

MEMORANDUM TO: All Members of the Metropolitan Council

FROM: Jon Cooper, Director  
Metropolitan Council Office

DATE: **August 7, 2008**

RE: **Analysis Report**

Balances As Of:	<u>7/30/08</u>	<u>8/1/07</u>
<u>GSD 4% RESERVE FUND</u>	* \$30,527,202	\$26,578,984
<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 –

**SUBSTITUTE RESOLUTION NO. RS2007-78** (CRAFTON, MITCHELL & TYGARD) – This substitute resolution approves an economic impact plan for the Bellevue Center mall, and authorizes the industrial development board (IDB) to take the necessary action to implement the plan. State law allows local industrial development boards to submit an economic impact plan for qualifying areas, which include areas containing an industrial park or certain commercial enterprises and office facilities. Once an economic impact plan has been approved by the local legislative body, the local industrial development corporation can issue bonds pledged by tax increment financing (TIF) based on the increased property taxes resulting from the development. TIF is a financing mechanism authorized by state law whereby the increased tax revenue generated by a development is used to pay the debt service on bonds issued for the construction of the project, which bonds are typically purchased by private financial institutions.

This economic impact plan will be limited to the 83-acre Bellevue Mall site, which is located on the north side of Interstate 40, east of Highway 70 South. The plan proposes that the IDB issue bonds not to exceed a maximum amount of \$12,287,000, plus all costs associated with the issuance of the bonds to assist with the financing of the project. The proceeds of the bonds will be used to construct a public space at the mall, update the signalization on Sawyer Brown Road and Highway 70, construct a privacy wall on the north end of the mall property, build a sidewalk along a portion of Sawyer Brown Road, and upgrade the water and sewer lines in the area.

The plan forecasts that the Bellevue Mall development project will result in the addition of a \$180 million facility to the property tax rolls. Once the TIF period is over, this is expected to generate \$1.8 million per year in increased property taxes. In addition, the plan estimates Metro's local option sales tax receipts for the redeveloped mall to be \$7,875,000 million annually. Further, the mall is estimated to create 1,800 to 2,300 new jobs when the project is completed.

The council office would point out that by authorizing the use of TIF for the Bellevue Mall facility, the Metropolitan Government, which would include the public schools, is essentially giving up its right to the future increased tax revenues generated by the facility for as long as the TIF is outstanding, or up to 30 years, whichever occurs first.

**RESOLUTION NOS. RS2008-140 & RS2008-383** (CRADDOCK) – These two resolutions provide proposed amendments to the Metropolitan Charter regarding the installation of equipment by the Metropolitan Government on electric power board (Nashville Electric Service) poles and infrastructure. The Charter grants extremely broad authority to the electric power board over the Nashville electric system. The Charter provides that neither the mayor nor the council can exercise any authority over the NES board except as specifically provided in the Charter. The Charter expressly provides that NES shall charge the Metropolitan Government for any electric service furnished to the government at the same rates applicable to all other customers.

These Charter amendments have been proposed as a response to issues regarding the installation of security cameras on NES poles. The police department has implemented a pilot project in which security cameras are installed in high crime areas to help prosecute and deter criminal activity. In addition, several members of council last term used their infrastructure funds to purchase cameras for installation in their district. Once the cameras were installed, the police department apparently has had difficulty getting NES to supply electricity to the cameras due to the lack of a contract with Metro.

**Resolution No. RS2008-140** would allow Metro to install equipment on NES facilities and infrastructure without first entering into a contract with NES, and at no cost to Metro other than the cost of the electricity furnished by NES. The council office would point out that such a provision could possibly be a violation of the revenue bond covenants for debt issued by NES if it is determined that Metro would be treated differently from other similarly situated NES customers.

**Resolution No. RS2008-383** would allow Metro to make attachments to NES poles for the purpose of installing and maintaining equipment necessary for the public safety without charge to Metro. Further, NES would be required to submit its proposed pay plan to the council for approval by a resolution receiving 21 affirmative votes before the plan could become effective. If the resolution failed to receive council approval, the plan would be submitted to the civil service commission to prepare a pay plan to be submitted to the mayor and council.

