



# METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY

**JOHN COOPER**  
**MAYOR**

**DEPARTMENT OF PUBLIC WORKS**  
750 S. 5<sup>TH</sup> STREET  
NASHVILLE, TENNESSEE 37206

February 7, 2022

Ms. Kelly Flannery  
Director of Finance  
Metro Nashville and Davidson County

RE: Prop. No. 2021M-033AG-002, Resolution approving Amendment 1 to TDOT Agreement 210258, early acquisition of ROW to include six parcels for Phase 1- North/South Arterial Boulevard between Spring Street and Woodland Street, Davidson County

Ms. Flannery,

This resolution will approve Amendment 1 to Agreement No. 210258 between TDOT and the Metro Government displaying adjustments to the total project costs displayed on Exhibit A in the agreement. The total project costs will be adjusted from \$50,880,000 to \$50,000,000 to which the Metro share will continue to be 50% of that cost per the agreement.

Should you have questions regarding this amendment, please contact me at 615-862-8730 or 615-961-1105.

Sincerely,

A handwritten signature in blue ink, appearing to read "Darrell K. Moore", is written over a horizontal line.

Darrell K. Moore  
Technical Specialist 1  
NDOT  
615-862-8730  
Darrell.Moore@nashville.gov

Exhibit 1



**STATE OF TENNESSEE  
DEPARTMENT OF TRANSPORTATION  
PROGRAM DEVELOPMENT & ADMINISTRATION DIVISION  
LOCAL PROGRAMS DEVELOPMENT OFFICE**

SUITE 600, JAMES K. POLK BUILDING  
505 DEADERICK STREET  
NASHVILLE, TN 37243-1402  
(615) 741-5314

**JOSEPH GALBATO, III**  
INTERIM COMMISSIONER

**BILL LEE**  
GOVERNOR

February 3, 2022

The Honorable John Cooper  
Mayor, Metropolitan Government of Nashville and Davidson County  
1 Public Square  
Nashville, TN 37201

Re: Early Acquisition of ROW to include six parcels for Phase I-North/South Arterial Boulevard  
between Spring Street and Woodland Street  
Metropolitan Government of Nashville and Davidson County, Davidson County  
PIN: 132289.00  
Federal Project Number: N/A  
State Project Number: 19LPLM-S2-190  
Agreement Number: 210258

Dear Mayor Cooper:

I am attaching an amendment to the original contract. The amendment revises the Exhibit A. Please review the amendment and advise me if it requires further explanation. If you find the amendment satisfactory, please execute it in accordance with all rules, regulations, and laws, obtain the signature of the attorney for your agency, and return it to me. Once the amendment is fully executed, we will send a copy to you for your records.

If you have any questions or need any additional information, please contact Simchah Edwards at 615-741-0805 or [Simchah.Edwards@tn.gov](mailto:Simchah.Edwards@tn.gov).

Sincerely,

A handwritten signature in cursive script that reads "Kimery Grant".

Kimery Grant  
Transportation Manager 2

Attachment

Amendment to Replace Exhibit A

**Amendment Number: 1**

**Agreement Number: 210258**

**Project Identification Number: 132289.00**

**Federal Project Number: N/A**

**State Project Number: 19LPLM-S2-190**

THIS AGREEMENT AMENDMENT is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ by and between the STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION, an agency of the State of Tennessee (hereinafter called the "Department") and the METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY (hereinafter called the "Agency"), for the purpose of providing an understanding among the parties of their respective obligations related to the management of the project described as:

"Early Acquisition of ROW to include six parcels for Phase I-North/South Arterial Boulevard between Spring Street and Woodland Street"

1. The language of Agreement # 210258 dated December 9, 2021 Exhibit A is hereby deleted in its entirety and replaced with the attached Exhibit A for Amendment 1 .

All provisions of the original contract not expressly amended hereby shall remain in full force and effect.

**IN WITNESS WHEREOF**, the parties have caused this instrument to be executed by their respective authorized officials on the date first above written.

**RECOMMENDED BY:**

**STATE OF TENNESSEE  
DEPARTMENT OF TRANSPORTATION**

DocuSigned by:  
BY: *Diana Wallarou*  
CCAB046554B9461  
Diana Alarcon, Director  
Nashville Department of Transportation

BY: \_\_\_\_\_  
Joseph Galbato, III  
Interim Commissioner

**APPROVED AS TO AND  
AVAILABILITY OF FUNDS**

DocuSigned by:  
BY: *Kelly Flannery/mjw*  
62377A2A8742469...  
Kelly Flannery, Director  
Department of Finance

**APPROVED AS TO FORM AND  
LEGALITY**

BY: \_\_\_\_\_  
John H. Reinbold  
General Counsel

**APPROVED AS TO FORM AND  
LEGALITY**

DocuSigned by:  
BY: *Tara Ladd*  
E366FC378EF2427...  
Metropolitan Attorney

**THE METROPOLITAN GOVERNMENT OF  
NASHVILLE AND DAVIDSON COUNTY**

BY: \_\_\_\_\_  
John Cooper  
Metropolitan County Mayor

**ATTEST**, this the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

BY: \_\_\_\_\_  
Metropolitan Clerk

**APPROVED AS TO RISK AND  
INSURANCE**

DocuSigned by:  
BY: *Balogun Cobb*  
68804BF12FD741C...  
Director of Insurance

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## EXHIBIT "A" for AMENDMENT 1

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**Agreement #:** 210258**Project Identification #:** 132289.00**Federal Project #:** N/A**State Project #:** 19LPLM-S2-190

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**Project Description:** Early Acquisition of ROW to include six parcels for Phase I-North/South Arterial Boulevard between Spring Street and Woodland Street

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**Change in Cost:** Cost hereunder is controlled by the figures shown in the TIP and any amendments, adjustments or changes thereto

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**Type of Work:** Right-of-Way

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Phase	Funding Source	Fed %	State %	Local %	Estimated Cost
PE-NEPA	LIC	0	50	50	\$2,000,000.00
PE-DESIGN	LIC	0	50	50	\$2,000,000.00
RIGHT-OF-WAY	LIC	0	50	50	\$46,000,000.00

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**Ineligible Cost:** One hundred percent (100%) of the actual cost will be paid from Agency funds if the use of said state or federal funds is ruled ineligible at any time by the Federal Highway Administration.

**Legislative Authority:** LIC: Tennessee Code Annotated 54-5-501;

LIC: Local Interstate Connecting Route Act of 1965

**TDOT Engineering Services (TDOT ES):** In order to comply with all federal and state laws, rules, and regulations, the TDOT Engineering Services line item in Exhibit A is placed there to ensure that TDOT's expenses associated with the project during construction are covered. The anticipated TDOT expenses include but are not necessarily limited to Construction Inspection and Material and Testing Expenses (Quality Assurance Testing).

For federal funds included in this contract, the CFDA Number is 20.205, Highway Planning and Construction funding provided through an allocation from the US Department of Transportation.