



METRO COUNCIL OFFICE

MEMORANDUM TO: All Members of the Metropolitan Council

FROM: Mike Jameson, Director and Special Counsel
Mike Curl, Finance Manager
Metropolitan Council Office

COUNCIL MEETING DATE: March 6, 2018

RE: Analysis and Fiscal Notes

Unaudited Fund Balances as of 2/28/18:

4% Reserve Fund	\$25,012,904*
Metro Self Insured Liability Claims	\$5,828,817
Judgments & Losses	\$3,606,155
Schools Self Insured Liability Claims	\$4,502,747
Self-Insured Property Loss Aggregate	\$7,539,608
Employee Blanket Bond Claims	\$668,648
Police Professional Liability Claims	\$2,305,568
Death Benefit	\$1,298,075

*This assumes unrealized estimated revenues in FY18 of \$15,332,638.

Note: No fiscal note is included for legislation that involves no significant financial impact.

– ORDINANCE ON PUBLIC HEARING –

BILL NO. BL2017-938 (GLOVER) – Section 17.20.120 of the Metro Code of Laws (MCL) regulates the requirements for the provision of sidewalks. This section was substantially amended in April 2017 by the Council’s adoption of Ordinance No. BL2016-493.

Subsection 17.20.120.A generally requires sidewalk construction upon the redevelopment of multi-family or nonresidential property, and only upon the new construction of single-family and two-family residences. The requirements for multi-family or non-residential development only apply within specified locations – subject to the value of any expansion, or its square footage, exceeding the original value or size by specific percentages. The requirements for single- and two-family construction likewise only apply within specified locations.

This ordinance would amend subsection 17.20.120A by exempting religious institutions from these sidewalk requirements, provided the religious institution is within the General Services District and does not abut an existing or planned sidewalk.

Religious institutions can challenge zoning requirements and other local government regulations under the Tennessee Religious Freedom Restoration Act, Tenn. Code Ann. §4-1-407. This state law provides that government entities are prohibited from “substantially burden[ing] a person’s free exercise of religion even if the burden results from a rule of general applicability.” Such protections could extend to sidewalk regulations. However, local government regulations may prevail if deemed essential to furthering a compelling governmental interest (such as, perhaps, implementing pedestrian walkways, etc.) and are the least restrictive means of doing so.

This ordinance has been disapproved by the Planning Commission.

– RESOLUTIONS –

RESOLUTION NO. RS2018-1048 (VERCHER, GILMORE, & OTHERS) – See attached grant summary spreadsheet.

RESOLUTION NO. RS2018-1049 (VERCHER, GILMORE, & OTHERS) – See attached grant summary spreadsheet.

RESOLUTION NO. RS2018-1054 (O'CONNELL, WITHERS, & OTHERS) – This resolution would reduce the jailers' fees authorized under Tenn. Code Ann. § 8-26-105 that are assessed against misdemeanor prisoners incarcerated in Davidson County jails.

Pursuant to Tenn. Code Ann. § 8-26-105, the county legislative body is authorized to pass a resolution fixing the amount of jailers' fees which may be applied to misdemeanor prisoners.

This proposed resolution would reduce the jailers' fees assessed against misdemeanor prisoners to \$0.00. This fee is currently set at \$44.00. The jailers' fee was last changed in 1997, when the Metropolitan Council increased the jailers' fees from \$29.26 to \$44.00.

Under state law, the amount set by the local legislative body of each county for jailers' fees for misdemeanor prisoners may be applied for state prisoners as well. As a result, the fee amount set by this resolution could be applied in felony cases as well as misdemeanor cases.

Fiscal Note: These fees are collected and reported by the Criminal Court Clerk. The three-year summary of the current fees is as follows:

Jail Fees Revenue Collected (totals after 5% clerk commission)