The council, pursuant to the Charter, may only adopt two resolutions during the term of the council that submit amendments to the voters for ratification. Each proposed amendment to the Charter must be adopted by 27 affirmative votes of the council, and the resolution itself submitting the amendment must be adopted by 27 affirmative votes in order to become effective. This resolution provides that the date for holding the referendum election on the Charter amendments is to be the November 4, 2008 election. The Charter provides that resolutions proposing amendments to the Charter must be filed at least 80 days prior to the election. State election law provides that resolutions requiring the holding of elections on questions submitted to the people must be adopted between 45 and 60 days prior to the election. Thus, this resolution should be deferred until the September 16, 2008 council meeting.

Since these two proposed amendments modify the same section of the Charter, Resolution No. RS2008-140 should be withdrawn or deferred indefinitely.

These proposed Charter amendments have been referred to the charter revision commission.

**RESOLUTION NOS. RS2008-384 & RS2008-385** – These two resolutions appropriate community development block grant (CDBG) funds for custom street identification signs and neighborhood entryway signs in the Cameron and Cleveland Park neighborhood strategy areas. CDBG funds are designated by federal law to be used for affordable housing activities and for neighborhood community improvement projects. Plans for these projects are available for review at the offices of the Metropolitan development and housing agency.

**Resolution No. RS2008-384** (Moore & Maynard) appropriates \$160,000 in CDBG funds for custom signage in the Cameron neighborhood strategy area.

**Resolution No. RS2008-385** (Maynard) appropriates \$160,000 in CDBG funds for custom signage in the Cleveland Park neighborhood strategy area.

**RESOLUTION NO. RS2008-386** (COLE) – This resolution appropriates funds to 26 nonprofit organizations selected to receive funding through the community enhancement grants. The fiscal year 2008-2009 operating budget for the Metropolitan Government appropriated a total of \$2 million for three categories of community enhancement grants. Specifically, the budget included \$750,000 for domestic violence programs, \$750,000 for education and after school programs, and \$500,000 for community service programs. The mayor announced a new nonprofit grant funding process at the time the proposed operating budget was filed in March, which required nonprofit organizations

seeking funding from Metro to file a detailed application. During the previous administration, the nonprofit organizations to be funded were simply named in the budget ordinance with little or no documentation as to how the funds were to be spent.

A total of 124 nonprofit organizations submitted applications by the deadline. The three review panels, which were selected by the mayor, vice mayor and chair of the council budget and finance committee, considered and scored the applications and have recommended that 26 agencies receive funding of between \$10,000 and \$300,079. A detailed list of the nonprofit agencies receiving the funding and the amount each agency is to receive is attached to this analysis.

State law provides that the Metropolitan Government may appropriate funds to qualifying nonprofit organizations either as part of the annual operating budget or by resolution of the council. All such organizations must enter into a contract with the Metropolitan Government outlining how the funds will be expended.

There is a substitute making some changes to the form of the resolution to ensure the resolution is actually appropriating the funds to the selected nonprofit agencies.

**RESOLUTION NO. RS2008-387** (COLE) – This resolution approves an application for a juvenile accountability block grant in the amount \$103,788 from the state commission on children and youth to the juvenile court. These funds are federal pass through dollars that would be used to fund two full time community-based probation officers and partial funding for an intake probation officer in the juvenile court's diversion program. The juvenile court would be required to provide a cash match of \$11,532 from its operating budget if the grant is awarded.

**RESOLUTION NO. RS2008-388** (GILMORE, COLE & OTHERS) – This resolution approves a grant agreement between the Metropolitan Government and the industrial development board (IDB) to assist with funding the construction of a museum for African American music, arts and culture. In August 2006, the council adopted an initial resolution (Resolution No. RS2006-1329) determining to issue general obligation bonds in part to fund grants to four nonprofit organizations: (1) \$5 million for the African-American Museum; (2) \$5 million to the Nashville Symphony; (3) \$500,000 to the W.O. Smith Music School; and (4) \$205,000 to the Frist Center for the Visual Arts. At the time the 2006 resolution was filed, the Council Office raised questions concerning the legality of using government-issued general obligation bond funds for contributions to private nonprofit entities. As a result of the Council Office concerns, the council amended Resolution No. RS2006-1329 to prohibit the disbursement of bond proceeds to the nonprofit organizations until Metro's bond counsel issued an opinion that such disbursements are legal and will not adversely affect the tax-exempt status of the bond issue.

