectively unavailable to other potential applicants for use of the same facility.

**IX. OLD BUSINESS:**

**07-09-43 (con't.)**

**BOARD APPROVES POLICY 3000.2 AS AMENDED INCLUDING  
THE FOLLOWING NAME CHANGE  
USE OF FACILITIES ON A REGULAR AND PERMANENT BASIS**

- II. No park facility may be used for an activity, other than a Recreational Activity, as defined below, on a Regular or Permanent Basis (as defined below) during regular operating hours; such use for a non-Recreational Activity, on a Regular and Permanent Basis will only be granted on an Emergency Basis, as defined below. Non-Recreational Activities occurring after regular operating hours, as all other after hour reservations, are subject to availability of staff and payment of appropriate usage fee.
- III. Definitions.
- A. "Recreational Activity" means an activity authorized by the Board of Parks and Recreation, where the use of the park facility in question serves a recreational purpose at a facility for which that activity was specifically designed.
- B. "Regular or Permanent Basis" shall mean the use of the same facility at the same hour, daily, weekly or at some other regular interval of time, for more than a three month period.
- C. "Emergency Basis" means where sufficient cause of the need of the permitted user to use the space on a Regular or Permanent basis is proven such as the occurrence of a fire, the demolition of building, or some other emergency event that causes the proposed user of the parks facility to need regular access to that facility on an emergency basis. In the case of such an emergency, the facility may not be used for said activity on a for a period exceeding six months period or the duration of the emergency, whichever is shorter.
- IV. Nothing in Policy No. 3000.2 shall be construed to prevent a proposed user of a park facility for such a non-Recreational Activity from submitting a subsequent application for additional uses of a park facility after the applicant has completed two months use of such facility at regular intervals.
- V. For the purpose of policy Section 3000.2, no permit shall be required for a group of 25 people or less in Regional, Community and Neighborhood Parks (as defined in the Parks Master Plan). In Mini or Pocket Parks, (as defined in the Parks Master Plan) no permit shall be required for a group of 15 people or less.

**IX. OLD BUSINESS:**

**09-09-09**

**BOARD APPROVES REQUEST OF LIVING WORD COMMUNITY CHURCH  
FOR AMPLIFICATION DURING A CHURCH SERVICE/FELLOWSHIP OUTREACH  
TO BE HELD IN CENTENNIAL PARK ON SUNDAY, OCTOBER 18, 2009**

An application submitted by Ms. Stephanie Beard, representing Living Word Community Church, requesting permission for amplification during a church service/fellowship outreach on Sunday, October 18, 2009, 10:00 am - 4:00 pm, at the Centennial Park Bandshell was deferred by the board at their September meeting. The board asked that a representative from said church attend the October board meeting to address the following concerns:

- the use of food vendors and if the appropriate permits were in place;
- the clothing give-a-way;
- ministering to park patrons who may not care to be approached.

Ms. Beard provided a letter stating that they will provide an opportunity, **for those who chose**, to worship with Living Word's congregation and will not violate park patron's privacy with their ministry. Therefore, upon motion of Ms. Johnson, seconded by Ms. Davis Samuels, the board approved this event as per amended letter submitted by Ms. Beard.

**X. CONSENT AGENDA**

**10-09-01**

**BOARD APPROVES REQUEST OF MISSION HOPE-HAITI AND YOUTH FOR  
CHRIST FOR AMPLIFICATION DURING A FUNDRAISING CONCERT  
TO BE HELD AT THE CENTENNIAL PARK BANDSHELL  
ON SATURDAY, OCTOBER 24, 2009**

An application submitted by Ms. Heather Graffagnino, representing Mission Hope-Haiti and Youth for Christ, requesting permission for amplification during a fundraising concert on Saturday, October 24, 2009, 6:00 – 8:00 pm, at the Centennial Park Bandshell was presented to the board.

Upon motion of Ms. Johnson, seconded by Mr. Anderson, the board approved request for amplification with the understanding that the sound not be disruptive to those in the surrounding area and subject to monitoring by park personnel.

**X. CONSENT AGENDA**

**10-09-02**

**BOARD APPROVES REQUEST OF BOSWELL'S HARLEY DAVIDSON MUSIC CITY HOG FOR AMPLIFICATION AT THE START/STAGING AREA FOR ANNUAL FUNDRAISING TOY DRIVE TO BE HELD AT THE CENTENNIAL PARK EVENT SHELTER ON SATURDAY, NOVEMBER 7, 2009**

An application submitted by Mr. Gary Bagwell, representing Boswell's Harley Davidson Music City Hog, requesting permission to utilize the Centennial Park Event Shelter as the start/staging area for a fundraising toy drive, 9:00 am – 1:00 pm, on Saturday, November 7, 2009 was presented to the board.