General Sessions Court Cases

- FY 2014-2015 - \$340,475.03
- FY 2015-2016 - \$377,412.99
- FY 2016-2017 - \$325,678.13

State Trial Court Cases

- FY 2014-2015 - \$172,539.05
- FY 2015-2016 - \$205,854.65
- FY 2016-2017 - \$155,479.72

Jail Fees Assessed

General Sessions Court Cases

- FY 2014-2015 - \$2,100,541.78
- FY 2015-2016 - \$2,202,710.05

- FY 2016-2017 - \$1,991,293.17

State Trial Court Cases

- FY 2014-2015 - \$6,120,754.82
- FY 2015-2016 - \$10,067,919.41
- FY 2016-2017 - \$11,994,877.52

Jail Fees Waived

General Sessions Court Cases

- FY 2014-2015 - \$853,358.32
- FY 2015-2016 - \$900,144.84
- FY 2016-2017 - \$849,343.47

State Trial Court Cases

- FY 2014-2015 - \$792,616.95
- FY 2015-2016 - \$6,466,447.67
- FY 2016-2017 - \$9,513,038.58

RESOLUTION NO. RS2018-1058 (DOWELL & VERCHER) – See attached grant summary spreadsheet.

RESOLUTION NO. RS2018-1059 (VERCHER) – This resolution would authorize the Department of Law to settle the personal injury claim of Angela Roland against the Metropolitan Government in the amount of \$27,000.

On September 25, 2014, Ms. Roland was stopped at a red light. A Metro Codes employee rear-ended her vehicle, causing her personal injury. The employee was driving a Metro-owned vehicle while acting in the course and scope of his employment. Ms. Roland sought treatment for accident-related neck and back pain.

The Department of Law recommends settlement of this claim for \$27,000, based upon \$11,155.13 for reimbursement of Ms. Roland's medical expenses plus \$15,844.87 for pain and suffering.

No disciplinary action was taken against the employee.

Fiscal Note: This settlement would reduce the balance of the Self-Insured Liability Fund by \$27,000.

RESOLUTION NO. RS2018-1060 (VERCHER & GILMORE) – See attached grant summary spreadsheet.

RESOLUTION NO. RS2018-1061 (VERCHER, GILMORE, & FREEMAN) – See attached grant summary spreadsheet.

RESOLUTION NO. RS2018-1062 (VERCHER & GILMORE) – See attached grant summary spreadsheet.

RESOLUTION NO. RS2017-1063 (GILMORE) – This resolution would approve a contract between the Metropolitan Board of Health and East Tennessee State University. The Health Department would provide clinical experience opportunities for the University's students. The students would not be considered employees of Metro and would not receive any compensation.

The term of the agreement would be for five (5) years, from January 1, 2018 through December 31, 2022, but may be terminated by either party upon 90 days' written notice. The school would be required to provide assurance that the students are covered by professional liability and health insurance. Metro would not be responsible for any accidents or job-related injury or illness incurred by any student as a result of their participation in this program. The school would also agree to assume responsibility for all students participating in the program.

Fiscal Note: There would be no cost to the Metropolitan Government for participating in this program.

RESOLUTION NO. RS2017-1064 (GILMORE & HURT) – This resolution would approve a contract between the Metropolitan Board of Health and Tennessee State University. The Health Department would provide clinical experience opportunities for the University's students and residents in various health professions. The students would not be considered employees of Metro and would not receive any compensation.

The term of the agreement would be for five (5) years, from January 1, 2018 through December 31, 2022, but may be terminated by either party upon 90 days' written notice. The school would be required to provide assurance that the students are covered by professional liability and health insurance. Metro would not be responsible for any accidents or job-related injury or illness incurred by any student as a result of their participation in this program. The school would also agree to assume responsibility for all students participating in the program.

Fiscal Note: There would be no cost to the Metropolitan Government for participating in this program.

RESOLUTION NO. RS2018-1065 (GILMORE) – This resolution would approve a letter of agreement between the Metropolitan Board of Health and the Tennessee Breast and Cervical Screening Program (TBCSP) to seek reimbursement from the TBSCP for cervical cancer screenings.

Under this agreement, Metro would agree to serve as both a Primary Screening Provider and a Referral Provider. The agreement outlines the responsibilities of the Health Department in performing these screenings, including education requirements for employees, use of TBSCP screening and management guidelines, quality assurance monitoring, and the requirement to refer clients that require additional screening or diagnostic services to complete the breast and/or cervical continuum of care to TBSCP affiliated providers. Any abnormal breast or cervical screening results must be reported within 10 days to the TBSCP coordinator.

