

METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY



To: Jon Cooper, Director and Special Counsel
Metropolitan Council Office

From: Kevin Crumbo, Director of Finance

Date: October 23, 2020

Re: Resolution Regarding Bordeaux Long Term Care Facility

I am writing about the availability of funds for a resolution presented to Finance.

The heading of the resolution reads:

“A resolution appropriating \$5,000,000 from the COVID-19 Pandemic Fund No. 30009 and \$1,500,000 from the General Fund Reserve Fund (4% Fund) for the continued operation of and repairs/equipment for the Bordeaux Long Term Care Facility, and requesting the Metropolitan Purchasing Agent to negotiate an emergency contract for the operation of the Facility from and after January 1, 2021. “

There appear to be three components of this resolution for Finance to address:

1. Covid-19 Pandemic Fund. I cannot confirm availability of funds from the CRF due to the expiration of those funds at the end of December 2020, per the guidance of the US Department of Treasury. The guidance states that funds must be expended, not just allocated, by the end of December 2020. Additional review of the eligibility of such funds will be necessary if there is an extension of that expiration date. However, until that date is extended, if ever, additional eligibility review criteria for operations of a long-term care facility is not known at this time. For this reason alone, I cannot confirm the availability of funds for this resolution.
2. 4% Fund. I cannot confirm availability from the 4% fund until the request can be structured in compliance with the Metro Code’s requirements for appropriations from this fund. If you can direct Finance to where we can find further information supporting the request for equipment and repairs (*e.g.*, identification of the specific equipment and repairs needed, costs, life expectancy, *etc.*), that will enable us to determine eligibility. Importantly, all reserve fund allocations must meet the criteria outlined in the recent spending reductions memo, dated September 24, 2020, that was shared with the Council.

JOHN COOPER
MAYOR

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3. Request for Emergency Contract: I received your correspondence earlier today indicating Councilman Hall is bringing about other legislation on this matter. You also indicated that your office hasn't had the opportunity to fully evaluate it and determine if it will be in addition to or in lieu of this resolution. Since funds are not readily available for this resolution and there is uncertainty about other legislation on the horizon, the request for an emergency contract should be addressed when the other legislation is finalized.

Please let me know of any questions or any additional information you may need.