

LEGISLATIVE TRACKING FORMFiling for Council Meeting Date: 09/02/25

Resolution



Ordinance

Contact/Prepared By: Rickie McQueenDate Prepared: 08/06/25Title (Caption): AMENDMENT #1 revises the term dates from 10/1/23 - 9/30/25 to 10/1/23 - 9/30/26.

Section B is deleted & replaced with a restricted obligation period for expenditure, Paragraph C.1. & Paragraph C.3. is deleted and replaced.

No additional funds are provided with this Amendment.

Submitted to Planning Commission? ☒ N/A ☐ Yes-Date: _____ Proposal No: _____Proposing Department: Metropolitan Action Commission Requested By: Ashley Cathey, Family & Community Services DirectorAffected Department(s): Metropolitan Action Commission Affected Council District(s): 1-35**Legislative Category (check one):**

- | | | |
|---|--|--|
| ☐ Bonds | ☐ Contract Approval | ☐ Intergovernmental Agreement |
| ☐ Budget - Pay Plan | ☐ Donation | ☐ Lease |
| ☐ Budget - 4% | ☐ Easement Abandonment | ☐ Maps |
| ☐ Capital Improvements | ☐ Easement Accept/Acquisition | ☐ Master List A&E |
| ☐ Capital Outlay Notes | ☒ Grant | ☐ Settlement of Claims/Lawsuits |
| ☐ Code Amendment | ☐ Grant Application | ☐ Street/Highway Improvements |
| ☐ Condemnation | ☐ Improvement Acc. | ☐ Other: _____ |

FINANCE Amount +/-: \$ \$ 0.00
Funding Source:

- ☐ Capital Improvement Budget
- ☐ Capital Outlay Notes
- ☐ Departmental/Agency Budget
- ☐ Funds to Metro
- ☐ General Obligation Bonds
- ☐ Grant
- ☐ Increased Revenue Sources

Match: \$ \$ 0.00

- ☐ Judgments and Losses
- ☐ Local Government Investment Project
- ☐ Revenue Bonds
- ☐ Self-Insured Liability
- ☐ Solid Waste Reserve
- ☐ Unappropriated Fund Balance
- ☐ 4% Fund
- ☐ Other: _____

Approved by OMB: Aaron Pratt *AB*

Approved by Finance/Accounts: _____

Approved by Div Grants Coordination: Juanita Paulsen

Date to Finance Director's Office: _____

APPROVED BY**FINANCE DIRECTOR'S OFFICE:** _____**ADMINISTRATION**

Council District Member Sponsors: _____

Council Committee Chair Sponsors: _____

Approved by Administration: _____ Date: _____

DEPARTMENT OF LAW

Date to Dept. of Law: _____ Approved by Department of Law: _____

Settlement Resolution/Memorandum Approved by: _____Date to Council: _____ For Council Meeting: _____ ☐ E-mailed Clerk
☐ All Dept. Signatures
 ☐ Copies
 ☐ Backing
 ☐ Legislative Summary
 ☐ Settlement Memo
 ☐ Clerk Letter
 ☐ Ready to File

Department of Law – White Copy

Administration – Yellow Copy

Finance Department - Pink Copy

GRANT SUMMARY SHEET

Grant Name: Low Income Home Energy Assistance Program (LIHEAP) 24-10
23-25 Amend 1

Department: METRO ACTION

Grantor: U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES

**Pass-Through Grantor
(If applicable):** TN HOUSING DEVELOPMENT AGENCY

Total Award this Action: \$0.00

Cash Match Amount \$0.00

Department Contact: Ashley Cathey, Family & Community Services Program Director
862-8860

Status: AMENDMENT

Program Description:

The Low Income Home Energy Assistance Program (LIHEAP) helps keep families safe and healthy through initiatives that assist families with energy costs. Amendment 1 extends the end date to 9/30/2026, Section B is deleted & replaced with a restricted obligation period for expenditure, Paragraph C.1. and C.3. is deleted and replaced.