Upon motion of Ms. Johnson, seconded by Mr. Anderson, the board approved request for amplification with the understanding that the sound not be disruptive to those in the surrounding area and subject to monitoring by park personnel.

**10-09-03**

**BOARD APPROVES REQUEST OF GOODPASTURE CHRISTIAN SCHOOL FOR AMPLIFICATION DURING A FUNDRAISING 5K WALK/RUN BENEFITING THE DAVY LOVELL SCHOLARSHIP FUND AND THE MAKE A WISH FOUNDATION TO BE HELD IN CENTENNIAL PARK ON SATURDAY, NOVEMBER 14, 2009**

An application submitted by Ms. Sharon Nabors, representing Goodpasture Christian School, requesting permission for amplification during a fundraising 5K Walk/Run to benefit the Davy Lovell Scholarship Fund and the Make A Wish Foundation on Saturday, November 14, 2009, 7:00 – 9:00 am, in Centennial Park was presented to the board.

Upon motion of Ms. Johnson, seconded by Mr. Anderson, the board approved request for amplification during a fundraising event with the understanding that the sound not be disruptive to those in the surrounding area and subject to monitoring by park personnel.

**10-09-04**

**BOARD APPROVES REQUEST OF THE AMERICAN CANCER SOCIETY FOR AMPLIFICATION DURING A CHARITY FUNDRAISER TO BE HELD ON THE EAST BANK GREENWAY ON SATURDAY, OCTOBER 24, 2009**

An application submitted by Ms. Katie Peterson, representing the American Cancer Society, requesting permission for amplification during a charity fundraiser on Saturday, October 24, 2009, 7:00 am – 1:00 pm, on the East Bank Greenway was presented to the board.

**X. CONSENT AGENDA**

**10-09-04 (con't.)**

**BOARD APPROVES REQUEST OF THE AMERICAN CANCER SOCIETY FOR  
AMPLIFICATION DURING A CHARITY FUNDRAISER TO BE HELD  
ON THE EAST BANK GREENWAY ON SATURDAY, OCTOBER 24, 2009**

Upon motion of Ms. Johnson, seconded by Mr. Anderson, the board approved request for amplification during a fundraising event with the understanding that the sound not be disruptive to those in the surrounding area and subject to monitoring by park personnel.

**10-09-05**

**BOARD APPROVES REQUEST OF LITTLE PEOPLE OF AMERICA FOR  
AMPLIFICATION DURING A FUNDRAISING WALK/RUN  
TO BE HELD IN PARMER PARK ON SATURDAY, NOVEMBER 22, 2009**

An application submitted by Mr. Carey Haynes, representing Little People of America, requesting permission for amplification during a fundraising walk to benefit Little People of America on Saturday, November 22, 2009, 2:00 – 5:00 am, in Parmer Park was presented to the board.

Upon motion of Ms. Johnson, seconded by Mr. Anderson, the board approved request for amplification during a fundraising event with the understanding that the sound not be disruptive to those in the surrounding area and subject to monitoring by park personnel.

**10-09-06**

**BOARD APPROVES REQUEST OF NASHVILLE AREA HABITAT FOR HUMANITY  
FOR AMPLIFICATION DURING A FALLFEST  
TO BE HELD IN PROVIDENCE PARK ON SATURDAY, OCTOBER 17, 2009**

An application submitted by Mr. Lee Mitchell, representing the Nashville Area Habitat for Humanity, requesting permission for amplification during a Fall Fest on Saturday, October 17, 2009, 3:00 – 5:00 pm, in Providence Park was presented to the board.

Upon motion of Ms. Johnson, seconded by Mr. Anderson, the board approved request for amplification with the understanding that the sound not be disruptive to those in the surrounding area and subject to monitoring by park personnel.

**X. CONSENT AGENDA**

**10-09-07**

**BOARD APPROVES REQUEST OF DESTINATION NASHVILLE  
FOR ALCOHOL CONSUMPTION AND AMPLIFICATION DURING  
A PRIVATE CORPORATE EVENT TO BE HELD IN RIVERGATE PARK  
ON WEDNESDAY, OCTOBER 21, 2009**

An application submitted by Ms. Ansley Hampton, representing Destination Nashville, requesting permission for amplification and alcohol sales during a private corporate event on Wednesday, October 21, 2009, 6:00 – 11:00 pm, in Riverfront Park was presented to the board.

Upon motion of Ms. Johnson, seconded by Mr. Anderson, the board approved request for alcohol consumption and amplification with the understanding that the sound not be disruptive to those in the surrounding area and subject to monitoring by park personnel.

