

**Amendment of Contract in Lieu of Performance Bond**

Whereas, The Metropolitan Government of Nashville and Davidson County and the State of Tennessee, Department of Environment and Conservation, entered into a Contract in Lieu of Performance Bond for the proper operation and closure and/or post-closure of the Bordeaux Sanitary Landfill, Permit Number SNL 190000092; and,

Whereas, said contract, as amended, includes a provision allowing the State of Tennessee Commissioner of Environment and Conservation to collect up to \$2,334,760.51 from any funds being disbursed or to be dispersed from the State of Tennessee to The Metropolitan Government of Nashville and Davidson County as financial assurance for said proper operation, closure and post-closure; and,

Whereas, the State of Tennessee, Department of Environment and Conservation, and The Metropolitan Government of Nashville and Davidson County desire to reduce the amount of said financial assurance from \$2,334,760.51 to \$1,969,954.18.

Paragraph 3 of the Agreement in Lieu of Performance Bond is amended as follows:

The total penal sum figure, \$2,334,760.51, is deleted and the total penal sum figure \$1,969,954.18 is substituted in lieu thereof.

Date of Amendment of Contract: \_\_\_\_\_

RECOMMENDED BY:

STATE OF TENNESSEE, DEPARTMENT OF ENVIRONMENT AND CONSERVATION

DocuSigned by:

*Scott Potter*

~~94570070028458~~  
Scott Potter,

Director of the Metropolitan Department of Water and Sewerage Services

\_\_\_\_\_  
Commissioner

APPROVED AS TO AVAILIBLTY OF FUNDS:

STATE OF TENNESSEE, DEPARTMENT OF FINANCE AND ADMINISTRATION

DocuSigned by:

*Kelly Flannery/mjw*

~~93771248171469~~  
Kelly Flannery,

Director of Finance

\_\_\_\_\_  
Commissioner

APPROVED AS TO FORM AND  
LEGALITY:

DocuSigned by:

*Tara Ladd*

E055F6378EF2427  
Assistant Metropolitan Attorney

THE METROPOLITAN GOVERNMENT  
OF NASHVILLE AND DAVIDSON  
COUNTY

\_\_\_\_\_  
John Cooper, Mayor

ATTEST:

\_\_\_\_\_  
Metropolitan Clerk

DATE: \_\_\_\_\_

**Amendment of Contract in Lieu of Performance Bond**

Whereas, The Metropolitan Government of Nashville and Davidson County and the State of Tennessee, Department of Environment and Conservation, entered into a Contract in Lieu of Performance Bond for proper operation and closure and/or post-closure of the Thermal Ash Landfill, Permit Number IDL190000068 Expansion; and,

Whereas, said contract, as amended, includes a provision allowing the State of Tennessee Commissioner of Environment and Conservation to collect up to \$864,410.95, from any funds being disbursed or to be dispersed from the State of Tennessee to The Metropolitan Government of Nashville and Davidson County as financial assurance for said proper operation, closure and post-closure; and,

Whereas, the State of Tennessee, Department of Environment and Conservation, and The Metropolitan Government of Nashville and Davidson County desire to reduce the amount of said financial assurance from \$864,410.95 to \$826,592.97.

Paragraph 3 of the Agreement in Lieu of Performance Bond is amended as follows:

The total penal sum figure \$864,410.95 is deleted and the total penal sum figure \$826,592.97 is substituted in lieu thereof.

Date of Amendments of Contracts: \_\_\_\_\_

RECOMMENDED BY:

STATE OF TENNESSEE, DEPARTMENT OF ENVIRONMENT AND CONSERVATION

DocuSigned by:

*Scott Potter*

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Scott Potter,

Director of the Metropolitan Department of Water and Sewerage Services

\_\_\_\_\_  
Commissioner

APPROVED AS TO AVAILIBILTY OF FUNDS:

STATE OF TENNESSEE, DEPARTMENT OF FINANCE AND ADMINISTRATION

DocuSigned by:

*Kelly Flannery/mjw*

61277A1A8712169  
Kelly Flannery,

Director of Finance

\_\_\_\_\_  
Commissioner

APPROVED AS TO FORM AND  
LEGALITY:

DocuSigned by:

*Tara Ladd*

Assistant Metropolitan Attorney

THE METROPOLITAN GOVERNMENT  
OF NASHVILLE AND DAVIDSON  
COUNTY

\_\_\_\_\_  
John Cooper, Mayor

ATTEST:

\_\_\_\_\_  
Metropolitan Clerk

DATE: \_\_\_\_\_