Plan for continuation of services upon grant expiration:

MAC plans to continue this program in future years upon approval from grantor.

Grants Tracking Form

Part One

Pre-Application ☐		Application ☐		Award Acceptance ☐		Contract Amendment ☒	
Department	Dept. No.	Contact				Phone	Fax
METRO ACTION ▼	075	Ashley Cathey, Family & Community Services Program Director				862-8860	862-8870
Grant Name:		Low Income Home Energy Assistance Program (LIHEAP) 24-10 23-25 Amend 1					
Grantor:		U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES ▼				Other:	
Grant Period From:		10/01/23	(applications only) Anticipated Application Date:				
Grant Period To:		09/30/26	(applications only) Application Deadline:				
Funding Type:		FED PASS THRU ▼	Multi-Department Grant		☐ If yes, list below.		
Pass-Thru:		TN HOUSING DEVELOPMENT AGENCY ▼	Randall Funding Project:		☐		
Award Type:		FORMULA ▼	Total Award:		\$0.00		
Status:		AMENDMENT ▼	Metro Cash Match:		\$0.00		
Metro Category:		Est. Prior. ▼	Metro In-Kind Match:		\$0.00		
CFDA #		93.568	Is Council approval required?		☐		
Project Description:		Applic. Submitted Electronically? ☐					
The Low Income Home Energy Assistance Program (LIHEAP) helps keep families safe and healthy through initiatives that assist families with energy costs. Amendment 1 extends the end date to 9/30/2026, Section B is deleted & replaced with a restricted obligation period for expenditure, Paragraph C.1. and C.3. is deleted and replaced.							
Plan for continuation of service after expiration of grant/Budgetary Impact:							
MAC plans to continue this program in future years upon approval from grantor.							
How is Match Determined?							
Fixed Amount of \$			or	0.0%	% of Grant	Other: ☐	
Explanation for "Other" means of determining match:							
For this Metro FY, how much of the required local Metro cash match:							
Is already in department budget?		\$0.00		Fund	Business Unit		
Is not budgeted?		\$0.00		Proposed Source of Match:			
(Indicate Match Amount & Source for Remaining Grant Years in Budget Below)				Requested from Cont. Match Fund:			
Other:							
Number of FTEs the grant will fund:		6.30		Actual number of positions added:		0.00	
Departmental Indirect Cost Rate		14.86%		Indirect Cost of Grant to Metro:		\$885,717.74	
*Indirect Costs allowed? ☒ Yes ☐ No		% Allow. 8.00%		Ind. Cost Requested from Grantor:		\$443,883.93	
*(If "No", please attach documentation from the grantor that indirect costs are not allowable. See Instructions)							
Draw down allowable? ☐							
Metro or Community-based Partners:							

Part Two

Grant Budget										
Budget Year	Metro Fiscal Year	Federal Grantor	State Grantor	Other Grantor	Local Match Cash	Match Source (Fund, BU)	Local Match In-Kind	Total Grant Each Year	Indirect Cost to Metro	Ind. Cost Neg. from Grantor
Yr 1	FY24	\$5,960,415.51						\$5,960,415.51	\$885,717.74	\$443,883.93
Yr 2										
Yr 3										
Yr 4										
Yr 5										
Total		\$5,960,415.51	\$0.00	\$0.00	\$0.00		\$0.00	\$5,960,415.51	\$885,717.74	\$443,883.93
Date Awarded:			08/04/25		Tot. Awarded: \$0.00		Contract#:	LIHEAP 24-10 AMEND 1		
(or) Date Denied:					Reason:					
(or) Date Withdrawn:					Reason:					

Contact: juanita.paulsen@nashville.gov
vaughn.wilson@nashville.gov

Rev. 8/5/03
6083

GCP Received 08/07/25

GCP Approved 08/07/25

JP

Resolution No. _____

A resolution approving amendment one from the Tennessee Housing Development Agency to the Metropolitan Government, acting by and through the Metropolitan Action Commission, for Low Income Home Energy Assistance Program (LIHEAP) services targeted toward the elderly, disabled, veterans, and households with young children.