There is also a "fee for service" agreement. Metro would agree to accept reimbursement only for approved Current Procedural Terminology (CPT) codes used by the TBSCP. These codes and rates are updated annually. The reimbursement rates could not exceed the current Medicare Part B rate as determined by the Federal Government and adjusted for Tennessee's Physician Medicare Fee Schedule Rate.

The term of the agreement would be from July 1, 2018 through June 30, 2021.

RESOLUTION NO. RS2018-1066 (VERCHER, RHOTEN, & OTHERS) – See attached grant summary spreadsheet.

RESOLUTION NO. RS2018-1067 (VERCHER & RHOTEN) – See attached grant summary spreadsheet.

RESOLUTION NO. RS2018-1068 (HENDERSON, VERCHER, & RHOTEN) – See attached grant summary spreadsheet.

RESOLUTION NO. RS2018-1069 (VERCHER & ROBERTS) – See attached grant summary spreadsheet.

RESOLUTION NO. RS2018-1070 (VERCHER & ROBERTS) – See attached grant summary spreadsheet.

RESOLUTION NO. RS2018-1071 (VERCHER & ELROD) – See attached grant summary spreadsheet.

RESOLUTION NO. RS2018-1072 (HASTINGS, VERCHER, & ELROD) – See attached grant summary spreadsheet.

RESOLUTION NO. RS2018-1073 (O'CONNELL, BEDNE, & ELROD) –

RESOLUTION NO. RS2018-1074 (O'CONNELL, BEDNE, & ELROD) – These two resolutions would authorize the construction, installation, and maintenance of aerial encroachments at 300 Korean Veterans Boulevard for Drury Nashville, LLC (RS2018-1073) and 120 3rd Avenue South for LRC Restaurant Nashville, LLC (RS2018-1074). The encroachment in RS2018-1073 would consist of a projecting blade sign. The encroachment in RS2018-1074 would consist of a neon, double-faced, illuminated, projecting sign.

In each instance, the applicant must indemnify the Metropolitan Government from all claims in connection with the construction and maintenance of the sign, and is required to provide a certificate of public liability insurance with the Metropolitan Clerk naming the Metropolitan Government as an insured party. The required certificate totals \$3 million for RS2018-1073 and \$2 million for RS2018-1074. The applicant must also hold the Metropolitan Government harmless from all claims connected with the installation.

The Metropolitan Government retains the right to pass resolutions or ordinances regulating the use of surrounding streets, including the right to construct and maintain utilities, and to order the relocation of facilities at the expense of the applicant. Metro further retains the right to repeal approval of the encroachment without liability.

Plans for the encroachments must be submitted to the Director of Public Works for approval, along with all work and materials; and the installation, when completed, must be approved by the Director.

In each instance, the sign's construction must be carefully guarded and must be completed promptly, so as to cause the least inconvenience to the public.

These proposals have been approved by the Planning Commission.

RESOLUTION NO. RS2018-1075 (HAYWOOD) – This resolution would confirm the reappointment of David McMurry to serve on the Board of Directors for the Convention Center Authority for a term expiring on January 21, 2022.

Under Tennessee Code Annotated §7-89-108, the Convention Center Authority is to be governed by a Board of Directors of not less than seven registered voters of the municipality,

serving staggered terms. The directors are to serve without compensation, and cannot be an elected official or employee of the municipality. Such directors are appointed by the Mayor and confirmed by a resolution adopted by the Council.

The Board is to be composed of members who are diverse in professional and educational background, ethnicity, race, gender, and area of residency within the municipality. At least one of the directors must be female and at least one must be a minority.

RESOLUTION NO. RS2018-1076 (HAYWOOD & HURT) – This resolution would confirm the appointment of Charlie Tygard to serve on the Board of Directors for the Sports Authority for a term expiring on March 5, 2024.

Under Tennessee Code Annotated §7-67-108, the Sports Authority is to be governed by a board of no more than thirteen directors, serving staggered terms. The directors are to serve without compensation and cannot be an elected official or employee of the municipality. Such directors are to be appointed by the Mayor and confirmed by a resolution adopted by the Council.

Nine of the directors are to be selected based on residency, with at least one residing in each of the metropolitan public school districts. (Mr. Tygard resides in the 9th school district.) The remaining four are to be selected with one residing in each of the four state senatorial districts. At least one of the directors must be female and at least one must be a minority.

