

RESOLUTION NO. RS2018-1241

A resolution amending an intergovernmental agreement by and between the State of Tennessee, Department of Transportation, and the Metropolitan Government of Nashville and Davidson County, acting by and through the Department of Public Works, for the acceptance of all phases of work in connection with the construction of the Interchange Modification on I-24 East at Hickory Hollow Parkway, Federal Project No. NH-I-24-9(79), State Project No. 19002-3191-44, PIN 123055.00 (Prop No. 2017M-008AG-003).

WHEREAS, The State of Tennessee, Department of Transportation (TDOT) plans to construct Federal Project No. NH-1-24-9(79), State Project No. 19002-3191-44, PIN 123055.00, an Interchange Modification on I-24 East of Hickory Hollow; and,

WHEREAS, Resolution RS2017-776 approved an intergovernmental agreement with TDOT where the Metropolitan Government of Nashville and Davidson County (“Metro”) has agreed to cover 100 percent of the cost of the Preliminary Engineering phases of NEPA and Design at \$65,000 and \$1,940,000 respectively; Right-of-Way cost at \$1000; and TDOT has agreed to cover 100 percent of the estimated construction cost of \$20,880,000; and,

WHEREAS, Ordinance BL2017-746, approved a participation agreement between Metro and Century Farms, LLC, (“Century Farms”) for the shared cost of design and construction of local roads that will connect to the interchange project at \$24,000,000, where Century Farms will pay \$12,000,000 and Metro will pay \$12,000,000; and,

WHEREAS, TDOT has reviewed the previous estimated construction cost and has determined due to inflation and rising cost of construction materials, the current estimate to construct the interchange is \$38,000,000; and,

WHEREAS, TDOT has a funding cap toward the construction cost set at \$25,700,000 that includes an 90 percent federal match and 10 percent of the state match; and,

WHEREAS, TDOT has asked Metro to provide the local match of \$12,300,000; and,

WHEREAS, Metro will receive \$11,070,000 of federal funds from the Nashville Area Metropolitan Planning Organization; and,

WHEREAS, Metro and Century Farms have agreed to split the remaining \$1,230,000, and Century Farms shall pay TDOT directly for their share, \$615,000; and,

WHEREAS, Tennessee Code Annotated, Section 12-9-104(a)(2)(b), authorizes The Metropolitan Government of Nashville & Davidson County to approve an agreement with TDOT by resolution; and,

WHEREAS, it is in the interest of The Metropolitan Government of Nashville & Davidson County that the construction be carried out in Federal Project No. NH-I-24-9(79), State Project Nos. 19002-3191-44, PIN 123055.

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

Section 1. That the amended Agreement with TDOT, attached hereto as Exhibit A and incorporated herein by reference, is hereby approved, and that the Metropolitan Mayor is authorized to execute the same.

Section 2. That any amendment to this legislation shall be approved by resolution.

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

RECOMMENDED BY:

INTRODUCED BY:

\_\_\_\_\_  
Mark Sturtevant, Director  
Department of Public Works

\_\_\_\_\_  
\_\_\_\_\_

APPROVED AS TO AVAILABILITY  
OF FUNDS:

\_\_\_\_\_  
Member(s) of Council

\_\_\_\_\_  
Talía Lomax O'dneal

APPROVED AS TO FORM  
AND LEGALITY:

\_\_\_\_\_  
Assistant Metropolitan Attorney