WHEREAS, the Metropolitan Government, acting by and through the Metropolitan Action Commission, previously entered into a grant agreement with the Tennessee Housing Development Agency ("THDA") for Low Income Home Energy Assistance Program (LIHEAP) services approved by RS2024-398; and,

WHEREAS, the parties wish to amend the grant agreement to extend the end date of the grant to September 30, 2026, for the purpose of Metro Action Commission and THDA processing expenditures for funds that were obligated to beneficiaries before 11:59PM Central Time on September 30, 2025, a copy of which amendment one is attached hereto; and,

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

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

Section 1. That amendment one to a grant by and between the Tennessee Housing Development Agency and the Metropolitan Government, acting by and through the Metropolitan Action Commission, for Low Income Energy Assistance Program (LIHEAP) services targeted toward the elderly, disabled, veterans, and households with young children, a copy of which amendment one 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:

Jenneen Reed/mjr
Jenneen Reed, Director
Department of Finance

INTRODUCED BY:

Member(s) of Council

APPROVED AS TO FORM
AND LEGALITY:

Hannah Britlin
Metropolitan Attorney

**AMENDMENT NO. 1
GRANT CONTRACT LIHEAP-24-10
BETWEEN THE STATE OF TENNESSEE,
TENNESSEE HOUSING DEVELOPMENT AGENCY,
AND METROPOLITAN ACTION COMMISSION**

This Amendment is between the Tennessee Housing Development Agency ("THDA") and Metropolitan Action Commission ("Grantee"), collectively, the "Parties," for the purpose of amending Grant Contract LIHEAP-24-10 executed by the Parties effective October 1, 2023, which is for the provision of the Low-Income Home Energy Assistance Program ("LIHEAP")

Whereas the Term of said Grant Contract is set to expire September 30, 2025; and

Whereas the Parties wish to extend the Term through September 30, 2026, for the purpose of the Grantee and THDA processing expenditures for funds that were obligated to beneficiaries before 11:59 PM Central Time on September 30, 2025.

Therefore, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows:

1. Section B. is hereby deleted in its entirety and replaced with the following:

This Grant Contract shall be effective October 1, 2023 ("Effective Date") and extend to 11:59 P.M. Central Time on the End Date, which is September 30, 2026 (the "Term"). The State shall have no obligation for goods or services provided that are not obligated by the Grantee by **September 30, 2025**, pursuant to the Federal Award, and shall have no obligation to process obligated expenditures outside of the Term.

2. All references to the Term and/or End Date are hereby replaced with the amended terms set forth above.
3. Paragraph C.1. is hereby 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 MILLION, NINE HUNDRED SIXTY THOUSAND, FOUR HUNDRED FIFTEEN AND 51/100 (\$5,960,415.51) ("Maximum Liability"). The Grant Budget, attached and incorporated hereto as Attachment A, shall constitute the maximum amount due the Grantee under this Grant Contract and all funds are to be obligated by September 30, 2025. 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.

4. Paragraph C.3. is hereby deleted in its entirety and replaced with the following:

C.3. Payment Methodology. The Grantee shall be reimbursed for actual, reasonable, and necessary costs based upon the Grant Budget, not to exceed the Maximum Liability established in Section C.1. that are obligated by September 30, 2025. Upon progress toward the completion of the Scope, as described in Section A of this Grant Contract, the Grantee shall submit invoices prior to any reimbursement of allowable costs.

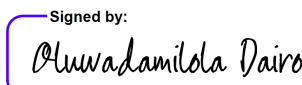
5. The other terms and provisions not amended herein remain in full force and effect.