RESOLUTION NO. RS2018-1077 (HAYWOOD & HURT) – This resolution would confirm the re-appointment of Emmett Wynn to serve on the Board of Directors for the Sports Authority for a term expiring on February 17, 2024.

Under Tennessee Code Annotated §7-67-108, the Sports Authority is to be governed by a board of no more than thirteen directors, serving staggered terms. The directors are to serve without compensation and cannot be an elected official or employee of the municipality. Such directors are to be appointed by the Mayor and confirmed by a resolution adopted by the Council.

Nine of the directors are to be selected based on residency, with at least one residing in each of the metropolitan public school districts. (Mr. Wynn resides in the 3rd school district.) The remaining four are to be selected with one residing in each of the four state senatorial districts. At least one of the directors must be female and at least one must be a minority.

RESOLUTION NO. RS2018-1078 (HAYWOOD) – This resolution would approve the election of five hundred fifty-eight (558) Notaries Public in accordance with state law. Per Rule 27 of the Metro Council Rules of Procedure, the Davidson County Clerk has advised that each of the applicants meets the qualifications for the office.

– ORDINANCES ON SECOND READING –

BILL NO. BL2018-1075 (MURPHY, BEDNE, & ELROD) – This ordinance would abandon existing sanitary sewer main and easements for property located at 4101 Ridgefield Drive.

Future amendments to this ordinance may be approved by resolution.

This has been approved by the Planning Commission.

BILL NO. BL2018-1101 (RHOTEN, VERCHER, & OTHERS) – This ordinance would authorize the Director of Public Property to enter into a Sublease Agreement and a Consent by Lessor to Sublease Agreement with Strive Collegiate Academy, Inc. (Strive) and Donelson Corporate Centre, L.P. (DCC) for temporary office space at 3055 Lebanon Pike.

The Metro Nashville Police Department (MNPD) currently occupies office space at the Donelson Corporate Centre through a separate sublease agreement. That sublease expires on May 22, 2018, but the new MNPD headquarters will not be ready for move-in by that date. (Completion of the new MNPD headquarters was delayed due to building design changes.) To avoid the higher expenses involved with moving twice, the Finance Department negotiated a sublease with Strive.

The term of this sublease would commence on the later of August 1, 2018 or on the date DCC executes the Master Landlord Consent to the Sublease Agreement (which has been executed and is attached to the ordinance as “Exhibit B”). The term would end on April 15, 2019. There would be no guaranteed right for Metro to renew the sublease. The base rental rate for this sublease would be \$41,300.33 per month. The overage rental rate would be \$58,823.53 per month. Metro would pay both the base rent and overage rent to Strive each month, for a total monthly rent of \$100,123.86.

This ordinance would also authorize the Director of Public Property to execute the Consent by Lessor to Sublease Agreement (also referred to as the “Master Landlord Consent”).

The sublease agreement contained in this ordinance pertains to office space on the third floor. BL2018-1112 is a related ordinance currently on first reading. That ordinance would approve a direct lease between Metro and the DCC for office space on the first floor.

This agreement may be amended by Council resolution receiving at least twenty-one (21) affirmative votes.

Fiscal Note: The base rental rate for this sublease would be \$41,300.33 per month. The overage rental rate would be \$58,823.53 per month. The total monthly rental rate would be the sum of the two, \$100,123.86.

According to the Finance Department, this is a higher than market rental rate, but the purpose was to incentivize Strive to allow MNPD to use the space. Finance maintains that, even at this rate, this cost is lower than moving MNPD to another temporary location until the new headquarters are ready.

BILL NO. BL2018-1102 (VANREECE, VERCHER, & BEDNE) – This ordinance would declare a 5.46 acre parcel of real property located at 801 Old Due West Avenue surplus and authorize the Director of Public Property to convey that parcel to HTI Memorial Hospital Corporation for \$650,000.

Metro currently owns a 30.96-acre parcel of land at 801 Old Due West Avenue. This property is commonly known as the "Old Due West Landfill". Metro intends to divide this property into two tracts, Tract 1 with 5.46 acres and Tract 2 with the remaining 25.5 acres.

