

MEMORANDUM TO: All Members of the Metropolitan Council

FROM: Jon Cooper, Director
Metropolitan Council Office

DATE: **October 18, 2011**

RE: **Analysis Report**

Balances As Of:	<u>10/12/11</u>	<u>10/13/10</u>
<u>GSD 4% RESERVE FUND</u>	\$35,787,151	\$29,959,991
<u>GENERAL FUND UNDESIGNATED FUND BALANCE</u>		
GSD	\$50,000	Unavailable
USD	\$50,000	Unavailable
<u>GENERAL PURPOSE SCHOOL FUND UNRESERVED FUND BALANCE</u>		
	Unavailable	Unavailable

* Assumes estimated revenues in fiscal year 2012 in the amount of \$24,098,500

– RESOLUTIONS –

RESOLUTION NO. RS2011-15 (MCGUIRE) – This resolution approves an extension of a lease agreement between the Metropolitan Government and Firstcal Industrial 2 Acquisition, LLC for property located at 621 Mainstream Drive, known as Corners II, used as office space for the Nashville career advancement center (NCAC). Metro first leased office space for NCAC at this location in 2002. A new lease was approved in 2008 for 15,946 square feet of space. The lease technically expired on September 30, 2011.

NCAC desires to extend the lease for a three year period to expire September 30, 2014, with an option for an additional three-year extension. The base rent for the premises and annual increases will be paid according to the following schedule:

<u>Year</u>	<u>Per Month</u>	<u>Per Year</u>
2011-2012	\$19,779.62	\$237,595.40
2012-2013	\$20,195.61	\$242,347.31
2013-2014	\$20,599.52	\$247,194.25

The amount of rent to be paid if the option is exercised would be based upon the fair market rental value for comparable property.

The 2008 ordinance approving the original lease agreement allowed amendments to the lease to be approved by resolution of the council receiving 21 affirmative votes. This lease extension has been approved by the planning commission.

The council office would point out that this lease amendment includes a limitation of liability not particularly favorable to Metro. The agreement provides that the liability of the landlord will be limited solely to the landlord's interest in the building, and neither the landlord nor any of its partners would have any personal liability.

RESOLUTION NO. RS2011-42 (HUNT & MCGUIRE) – This resolution supplements certain prior resolutions by authorizing the issuance of series 2011 electric system revenue bonds in the amount of \$125,000,000, and revenue refunding bonds in the amount of \$230,000,000, as approved and recommended by the NES power board. Although the Metropolitan Charter grants NES complete control and authority over the operation of the electric system, NES cannot issue bonds without permission of the Metropolitan Government.

This is the 24th supplement to the electric system revenue bond resolution originally adopted in 1985. The new revenue bonds will be issued to provide funds for capital system improvements to the electric system. The refunding bonds will refund outstanding series 2001A and 2004A bonds in order to achieve interest savings. These bonds are to be paid solely from the revenue of NES and will not be an obligation of the Metropolitan Government or be guaranteed by the taxing authority of the Metropolitan Government.

RESOLUTION NO. RS2011-43 (MCGUIRE & MITCHELL) – This resolution confirms the apportionment of special assessments for the proposed Biltmore Ridges mixed-use development in Bellevue. The methodology for this special assessment was approved by the council as part of Substitute Resolution No. RS2011-1, which apportioned the costs of the infrastructure improvements to the properties within the development. State law requires that notice of the apportionment be published and that owners be given a right to object. The Metropolitan Clerk published notice of the apportionment and no objections were submitted. This resolution simply confirms the apportionment of costs previously approved by Substitute Resolution No. RS2011-1.

