

RESOLUTION 09-79

A RESOLUTION TO APPROVE THE BROWNFIELDS ASSESSMENT COALITION, MEMORANDUM OF AGREEMENT (MOA) BETWEEN MAURY ALLIANCE, THE CITY OF COLUMBIA, THE CITY OF SPRING HILL, THE CITY OF MT. PLEASANT, AND MAURY COUNTY, TN (PARTNERS), AND AUTHORIZING THE INTERIM CITY ADMINISTRATOR TO SIGN THE MOA

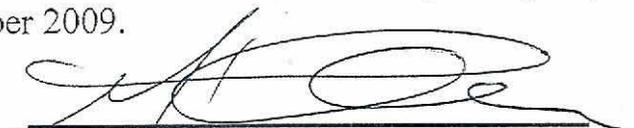
WHEREAS, The Maury Alliance has agreed to serve as the Coalition Lead in the formation of Partners, acquisition of EPA Cooperative Agreement Grants, identification of Sites for Assessment, etc.; and

WHEREAS, the Maury Alliance and Partners will work with a consultant, identify community goals, land use, etc., and

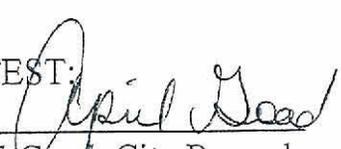
WHEREAS, the City of Spring Hill assumes no liability in this project; and

NOW, THEREFORE BE IT RESOLVED, by the Board of Mayor and Aldermen of the City of Spring Hill, approval of the Brownfields Assessment Coalition, Memorandum of Agreement between above mentioned Partners and authorize the Interim City Administrator to sign the Agreement.

Passed and adopted by the Board of Mayor and Aldermen of the City of Spring Hill, Tennessee, on the 21st day of September 2009.


Michael Dinwiddie, Mayor

ATTEST:


April Goad, City Recorder

LEGAL FORM APPROVED:


Timothy P. Underwood, City Attorney

BROWNFIELDS ASSESSMENT COALITION
MEMORANDUM OF AGREEMENT (MOA)
BETWEEN THE FOLLOWING PARTIES:
The Maury Alliance – Coalition Lead
The City of Columbia, Tennessee - Partner
The City of Spring Hill, Tennessee - Partner
The City of Mount Pleasant, Tennessee - Partner
Maury County, Tennessee (Unincorporated Areas) - Partner

This Memorandum of Agreement (MOA) documents the roles and responsibilities of the various parties involved in the Assessment Coalition with regard to EPA Cooperative Agreement No: *(to be assigned upon grant award)*.

Intent of Process:

Maury Alliance is working cooperatively with local governments to identify sites for assessment, remediation, and reuse. The Alliance, partners, etc. are working with a consultant on a comprehensive plan and the identification, clean-up and reuse of sites will be done in conjunction with identified community goals, land use, etc. This MOA is for the initial stage which is assessing potential sites only. Participating partners in this grant application assume no liability for any site contamination or clean-up.

1 On *(date grant awarded)* EPA awarded the Cooperative Agreement to the Lead Coalition Member, The Maury Alliance (Alliance). The grant period is October 1, 2010 through September 30, 2013. The Alliance is responsible to EPA for management of the cooperative agreement and compliance with the statutes, regulations, and terms and conditions of the award, and ensuring that all members of the coalition are in compliance with the terms and conditions.

2 It is the responsibility of the Alliance to provide timely information to the other Coalition Partners regarding the management of the cooperative agreement and any changes that may be made to the cooperative agreement over the period of performance.

3 The Coalition Partners are:

The Maury Alliance
The City of Columbia, Tennessee
The City of Spring Hill, Tennessee
The City of Mount Pleasant, Tennessee
Maury County, Tennessee

The contact information is as follows:

Patrick Harlan
Interim, Vice President of Economic Development
106 West 6th Street
Columbia, TN 38402-1076
pharlan@mauryalliance.com
(931) 388-2155

And

Paul Boyer, Jr., City Manager
City of Columbia
707 N. Main St.
Columbia, TN 38401
pbover@columbiatn.com
(931) 560-1510

And

Jim Smith, City Administrator
City of Spring Hill
199 Town Center Pkwy.
Spring Hill, TN 37174
jimsmith@springhilltn.org
(931) 486-2252 (ext. 245)

And

Debbie McMullin, Interim City Manager
City of Mt. Pleasant
100 Public Square
Mt. Pleasant, TN 80104
dmcmullin@mtpleasant-tn.com
(931) 379-7717

And

Jim Bailey, County Mayor
Maury County
41 Public Square
Columbia, TN 38401
JBailey@MauryCounty-TN.Gov
(931) 375-1001

4 Activities funded through the cooperative agreement may include inventory preparation, site selection criteria development, assessments, planning (including cleanup planning) relating to brownfield sites, and outreach materials and implementation, and other eligible activities. The Alliance may retain consultant(s) and contractors under 40 CFR 30.36 to undertake various activities funded through the cooperative agreement and may award sub-grants to other coalition members under 40 CFR 31.37 for assessment projects in their geographic areas. Sub-grantees are accountable to the Alliance for proper expenditure of funds.

5 The Lead Coalition Member will procure the consultant(s) in compliance with 40 CFR 31.36 requirements. The Lead Coalition Member will issue the Request for Proposals (RFP) or Request for Qualifications (RFQ) and will be the entity responsible for receipt of the submitted proposals and selection and award of contracts. The Alliance will consult with other coalition members in making selections of consultants

and contractors and negotiating the terms of agreements.

6 The Lead Coalition Member, in consultation with the Coalition Partners, will work to develop a site selection process based on agreed upon factors and will ensure that a minimum of five sites are assessed over the life of the cooperative agreement. Selected sites will be submitted to EPA for prior approval to ensure eligibility.

7 Upon designation of the specific sites, it will be the responsibility of the Alliance to work with the coalition member in whose geographic area the site is located to finalize the scope of work for the consultant or contractor. If this member does not have the capacity to perform these activities, the Alliance may assist in securing necessary site access agreements and permits.

8 The Lead Coalition Member is responsible for ensuring that other activities as negotiated in the work plan, such as community outreach and involvement, are implemented in accordance with a schedule agreed upon by Columbia and the coalition member in whose geographic area the site to be assessed is located.

Signatures:

The Maury Alliance	_____	Patrick Harlan
The City of Columbia	_____	Paul Boyer, Jr., City Manager
The City of Spring Hill	_____	Jim Smith, City Administrator
The City of Mount Pleasant	_____	Debbie McMullin, Interim City Manager
Maury County	_____	Jim Bailey, County Mayor