

RESOLUTION NO. RS2018-1050

A resolution authorizing The Metropolitan Government of Nashville and Davidson County, acting by and through the Department of Water and Sewerage Services, hereinafter called the "Licensee," to enter into a Facility Encroachment Agreement with CSX TRANSPORTATION, INC. hereinafter called "Licensor" to construct and maintain water lines in the railroad right-of-way north of the intersection of Bell Road and Collins Park Drive, (Project No. 15WG0106).

WHEREAS, Licensee desires to construct, or cause to be constructed, use and maintain, one 24 inch sub-grade pipeline, one existing 16 inch sub-grade pipe crossing, and one existing eight inch sub-grade pipeline, solely for the conveyance of potable water over, under, or across property, tracks, and right-of-way owned or controlled by Licensor, pursuant to the terms of the Facility Encroachment Agreement, attached hereto in substantial form as Exhibit 1; and,

WHEREAS, Ordinance No. O98-1393 authorized The Metropolitan Government of Nashville and Davidson County to enter these types of agreements with CSX for water and sewer line construction by resolution; and,

WHEREAS, Licensee shall pay Licensor a one-time nonrefundable License and Insurance Fee of Two Thousand One Hundred Twenty-Five and 00/100 Dollars (\$2,125.00) upon execution of this contract; and,

WHEREAS, approval of this agreement will benefit the citizens 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. The Facility Encroachment Agreement, attached hereto in substantial form as Exhibit 1 and incorporated herein by reference, is hereby approved, and that the Metropolitan Mayor is authorized to execute the same.

Section 2. Any amendments, renewals, or extension of the terms of the agreement may be approved by resolution of the Metropolitan Council.

Section 3. That this resolution shall take effect from and after its adoption, the welfare of the Metropolitan Government of Nashville and Davidson County requiring it.

RECOMMENDED BY:

INTRODUCED BY:

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Scott A. Potter, Director  
Water and Sewerage Services

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APPROVED AS TO THE AVAILABILITY  
OF FUNDS:

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Council Member(s)

\_\_\_\_\_  
Talia Lomax-O'dneal, Director  
Department of Finance  
FUND No. 47410                      \$2,125.00  
PIF No. 16-032

APPROVED AS TO FORM AND  
LEGALITY:

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Assistant Metropolitan Attorney