RESOLUTION NO. RS2011-44 (MCGUIRE & MITCHELL) – This resolution approves an amendment to an agreement between the Metropolitan Government and Nashville Biltmore, LP pertaining to the widening and relocation of three ramps at the interchange of I-40 with McCrory Lane in the Bellevue area, as well as a realignment and widening of McCrory Lane. These improvements are necessary for the proposed Biltmore Ridges development near this interstate exit. The state previously agreed to provide \$4 million of the estimated \$8,311,514 project cost. The original agreement was approved in December 2010 by Ordinance No. BL2010-791. Metro agreed to act as the local government project sponsor and contract manager but is not contributing any funds toward the project. Under the original agreement, Nashville Biltmore is responsible for providing the remaining project funding over and above the state's \$4 million contribution, and is required to provide a revolving account with a total deposit over the life of the project of \$8,311,514. The original agreement also requires Nashville Biltmore to provide Metro with an irrevocable letter of credit in the amount of \$4,311,514 to secure the developer's share of the project costs.

On October 4, 2011, the council adopted Substitute Resolution No. RS2011-1 to authorize special assessments to be levied for infrastructure improvements associated with the proposed Biltmore Ridges development. In light of the special assessment financing authorized by the council, this resolution approves an amendment to the previous agreement to provide that the special assessment financing proceeds may be used for the project and to allow the developer to fund the revolving account with the special assessment financing if it is obtained prior to June 30, 2012. The amendment also waives the developer's obligation to provide the letter of credit as long as the special assessment financing proceeds, together with any reimbursements from the state, are available in an amount equal to \$8,311,514 (less any amounts previously paid from the revolving account). Further, the amendment provides that Metro can use the special assessment financing proceeds to pay the developer for the necessary right-of-way for the project.

Ordinance No. BL2010-791 allows amendments to the agreement to be approved by resolution.

RESOLUTION NO. RS2011-45 (HUNT & MCGUIRE) – This resolution authorizes Metro water services (MWS) to enter into a contract with the Hendersonville Utility District for the acceptance and treatment of its sewage flow. This contract is for a term of twenty years, but may be extended upon agreement of the parties. The utility district will pay \$1.34 per hundred cubic feet of flow up to a maximum number of gallons for each point of connection. If the
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RESOLUTION NO. RS2011-45 (continued)

sewage flow exceeds the maximum level, the price will be 125% of the contract rate for the excess amount of flow. The contract includes a built in annual adjustment for the sewage treatment price. In the sixth, eleventh, and sixteenth year of the agreement, the price will be set based upon the method used to calculate the initial price using a mutually acceptable rate consultant. In all other years, the adjustment will be based upon the lesser of (1) the percentage increase or decrease in the service charge index published by the National Association of Clean Water Agencies; or (2) the percentage increase or decrease in the urban consumer price index.

The contract recognizes that the utility district transports Metro sewage flow through its system prior to its reentry into the Metro system. The utility district will be given credit for the cost of this transportation based upon a rate set by the independent consultant.

The contract requires the utility district to make a lump sum retroactive payment for wholesale sewer treatment services rendered beginning July 1, 2007. This lump sum will be computed based upon a rate of \$0.83 per 1,000 gallons of flow minus the amount the utility district actually paid during this period. In addition, the utility district will pay a "dispute period adjustment" payment totaling \$3.1 million to be paid monthly based upon a rate of \$0.065 per hundred cubic feet of flow in recognition of the three years it took to negotiate this contract. The contract further requires the utility district to operate an industrial pretreatment program within its service area at its sole expense.

Metro has contracts with a number of other municipalities and utility districts to transport and treat their sewage.

There is a housekeeping substitute for this resolution reflecting that the contract is with the Hendersonville Utility District as opposed to the City of Hendersonville.

RESOLUTION NO. RS2011-46 (HUNT, MCGUIRE & JOHNSON) – This resolution approves an application for a state recycling rebate grant in the amount of \$51,680 for the benefit of the department of public works. These funds will be used to defray the cost of operating the Metro recycling centers. There will be a required match of \$51,680 to be provided from the department's operating budget.

RESOLUTION NOS. RS2011-47 & RS2011-48 – These two resolutions approve applications for Transportation Enhancement Program grants from the state department of transportation to the department of public works for the construction of sidewalks. If awarded, the grants will cover eighty percent of the construction costs for the projects. The remaining twenty percent will be provided by Metro using capital funds designated for sidewalks.

