

MNAA TERMINAL WATER MAIN PARTICIPATION AGREEMENT

THIS AGREEMENT is entered into by and between Metro Nashville Airport Authority, hereinafter known as "**MNAA**", and The Metropolitan Government of Nashville and Davidson County acting through the Metropolitan Department of Water and Sewerage Services, hereinafter known as "**METRO**".

WHEREAS, both the **MNAA** and **METRO** desire to provide improved public water service for both its proposed development as well as the existing properties in this area; and

WHEREAS, the **MNAA** has been approved to serve its development Terminal Water Main; known as Project No. 23WL0031, and

WHEREAS, the provision of such water service will directly benefit both parties and the general community of Nashville and Davidson County, Tennessee; and

NOW, THEREFORE, THE DEVELOPER AND METRO AGREE AS FOLLOWS:

I. SCOPE OF WORK:

A project consisting of **METRO's** recommendation for **MNAA** to design and install a new 24" water main within the airport property to increase serviceability and redundancy for the entirety of the airport pressure zone (approximately 21,000 acres). Improvements will occur on **MNAA** property located at 1 Terminal Drive. The design for the 24" water main will service the airport pressure zone and enhance **METRO's** ability to service all users within. This project will replace approximately 514 linear feet of 12" water main with 24" water main.

II. PAYMENT TERMS AND CONDITIONS:

- A. **MNAA** will contract and oversee construction of this project, and the water main design shall meet all **METRO** specifications and requirements including telemetry and any required repeater sites.
- B. **METRO** will inspect the construction and will be responsible for ongoing operation and maintenance.
- C. **METRO's** level of participation is based on a determination by **METRO** utilizing a benefit/cost analysis to the project area's existing customer base and overall systemic operational needs. For this specific project, **METRO** agrees to contribute the material cost difference between **MNAA's** required 16" water main (DIP) and **METRO's** requested 24" water main (DIP) not to exceed \$131,746.60 as a contribution towards these improvements which has been determined to benefit the general community and the public water system. The awarded bid amount and unit prices are within range of recently bid public projects of similar scope and size.
- D. This agreement is subject to the approval through Resolution (one reading) of The Metropolitan Council of Nashville and Davidson County and will be null and void if the improvements are not operational by May 17, 2024.
- E. This project must be constructed or obligated for this Funding Agreement to become binding on either party.

III. FUTURE AMENDMENTS:

Any future amendments to this agreement shall be approved by resolution of the Metropolitan Council.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed.

RECOMMENDED BY:

DocuSigned by:

Scott Potter

Director Metropolitan Department of Water and Sewerage Services

APPROVED AS TO AVAILABILITY OF FUNDS:

DocuSigned by:

Kelly Flannery

CF513D4D905F4EB...

Director of Finance

APPROVED AS TO FORM AND LEGALITY:

DocuSigned by:

Tara Ladd

E366FC378EF2427...

Metropolitan Attorney

THE METROPOLITAN GOVERNMENT OF
NASHVILLE AND DAVIDSON COUNTY:

Metropolitan Mayor

ACCEPTED BY:

DK

Douglas E. Kreulen, A.A.E., President & CEO
Metropolitan Nashville Airport Authority (MNA)

Sworn to and subscribed to before me, a Notary Public,

27th day of July 2023

by Douglas E. Kreulen of

MNAA and duly authorized to execute this instrument on
MNAA's behalf.

Patricia Sakman

Notary Public



My Commission Expires: January 4, 2027

ATTEST:

Metropolitan Clerk

Date: _____



**METROPOLITAN GOVERNMENT OF NASHVILLE
AND DAVIDSON COUNTY**

Metro Office Building
800 President Ronald Reagan Way
P.O. Box 196300
Nashville, TN 37219-6300

July 26, 2023

To: Peggy Deaner Metro Water Services

**Re: AIRPORT TERMINAL WATER MAIN PARTICIPATION AGREEMENT
Planning Commission Mandatory Referral 2023M-034AG-001
Council District #13 Russ Bradford, Council Member**

On behalf of the Metropolitan Planning Commission, the following item, referred to the Commission as required by the Metro Charter, has been recommended for *approval* to the Metropolitan Council:

A resolution approving a participation agreement between the Metro Nashville Airport Authority (MNA) and The Metropolitan Government of Nashville and Davidson County, acting by and through the Metropolitan Department of Water and Sewerage Services, for the MNA Terminal Water Main Participation Agreement (Proposal No. 2023M-034AG-001).

The relevant Metro agencies (Metro Parks, Metro Public Works, Metro Water Services, Metro Emergency Communications, the Nashville Electric Service, Metro Finance – Public Property and the Metro Historical Commission) have reviewed the proposal and concur in the recommendation for approval. This request must be approved by the Metro Council to become effective. A sketch showing the location of the request is attached to this letter.