**10-09-08**

**BOARD APPROVES REQUEST OF FINISH LINE RACE MANAGEMENT FOR  
AMPLIFICATION DURING A FUNDRAISING ½ MARATHON TO BE HELD IN  
RIVERFRONT PARK AND METRO CENTER GREENWAY  
ON SATURDAY, NOVEMBER 14, 2009**

An application submitted by Mr. Emmit Martin, representing Finish Line Race Management, requesting permission for amplification during a fundraising ½ marathon on Saturday, November 14, 2009, 3:00 am – 12:00 noon, in Riverfront Park (base of operations, start and finish of race) and the Metro Center Greenway as a leg of the race was presented to the board.

Upon motion of Ms. Johnson, seconded by Mr. Anderson, the board approved request for amplification during a fundraising event with the understanding that the sound not be disruptive to those in the surrounding area and subject to monitoring by park personnel.

**10-09-09**

**BOARD APPROVES REQUEST OF PREVENT CHILD ABUSE TN FOR  
AMPLIFICATION DURING A FUNDRAISING 5K RUN/WALK  
TO BE HELD IN SHELBY PARK ON SATURDAY, DECEMBER 12, 2009**

An application submitted by Ms. Abbey Chamness, representing Prevent Child Abuse TN, requesting permission for amplification during a fundraising 5K run/walk on Saturday, December 12, 2009, 9:00 – 10:30 am, in Shelby Park was presented to the board.

**X. CONSENT AGENDA**

**10-09-09 (con't.)**

**BOARD APPROVES REQUEST OF PREVENT CHILD ABUSE TN FOR  
AMPLIFICATION DURING A FUNDRAISING 5K RUN/WALK  
TO BE HELD IN SHELBY PARK ON SATURDAY, DECEMBER 12, 2009**

Upon motion of Ms. Johnson, seconded by Mr. Anderson, the board approved request for amplification during a fundraising event with the understanding that the sound not be disruptive to those in the surrounding area and subject to monitoring by park personnel.

**10-09-10**

**BOARD GRANTS PERMISSION FOR THE 2010 RUNNING  
OF THE IROQUOIS STEEPLECHASE AND SURROUNDING  
EVENTS TO BE HELD ON MAY 8, 2010 IN PERCY WARNER PARK**

A request submitted by Mr. Dwight Hall, chair of the 2010 Iroquois Steeplechase, requesting permission to host the May 8, 2010 running of the Iroquois Steeplechase and surrounding events to be held in Percy Warner Park was presented to the Board.

Upon motion of Ms. Johnson, seconded by Mr. Anderson, the Board unanimously accepted staff recommendation with regard to the following items:

- 1) permission to charge a general public admission fee of \$15.00 at the gate and children under 12 years of age will be at no charge.
- 2) permission to serve alcoholic beverages as in the past at the Turf Club, the Paddock Club, Corporate Hospitality Tents, the Iroquois Society, and in the Owner Trainer Rider Tent.
- 3) permission to serve alcoholic beverages during a pre-race event on Friday, May 7, 2010. **(NEW EVENT)**
- 4) usage fee of \$16,000 payable to Metro Parks which includes all costs for cleanup of the general park area including all parking lots.

Approval is contingent upon applicant acquiring all appropriate permits from the Metropolitan Beer Board and/or the Alcoholic Beverage Commission.

Proof of adequate liability insurance coverage must be obtained for the event by Vanderbilt Children's Hospital and/or Volunteer Horsemen's Association with a copy to be furnished Metro Parks prior to the Steeplechase and the Board should be named as co-insured on all policies.

**X. CONSENT AGENDA**

**10-09-11**

**BOARD APPROVES REQUEST OF ST. GEORGES EPISCOPAL CHURCH  
FOR ALCOHOL CONSUMPTION AND AMPLIFICATION DURING  
A STEWARDSHIP MEETING TO BE HELD AT THE EQUESTRIAN CENTER IN  
PERCY WARNER PARK ON SUNDAY, NOVEMBER 8, 2009**

An application submitted by Ms. Laura Zabaski, representing St. Georges Episcopal Church, requesting permission to serve wine and beer at a stewardship cottage meeting with amplification on Sunday, November 8, 2009, 4:00 – 6:00 pm, at the Equestrian Center in Percy Warner Park was presented to the board.

Upon motion of Ms. Johnson, seconded by Mr. Anderson, the board approved request for alcohol consumption and amplification with the understanding that the sound not be disruptive to those in the surrounding area and subject to monitoring by park personnel.