Resolution No. RS2011-47 (S. Davis, McGuire & Hunt) approves an application for a grant in the amount of \$2,322,000 with a local match of \$580,000 to construct 4,300 linear feet of sidewalk along Dickerson Pike from Douglas Avenue to East Trinity Lane.
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RESOLUTION NOS. RS2011-47 & RS2011-48

Resolution No. RS2011-48 (Claiborne, McGuire & Hunt) approves an application for a grant in the amount of \$606,000 with a local match of \$151,000 to construct 800 linear feet of sidewalk along Lebanon Pike between Park Drive and Old Lebanon Pike. This project would fill a gap between two existing sections of sidewalks.

RESOLUTION NO. RS2011-49 (HARMON, POTTS & OTHERS) – This resolution approves an agreement between the Tennessee department of transportation and the Metropolitan department of public works to construct pedestrian enhancements along Harding Place. The project is to consist of the construction of approximately 4,800 linear feet of sidewalks and bicycle paths along Harding Place from Nolensville Pike to Tampa Drive at a total cost of \$2,206,250. The state is providing eighty percent of the construction costs in federal pass-through funds. The remaining twenty percent (\$441,250) is being provided from Metro capital funds.

RESOLUTION NO. RS2011-50 (MCGUIRE) – This resolution authorizes the submission of an application to request a subzone status with manufacturing authority for Delta Faucet Company of Tennessee as part of foreign trade zone #78. The mayor's office of economic and community development manages foreign trade zone #78 in Tennessee. Foreign trade 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.

This application requests the federal government to grant subzone status to Delta Faucet Company of Tennessee's manufacturing, warehousing, and distribution facility in Jackson, 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.

RESOLUTION NO. RS2011-51 (MITCHELL & MCGUIRE) – This resolution approves the annual contract for services performed by the Metropolitan Government for the emergency communications district (ECD) relative to operation of the enhanced-911 service for fiscal year 2011-2012. The contract specifies certain services to be provided by the Metro emergency communications center, the department of public works, and the department of general services. The department of public works will maintain an updated Master Street Address Guide, and the department of general services will provide five fleet vehicles and the associated maintenance. Metro also agrees to handle the procurement of goods and services upon request by the ECD through our purchasing division. Metro will also be responsible for training the Metro employees who will operate the system. ECD is to reimburse the Metropolitan Government in the amount of \$4,900 for the services provided by the department of public works and \$8,900 for the use of the five fleet vehicles, plus the reimbursement of certain training costs, telephone expenses, and equipment costs.

RESOLUTION NO. RS2011-52 (MITCHELL & MCGUIRE) – This resolution approves a grant in the amount of \$310,000 from the U.S. department of justice to the Metropolitan police department for the gang resistance education and training (GREAT) program. The GREAT program is a school-based curriculum taught by police officers to middle school students. The primary goal of GREAT is to prevent youth delinquency, violence, and gang membership. These funds will be used for the continued hosting of a regional GREAT training center to teach the program to police officers from other jurisdictions. Specifically, the funds would cover personnel costs, travel expenses, equipment, and supplies.

RESOLUTION NO. RS2011-53 (MITCHELL & MCGUIRE) – This resolution approves an Edward Byrne Memorial Justice Assistance grant in the amount of \$666,280 from the U.S. department of justice to the Metropolitan police department for technology purchases and to enhance the advanced records management system. These grant funds will be used to upgrade and improve the technologies used by various Metro departments. Specifically, the grant funds will be allocated as follows:

- **District attorney:** \$65,949.95 to pay the salary and benefits for a part-time case assistant DA or victim advocate;
- **Public defender:** \$10,792.10 to employ a part-time intervention specialist to assist attorneys assigned to the Juvenile Division;
- **Juvenile court:** \$20,260.80 for broadband access to satellite probation offices;
- **JIS:** \$32,873.03 to purchase hardware, operating systems, and backup equipment;
- **Sheriff:** \$82,755.39 to fund the salary and benefits for the director of community outreach;
- **Police:** \$226,036.04 for technology upgrades and equipment;
- **Schools:** \$74,781.20 to install additional closed-circuit television cameras in schools;
- **Parks:** \$11,436.41 to purchase equipment to implement the automated record management system in a parks police vehicle;
- **Drug Court:** \$97,370.69 for the operational costs of their current drug treatment program

