



Metropolitan Council
PROPOSED LATE-FILED
RESOLUTIONS AND
AMENDMENTS TO RESOLUTIONS
TO BE FILED WITH THE METRO
CLERK
FOR THE COUNCIL MEETING OF
TUESDAY, OCTOBER 1, 2019

Resolution No. _____

A resolution approving amendment three to a grant from the State of Tennessee, Department of Children’s Services, to The Metropolitan Government of Nashville and Davidson County, acting by and through the Davidson County Juvenile Court, for a Safe Baby Court to serve at risk children.

WHEREAS, The Metropolitan Government of Nashville and Davidson County, acting by and through the Davidson County Juvenile Court, previously entered into a grant contract with the State of Tennessee, Department of Children’s Services, for a Safe Baby Court to serve at risk children approved by RS2018-1041; and,

WHEREAS, the parties wish to amend the grant contract to increase the amount of the grant by \$35,000.00 for a new total of \$536,000.00 with no cash match required, a copy of which amendment three is attached hereto; and,

WHEREAS, it is to the benefit of the citizens of The Metropolitan Government of Nashville and Davidson County that amendment three be accepted.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY:

Section 1. That amendment three to the grant by and between the State of Tennessee, Department of Children’s Services, and The Metropolitan Government of Nashville and Davidson County, acting by and through the Davidson County Juvenile Court, for a Safe Baby Court to serve at risk children, a copy of which amendment three is attached hereto and incorporated herein, is hereby approved, and the Metropolitan Mayor is authorized to execute the same.

Section 2. That this resolution shall take effect from and after its adoption, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

APPROVED AS TO AVAILABILITY OF FUNDS:

INTRODUCED BY:

Talía Lomax-O’neal, Director
Department of Finance

APPROVED AS TO FORM AND LEGALITY:

Member(s) of Council

Assistant Metropolitan Attorney

|  GRANT AMENDMENT | | | | | |
|---|-------------------|--------------------------------|------------------------------|--|------------------------------|
| Agency Tracking # | Edison ID | Contract # | Amendment # | | |
| 35910-03070 | 57400 | 57400 | 3 | | |
| Contractor Legal Entity Name | | | | Edison Vendor ID | |
| Metropolitan Nashville & Davidson County | | | | 00004 | |
| Amendment Purpose & Effect(s) | | | | | |
| Increase Maximum Liability | | | | | |
| Amendment Changes Contract End Date: | | | <input type="checkbox"/> YES | <input checked="" type="checkbox"/> NO | End Date: 06/30/20 |
| TOTAL Contract Amount INCREASE or DECREASE per this Amendment (zero if N/A): | | | | | \$ 35,000.00 |
| Funding — | | | | | |
| FY | State | Federal | Interdepartmental | Other | TOTAL Contract Amount |
| 2018 | 66,000.00 | | | | 66,000.00 |
| 2019 | 235,000.00 | | | | 235,000.00 |
| 2020 | 235,000.00 | | | | 235,000.00 |
| TOTAL: | 536,000.00 | | | | 536,000.00 |
| Budget Officer Confirmation: There is a balance in the appropriation from which obligations hereunder are required to be paid that is not already encumbered to pay other obligations. | | | | <i>CPO USE</i> | |
| Speed Chart (optional) | | Account Code (optional) | | | |

**AMENDMENT THREE (3)
OF GRANT CONTRACT 57400**

This Grant Contract Amendment is made and entered by and between the State of Tennessee, **Department of Children's Services (DCS)**, hereinafter referred to as the "State" and **Metropolitan Nashville & Davidson County**, hereinafter referred to as the "Grantee." It is mutually understood and agreed by and between said, undersigned contracting parties that the subject Grant Contract is hereby amended as follows:

1. Grant Contract section **C.1.** is deleted in its entirety and replaced with the following:
 - C.1. Maximum Liability. In no event shall the maximum liability of the State under this Grant Contract exceed **Five Hundred Thirty-Six Thousand Dollars (\$536,000.00)**. The Grant Budget attached and incorporated hereto as Attachment **A-3A**, shall constitute the maximum amount due the Grantee under this Grant Contract. The Grant Budget line-items include, but are not limited to, all applicable taxes, fees, overhead, and all other direct and indirect costs incurred or to be incurred by the Grantee.
2. Grant Contract Attachment **A-3** is deleted in its entirety and replaced with the new Attachment **A-3A** attached hereto.

Required Approvals. The State is not bound by this Amendment until it is signed by the contract parties and approved by appropriate officials in accordance with applicable Tennessee laws and regulations (depending upon the specifics of this contract, said officials may include, but are not limited to, the Commissioner of Finance and Administration, the Commissioner of Human Resources, and the Comptroller of the Treasury).