This ordinance would authorize the fee conveyance of Tract 1 to HTI Memorial Hospital Corporation, doing business as "TriStar Skyline Medical Center." Tract 1 would be sold together with all improvements and all rights and appurtenances pertaining to the land. The Deed would also contain a perpetual non-exclusive easement for stormwater drainage and a restriction the would prevent any building, improvement, tree, or landscaping located on Tract 1 from casting a shadow on the "Solar Property" located on the adjacent parcel, Tract 2.

Section 2.24.250.C of the Metropolitan Code of Laws allows the director of public property to sell surplus property with the approval of the Metro Council.

This has been approved by the Planning Commission.

Fiscal Note: The fair market sale price for this property has been determined to be \$650,000.

BILL NO. BL2018-1103 (O'CONNELL, BEDNE, & ELROD) – This ordinance would abandon existing sewer main and fire hydrants and accept new combination sewer mains, combination sewer manholes and fire hydrants for property located at 601 Commerce Street.

Future amendments to this ordinance may be approved by resolution.

This has been approved by the Planning Commission.

BILL NO. BL2018-1104 (O'CONNELL, BEDNE, & ELROD) – This ordinance would abandon existing water mains, sewer mains and easements and accept new water mains, sewer mains, sewer manholes, fire hydrants and any associated easements, for properties located along Commerce Street, Broadway, and Church Street.

Future amendments to this ordinance may be approved by resolution.

This has been approved by the Planning Commission.

BILL NO. BL2018-1105 (SLEDGE, BEDNE, & ELROD) – This ordinance would abandon existing water line and accept new water line and a fire hydrant for properties located at 161 and 165 Rains Avenue.

Future amendments to this ordinance may be approved by resolution.

This has been approved by the Planning Commission.

BILL NO. BL2018-1106 (ALLEN, BEDNE, & ELROD) – This ordinance would abandon existing water main and easements for property located at 2014 Bernard Circle.

Future amendments to this ordinance may be approved by resolution.

This has been approved by the Planning Commission.

BILL NO. BL2018-1107 (WEINER, BEDNE, & ELROD) – This ordinance would amend the official Geographic Information Systems Street and Alley Centerline Layer by abandoning a portion of Rodney Drive right-of-way.

The abandonment has been requested by Kimley-Horn.

This has been approved by the Planning Commission. It is on the agenda for the next meeting of the Traffic and Parking Commission on March 12, 2018.

BILL NO. BL2018-1108 (MURPHY, BEDNE, & ELROD) – This ordinance would amend the official Geographic Information Systems Street and Alley Centerline Layer by abandoning a portion of Lenox Avenue right-of-way and easement.

The abandonment has been requested by Dale and Associates.

This has been approved by the Planning Commission. It is on the agenda for the next meeting of the Traffic and Parking Commission on March 12, 2018.

– ORDINANCES ON THIRD READING –

BILL NO. BL2018-1054 (VERCHER) – This ordinance would amend Chapter 2.24 of the Metropolitan Code of Laws regarding leases of surplus property.

Currently, Section 2.24.250 of the Code authorizes the Director of Public Property Administration to lease real property of the Metro Government held as surplus or unused property in accordance with rules and regulations established consistent with the Code or other ordinances of the Metro Government and the Metro Charter. This ordinance would add a requirement that leases of surplus or unused property must be approved by the Metropolitan Council by resolution. Similar provisions currently exist in the Code, including a requirement in Section 2.24.210 that the Council approve both sales and leases of public property owned by Metro.

This proposed ordinance would also add a new subsection H. to Section 2.24.250 of the Code to require that any property owned by the metropolitan government to be leased for a term greater than fifty (50) years must be declared surplus prior to the lease taking effect.

BILL NO. BL2018-1063 (VERCHER) – This ordinance would amend Section 4.46.030 of the Metropolitan Code of Laws regarding collection of data to track the inclusion of the minority or women-owned business enterprises (MWBES) in the procurement process. An amendment was added at the February 20, 2018 Council meeting to correct a minor typographical error (referencing subsection D, instead of subsection C, of MCL §4.46.030).

Under the current Code provision, the Minority and Women Business Assistance Office (BAO) is authorized to collect information from participations to monitor the Procurement Nondiscrimination Program. The information “may” include information regarding business ownership, supplier information, and subcontractor information. The BAO is further required to continuously monitor the participation of MWBES in the procurement of construction, non-professional services and professional services for Metro.