RESOLUTION NO. RS2011-54 (MITCHELL & MCGUIRE) – This resolution approves an amendment to a grant in the amount of \$840,333 from the U.S. department of homeland security to the Metropolitan fire department for equipment to enhance the safety of firefighting personnel. These funds are used to train certain firefighters as hazardous material technicians, to provide safety training for all firefighters, and to purchase hazardous materials detection equipment and safety gear. This amendment extends the term of the grant through October 22, 2011 so that the funds can be fully expended.

RESOLUTION NO. RS2011-55 (MITCHELL, MCGUIRE & JOHNSON) – This resolution approves an application for an Assistance for Firefighters grant in the amount of \$552,040 from the U.S. department of homeland security to the Metropolitan Nashville fire department. These funds would be used to purchase a driver simulator and implement an emergency vehicle operator course to assist fire personnel in learning to operate large emergency vehicles. According to the grant application, the fire department currently does not have a formal driver training program. If awarded, there will be a required local match of \$138,010.

RESOLUTION NOS. RS2011-56 (LANGSTER & MCGUIRE) – This resolution appropriates additional grant funds from the U.S. department of health and human services to the Metropolitan action commission (MAC) for the head start program. The federal government has awarded an additional \$481,306, bringing the total amount appropriated under the grant to \$11,446,891. MAC has the authority to accept grant funding without council approval, but such funds must be appropriated by the council either through the annual operating budget ordinance or by resolution.

RESOLUTION NO. RS2011-57 (LANGSTER, MCGUIRE & JOHNSON) – This resolution appropriates grant funds from the department of human services to the Metropolitan action commission (MAC) for low income home energy assistance program (LIHEAP). This program provides financial assistance with heating costs to eligible recipients. This resolution appropriates \$5,043,704.80 in new LIHEAP funds for a term beginning October 1, 2011, and ending on June 30, 2012.

RESOLUTION NO. RS2011-58 (LANGSTER & MCGUIRE) – This resolution appropriates \$1,008,740.96 to the Metropolitan action commission (MAC) as part of the community services block grant from the Tennessee department of human services. The funds allow MAC to assist low income individuals in meeting basic needs including employment services, primary health services, housing, nutrition, and emergency services.

RESOLUTION NO. RS2011-59 (LANGSTER & MCGUIRE) – This resolution approves a contract between the Metropolitan board of health and Corinthian Missionary Baptist Church to upgrade the church's kitchen facilities and to promote community gardens in North Nashville. The funds for this contract are from the federal stimulus grant the health department received to promote healthy living. These funds will be used to provide nutrition education, as well as to purchase a dishwasher, install kitchen sinks, purchase a new refrigerator, and purchase kitchen utensils for the church. Corinthian Missionary Baptist Church was selected through a request for proposals issued by the health department seeking community partners to promote healthy living. The church is to receive \$24,275 in federal stimulus pass-through funds under this contract. The term of the contract is from the date of approval through March 18, 2012.

This health department contract incorrectly identifies the name of contractor. The contract designates "Good Food for Good People" as the contractor instead of Corinthian Missionary Baptist Church.

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RESOLUTION NO. RS2011-59 (continued)

The council office recommends that this contract be amended to correct the name of the contractor and to include language specifying that none of the Metro funds will be used for a religious purpose. The Establishment Clause of the First Amendment to the U.S. Constitution has been interpreted by the courts to prohibit the use of governmental funds for programs that have the primary effect of advancing religion. A program may have the primary effect of advancing religion if it leads to religious indoctrination that could be attributable to the government, or if the recipient of government funds diverts any of the funds to further its religious mission. *American Atheists, Inc. v. City of Detroit Downtown Development Authority*, 567 F.3d 278 (6th Cir. 2009). Although promoting healthy eating habits is clearly a secular purpose, this contract includes language that could arguably lead to the advancement of religion. The Scope of Services in the contract provides that the church will use the funds to provide nutrition classes “as part of their regular church activities” and to incorporate time for health improvement “as part of the church’s ministry”. The council office suggests that the scope of services be revised to remove any reference to the ministry activities of the church and to specify that the programs are open to everyone regardless of religious affiliation.