In 2007, Metro's bond counsel opined that state law does not permit the grant of general obligation bond proceeds to nonprofit organizations in the manner set forth in Resolution No. RS2006-1329. However, bond counsel further opined that these grants could be through MDHA for the purpose of financing "urban renewal projects" in redevelopment districts. With the exception of the W.O. Smith Music School, the nonprofit entities that were to receive the bond funding are all within redevelopment districts administered by MDHA. The council amended Resolution No. RS2006-1329 in April 2007 to provide that the bond funds are to be distributed as grants to MDHA for the purpose of financing capital costs related to the African-American Museum, the Nashville Symphony Hall and the Frist Center for the Visual Arts. The amendment deleted the reference to the W. O. Smith Music

School in the bond resolution. Subsequently, the council adopted another bond resolution (Resolution No. RS2007-2009) in July 2007 to provide additional grants to MDHA of \$5 million for the Nashville Symphony Hall and \$5 million for the African-American museum.

The administration, working with Metro's bond counsel, has determined that it is appropriate that a grant agreement be entered between the Metropolitan Government and the IDB to provide \$10 million in Metro funding for the museum for African American music, arts and culture. Specifically, the grant funds will be used by the IDB for the "acquisition, construction and equipping of the Museum as a public works project." The African American History Foundation of Nashville, Inc. (the "Foundation") has secured a lease agreement with the state for the location of the museum. The Foundation will make this site available to the IDB through a sublease for construction of the museum. The IDB and the Foundation are to enter into an operating agreement for the museum, which agreement will designate the Foundation as the entity to oversee the development, construction and operation of the museum, as well as require the Foundation to provide the funds necessary to complete the construction and pay all operating and maintenance costs of the museum once it is completed.

The grant agreement appoints Regions Bank as the escrow agent for receipt and disbursement of the grant funds to the Foundation. The Foundation will be responsible for paying the escrow fees charged by the bank. The grant agreement provides that up to \$1.8 million may be disbursed to the Foundation initially in order to pay engineering and architectural costs of the museum project. The remaining funds will not be disbursed until the Foundation has provided evidence to Metro that it has sufficient funds on hand or funding commitments to complete the construction of the museum. All Metro funds are to be expended within three years from the date of deposit. All funds not expended within three years will be returned to Metro. Further, any unspent portion of the initial grant installment(s) will be returned to Metro if construction of the museum has not commenced by October 8, 2009.

This resolution also specifies that notwithstanding the prior resolutions to finance grants to MDHA for the African-American museum, these bond funds may be granted to the IDB for this purpose pursuant to the grant agreement. The agreement refers to the African-American museum as a "public works project", as state law allows local governments to contract debts in order to make grants to local government instrumentalities for the construction of any public works project. Since the museum will technically be an IDB project (to be operated by the Foundation), it qualifies under state law as a public works project.

**RESOLUTION NO. RS2008-389** (COLE & MAYNARD) – This resolution approves a ninth amendment to a low income home energy assistance program grant from the state department of human services to the Metropolitan action commission (MAC) to provide financial assistance with heating costs. This resolution increases the amount of the grant by \$251,782, with a local match of \$145,000 to be provided through the MAC operating budget. This brings the total amount of the grant award to \$13,557,584.

**RESOLUTION NO. RS2008-390** (COLE & MAYNARD) – This resolution approves an amendment to a grant from the state department of human services to the Metro action commission (MAC) to provide assistance to low income and/or homeless individuals in Davidson County. MAC previously accepted a grant in the amount of \$5,446,078 from the state department of human services for the assistance program, with a grant term from 2004 through the 2009 fiscal year. This amount was subsequently increased in May 2007 by \$158,566.93 and in February 2008 by \$2,590. This resolution

approves another increase in the amount of the grant by \$11,473, for a new total grant award of \$5,716,283.08. These funds are used to assist MAC clients with rent payments, mortgage payments, utilities, medications, and other similar needs.

This resolution incorrectly identifies this grant agreement as being with the federal government. Although federal funds are involved, the grant contract is with the state.