Pursuant to the proposed ordinance, the information collected by the BAO “shall” include information regarding business ownership, supplier information, and subcontractor information as well as the type of work to be performed indicated by the United Nations Standard Products and Services Codes. Further, individuals or entities that contract with Metro would be required to submit to the BAO subcontractor information reflecting all MWBES and non-MWBES providing services on the contract, including total amounts paid to each subcontractor. Those failing to provide this information may be subject to penalties for noncompliance, outlined in Sec. 4.46.100. These penalties include possible suspension or debarment by the Purchasing Agent or sanctions if there is evidence of specific conduct on the part of the participant that is inconsistent with the applicable provisions of the Procurement Nondiscrimination Program. The provisions related to the BAO’s monitoring of the participation of MWBES would remain unchanged from the current Code.

BILL NO. BL2018-1064 (O'CONNELL, VERCHER, & OTHERS) – This ordinance would authorize two agreements between Metro and Uptown Property Holdings (UPH) for the development of the proposed multi-building “Nashville Yards” project.

UPH owns a parcel of unimproved property adjacent to 10th Avenue North between Commerce Street and Church Street. This parcel is approximately 27,655 square feet (0.63 acre). Exhibit 1 of the ordinance is the proposed quitclaim deed whereby UPH would convey any interest it may have in this property to Metro for a nominal payment of one dollar (\$1).

Exhibit 2 of the ordinance is a proposed easement agreement. Metro would convey an easement to UPH to permit construction of improvements above and in the margin of the Tenth Avenue North right-of-way for development.

This development would consist of a private roadway and pedestrian bridge spanning Tenth Avenue and the Tenth Avenue improvements. These improvements would include all necessary related lateral, subjacent and above-ground support and suspension, independent seismic support, stairs, elevator, landscaping, and utilities. UPH also intends to construct vehicular turnaround and related improvements in order to allow vehicles to drop off passengers and to turn around to facilitate access to and from these improvements to Church Street and other public roadways.

Further development by UPH could include residential, office, hospitality, entertainment, and commercial uses, together with surface and sub-surface parking.

The easement agreement with Metro would approve three related easements in favor of UPH. The first would be a temporary, non-exclusive construction easement in the area of certain portions of Metro's property. The second would be a permanent, exclusive, irrevocable right-of-way and easement for the purpose of placement, ownership, use, and maintenance of the improvements and all related facilities. The third would be a permanent, exclusive, irrevocable easement for the purpose of placement of the turnaround improvements providing vehicular ingress, egress, and access to and from Church Street.

This has been approved by the Planning Commission.

BILL NO. BL2018-1065 THROUGH BL2018-1073 – These ordinances would authorize the acquisition of right of way easements, drainage easements, and temporary construction easements and property rights by negotiation or condemnation for use in various public projects described below. Each has been approved by the Planning Commission.

- **BILL NO. BL2018-1065** (FREEMAN, VERCHER, & OTHERS) – Foster Avenue Sidewalk Improvements.
- **BILL NO. BL2018-1066** (BEDNE, VERCHER, & ELROD) – Blue Hole Road Sidewalk Improvements.
- **BILL NO. BL2018-1067** (DOWELL, VERCHER, & OTHERS) – Bell Road Sidewalk Improvements.
- **BILL NO. BL2018-1068** (HUEZO, VERCHER, & OTHERS) – Winthorne Drive Sidewalk Improvements.
- **BILL NO. BL2018-1069** (HAGAR, VERCHER, & OTHERS) – Riverside Road Sidewalk Improvements.
- **BILL NO. BL2018-1070** (RHOTEN, VERCHER, & OTHERS) – Stewarts Ferry Pike Sidewalk Improvements.
- **BILL NO. BL2018-1071** (MURPHY, VERCHER, & OTHERS) – Bowling Avenue Sidewalk Improvements.
- **BILL NO. BL2018-1072** (POTTS, BLALOCK, & OTHERS) – Tusculum Road Sidewalk Improvements.
- **BILL NO. BL2018-1073** (KINDALL, VERCHER, & OTHERS) – Clare Avenue Sidewalk Improvements.