Amendment Effective Date. The revisions set forth herein shall be effective **11/01/19**. All other terms and conditions of this Grant Contract not expressly amended herein shall remain in full force and effect.

IN WITNESS WHEREOF,

METROPOLITAN NASHVILLE & DAVIDSON COUNTY:

PLEASE REFER TO THE
FOLLOWING PAGE FOR ALL
GRANT CONTRACT
SIGNATURES

DATE

EE SIGNATORY (above)

DEPARTMENT OF CHILDREN'S SERVICES:

JENNIFER S. NICHOLS, COMMISSIONER

DATE

ATTACHMENT A-3A

| GRANT BUDGET | | | | |
|--|--|-------------------|------------------|-------------------|
| Davidson County Juvenile Court Safe Baby Court | | | | |
| The Grant Budget line-item amounts below shall be applicable only to expenses incurred during the following applicable period: | | | | |
| BEGIN: 07/01/2019 | | | | |
| END: 06/30/2020 | | | | |
| POLICY 03 Object Line-item Reference | EXPENSE OBJECT LINE-ITEM CATEGORY ¹ | GRANT CONTRACT | GRANTEE MATCH | TOTAL PROJECT |
| 1. 2 | Salaries, Benefits & Taxes | 108,740.00 | 0.00 | 108,740.00 |
| 4. 15 | Professional Fee, Grant & Award ² | 25,000.00 | 0.00 | 25,000.00 |
| 5. 6, 7, 8, 9, 10 | Supplies, Telephone, Postage & Shipping, Occupancy, Equipment Rental & Maintenance, Printing & Publications | 10,000.00 | 0.00 | 10,000.00 |
| 11. 12 | Travel, Conferences & Meetings | 13,250.00 | 0.00 | 13,250.00 |
| 13 | Interest ² | 0.00 | 0.00 | 0.00 |
| 14 | Insurance | 0.00 | 0.00 | 0.00 |
| 16 | Specific Assistance To Individuals | 59,828.00 | 0.00 | 59,828.00 |
| 17 | Depreciation ² | 0.00 | 0.00 | 0.00 |
| 18 | Other Non-Personnel ² | 0.00 | 0.00 | 0.00 |
| 20 | Capital Purchase ² | 0.00 | 0.00 | 0.00 |
| 22 | Indirect Cost | 18,182.00 | 0.00 | 18,182.00 |
| 24 | In-Kind Expense | 0.00 | 0.00 | 0.00 |
| n/a | Grantee Match Requirement (for any amount of the required Grantee Match that is <u>not</u> specifically delineated by budget line-items above) | 0.00 | 0.00 | 0.00 |
| 25 | GRAND TOTAL | 235,000.00 | 0.00 | 235,000.00 |

¹ Each expense object line-item shall be defined by the Department of Finance and Administration Policy 03, *Uniform Reporting Requirements and Cost Allocation Plans for Subrecipients of Federal and State Grant Monies, Appendix A*. (posted on the Internet at: <http://www.state.tn.us/finance/act/documents/policy3.pdf>).

² Applicable detail follows this page if line-item is funded.

³ A Grantee Match Requirement is detailed by this Grant Budget, and the maximum total amount reimbursable by the State pursuant to this Grant Contract, as detailed by the "Grant Contract" column above, shall be reduced by the amount of any Grantee failure to meet the Match Requirement.

ATTACHMENT A-3A (pg.2)

GRANT BUDGET LINE-ITEM DETAIL:

| PROFESSIONAL FEES, GRANT & AWARD | AMOUNT |
|---|------------------|
| Professional service fees paid for/to: Non-court activity foreign language interpreter service providers, appointed parent/family mentors for mentoring services, and designated providers of supervised visitation services. | 25,000.00 |
| TOTAL | 25,000.00 |

SIGNATURE PAGE
FOR
GRANT NO. Safe Baby Court FY-20

IN WITNESS WHEREOF, the parties have by their duly authorized representatives set their signatures.

METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY



Sheila Calloway, Judge
Juvenile Court

Sept. 23, 2019
Date

APPROVED AS TO AVAILABILITY
OF FUNDS:



Director
Department of Finance

09-24-19
Date

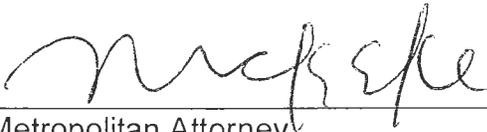
APPROVED AS TO RISK AND INSURANCE:



Director of Insurance

9/24/19
Date

APPROVED AS TO FORM AND
LEGALITY:



Metropolitan Attorney

9/24/19
Date

Metropolitan Mayor

Date

ATTEST:

Metropolitan Clerk

Date

RESOLUTION RS2019-_____

A resolution requesting that the Tennessee Department of Environment and Conservation (TDEC) deny a permit that would allow the Hutton Stone Quarry to be de-watered and filled with construction materials.