**RESOLUTION NO. RS2008-391** (MAYNARD & COLE) – This resolution approves an annual grant in the amount of \$301,765 from the state department of human services to the Metro social services commission for adult homemaker services. These services to be provided include assistance with personal care, help with simple healthcare routines, assistance in obtaining medical care, and the performance of essential shopping and household tasks, as well as case management and support services. The homemaker program is for elderly persons and adults with mental and/or physical disabilities who need assistance in performing daily living activities. The term of this grant is from July 1, 2008, through June 30, 2009. There is a required local match of \$75,441 to be provided from the operating budget of the department of social services.

**RESOLUTION NO. RS2008-392** (MAYNARD & COLE) – This resolution approves a grant in the amount of \$48,021 from the Susan G. Komen Breast Cancer Foundation to the Metropolitan board of health for the Witness Project of Davidson County. The Witness Project is a volunteer organization of breast and cervical cancer survivors that witness to African American women about the importance of regular cancer screenings. These funds will be used to provide 150 mammograms, equipment and educational materials. The project seeks to reach 500 women over the age of 40 through churches and other community forums. It is estimated that at least 30 presentations will be held over the term of the grant, which is to be effective through March 31, 2009.

**RESOLUTION NO. RS2008-393** (COLE & MAYNARD) – This resolution approves an extension of a contract between the Metropolitan board of health and Rudra Prakash, M.D. to provide psychiatric mental services to clients at the Downtown Clinic. Pursuant to the contract, Dr. Prakash receives \$150 per hour to treat the patients without the assistance of medical residents, and \$100 per hour when precepting medical residents, up to a maximum of eight hours per week.

This resolution extends the term of the contract for an additional partial term beginning July 1, 2008 and extending through October 31, 2008.

**RESOLUTION NO. RS2008-394** (COLE) – This resolution approves the waiver of benefit overpayments made to Wayland Mosely, which were caused by employee benefit board staff errors. When Mr. Mosely's disability pension was recently converted to a service pension, it was determined that his pension benefit had been coded in the payroll system incorrectly. Thus, Mr. Mosely received \$3,875.28 in pension benefits for which he was not entitled.

The Metropolitan Code permits the benefit board to waive such overpayments provided that the beneficiary was without fault or knowledge of the error and would be deprived of income for living expenses if forced to repay the amount of overpayment. The employee benefit board has approved this waiver based upon the recommendation of the benefit board staff that requiring Mr. Mosely to repay this amount would create a financial hardship.

The council office would point out that in the event pensioners are underpaid, the back payments are automatically paid without council approval.

**RESOLUTION NOS. RS2008-395 & RS2008-396** (BAKER & COLE) – These two resolutions approve grants from the state department of labor and workforce development to the Nashville career advancement center (NCAC) for programs to assist the Sheet Metal Workers’ Local Union No. 177 with training for entry-level applicants. These funds will be used to upgrade the skills of 40 apprentices. Specifically, the funds will be used to provide training in OSHA safety, sheet metal industry mathematics, welding, blueprint reading, computer-aided drawing, operation of equipment, and field installation techniques. The grant terms are from April 16, 2008 through December 31, 2008. The council has recently approved similar grants for the benefit of other trade unions.

**Resolution No. RS2008-395** approves a grant in the amount of \$50,000 for the apprenticeship training program.

**Resolution No. RS2008-396** approves an administrative grant in the amount of \$5,000 for NCAC administrative support of the apprenticeship program.

**RESOLUTION NO. RS2008-397** (BAKER & COLE) – This resolution approves a grant in the amount of \$86,240 from the state department of labor and labor and workforce development to the Nashville career advancement center (NCAC) to assist with the recruitment and training of employees at Glass Products, LLC. The funds are available under the federal workforce investment act of 1998 through the fast track on-the-job training program. Under the terms of this grant, the Middle Tennessee career center, which is operated by NCAC, is managing the recruitment campaign for Glass Products, LLC based upon a hiring schedule of 100 employees a year for the next five years. The career center will also provide 320 hours of on-the-job training for 35 employees. The term of the grant is from July 1, 2008 through June 30, 2009.

**RESOLUTION NO. RS2008-398** (CRADDOCK & COLE) – This resolution accepts a \$200 donation from Kroger to the Metropolitan Nashville police department DARE program. Pursuant to Ordinance No. BL2006-1015, donations of items valued at less than \$5,000 may be approved by resolution. Donations in excess of \$5,000 must be approved by ordinance.

