



Metropolitan Nashville and Davidson County, TN

Legislation Text

File #: RS2024-685, **Version:** 1

A resolution approving a memorandum of understanding between the Metropolitan Board of Fair Commissioners (the "Fair Board") and The Sports Authority of the Metropolitan Government of Nashville and Davidson County (the "Sports Authority") regarding amendment of an agreement between the Sports Authority and Bell & Associates Construction, LLC.

WHEREAS, The Fairgrounds Nashville (the "Fairgrounds") has undergone a series of capital improvements, including new roadways, utility infrastructure, and landscaping, to support construction and use of the Major League Soccer stadium, Geodis Park (the "Stadium"), and other campus activities; and

WHEREAS, the Sports Authority previously entered into an agreement (Metro Contract No. 6483965) with Bell & Associates Construction, LLC for construction manager at risk services for infrastructure (roads and utilities) in the area of the Stadium located at the Fairgrounds (the "Maintenance Contract"); and

WHEREAS, additional capital improvements, including a mixed-use development that will further increase pedestrian and vehicular traffic at and around the Fairgrounds, are expected to be completed at the Fairgrounds in the near future; and

WHEREAS, to manage and maintain the future construction of infrastructure in the area of the Stadium, the Fair Board has requested the Sports Authority to extend the term of the existing Maintenance Contract between the Sports Authority and Bell & Associates Construction, LLC beyond the current expiration date of January 24, 2026, to allow for such infrastructure work to continue and be completed (the "Amendment"); and,

WHEREAS, the Fair Board and the Sports Authority entered a memorandum of understanding, attached hereto as "Exhibit A", setting forth each party's responsibilities with regard to the Amendment of the Maintenance Contract (the "MOU"); and,

WHEREAS, pursuant to the MOU, the Fair Board and the Sports Authority agreed, among other things, that the Maintenance Contract would be amended to extend its terms and conditions to include additional maintenance of landscaping infrastructure along Benton Avenue and Wedgewood Avenue at the Fairgrounds, through and including December 31, 2027, and that the Fairgrounds would contribute toward such additional maintenance in an amount not to exceed \$258,772; and,

WHEREAS, pursuant to Tenn. Code Ann. § 12-9-101 et seq., public agencies in Tennessee have the authority to enter into interlocal agreements to achieve common objectives subject to the approval of their respective governing bodies by resolution or as otherwise provided by law; and,

WHEREAS, the Fair Board voted to approve the MOU during its regular meeting held on August 13, 2024; and,

WHEREAS, the Sports Authority voted to approve both the MOU and the Amendment during its regular meeting held on August 15, 2024; and,

WHEREAS, the partnership between the Sports Authority and the Fair Board continues to support the overall Fairgrounds, including the Expo Center, the speedway, the mixed use development, and Geodis Park; and,

WHEREAS, approval of the MOU is in the best interests of the Metropolitan Government of Nashville and

Davidson County.

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

Section 1: That the MOU between the Fair Board and the Sports Authority, attached hereto as “Exhibit A” and incorporated herein, is hereby approved.

Section 2: That this resolution shall take effect from and after its adoption, the welfare of the Metropolitan Government of Nashville and Davidson County requiring it.

Analysis

This ordinance approves a memorandum of understanding between the Metropolitan Board of Fair Commissioners (“Fair Board”) and The Sports Authority for the Metropolitan Government for Nashville and Davidson County (“Sports Authority”) concerning an amendment to an agreement between the Sports Authority and Bell & Associates Construction, LLC (“Agreement”).

The agreement between the Sports Authority and Bell & Associates Construction, LLC is for construction manager at risk services for infrastructure in and around the Nashville Fairgrounds, including for new roadways, utility infrastructure, and landscaping in support of the soccer stadium. Additional capital improvements, including a mixed-use development, are expected to be completed at the Fairgrounds in the near future. The Agreement is set to expire on January 24, 2026.

The memorandum of understanding would allow the Sports Authority to extend the Agreement through December 31, 2027, expand the scope of work for the project to include additional maintenance of landscaping infrastructure, and increase the contract value by \$258,772. The Fair Board would contribute up to up to \$258,772 in additional maintenance costs. The memorandum of understanding would take effect upon approval by the Metropolitan Council and the signatures of both parties.

The Fair Board voted to approve the memorandum of understanding during its August 14, 2024 meeting. The Sports Authority approved the memorandum of understanding and the Agreement amendment during its August 15, 2024 meeting.

Fiscal Note: Metro would pay up to \$258,772 for the additional maintenance of landscaping infrastructure along Benton Avenue and Wedgewood Avenue at the Fairgrounds.