

Section 2. This resolution shall take effect from and after the passage, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

Analysis

This resolution approves two amendments to two agreements between the Metropolitan Government and the Tennessee Department of Environment and Conservation (TDEC) concerning the maintenance of closed solid waste disposal facilities.

The Metropolitan Government owns the Bordeaux Sanitary Landfill and the Thermal Ash Monofill, Phases II and III. Both are closed solid waste disposal facilities maintained pursuant to agreement between TDEC and the Metropolitan Government. Ordinance No. BL2010-719 provides that amendments to these agreements may be approved by a resolution receiving 21 or more affirmative votes.

Each agreement lists the “total penal sum” that TDEC may collect in the event the Metropolitan Government fails to properly perform its duties relative to the closed solid waste facility. The amendment to the Bordeaux Sanitary Landfill agreement would reduce the total penal sum from \$2,334,760.51 to \$1,969,954.18. The amendment to the Thermal Ash Landfill agreement would reduce the total penal sum from \$864,410.95 to \$826,592.97.

No other changes would be made to either agreement.