**RESOLUTION NO. RS2008-399** (COLE & CRADDOCK) – This resolution approves an application for an Edward Byrne Memorial Justice Assistance Grant in the amount of \$292,365 from the U.S. department of justice to the Metropolitan Government. These federal funds are to benefit the following departments: police, state trial courts, sheriff, public schools, district attorney, justice information system (JIS), juvenile court, public defender, and parks. If awarded, the grant funds will be distributed as follows:

- **District attorney:** \$29,620.64 for salary and benefits for case investigators;
- **Public defender:** \$4,847.14 to pay a portion of the salary of a part-time law clerk to work with the legal defense teams representing juvenile offenders;
- **Juvenile court:** \$9,099.90 to pay a portion of the salary of a warrant officer in the gang prevention program;

- **State Trial Courts (Drug Court):** \$43,732.90 for operational costs of the drug court treatment program;
- **JIS:** \$14,764.53 for equipment and software upgrades;
- **Sheriff:** \$37,168.61 for the community outreach program;
- **Police:** \$91,369.28 for technology purchases to enhance officers' ability to respond to calls for service;
- **Schools:** \$33,587.09 to install additional closed-circuit television cameras in schools;
- **Parks:** \$5,136.53 to purchase six taser devices for the parks police.

**RESOLUTION NO. RS2008-400** (COLE) – This resolution authorizes the department of law to accept \$7,821.66 to settle the Metropolitan Government's property damage claim against Danielle Leverett. On March 7, 2008, a Metro police officer was traveling westbound on Woodmont Boulevard when the police car he was driving was struck by a vehicle driven Danielle Leverett, who failed to stop at a flashing red light. The accident caused \$7,821.66 in damage to the 2007 Chevrolet Impala police car. This resolution settles the claim for the amount of property damage done to the vehicle.

**RESOLUTION NO. RS2008-401** (COLE) – This resolution authorizes the department of law to accept \$8,244.09 to settle the Metropolitan Government's property damage claim against Myria Wiggins. On April 8, 2008, a Metro police officer was traveling westbound on West Trinity Lane at the intersection of Whites Creek Pike when Ms. Wiggins made a left turn in front of the police officer causing a collision. The accident caused \$8,244.09 in damage to the 2007 Chevrolet Impala police car. The officer involved in the accident was transported to Vanderbilt Hospital with a non-life threatening injury. This settlement represents a full recovery of the property damage portion of Metro's claim.



**– BILLS ON SECOND READING –**

**ORDINANCE NO. BL2008-251** (ADKINS & COLE) – This ordinance amends the Metro Code to increase the hotel occupancy privilege tax by fifty cents for the support and promotion of large events. In August 2007, the council authorized the collection of four tourist accommodation taxes to create a funding mechanism for the construction of a new downtown convention center, as allowed by changes to the state law. One of the new tourist accommodation taxes was a \$2.00 tax upon the occupancy of each hotel room within the area of the Metropolitan Government. This tax can only be used for the purpose of paying construction costs of a new publicly-owned convention center with a cost in excess of \$400 million. Revenues from the \$2.00 tax can also be used for the operation, promotion, management and marketing of a new convention center.

In the spring of 2008, the Tennessee General Assembly enacted a new public act authorizing the metropolitan government, by ordinance, to increase the additional hotel occupancy privilege tax by fifty cents to be deposited into a new fund entitled "The Event and Marketing Fund". Appropriations from the new fund must be administered by a committee attached to a convention and visitors bureau, or similar entity approved by the mayor and the council. The state law requires that the five person committee be appointed by the mayor, and is to be made up of representatives of the following groups: one person nominated by the hotel and lodging association; one person from the hospitality industry; one representative from a hotel corporation with a single hotel in Nashville containing more than 2,900 rooms (Gaylord Opryland); and two members of the public to be selected by the mayor. All expenditures from the fund are subject to the approval of the Metropolitan finance director. If the increase is approved by the council, the state law provides that the tax is to sunset in six years.