RESOLUTION NO. RS2011-60 (LANGSTER & MCGUIRE) – This resolution approves an annual grant in the amount of \$238,500 from the state department of health to the Metropolitan board of health to provide rapid HIV testing services. These federal pass-through funds will be used to pay the salaries of the health department personnel that provide the HIV testing in a clinical setting. The health department will be required to report positive HIV test results to the state within one month, and provide counseling and referral services to those clients receiving a positive result. The term of the grant is from September 30, 2011 through December 31, 2012.

RESOLUTION NO. RS2011-61 (LANGSTER & MCGUIRE) – This resolution approves an annual grant in the amount of \$227,900 from the state department of health to the Metro health department for the commodity supplemental food program. This is a federal program that provides nutritious food to eligible low-income clients who are vulnerable to inadequate nutrition. The majority of these federal pass-through funds are used to pay the salaries and benefits of the health department employees in the commodity food program. The term of the grant is from October 1, 2011, through September 30, 2012.

RESOLUTION NO. RS2011-62 (LANGSTER & MCGUIRE) – This resolution approves a grant in the amount of \$4,245,100 from the state department of health to the Metro health department for operation of the Women, Infants and Children (WIC) program in Nashville to provide nutritious food to low-income women, infants, and children. These federal funds are used to pay the salaries and benefits of the health department employees administering the WIC program. The term of the grant is from October 1, 2011, through September 30, 2012.

– BILLS ON SECOND READING –

ORDINANCE NO. BL2011-1 (STANLEY) – This ordinance amends the Metropolitan Code to require the board of fair commissioners (“fair board”) to solicit proposals for the development of the fairgrounds as a theme park. In February 2011, the council enacted Ordinance No. BL2010-820 (as amended) to require the fair board to negotiate with the recently-formed Tennessee State Fair Association or another suitable nonprofit organization to hold a State Fair in 2011 and 2012 at the existing fairgrounds site and to continue the operation of the expo center at the existing fairgrounds site until another suitable location has been identified and the site has been approved by the council by ordinance. The ordinance also required the fair board to develop a master plan that would include construction of a public park and restoration of Brown’s Creek, recommended modifications to and/or removal of the existing facilities, planned development of the site for mixed-use purposes, recommended zoning changes, and infrastructure improvements for the site and the surrounding area.

This ordinance would require the fair board, in conjunction with the master plan noted above, to take the action necessary to solicit proposals for the partial development of the fairgrounds as a commercially-operated theme park. The theme park must include rides, shows, games, and other forms of amusement, and must have music as its central theme. The recitals in the ordinance contemplate that the theme park would be focused on country music and NASCAR.

In August 2011, the voters approved an amendment to the Metro Charter to require any ordinance providing for the demolition of any of the facilities at the fairgrounds to be approved by 27 votes of the council. Since this ordinance only requires the solicitation of proposal for a theme park and does not provide for the demolition of any of the structures at the fairgrounds, this ordinance would only need 21 votes on third reading. However, any future legislation requiring demolition activity would require 27 votes.

The council office would point out that the purchasing agent has issued two requests for proposals (RFPs) for the fairgrounds master plan. The responses to the RFPs are due in November 2011.

ORDINANCE NO. BL2011-2 (BARRY) – This ordinance amends the victim-offender mediation litigation tax provisions to authorize the funds to be used for other community mediation services, as provided by state law. The council enacted a \$1.00 litigation tax in 2004 for all cases in the general sessions and juvenile courts to provide funds that must be used exclusively for victim mediation centers duly certified under state law. At the time, state law allowed local governments to impose such a tax as long as all of the revenue is distributed monthly to qualified victim-offender mediation centers. The 2004 ordinance provided that the district attorney would be responsible for developing guidelines for the administration of the funds in consultation with judicial officials and the Nashville Bar Association.