Fiscal Note: The price to be paid for these easements and property rights has not yet been determined. They would be paid from the Public Works Capital Projects Funds.

BILL NO. BL2018-1074 (PULLEY, BEDNE, & ELROD) – This ordinance would abandon existing sanitary sewer main and easements and accept new sanitary sewer main, sanitary manholes, and easements for property located at 3812 Hillsboro Pike.

Future amendments to this ordinance may be approved by resolution.

This has been approved by the Planning Commission.

BILL NO. BL2018-1076 (HAGAR, BEDNE, & ELROD) – This ordinance would authorize Metro to accept permanent and temporary easements by negotiation for the Avery Green Court Stormwater Improvement Project for fifteen (15) properties located along Pitts Avenue, Donoho Drive, Avery Green Court, Stone Hodge Drive, and Rifle Range Road.

Future amendments to this ordinance may be approved by resolution.

This has been approved by the Planning Commission.

Fiscal Note: The final price for these easements has not yet been determined.

BILL NO. BL2018-1077 (SWOPE, BEDNE, & ELROD) – This ordinance would abandon existing water main, sanitary sewer main, and easements and accept a fire hydrant and any associated easements, for property located at 681 Old Hickory Boulevard.

Future amendments to this ordinance may be approved by resolution.

This has been approved by the Planning Commission.

BILL NO. BL2018-1078 (SLEDGE, BEDNE, & ELROD) – This ordinance would authorize the abandonment of existing easement rights for a portion of property located at Nolensville Pike (unnumbered), formerly known as Alley 1821, and an unnamed right-of-way.

The abandonment has been requested by Civil Site Design Group, PLLC, on behalf of the owner.

Future amendments to this ordinance may be approved by resolution.

This has been approved by the Planning Commission.

BILL NO. BL2018-1079 (O'CONNELL, BEDNE, & ELROD) – This ordinance would authorize Shaub Construction Company, Inc. to install, construct, and maintain an underground encroachment in the right-of-way located at 205 Demonbreun Street. This would consist of an ADA-compliant ramp encroaching the right-of-way.

Shaub has agreed to indemnify and hold the Metropolitan Government harmless from any and all claims in connection with the installation and maintenance of the encroachments, and would be required to provide a \$2 million certificate of public liability insurance with the Metropolitan Clerk naming the Metropolitan Government as an insured party.

This proposal has been approved by the Planning Commission.

BILL NO. BL2018-1080 (DOWELL, BEDNE, & ELROD) – This ordinance would approve an agreement between the Tennessee Department of Transportation (TDOT), CSXT Railroad, and the Metropolitan Department of Public Works for the construction of the Interchange Modification on I-24 East at Hickory Hollow Parkway. An amendment was added at the February 20, 2018 Council meeting to correct a minor typographical error in section 3 of the ordinance.

The proposed Interchange Modification would consist of a highway bridge structure and approaches to carry Hickory Hollow Parkway over the tracks of the CSX railroad. Pursuant to the contract, legal title and ownership in the bridge and approaches and any other structure erected as a part of the project would be held by Metro upon completion. Metro in turn would agree to maintain legal and financial responsibility for the project upon its completion.

Future amendments to this ordinance may be approved by resolution.

Fiscal Note: TDOT would be responsible to pay the costs of this project, including the estimated \$21,332 in direct expenses that would be incurred by CSX. The only cost to Metro would be the ongoing maintenance of the bridge structure and approaches following completion of the project.

BILL NO. BL2018-1081 (ROSENBERG, BEDNE, & ELROD) – This ordinance would authorize the acquisition of certain permanent and temporary easements by negotiation for the Bay Cove Trail Stormwater Improvement Project for seven (7) properties located along Brenner Drive, Northridge Court, Glenleigh Court, and Morrissey Court.

Future amendments to this ordinance may be approved by resolution.

This has been approved by the Planning Commission.

Fiscal Note: The final price for these easements has not yet been determined.