This ordinance basically adopts the provisions of the state law and designates the Nashville Convention & Visitors Bureau (CVB) as the entity to which the committee is tied, since the CVB currently has a contract with Metro to provide tourism and convention marketing services.

One important distinction between the provisions of the state law and this ordinance concerns the types of events for which the additional funds may be used to promote. The state law requires this additional fifty cent hotel tax to be used for any purpose allowable under T.C.A. § 7-4-110(a)(1), which is the direct promotion of tourism. However, this ordinance includes a requirement that the funds be used "to support events or projects which are found by the committee to have a cumulative total economic impact on the Metropolitan Government of Nashville and Davidson County of greater than five million dollars (\$5,000,000.00)." The ordinance does not include any criteria for calculating total economic impact on the Metro Government.

As this ordinance is a tax measure, it is amendable on third reading pursuant to the council rules of procedure.

**ORDINANCE NO. BL2008-252** (GOTTO & DOMINY) – This ordinance adopts the property identification maps for the Metropolitan Government identifying property as of January 1, 2008, as the official maps for the identification of real estate for tax assessment purposes. These maps are adopted on an annual basis.

**ORDINANCE NO. BL2008-253** (COLE & EVANS) – This ordinance authorizes the Metropolitan Government to enter into a renewal of an easement by the U.S. Army Corps of Engineers for property at the intersection of Smith Springs Road and Rural Hill Road in the Percy Priest Lake area. The purpose of the easement is to allow the 8-inch water line and 8-inch sewer line, along with 20 feet of right-of-way, across three parcels of property owned by the federal government. This easement will be for a term of twenty years beginning January 15, 2008 and extending through January 14, 2028. There is no direct cost associated with this easement.

This ordinance has been approved by the planning commission.

**ORDINANCE NO. BL2008-254** (EVANS) – This ordinance abandons a twenty foot water and sewer easement for property located at 1707 14<sup>th</sup> Avenue South. This easement is no longer being used by the department of water and sewerage services. This ordinance has been approved by the planning commission.

**ORDINANCE NOS. BL2008-255 and BL2008-256** – These two ordinances abandon certain rights-of-way within the area of the Metropolitan Government. Consent of the affected property owners is on file with the department of public works. These ordinances have been approved by the planning commission and the traffic and parking commission.

**Ordinance No. BL2008-255** (Moore) abandons a portion of Alley No. 1834 from Rosedale Avenue northwestward to a dead end between Nolensville Pike and Canady Avenue. This closure has been requested by I-440 Business Partners, the owner of the adjoining properties. This ordinance also abandons all Metro easements within the alley.

**Ordinance No. BL2008-256** (Harrison) abandons a portion of Monticello Street southwestward from Monticello Drive. There is no future need for this portion of roadway, as Monticello Street is to be rededicated and realigned by the Woods at Monticello subdivision. This closure has been requested by Barge Waggoner Sumner and Cannon, Inc. on behalf of the developer. The adjacent property owner is the Metropolitan Development and Housing Agency.

**ORDINANCE NO. BL2008-257** (JAMESON) – This ordinance authorizes Nashville Pinnacle, LLC to install and maintain an encroachment at 150 Third Avenue South for the Pinnacle at Symphony Place development. This encroachment will include landscaping along all four edges of the new facility bordered by the Shelby Street pedestrian bridge to the north, Demonbreun Street to the south, and Second and Third Avenues to the east and west. The encroachment will also consist of underground electrical ductwork and an aerial walkway bridge connecting the third floor of the building to the Shelby Street pedestrian bridge. Nashville Pinnacle, LLC has agreed to indemnify the Metropolitan Government from all claims in connection with the installation and maintenance of the encroachment, 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.

**– BILLS ON THIRD READING –**

**ORDINANCE NO. BL2008-246** (CRADDOCK, WILHOITE & DOMINY) – This ordinance amends the Metropolitan Code to allow the police department to transport children found loitering during school hours to either the juvenile detention center or to the new truancy center. The code currently prohibits a child under the age of 18 who is subject to the state compulsory school attendance law from loitering in public places during school hours. Children found loitering in violation of this code provision “may be taken into custody”, meaning they are transported to the juvenile detention center.

The council recently approved funding for a new truancy center recommended by the mayor as part of the fiscal year 2009 budget. In order to implement the truancy center program, the code needs to be amended to allow children found loitering to be transported to the center.

