



## CLARKSVILLE CITY COUNCIL SPECIAL SESSION

**APRIL 13, 2021, 4:30 P.M.**

**IN AN EFFORT TO FACILITATE THE CONTINUED RESPONSE TO THE CORONAVIRUS DISEASE (COVID-19), THIS MEETING WILL BE CONDUCTED VIA GOOGLE MEETS AND LIVE STREAMED ON CITYOFCLARKSVILLE.COM**

### AGENDA

- 1) CALL TO ORDER *Mayor Joe Pitts*
- 2) PRAYER *Councilperson Wanda Allen*
- 3) PLEDGE OF ALLEGIANCE *Councilperson Jason Knight*
- 4) ATTENDANCE *City Clerk*
- 5) APPROVAL OF ELECTRONIC MEETING

*"In order to comply with the technical aspects of the Governor's Executive Order regarding holding open meetings in a forum other than in the open and in public, this governing body determines that meeting electronically is necessary to protect the health, safety, and welfare of its citizens due to the COVID-19 outbreak."*

#### 6) BOARD APPOINTMENTS

1. **RESOLUTION 68-2020-21** Approving appointments to the Community Health Foundation and the Board of Zoning Appeals *Mayor Pitts*

- *Community Health Foundation: Dr. Mark Trawinski (reappointment) - March 2021 through February 2024*
- *Board of Zoning Appeals: Michael Long (replaced Mark Kelly-resigned) - Coterminous RPC; Joe Shackeenab (replace Tracy Knight-term expired) - April 2021 through December 2025*

7) CARES ACT FUNDING

1. **ORDINANCE 81-2020-21** (Second Reading) Amending the FY21 Housing and Community Development budget for CARES Act Part 1 program funding  
*Councilperson Smith*

2. **ORDINANCE 82-2020-21** (Second reading) Amending the FY21 Housing and Community Development budget for CARES Act Round 3 Program funds  
*Councilperson Smith*

8) HIRING OUTSIDE COUNSEL

1. **ORDINANCE 93-2020-21** (First Reading; Postponed April 1st) Amending the Official Code relative to hiring outside counsel *Councilperson Allen*

9) ADJOURNMENT

RESOLUTION 68-2020-21

A RESOLUTION APPROVING APPOINTMENTS TO THE COMMUNITY HEALTH FOUNDATION AND BOARD OF ZONING APPEALS

*BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CLARKSVILLE, TENNESSEE:*

That the Clarksville City Council hereby approves the following appointments:

Community Health Foundation: Dr. Mark Trawinski - March 2021 through February 2024

Board of Zoning Appeals: Michael Long - Coterminous RPC; Joe Shakeenab - April 2021 through December 2025

*ADOPTED:*

ORDINANCE 81-2020-21

AN ORDINANCE AMENDING THE FY 2021 HOUSING AND COMMUNITY DEVELOPMENT BUDGET (ORDINANCE 87-2019-20) AUTHORIZING THE CITY OF CLARKSVILLE TO CREATE PROJECTS TO UTILIZE THE 2020 EMERGENCY SOLUTIONS GRANT CARES ACT – PART I PROGRAM (ESG-CV) FUNDS FROM TENNESSEE HOUSING DEVELOPMENT AGENCY (THDA)

*WHEREAS,* the Housing and Community Development office of the City of Clarksville has been awarded funding from THDA to maintain, rehabilitate, and/or operate emergency homeless shelters; to provide essential services, street outreach and/or rapid re-housing services to the homeless; to provide prevention services to households at risk of homelessness; to expand, rehabilitate, or convert buildings for use as emergency shelter for the homeless; and to perform data collection activities for all persons assisted, and;

*WHEREAS,* the grant period is to be effective from December 1, 2020 to September 30, 2022;

*NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLARKSVILLE, TENNESSEE:*

That the following projects be created within the ESG Fund:

82463001	4111	AECV1	Administration	Increase: \$ 33,750
82463003	4810	SECV1	Subrecipient: Salvation Army 2020	Increase: \$168,750
82463003	4810	UECV1	Subrecipient: Urban Ministries 2020	Increase: \$168,750

*BE IT FURTHER ORDAINED:*

That the following ESG be budgeted:

8246300	33150	Grant Revenue	Increase: \$371,250
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*FIRST READING:* April 1, 2021

*SECOND READING:* Scheduled for April 13, 2021

*EFFECTIVE DATE:*

ORDINANCE 82-2020-21

AN ORDINANCE AMENDING THE FY 2021 HOUSING AND COMMUNITY DEVELOPMENT BUDGET (ORDINANCE 87-2019-20) AUTHORIZING THE CITY OF CLARKSVILLE TO CREATE PROJECTS TO UTILIZE THE 2020 COMMUNITY DEVELOPMENT BLOCK GRANT CORONAVIRUS AID, RELIEF AND ECONOMIC SECURITY (CARES) ACT – ROUND 3 PROGRAM FUNDS (CDBG-CV) FROM HUD (U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT)