The state enabling legislation for this litigation tax was recently amended to allow the tax to be used for the purpose of handling other community mediation matters in addition to victim-offender mediation. This ordinance simply modifies the Metro Code provision to incorporate the new state law language. The amount of the tax will remain the same.

ORDINANCE NO. BL2011-3 (TYGARD) – This ordinance amends the stormwater provisions in the Metro Code to allow recreational athletic facilities to be constructed within the floodway under certain conditions. In December 2010, the council enacted an ordinance to prohibit development from having an adverse impact as it relates to flooding, which included a prohibition on the construction of any new structure within the floodway. A structure that is already located in the floodway may be repaired in the event of a casualty loss up to fifty percent of the appraised value of the property. The code was subsequently amended in June 2011 to give the stormwater management committee the authority to grant a variance to allow the construction of certain types of structures within the floodway as long as the structure is designed and constructed so as to have no adverse impact on other properties along the same waterway and will not result in a rise in flood elevation. The structures for which a variance may be granted include surface parking lots, temporary structures less than 100 square feet in size that are not used as a dwelling unit, water-related features (such as bridges, wharfs, docks, and boat ramps), and water/sewer infrastructure.

This ordinance amends the code to allow athletic fields and associated facilities used for recreational purposes to be constructed in the floodway if the facilities would not have an adverse impact on downstream properties. These facilities would include dugouts, bleachers, concession stands, and storage buildings. The ordinance also specifies that the stormwater management committee will be responsible for determining whether a proposed structure will have an adverse impact or not.

ORDINANCE NO. BL2011-4 (STANLEY) – This ordinance amends the Metro Code to require the director of Metro water services (MWS) to submit a quarterly stormwater report to the council and mayor. In 2007, the council enacted an ordinance to codify the MWS stormwater division, and to lay the groundwork for a separate stormwater user fee to act as a funding mechanism for the storm water division. The stormwater user fee was approved by the council in March 2009. Part of the 2007 ordinance required the director of MWS to submit an annual report to the council providing an update on the status of the storm water program, the fee structure imposed to fund the program, long-range plans to implement this ordinance, and the status of on-going projects to control storm water runoff.

This ordinance amends the 2007 ordinance to require the reports to be submitted quarterly instead of annually. In addition to the above information, the report would be required to include a list of completed, pending, and proposed stormwater projects by council district, including the projected cost of each project.

ORDINANCE NO. BL2011-5 (GILMORE) – This ordinance names the Nashville municipal auditorium as the “Musicians Hall of Fame and Museum at the Nashville Municipal Auditorium”. The 9,600-seat municipal auditorium was built in 1962 to accommodate a variety of events. The municipal auditorium commission recently approved an agreement with the Musicians Hall of Fame and Museum for lease of approximately 35,000 square feet of the basement floor level (the Exhibit Hall) of the municipal auditorium facility. The lease agreement contemplates a “co-branding” of the facility as the Musicians Hall of Fame and Museum at the Nashville Municipal Auditorium. The museum will have the authority, at its own expense, to remove the large red
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ORDINANCE NO. BL2011-5 (continued)

municipal auditorium sign on the outside of the building and replace it with a new sign using the co-branded name. The museum will also have the authority to replace other signage on the premises.

The Metropolitan Code provides that no building of the Metropolitan Government may be named except pursuant to an ordinance duly adopted by the Metropolitan Council.

ORDINANCE NO. BL2011-6 (MOORE, MGCUIRE & MITCHELL) – This ordinance authorizes the director of public property administration to acquire four parcels of property required for the construction of a new police precinct on 12th Avenue South. The following properties are to be acquired totaling 0.81 acre: 1433, 1441, 1441B, and 1505 12th Avenue South. The fiscal year 2011 capital spending plan included \$6 million for land acquisition and construction of a new police precinct.