**ORDINANCE NO. BL2008-247** (DUVALL & FOSTER) – This ordinance approves the acceptance of the donation of a conservation easement from Hanover Ridge, LLC for the Metro parks greenway system. This perpetual easement for approximately twelve acres of property located north of Mt. View Road and east of Bell Forge Parkway will be utilized as part of our greenway area with a pathway for bicycles or pedestrian travel, nature trail, and/or natural area. The acceptance of the conservation easement has been approved by the board of parks and recreation and the planning commission.

**ORDINANCE NO. BL2008-248** (TYGARD) – This ordinance would require all Metro departments to provide the council with a report describing their actions to reduce paper consumption and postage expenses. The fiscal year 2009 budget includes in excess of \$3 million government-wide for mailing expenses. This ordinance simply requires each Metro department to submit an annual written report not later than September 30 outlining the department’s actions to reduce the amount of paper used and postage expenses.

**ORDINANCE NO. BL2008-250** (STANLEY & EVANS) – This ordinance authorizes the Metropolitan Government to enter into a renewal of an easement by the U.S. Army Corps of Engineers for property along Smith Springs Road in the Percy Priest Lake area. The purpose of the easement is to allow the water pipeline across five parcels of property owned by the federal government. This easement will be for a term of twenty years beginning February 11, 2008 and extending through February 10, 2028. There is no direct cost associated with this easement.

This ordinance has been approved by the planning commission.

# FY09 COMMUNITY ENHANCEMENT FUNDS RECIPIENTS

PRIORITY AREA	AWARDS	SERVICE
<b>Community Service</b>		
Nashville Adult Literacy Council	\$60,000.00	Adult Education
Nashville CARES	\$56,875.00	HIV/AIDS (Transportation)
Neighborhoods Resource Center	\$36,658.00	Neighborhoods
Rape & Sexual Abuse Center	\$50,000.00	Sex Abuse Counseling
Second Harvest Food Bank	\$202,500.00	Basic Needs (Food)
Tennessee Voices for Children	<u>\$93,967.00</u>	Mental Health (Youth)
	<b>\$500,000.00</b>	
<b>Domestic Violence</b>		
Family & Childrens Service	\$48,600.00	Counseling
Legal Aid Society of Middle Tennessee	\$165,465.00	Advocacy (legal)
Morning Star Sanctuary, Inc.	\$165,495.00	Shelter
Nurses for Newborns Foundation	\$97,170.00	Other - Nurse home visits
The Mary Parrish Center	\$77,100.00	Advocacy (paralegal) & Counseling
YWCA of Nashville and Middle Tennessee	<u>\$196,170.00</u>	Shelter
	<b>\$750,000.00</b>	
<b>Education/Aftercare</b>		
Bethlehem Centers of Nashville	\$29,070.00	Tutoring
Bookem	\$11,034.00	Literacy - Book Distribution
Fannie Battle Day Home, Inc.	\$20,500.00	Aftercare & Summer programming
Girl Scouts of Middle Tennessee	\$20,000.00	Scout troop leader stipend
Homework Hotline	\$10,000.00	Tutoring - Bilingual Phone
McNeilly Center for Children	\$124,817.00	Aftercare 4-12
Nashville Academy Theatre and Nashville	\$50,000.00	Arts - Children's Theater Performances
Nashville Ballet	\$2,000.00	Arts (Ballet class) (Smithson-Craighead)
Nashville Symphony Association	\$25,000.00	Arts - Music Ed in Stratford cluster
Project for Neighborhood Aftercare	\$300,079.00	Before & aftercare for 11 schools
St. Luke's Community House (Episcopal)	\$20,000.00	Preschool teachers
St. Mary Villa Child Development Center	\$10,000.00	Pre-K new site Nolensville Rd. (Hispanic immigrants).
United Cerebral Palsy of Middle Tennessee	\$90,000.00	Disabled children assisted to attend programs.
Youth Encouragement Services	<u>\$37,500.00</u>	Fitness/nutrition 6-18 year olds north, south Nashville
	<b><u>\$750,000.00</u></b>	
<b>TOTAL</b>	<b>\$2,000,000.00</b>	

**Attachment – Resolution No. RS2008-386**