



Metropolitan Nashville and Davidson County, TN

Legislation Text

File #: BL2021-879, **Version:** 1

An ordinance approving an agreement between the Metropolitan Government of Nashville and Davidson County, acting by and through the Metropolitan Department of Water and Sewerage Services ("MWS"), and Piedmont Natural Gas Company ("Piedmont") for shared use of MWS' Access Drive (Proposal No. 2021M-024AG-001).

WHEREAS, MWS and Piedmont were granted permanent easements across a portion of parcel 14614004700; and,

WHEREAS, pursuant to the terms of the agreement ("Agreement") attached as Exhibit 1 to the ordinance, Piedmont has agreed to widen the Access Drive and maintain the Access Drive (with 50% reimbursement from MWS) in exchange for shared use of MWS' Access Drive; and,

WHEREAS, approval of the Agreement is in the best interest of the Metropolitan Government.

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

Section 1. The Agreement (Exhibit 1) between the Metropolitan Government of Nashville and Davidson County, acting by and through the Metropolitan Department of Water and Sewerage Services ("MWS"), and Piedmont Natural Gas Company ("Piedmont"), attached hereto and incorporated herein, is hereby approved, and the Director of Water and Sewerage Services is authorized to execute the same.

Section 2. The Directors of Water and Sewerage Services and Public Property Administration are authorized to execute such documents as may be necessary and appropriate to effect the purposes of this ordinance.

Section 3. Amendments to this legislation shall be approved by resolution.

Section 4. This ordinance shall take effect from and after its final passage, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

Analysis

This ordinance approves an agreement between Metro Water Services (MWS) and Piedmont Natural Gas Company (Piedmont) for shared use of an Access Drive off Franklin Pike ("Access Drive"). Piedmont will maintain a gas regulator station near the Access Drive and has requested Metro allow Piedmont to use the Access Drive to monitor and maintain the gas regulator station. In exchange for the shared use of the Access Drive, Piedmont agrees to widen the Access Drive to two lanes in each direction and maintain it (with 50% reimbursement from MWS) to account for wear and tear. MWS may cancel the agreement if Piedmont fails to cure a breach of this agreement within 30 days of written notice to Piedmont.

Fiscal Note: Upon completion of the Access Drive widening, Metro Water and Sewerage Services Department (MWS) will reimburse Piedmont fifty percent (50%) of the future expenses incurred in connection with

maintaining and repairing the Access Drive. Reimbursement requests for expenses exceeding \$5,000 will require written approval from MWS.