Conditions that apply to this approval: none

This recommendation for approval is given as set forth in the Metropolitan Planning Commission Rules and Procedures. If you have any questions about this matter, please contact Delilah Rhodes at delilah.rhodes@nashville.gov or 615-862-7208.

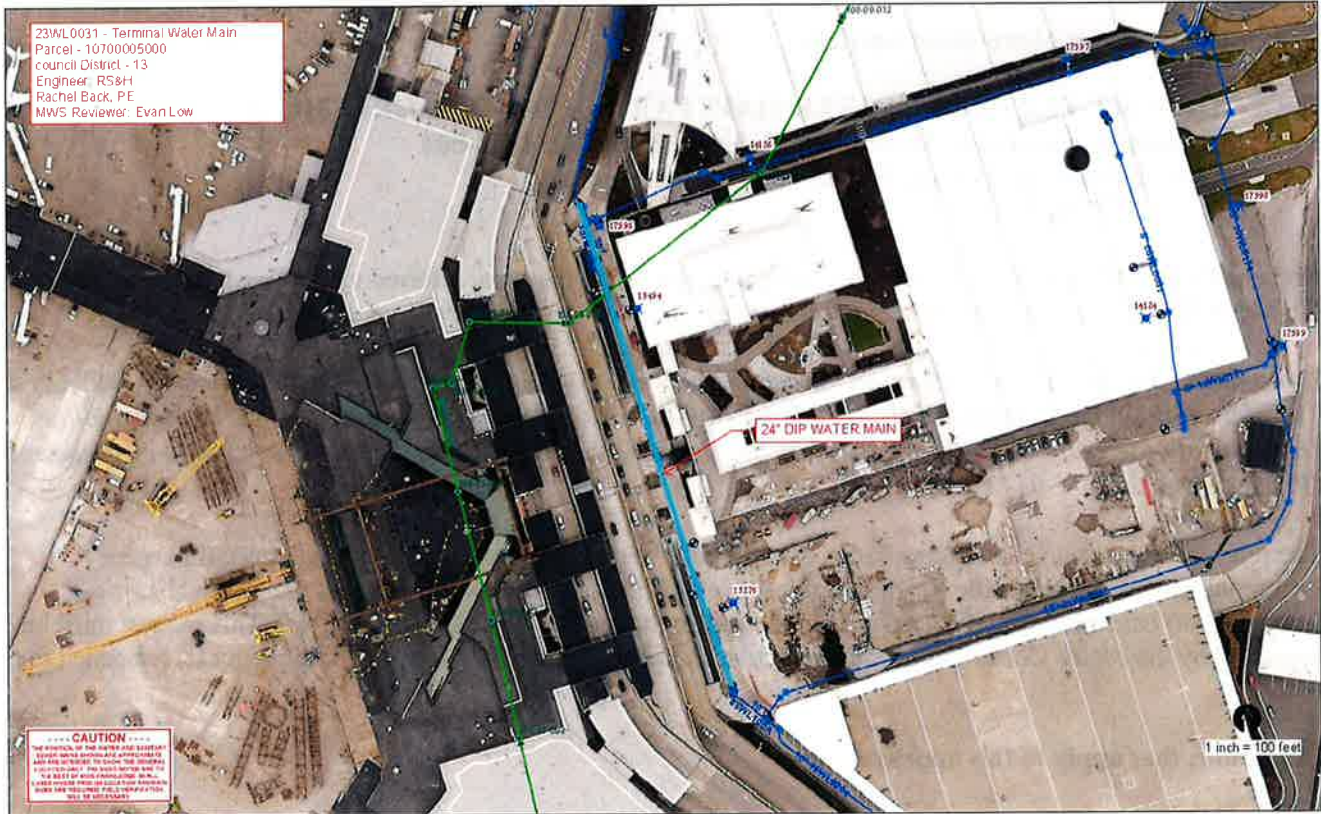
Sincerely,

A handwritten signature in blue ink that reads 'Lisa Milligan'.