WHEREAS, an inactive rock quarry commonly known as the Hutton Stone Quarry, and originally part of the Newsom Station quarries that were the source of the limestone used in the State Capitol, Union Station, and Hume Fogg High School, is located at 7848 McCrory Lane; and

WHEREAS, the quarry is 12.2 acres in size and approximately 125 feet in depth at its deepest point, is currently used to host diving lessons, and is home to countless freshwater jellyfish; and

WHEREAS, the quarry is located 400 feet from the Harpeth River and 600 feet from residences in a neighborhood of more than 1,200 homes; and

WHEREAS, approximately 200 homes in the aforementioned neighborhood suffered property damage during the 2010 flood; and

WHEREAS, twice since the 2010 flood, the Harpeth River rose to a stage where homeowners in the aforementioned neighborhood were forced to prepare for possible flooding; and

WHEREAS, the Harpeth River is protected by the Tennessee Scenic Rivers Act, Tenn. Code Ann. §11-13-101, *et seq.*; and

WHEREAS, in 2006, the owners of the quarry attempted to gain approval to turn the quarry into a landfill for construction materials and were thwarted by intense neighborhood opposition and the Tennessee Scenic Rivers Act; and

WHEREAS, the owners of the quarry have applied to TDEC for a permit that would allow them to drain all water from the quarry into the Harpeth River and to fill the quarry with construction materials; and

WHEREAS, the owners' description of said construction materials as "clean dirt and rock" appears to prevent the proposed landfill from meeting the state's definition of a "construction and demolition landfill" and therefore avoids the application of the Tennessee Scenic Rivers Act; and

WHEREAS, the de-watering of the quarry will include the disturbance of flood plain, including the movement of sediment, potentially increasing the threat of flooding to nearby homes; and

WHEREAS, the de-watering of the quarry into the river without continuous oversight threatens wildlife and water quality in the Harpeth River; and

WHEREAS, the dumping of approximately 168,000 truckloads of construction materials into the de-watered quarry over a period of many years cannot possibly be monitored to guarantee that only dirt and rock are dumped into the quarry; and

WHEREAS, in the case that only dirt and rock are dumped into the quarry, the sources of all the materials and absence of chemicals and other hazardous content in said materials cannot possibly be confirmed; and

WHEREAS, chemicals and hazardous content dumped into the quarry will negatively and significantly impact groundwater, the Harpeth River, and downstream interests in Cheatham County.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY:

Section 1. That the Metropolitan Council hereby goes on record as requesting that Tennessee Department of Environment and Conservation deny any permit that would allow the Hutton Stone Quarry to be de-watered and filled with construction materials.

Section 2. The Metropolitan Clerk is directed to send a copy of this Resolution to TDEC Environmental Consultant Robert Baker.

Section 3. This resolution shall take effect from and after its adoption, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

INTRODUCED BY:

Dave Rosenberg
Member of Council

Sharon Hurt
Member of Council, At-Large

Angie Henderson
Member of Council

Gloria Hausser
Member of Council

AMENDMENT NO. A
TO
RESOLUTION NO. RS2019-31

Mr. President –

I hereby move to amend Resolution No. RS2019-31 by deleting the seventh recital in its entirety and substituting in lieu thereof the following:

WHEREAS, workforce development is vital to connect unemployed and under-employed residents to meaningful job opportunities. Consequently, the Metropolitan Government should seek partnerships with colleges, businesses, non-profits, and apprenticeship programs to connect job seekers with employers and opportunities in order to provide them with opportunities to develop essential workplace skills. The Metropolitan Government should also improve opportunities for minority and woman-owned businesses, and be more accountable publicly about the effectiveness of these efforts; and

SPONSORED BY:

Bob Mendes
Member of Council

Jennifer Gamble
Member of Council

AMENDMENT NO. B
TO
RESOLUTION NO. RS2019-31

Mr. President –

I hereby move to amend Resolution No. RS2019-31 by deleting Section 2 in its entirety and substituting in lieu thereof the following:

Section 2. The Metropolitan Council will adopt practices to implement the principles recited herein through its committee structure and upon a consensus vote of the full council, and encourages the Mayor to also adopt practices with the aim of implementing the principles recited herein.

SPONSORED BY:

Steve Glover
Member of Council