GRANTS AND DONATIONS LEGISLATION – MARCH 6, 2018

Legislative Number	Parties	Amount	Local Cash Match	Term	Purpose
RS2018-1048	From: Boulevard Bolt, Inc. To: Metropolitan Nashville Social Services Commission	\$8,000	\$0	N/A	The grant proceeds would be used to benefit the How's Nashville program to aid homelessness.
RS2018-1049	From: Dorothy Cate and Thomas F. Frist Foundation To: Metro Nashville Social Services Commission	\$10,000	\$0	N/A	The grant proceeds would be for the use and benefit of the Homelessness Commission in support of the How's Nashville Fund.
RS2018-1058	From: Tennessee Department of Transportation (TDOT) To: Metro Nashville General Services Department	\$40,100	\$0	July 1, 2018 through June 30, 2020	This resolution approves an application for the "Socket to Litter" grant. If approved, proceeds would be used to propose a multi-faceted solution to ongoing litter issues due to the heavy use and lack of waste containers at the Commons at the Crossings.

Legislative Number	Parties	Amount	Local Cash Match	Term	Purpose
RS2018-1060	From: Tennessee Department of Health To: Metropolitan Board of Health	Not to exceed \$318,600	\$0	July 1, 2018 through June 30, 2019	The grant proceeds would be used to provide public health activities to enhance the health and well-being of women, infants, and families by improving community resources and service delivery systems available to them.
RS2018-1061	From: Adrian Budnick and community members To: Metropolitan Board of Health	\$13,300	\$0	October 1, 2014 through September 30, 2018	The grant proceeds would be used to provide emergency medical care for animals at Metro Animal Care and Control (MACC).
RS2018-1062	From: U.S. Department of Health and Human Services To: Metropolitan Board of Health	Not to exceed \$969,743	\$0	March 1, 2018 through February 28, 2019	The grant proceeds would be used to enhance access to a comprehensive continuum of high-quality, community-based care for low income individuals and families with HIV disease.
RS2018-1066	From: Greenways for Nashville To: Metropolitan Nashville Parks and Recreation Department	Not to exceed \$120,000	\$0	N/A	The grant proceeds would be used to provide funding in support of the I-440 Greenway Construction Project from Elmington Park to Oman Street.

Legislative Number	Parties	Amount	Local Cash Match	Term	Purpose
RS2018-1067	<p>From: The Conservancy for the Parthenon and Centennial Park</p> <p>To: Metro Nashville Parks and Recreation Department</p>	Not to exceed \$109,323.03	\$48,279.65	January 1, 2018 through December 31, 2018	<p>The proceeds from this Friends of Centennial Park and Parthenon Grant would be used to fund the full-time position of Ms. Sylvia Rapoport as President of "The Conservancy".</p> <p>This has been approved by the Metro Parks Board.</p>
RS2018-1068	<p>From: Friends of Warner Parks</p> <p>To: Metro Nashville Parks and Recreation Department</p>	Not to exceed \$132,748	\$29,019.02	Begins January 1, 2018	The grant proceeds would be used to provide staffing for the Warner Parks Center, Nature Center support, and the S.W.E.A.T. Program for additional labor for summer maintenance.
RS2018-1069	<p>From: Tennessee Highland Rim Health Care Coalition</p> <p>To: Nashville Fire Department</p>	Not to exceed \$22,784.49	\$0	N/A	The grant proceeds would be used to purchase battery-operated remote lighting and rescue stretchers.
RS2018-1070	<p>From: Tennessee Emergency Management Agency (TEMA)</p> <p>To: Metropolitan Government</p>	\$36,000	\$9,000	N/A	<p>This resolution approves an application for a Hazardous Materials Emergency Preparedness Grant.</p> <p>If approved, the proceeds would be used to increase effectiveness in safely and efficiently handling hazardous materials accidents and incidents.</p>

Legislative Number	Parties	Amount	Local Cash Match	Term	Purpose
RS2018-1071	From: Tennessee Department of Transportation (TDOT) To: Metro Nashville Public Works Department	\$200,000	\$0	July 1, 2018 through June 30, 2020	This resolution approves an application for a Special Litter Grant. If approved, the proceeds would be used to propose community-based litter education and neighborhood cleanups targeting all ages.
RS2018-1072	From: Tennessee Emergency Management Agency (TEMA) To: Water and Sewerage Services Department	\$329,755.50	\$36,639.50	N/A	This resolution approves an application for a Flood Mitigation Assistance Grant. The grant proceeds would be used to purchase and remove 2 houses which lie in a designated floodplain area of the county.