*WHEREAS,* the Housing and Community Development office of the City of Clarksville has been awarded funding from HUD to prevent, prepare for, and respond to coronavirus; and

*WHEREAS,* the award received by the Housing and Community Development office for Round 1 of the CARES Act in the amount of \$600,941 was approved by the City Council during the fiscal year end budget process in June 2020; and

*WHEREAS,* HUD combined the Round 1 award amount with the Round 3 award amount of \$838,820 for a total award of \$1,439,761; and

*WHEREAS,* the grant period is to be effective beginning August 31, 2020;

*NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLARKSVILLE, TENNESSEE:*

That the revenues and expenditures for the CDBG-CV Round 1 funding be amended from the prior approved allocations as demonstrated on Exhibit A to the budget allocations of the combined Round 1 and Round 3 allocations as demonstrated on Exhibit B below.

*FIRST READING:* April 1, 2021

*SECOND READING:* Scheduled for April 13, 2021

*EFFECTIVE DATE:*

## Exhibit A

<b>CDBG-CV PROGRAM</b>	<b>CDBG-CV ALLOCATION</b>
Acquisitions	\$ 218,500.00
Rehabilitation	\$ 223,500.00
Other - Subrecipients	\$ 38,752.80
Program Administration	\$ 120,188.20
<b>TOTAL</b>	<b>\$ 600,941.00</b>

## Exhibit B

<b>CDBG-CV PROGRAM</b>	<b>CDBG-CV ALLOCATION</b>
United Way of the Greater Clarksville Region – Eviction Prevention	\$ 600,000.00
Matthew Walker Comprehensive Health Center – Healthcare	\$ 300,000.00
Legal Aid Society of Middle Tennessee & the Cumberland – Fair Housing Counseling & Legal Assistance	\$ 100,000.00
Butterfly Moments/HCD – Utility Relief	\$111,808.80
Plum Street House Rehabilitation	\$ 40,000.00
Program Administration	\$287,952.20
<b>TOTAL</b>	<b>\$1,439,761.00</b>

ORDINANCE 93-2020-21

AN ORDINANCE AMENDING THE OFFICIAL CODE OF THE CITY OF CLARKSVILLE , TENNESSEE, TITLE 6, "FINANCE AND TAXATION," CHAPTER 5, "BUDGETS, IMPLEMENTATION, AND ADMINISTRATION," SECTION 6-514(B), "INTERNAL SERVICE FUND," RELATIVE TO HIRING OUTSIDE COUNSEL

*BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLARKSVILLE, TENNESSEE:*

That the Official Code of the City of Clarksville, Tennessee, is hereby amended by deleting the existing language in Section 6-514(b) in its entirety and by substituting instead the following:

~~(b) The city attorney, and his/her assistants, shall be responsible for claims and litigation management, under the supervision of the city council, not otherwise inconsistent with his duties as city attorney as provided in the City Charter, or with state law of general application, to include the Tennessee Rules of Professional Conduct for attorneys. The city attorney shall have full authority regarding the determination as to whether to retain outside counsel, and the selection of outside counsel, with regard to all legal matters involving the city, to include defense of claims made or threatened against the city, and the city attorney shall make reports to the city council regarding same from time to time, or as otherwise directed by the mayor or city council.~~

(b) The city attorney, and his/her assistants, shall be responsible for claims and litigation management, under the supervision of the city council, not otherwise inconsistent with his/her duties as city attorney as provided in the City Charter, or with state law of general application, to include the Tennessee Rules of Professional Conduct for attorneys. Should the city attorney deem it necessary to retain outside counsel, the city attorney shall submit a request to the city council, which request shall state: the grounds for retaining outside counsel; the proposed scope of the outside counsel's employment; the city attorney's best estimate of the total cost of retaining outside counsel for the grounds stated; and the city attorney's best estimate of the total liability exposure presented to the City by any such matter in which outside counsel is involved. The city council, by majority vote, shall have full authority regarding the determination as to whether to retain outside counsel, and the selection of outside counsel, with regard to all legal matters involving the city, to include defense of claims made or threatened against the city. The city council, by majority vote, shall have full authority to apportion funding for retaining outside council. Should the cost of any such outside council retained exceed the estimate provided in the city attorney's request, the city attorney shall submit a report to the city council detailing the reasons for the cost overrun and the city attorney's best estimate of the total additional cost of such outside council. Additional funds for outside council shall be apportioned by the city council only after the city attorney submits such report and only upon majority of the city council. The city attorney shall provide the city council with a monthly report on the status of every matter in which outside council is involved, which report shall include: a running total of the cost of the outside counsel for each such matter; the city attorney's best estimate of the total liability exposure presented to the City by any such matter; and the city attorney's best estimate of the likelihood of success of each such matter.

*POSTPONED:*

April 1, 2021 to Special Session or May 6, 2021

*FIRST READING:*

*SECOND READING:*

*EFFECTIVE DATE:*