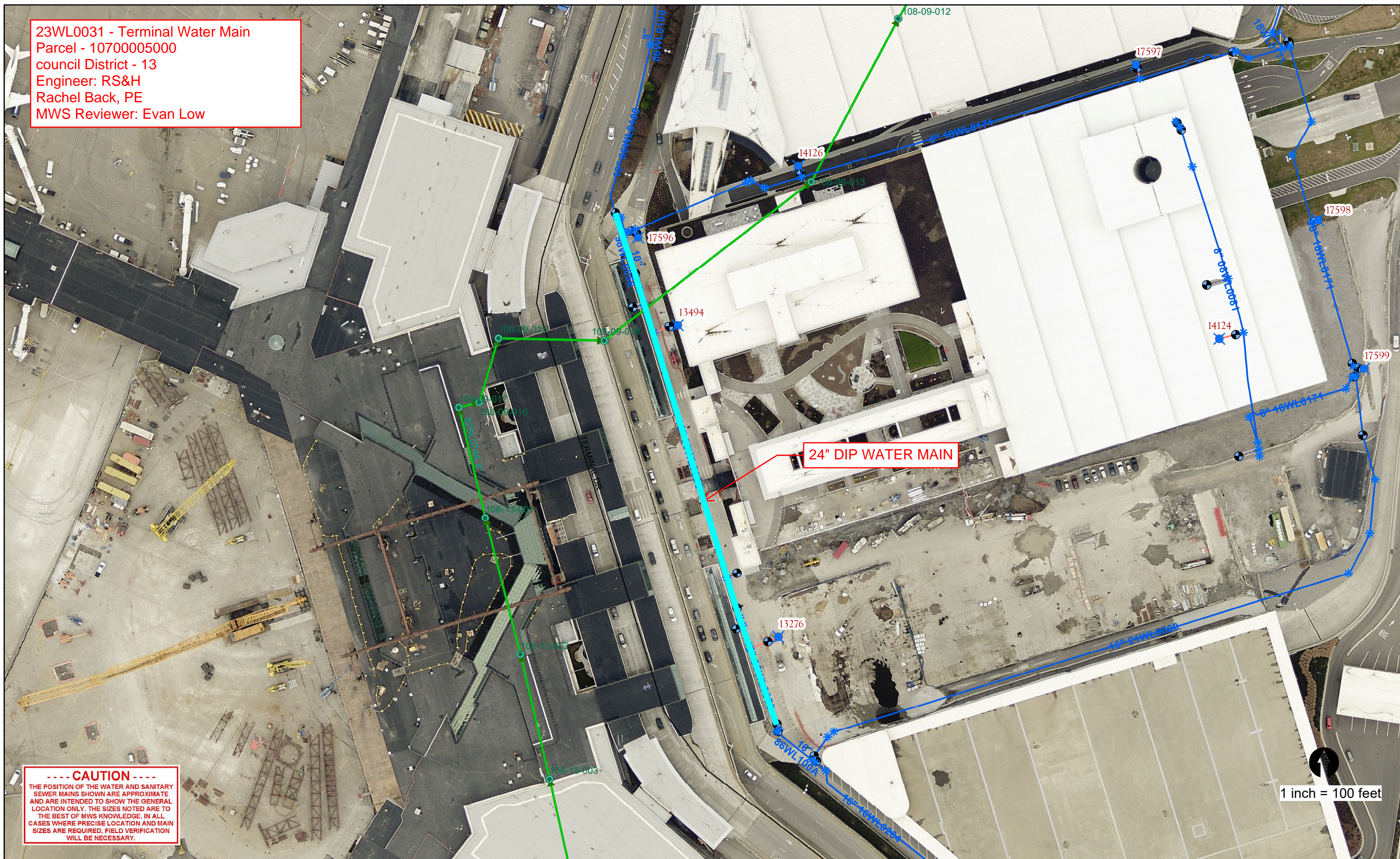
Lisa Milligan
Land Development Manager
Metro Planning Department
cc: *Metro Clerk*

**Re: AIRPORT TERMINAL WATER MAIN PARTICIPATION AGREEMENT
Planning Commission Mandatory Referral # 2023M-034AG-001
Council District #13 Russ Bradford, Council Member**

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23WL0031 - Terminal Water Main
Parcel - 10700005000
Council District - 13
Engineer: RS&H
Rachel Back, PE
MWS Reviewer: Evan Low



24" DIP WATER MAIN

----- CAUTION -----
THE POSITION OF THE WATER AND SANITARY
SEWER MAINS SHOWN ARE APPROXIMATE
AND ARE INTENDED TO SHOW THE GENERAL
LOCATION ONLY. THE SIZES NOTED ARE TO
THE BEST OF MWS KNOWLEDGE. IN ALL
CASES WHERE PRECISE LOCATION AND MAIN
SIZES ARE REQUIRED, FIELD VERIFICATION
WILL BE NECESSARY.

1 inch = 100 feet

ORIGINAL

METROPOLITAN COUNTY COUNCIL

Resolution No. _____

A resolution approving a participation agreement between the Metropolitan Government of Nashville and Davidson County, acting by and through the Metropolitan Department of Water and Sewerage Services, and Metro Nashville Airport Authority, to provide public water service improvements for MNAA's proposed development, as well as other existing properties in the area (MWS Project No. 23-WL-0031 and Proposal No. 2023M-034AG-001).

Introduced _____

Amended _____

Adopted _____

Approved _____

By _____
Metropolitan Mayor
