



Metropolitan Nashville and Davidson County, TN

Legislation Details (With Text)

File #: RS2021-1113 **Name:**

Type: Resolution **Status:** Passed

File created: 8/26/2021 **In control:** Metropolitan Council

On agenda: 9/7/2021 **Final action:** 9/7/2021

Title: A resolution approving the assignment of a contract by and between The Metropolitan Government of Nashville and Davidson County and Youth Opportunity Investments, LLC, to Youth Opportunities of America, LLC, for operation and management services for the Davidson County Juvenile Detention Facility.

Sponsors: Kyonzte Toombs, Jennifer Gamble, Delishia Porterfield

Indexes:

Code sections:

Attachments: 1. RS2021-1113 Contract Exhibit

| Date | Ver. | Action By | Action | Result |
|----------|------|--|----------|--------|
| 9/8/2021 | 1 | Mayor | approved | |
| 9/7/2021 | 1 | Metropolitan Council | adopted | |
| 9/7/2021 | 1 | Public Safety, Beer, and Regulated Beverages Committee | approved | |
| 9/7/2021 | 1 | Budget and Finance Committee | approved | |

A resolution approving the assignment of a contract by and between The Metropolitan Government of Nashville and Davidson County and Youth Opportunity Investments, LLC, to Youth Opportunities of America, LLC, for operation and management services for the Davidson County Juvenile Detention Facility.

WHEREAS, Section 4.12.240 of the Metropolitan Code provides that “all contracts for the provision of management services for correctional facilities owned by the metropolitan government, executed on or after January 1, 2017, must be approved by resolution of the metropolitan council, duly adopted by twenty-one affirmative votes”; and,

WHEREAS, the Metropolitan Government of Nashville and Davidson County solicited offers for the operation and management of the Davidson County Juvenile Detention Facility pursuant to RFQ #57122; and,

WHEREAS, a contract with Youth Opportunity Investments, LLC, for the operation and management services, was approved by the metropolitan council by RS2021-787; and,

WHEREAS, Youth Opportunity Investments, LLC, agrees to assign the contract to the newly named entity Youth Opportunities of America, LLC, and the Metropolitan Government has reviewed the assignment request and agrees to continue the contract under the new entity Youth Opportunities of America, LLC; and,

WHEREAS, it is in the interest of the citizens of The Metropolitan Government of Nashville and Davidson County that this contract be approved.

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

Section 1. That the assignment of the contract between the Metropolitan Government of Nashville and Davidson County and Youth Opportunity Investments, LLC, to Youth Opportunities of America, LLC, to provide

operation and management services for the Davidson County Juvenile Detention Facility, attached hereto, is hereby approved.

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.

Analysis

This resolution approves the assignment of a contract originally approved by the Council pursuant to Resolution No. RS2021-787. Youth Opportunity Investments, LLC (YOI) would like to assign the contract to a newly named entity Youth Opportunity of America, LLC (YOA).

RS2021-787 approved a contract for the operation and management of the Davidson County Juvenile Detention Facility. YOI received the highest score in the request for qualifications process.

The resolution would assign the contract approved by RS2021-787 from YOI to YOA, which is the company's new name. YOA would assume and agree to perform all remaining obligations of YOI under the contract and agree to hold Metro and YOI harmless from any claim or demand resulting from non-performance by YOA. YOA would further be entitled to all monies remaining to be paid under the contract.

Under the contract, YOA will be in charge of the operation and management of the Davidson County Juvenile Detention Facility. The contract is for a term ending on March 2, 2026 with a total estimated contract value of \$28,000,000. YOA is compensated based upon a per diem rate for each juvenile housed.

The contract includes provisions pertaining to the procedures surrounding escapes, riots, and fires. As the Council will recall, Metro entered into a settlement agreement with YOI in June 2020 to recoup a portion of Metro's costs associated with the escape of several juveniles from the Davidson County Juvenile Detention Facility.

Section 4.12.240 of the Metropolitan Code provides that "all contracts for the provision of management services for correctional facilities owned by the metropolitan government, executed on or after January 1, 2017, must be approved by resolution of the metropolitan council, duly adopted by twenty-one affirmative votes."