This ordinance has been approved by the planning commission.

ORDINANCE NOS. BL2011-7, BL2011-8 & BL2011-11 – These three ordinances abandon water and sewer lines and easement rights that are no longer needed by Metro water services. These ordinances have been approved by the planning commission.

Ordinance No. BL2011-7 (Harrison & Hunt) abandons 86 linear feet of an 8-inch sanitary sewer line and easement on a portion of property located at 3308 John Mallette Drive between Manchester Avenue and S. Hamilton Road.

Ordinance No. BL2011-8 (Hunt) abandons 240 feet of a 102-inch combination sewer main and accepts 400 feet of a relocated combination sewer main on property located at 220 25th Avenue North at the Brandau Place intersection.

Ordinance No. BL2011-11 (Pridemore & Hunt) abandons 100 feet of an 8-inch sanitary sewer line and easement and accepts the relocation of 120 feet of a relocated line and easement on property located at 306 Gallatin Pike south of Duling Avenue.

ORDINANCE NO. BL2011-9 (HUNT & BEDNE) – This ordinance authorizes the Metropolitan Government to enter into a participation agreement with First Citizens National Bank for the operation and maintenance of a public pressure sewer extension at Cambridge Park. First Citizens will be responsible for constructing 1,071 linear feet of a 4-inch sanitary sewer force main and pump station at its own expense. Once construction is complete, First Citizen will pay \$150,000 to Metro water services for the operation and maintenance costs associated with the pump station and force main.

ORDINANCE NO. BL2011-10 (LANGSTER) – This ordinance approves an agreement between Vanderbilt University and the Metropolitan Government for clinical training of Vanderbilt medical students and residents. Pursuant to these agreements, the students and medical residents will receive clinical training under the fire department’s first responder and ambulance and rescue programs. The term of the program, which has no cost to Metro, will continue through June 30, 2015. Vanderbilt will be required to maintain professional liability insurance coverage for all residents and medical students participating in this program. The agreement may be terminated by either party upon 30 days written notice.

This is a continuation of a clinical training relationship with Vanderbilt that has been in place for a number of years.

ORDINANCE NOS. BL2011-12 through BL2011-15 – These four ordinances abandon sections of right-of-way no longer needed by the Metropolitan Government. These ordinances have been approved by the planning commission and traffic and parking commission. Consent of the affected property owners is included as an attachment to the ordinances.

Ordinance No. BL2011-12 (Langster) abandons a portion of Clay Street from Alley No. 202 to Rosa L. Parks Boulevard, and abandons a portion of 5th Avenue North, 6th Avenue North, and Alley No. 207 from Clay Street to Interstate 65. This closure has been requested by Barge Cauthen & Associates to facilitate a new development. The ordinance also abandons all existing utility easements.

Ordinance No. BL2011-13 (Langster) abandons a portion of Alley No. 908 from Murphy Avenue to Alley No. 308. This closure has been requested by Littlejohn Engineering for a Centennial medical office building. The ordinance also abandons all existing utility easements.

Ordinance No. BL2011-14 (Glover) abandons an unbuilt portion of John Hagar Road right-of-way totaling 10,439 square feet. This portion of right-of-way is longer needed as a result of the construction of New John Hagar Road. All easements are being retained.

Ordinance No. BL2011-15 (Allen) abandons a portion of Alley No. 436 from Wedgewood Avenue to the private drive portion of Acklen Avenue on Belmont University’s campus, and abandons an unnumbered alley from 15th Avenue South to Alley No. 436. This closure has been requested by Littlejohn Engineering on behalf of Belmont University who owns all of the adjacent property. All easements are being retained.

ORDINANCE NO. BL2011-16 (BAKER) – This ordinance renames Centennial Place as “Wayne Wise Place”. This road extends from Centennial Boulevard to its terminus at the John C. Tune Airport property. Mr. Wise was the founder of Western Express, whose headquarters is located on this road.