**X. New Business**

**10-09-12**

**BOARD APPROVES REQUEST OF WAWG RADIO OF TENNESSEE STATE  
UNIVERSITY FOR AMPLIFICATION DURING A “MUSIC LIVES” CONCERT  
TO BE HELD IN HADLEY PARK ON FRIDAY, OCTOBER 23, 2009 WITH TIME  
CHANGE OF EVENT FROM 5:00 – 9:00 PM TO 3:00 – 7:00 PM**

An application submitted by Ms. Sherry Hynne, representing WAWG Radio of Tennessee State University, requesting permission for amplification during a “Music Lives” concert and family barbecue on Friday, October 23, 2009, 5:00 – 9:00 pm, at the Bandshell and adjacent greenspace in Hadley Park was presented to the board.

However, because of the proximity of the senior citizen living facility and in order to be a good neighbor the board concluded that all evening events with amplification in Hadley Park should end by 7:00 pm. Therefore, upon motion of Ms. Davis Samuels, seconded by Ms. Johnson, the board approved this request for the hours of 3:00 – 7:00 pm. Please note that amplification was approved with the understanding that the sound not be disruptive to those in the surrounding area and is subject to monitoring by park personnel.

**X. New Business**

**10-09-13**

**BOARD APPROVES REQUEST OF IMPORT ALLIANCE  
TO HOST A CAR CLUB MEET IN THE PARKING AREA OF WAVE COUNTRY  
AND THE TWO RIVERS SKATE PARK ON SUNDAY, OCTOBER 25, 2009**

An application submitted by Mr. Omari Winbush, representing Import Alliance, requesting permission to host a car club meet in the parking lot of Wave Country and the Two Rivers Skate Park, 8:30 am – 5:00 pm, on Sunday, October 25, 2009 was presented to the board.

Upon motion of Ms. Johnson, seconded by Ms. Davis Samuels, the board approved this request with the understanding that the front portion of the parking area adjacent to the skate park should be left available for use of patrons of the skate park and greenway; there are approximately 590 parking spaces in this lot. Mr. Tommy Lynch, Assistant Director of Parks will assist in the coordination of this event.

**10-09-14**

**BOARD DEFERS REQUEST OF THE BATTLE OF NASHVILLE PRESERVATION  
SOCIETY TO SET UP AND STOCK A GIFT SHOP  
IN THE FORT NEGLEY VISITOR'S CENTER**

Mr. James Kay, President of The Battle of Nashville Preservation Society, was present to request permission from the board to set up and stock a gift shop in the Fort Negley Visitor's Center.

As per board policy 3000.25 this request was deferred to the Acquisition Committee and will be presented to the full board at the November 2009 meeting.

**10-09-15**

**BOARD DEFERS REQUEST OF THE BATTLE OF NASHVILLE PRESERVATION  
SOCIETY TO SET UP AND STOCK A GIFT SHOP  
IN THE FORT NEGLEY VISITOR'S CENTER**

Mr. James Kay, President of The Battle of Nashville Preservation Society, was present to request permission from the board to allow Civil War Trails to place "Trailblazer" sign at the entrance to Fort Negley.

As per board policy 3000.41 this request was deferred to the Signage Committee and will be presented to the full board at the November 2009 meeting.

**XII. INFORMATIONAL ITEMS FROM STAFF**

Community Garden Update – no report

Shelby Park Master Plan/Miracle League Update – no report

**XIII. UPCOMING SPECIAL ACTIVITIES/EVENTS**

Jackie Jones announced the upcoming park events:

**Saturday, October 10**

WQQK 92 Q Family Day  
Dog Days in the Park  
COPD Health Awareness  
Magdeburg Greenway Dedication

Cedar Hill Park  
Centennial Park  
Hall of Fame Park  
Morgan Park

**Sunday, October 11**

Dierks Bentley Concert

Riverfront Park

**Wednesday, October 14**

Allman Brothers/Widespread Panic Concert

Riverfront Park

**XIV. REPORT OF THE DIRECTOR**

Mr. Wilson reported that Richland Park Farmer's Market has been very successful.

Mr. Wilson congratulated Paul Widman and staff for a very successful Celebration of Cultures Event drawing over 32,000 in attendance for the one day event in Centennial Park.

**XV. ANNOUNCEMENTS/REQUESTS FOR FUTURE AGENDA ITEMS**

Councilmember Coleman's request to address the Board regarding the ***guns in parks*** issue.

Justice Birch suggested that the Vanderbilt Bridge Club representatives come back to the board for clarification of issues.

With there being no further business, the meeting was adjourned.

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**Mr. Roy E. Wilson, Director**

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**Mr. Stan Fossick, Chairperson**