[SIGNATURES BEGIN ON NEXT PAGE]

**[GRANTEE SIGNATURE PAGE
TO AMENDMENT NO. 1 TO GRANT CONTRACT LIHEAP 24-10]**

GRANTEE:

METROPOLITAN ACTION COMMISSION

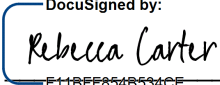
BY: 
3EA48E8E6D8A4B6...
ITS: OLUWADAMILOLA DAIRO
Interim Executive Director

DATE: 8/4/2025 | 7:39 PM PDT

[THDA SIGNATURE ON NEXT PAGE]

[TENNESSEE HOUSING DEVELOPMENT AGENCY SIGNATURE PAGE
TO AMENDMENT NO. 1 TO GRANT CONTRACT LIHEAP-24-10]

TENNESSEE HOUSING DEVELOPMENT AGENCY:

BY: 
F11BFF854B534CE
REBECCA CARTER
ITS: Director of Community Services

DATE: 8/6/2025 | 8:19 AM CDT

**SIGNATURE PAGE
FOR
GRANT NO. LiHEAP 24-10 Amend 1**

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

**METROPOLITAN GOVERNMENT OF
NASHVILLE AND DAVIDSON COUNTY**

[SEE PREVIOUS PAGE](#)

_____ Department

_____ Date

APPROVED AS TO AVAILABILITY
OF FUNDS:

Jenneen Reed/mjr
Director of Finance
Department of Finance

10/8/2025 | 10:13 AM CDT
_____ Date

APPROVED AS TO RISK AND INSURANCE:

Balaqun Cobb
Director of Insurance

10/8/2025 | 10:22 AM CDT
_____ Date

APPROVED AS TO FORM AND
LEGALITY:

Hannah Britlin
Metropolitan Attorney

10/8/2025 | 8:15 AM PDT
_____ Date

Freddie O’ Connell
Metropolitan Mayor

_____ Date

ATTEST:

Metropolitan Clerk

_____ Date

METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY



FREDDIE O'CONNELL
MAYOR

WALLACE W. DIETZ.
DIRECTOR OF LAW

DEPARTMENT OF LAW
METROPOLITAN COURTHOUSE, SUITE 108
P.O. BOX 196300
NASHVILLE, TENNESSEE 37219-6300
(615) 862-6341 • (615) 862-6352 FAX

October 1, 2025

Don Watt, Chief Programs Officer
Tennessee Housing Development
Andrew Jackson Building
502 Deadrick Street, Third Floor
Nashville, TN 37243

Mr. Watt,

This letter serves as written notice to the State regarding compliance with the Debarment and Suspension clause in the grant contract. That clause requires the grantee to certify that it "ha[s] not within a three (3) year period preceding this Grant Contract had one or more public transactions (federal, state, or local) terminated for cause or default." The clause further requires the grantee to "provide immediate written notice to the State if at any time it learns that there was an earlier failure to disclose information or that due to changed circumstances, its principals or the principals of its subcontractors are excluded or disqualified, or presently fall under any of the prohibitions of sections a-d."

On March 25, 2025, the Health Department of the Metropolitan Government of Nashville and Davidson County ("Metro") received a notification from the Centers for Disease Control and Prevention ("CDC") that a Community Healthcare Workers grant was terminated "for cause" due to the end of the Covid-19 pandemic. The notification did not indicate any wrongdoing on the part of Metro that prompted the termination.

On April 24, 2025, Metro filed a lawsuit against the CDC challenging the illegal termination of the above-mentioned grant, including the "for cause" termination designation. On June 17, 2025, the Court granted a preliminary injunction preventing the CDC from enforcing the termination of the grant.

If you require any further information, please let us know.

Sincerely,

A handwritten signature in black ink, reading "Wallace W. Dietz", is written over the printed name of the Director of Law.

Wallace W. Dietz, Director of Law
Metropolitan Government of Nashville and Davidson County